

REGULAR COUNCIL MEETING
JULY 14, 2015

Council Chamber, Municipal Building
Irvington, N.J. – Tuesday Evening
July 14, 2015 - 8:00 P.M.

1. Pledge of Allegiance
2. Moment of Silence
3. Roll Call

Present: Renee C. Burgess, Vernal Cox, October Hudley, Paul Inman, Sandra R. Jones, David Lyons, Charnette Frederic

Absent: None

President Frederic read the Statement of Proper Notice pursuant to the Sunshine Law.

4. Hearing of Citizens on Agenda Items Only (limited to three minutes per person and thirty minutes total)

Cathy Southerland, 50 Adams Street
Elouise McDaniel, 214 Nesbit Terrace
William Brower, representing Willmar Lounge, Inc., 895 Springfield Avenue

5. Hearing of Council Members

Council Member Lyons and Council President Frederic addressed the concerns raised by the above referenced citizens.

6. Reports & Recommendations of Township Officers, Boards & Commissions

A. Reports

1. Minutes – Directors' Meeting – June 23, 2015
2. Annual Audit Report – Calendar Year 2013
3. Joint Meeting – 3rd Quarter Assessment

7. Reports of Committees

A. Request for Qualifications Results - Workers Compensation Counsel, Substitute Prosecutors - July 1, 2015

8. Ordinances, Bills & Claims

C. Bills & Claims

Jones – Lyons 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD JULY 14, 2015, AS ENUMERATED ON THIS LIST FOR MATERIALS, SUPPLIES AND SERVICES FURNISHED, DELIVERED AND/OR PERFORMED HAVE BEEN CERTIFIED BY THE DEPARTMENTS AS CORRECT, EACH CLAIM AND PURCHASE ORDER HAVE BEEN VERIFIED AND REVIEWED FOR THE AVAILABILITY OF FUNDS, ACCURACY OF ACCOUNT CODING AND COMPLETENESS BY THE ADMINISTRATION, THEREFORE:

BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON THAT THE FOLLOWING BE PAID BY THE CHIEF FINANCIAL OFFICER:

BILL LIST	\$3,836,871.00
TOTAL	\$3,836,871.00

Adopted

Jones – Lyons 2. Payrolls

June 13, 2015 through June 26, 2015

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$1,427,265.25	\$118,309.76	\$102,981.90	\$1,648,556.91

Adopted

9. Resolutions & Motions

A. Resolutions

Jones – Lyons 1. Authorize Contract With Colonial Life to Provide Certain Benefits to Municipal Employees

RESOLUTION AMENDING THE TOWNSHIP SERVICE CONTRACT WITH
COLONIAL LIFE

WHEREAS, pursuant to resolution number DRF 12-0215-3, Colonial Life is part of the Township section 125 Premium Plan to provide Life Insurance; and

WHEREAS, Colonial Life now provides additional employees benefits that the Township would like to provide to employees; and

WHEREAS, the Township would like to take advantage of the college tuition benefits, wellness card, dependent verification, disability insurance, accident insurance, cancer

insurance, critical illness insurance, hospital confinement indemnity insurance and CHUBB benefits for employees; and

WHEREAS, Colonial Life will provide this service to the Township and employees at no additional cost; and

NOW, THEREFORE, BE IT RESLOVED, that the Municipal Council of the Township of Irvington hereby authorizes the Township to take advantage of the additional benefits; and

BE IT FURTHER RESOLVED that Colonial life will protect Township of Irvington employees' information and this information shall not be shared with third-parties without the consent of the employee; and

BE IT FURTHER RESOLVED, that the Township Attorney is hereby authorized and directed to prepare the necessary contract and the Mayor and the Township Clerk are authorized and directed to sign the same.

Adopted

Lyons – Cox 2. Authorize Purchase Over the \$36,000.00 Bid Threshold for Fire Department Equipment - New Jersey Fire Equipment Company

**AUTHORIZING PURCHASES UNDER THE STATE OF NEW JERSEY
COOPERATIVE PURCHASING PROGRAM
OVER THE BID THRESHOLD OF \$36,000.00**

WHEREAS, the Township of Irvington, pursuant to N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-

7.29(c) may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and,

WHEREAS, the Township of Irvington has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, New Jersey Fire Equipment Company of 119-130 Route 22 East, Green Brook, NJ 08812 exceed the bid threshold of \$36,000.00 for calendar year 2015; and

WHEREAS, the Township of Irvington intends to enter into contracts with State Contract number A80961 over the bid threshold of \$36,000.00 through this resolution and properly executed purchase orders for the service of fire equipment supply (carbon wrap cylinder, head harness) and service.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of

Irvington authorizes the purchase of fire equipment supply and service over the bid threshold of \$36,000.00, pursuant to all the conditions of state contract number A80961; and

BE IT FURTHER RESOLVED by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds and resolutions shall be certified at such time as the goods or services are called for prior to placing the order for good or service in excess of \$36,000.00, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2015; and

BE IT FURTHER RESOLVED a separate resolution will be submitted to the Municipal Council for all addition vendors exceeding the bid threshold of \$36,000.00.

Adopted

Hudley – Cox 3. Authorize Change Order # 4 for the Integrated Security & Access Control System for the Police Department - Increase Contract Price by \$796.00

A RESOLUTION AUTHORIZING CHANGE ORDER #4 FOR THE INTEGRATED SECURITY AND ACCESS CONTROL SYSTEM FOR THE POLICE DEPARTMENT

WHEREAS, a contract was awarded to Integrated Systems & Services, by resolution number DP 13-1008-25 in the amount of \$153,711.21 for security and access control in the Police Department; and,

WHEREAS, change order number one, resolution number DP 14-0311-7 was approved on March 11, 2014, increasing the total contract to \$180,051.64; and,

WHEREAS, change order number two, resolution number DP 14-0506-13 was approved on May 06, 2014, with no increase in the overall contract; and,

WHEREAS, change order number three, resolution number DP 14-0923-38 was approved on September 23, 2014 for \$3,600.00 increasing the contract to \$183,651.64; and,

WHEREAS, it was recommended by vendor and agreed by the Police Department that additional equipment is required to complete the project but was not in the original bid specifications; and,

WHEREAS, the additional equipment will increase the total contract by \$796.00; and,

WHEREAS, the Director agrees with the recommended changes; and,

THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Clerk be and is hereby authorized to execute Change Order number four with Integrated Systems & Services., 541

Industrial Way West, Suite B, Eatontown, NJ 07224, modifying the bid specifications and equipment; and,

THEREFORE, BE IT RESOLVED, the total contract amount for this project will increase to \$184, 447.64

BE IT RESOLVED that the required certification of availability of funds C5-00267 in the amount of \$796.00 from account number T-13-56-860-000-863 has been obtained from the Chief Financial Officer.

Adopted

Lyons – Cox 4. Declare Municipal Council’s Vote of Confidence in Mayor Mayor Vauss During his First Year in Office

Vote of Confidence
for the Honorable Mayor Tony Vauss

WHEREAS, the Irvington Municipal Council wishes to commend the Honorable Mayor Tony Vauss for his outstanding dedication and leadership during the first year of his mayoral term; and

WHEREAS, Council President Charnette Frederic states that "either through Mayor Vauss' Quality of Life Team to keep Irvington clean, the snow storm removals, or major drug busts to keep Irvington safe, he proves that he is up to the task in his first year of office. For the first time in a long time, the residents of Irvington have hope to see Irvington strong again"; and

WHEREAS, Council Member October Hudley states that “Mayor Vauss continues to execute the leadership skills he possesses by engaging the community in our collective vision to increase the quality of life to make Irvington a safe and clean township”; and

WHEREAS, Council member Renee C. Burgess states that “the Mayor has taken the initiative to partner with the citizens of Irvington, the Council and his administration to strategically take on the challenges that have been plaguing our township for a very long time. The Mayor has manifested dedication, creativity, loyalty, commitment and a vision – a vision of rehabilitating Irvington to a self-efficient place where businesses, families/residents and children can grow productively. He has recognized the different cultures in our town and has formulated a method to work together as one. Mayor Vauss has managed to restore the moral and bring back a sense of hope to the citizens of Irvington. I, as a Council member am determined and confident in supporting Mayor Tony Vauss in all his endeavors in making Irvington a better place for all”; and

WHEREAS, Mayor Tony Vauss requires weekly, mandatory, Directors' meetings where the general and specific activities of the Township operations are discussed to ensure proper assignment of tasks and follow-up on the assigned activities occurs; instituted additional controls on overtime to require written approval from the Directors, with final approval from the Business Administrator; and

WHEREAS, Mayor Tony Vauss launched a revamped news and television programming station that increased the awareness of activities; developed a cohesive budget for 2015 to provide additional services to the residents while ensuring tighter control over finances; completed the roll out of the Mayor's Community Service Officers Program to increase police presence and visibility; and

WHEREAS, Mayor Tony Vauss successfully renovated and beautified Green Terrace Park that was damaged as a result of Super Storm Sandy and closed to the public for several months; had the municipal building painted and the roof replaced; had new time clocks installed; initiated shared services with Union Township to repair Walker Avenue; had advertised, bid and rewarded the contract for the sale of Servicemen's Clubhouse; has initiated online reverse energy auction to lower all Township utility bills; and

WHEREAS, Mayor Tony Vauss hired the first African American Fire Director; hired a new Fire Chief; promoted two Deputy Fire Chiefs one of who was the first African American to hold that position; promoted two Fire Captains; hired 10 new Firefighters, including the first non-veteran female Hispanic; and

WHEREAS, Mayor Tony Vauss received the following grants: \$151,000.00 Assistance to Firefighters Grant for new self-contained breathing apparatus, \$21,000.00 Community Development Block Grant for new Firefighter face masks, \$750,000.00 Shovels in the Ground Federal Grant for Emergency Operations Center at Wagner Place Fire Station. And \$220,000.00 Grant for the installation of a new emergency generator at Fire Headquarters and the Gatling Center; and

WHEREAS, Mayor Tony Vauss had potholes filled in the following areas: Berkley Terrace and Eastern Parkway, Brighton Terrace and Eastern Parkway, Tremont Terrace and Eastern Parkway, 19th Avenue and Eastern Parkway, Ellis Avenue and Berkley Terrace, Breckenridge Terrace and Eastern Parkway, Smalley Terrace and Eastern Parkway, 15th Avenue and Eastern Parkway, Nye Avenue and Augusta Street, 16th Avenue and Eastern Parkway, Park Place and Springfield Avenue, Park Place between Lyons Avenue and Nye Avenue, the entire length of St. Paul Drive, the intersection of Elmwood Avenue and Franklin Terrace, Sanford Avenue and Laurel Avenue, Bachman Place, Madison Ave, Bross Place, Western Parkway from toll both to Madison Avenue, Washington Avenue between Madison Avenue and Springfield Avenue; ordered the installation of 54 speed bumps throughout the town; ordered the resurfacing (paving) of 17 streets; created the "Quality of Life Team", whose sole focus is to respond to citizens and business' requests relative to cleanliness issues throughout the Township; over 500 requests have been resolved; ordered the cleanup and debris removal from several abandoned properties throughout the Township; and

WHEREAS, Mayor Tony Vauss oversaw the approval of 7 Site plan/Subdivision applications for development: 1138 Grove Street, 100 Orange Avenue, 927 Clinton Avenue, 1056 Clinton Avenue, 722 Chancellor Avenue, 1143 Clinton Avenue, and 399 Myrtle Avenue; oversaw the approval of 722 Chancellor Avenue for a 4-story mixed use building by the Planning Board; accepted the winning bid for Servicemen's Clubhouse by Taco Bell; oversaw the sale of 123-127 Coit Street, the final Brownfield Development

Area property in the Township; approved financial support for 10 social service agencies; oversaw the registration of 360 vacant properties thereby generating over \$160,000 in revenue; and

NOW, THEREFORE BE IT RESOLVED BY THE TOWNSHIP OF IRVINGTON that the Irvington Municipal Council hereby commends the Honorable Mayor Tony Vauss and wishes him continued success in making the Township of Irvington a cleaner and safer community; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the Municipal Council in lasting tribute to Mayor Tony Vauss for his outstanding dedication to the residents of the Township of Irvington.

Adopted

Jones – Lyons 5. Authorize Township Attorney to Use Substitute Prosecutor for One Session At \$300.00 Per Court Session - Gina Devito

**RESOLUTION AUTHORIZING THE TOWNSHIP ATTORNEY TO USE
SUBSTITUTE
PROSECUTORS ON AN EMERGENCY BASIS**

WHEREAS, resolution number TA 14-0909-10 appointed three substitute prosecutors to be used on an on-call basis in the event of conflict cases or due to shortage of available staff and;

WHEREAS, the three appointed substitute prosecutors were unavailable to coverage a court session on June 10, 2015 and;

WHEREAS, the Township would have to cancel court sessions due to shortage of staff which would affect the public safety and welfare of the Township pursuant to NJSA 40A:11-6 and;

WHEREAS, the Township Attorney has declared an emergency in writing to hire Gina DeVito to cover the municipal court session on June 10, 2015.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON THE FOLLOWING:

1. The Township Attorney will hire Gina Devito as a substitute prosecutor on an emergency basis for June 10, 2015 court session.
2. The Township Attorney will prepare the appropriate contract for this service.
3. The vendor will be paid an amount not to exceed \$300.00 per session

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contract and the Mayor and Township Clerk are authorized and directed to sign the same;

Adopted

Inman – Cox 6. Appointment – Citizens Advisory Commission – Raymond Daniels

WHEREAS, vacancies currently exist on the Citizens Advisory Commission due to the expiration of the terms of its members:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the following named person is hereby appointed as a member of the Citizens Advisory Commission for a term as indicated below:

NAME & ADDRESS	WARD & DISTRICT	APPOINTED BY	TERM TO EXPIRE
Raymond Daniels 491 Grove Street	E-8	Council Member Inman	9-10-15

Adopted

Hudley – Cox 7. Authorize Purchase Over the \$36,000.00 Bid Threshold for Public Works and Police Equipment

AUTHORIZING PURCHASES UNDER THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM OVER THE BID THRESHOLD OF \$36,000.00

WHEREAS, the Township of Irvington, pursuant to N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-

7.29(c) may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and,

WHEREAS, the Township of Irvington has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the list of vendors will exceed the bid threshold of \$36,000.00 for calendar year 2015; and

Type of Commodity	Name of Vendor	State Contract	User Department
Asphalt/Paving	Tilcon, New York	86419	DPW
Auto Parts	Air Brake & Equip	73722	DPW
Ammunition	Atlantic Tactical	82102	POLICE DEPARTMENT

Flooring

Hannon Floor
Corp

81748

DPW

WHEREAS, the Township of Irvington intends to enter into contracts with the above State contract vendors over the bid threshold of \$36,000.00 through this resolution and properly executed purchase orders, which shall be subject to all the conditions applicable to current State contracts.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Irvington authorizes the purchase of certain goods and services from the above approved New Jersey State contract vendors over the bid threshold of \$36,000.00, pursuant to all the conditions of the individual State contracts; and

BE IT FURTHER RESOLVED by the Township Council that, pursuant to the N.J.A.C. 5:30-

5.5(b), the certification of available funds and resolutions shall be certified at such time as the goods or services are called for prior to placing the order for good or service in excess of \$36,000.00, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2015

BE IT FURTHER RESOLVED a separate resolution will be submitted to the Municipal Council for all addition vendors exceeding the bid threshold of \$36,000.00

Adopted

Hudley – Cox 8. Authorize Issuance of 3rd Quarter Estimated Tax Bills and Establish Calendar Year 2015 Preliminary Municipal Tax Levy

Preparation of Estimated Tax Bills

WHEREAS, the Township of Irvington's Tax Collector will be unable to issue tax bills by June 14, 2015 as required by law, due to the delay to strike a tax rate, and

WHEREAS, the Governing Body has determined that there will be insufficient cash flow to support operations in late July 2015 unless third quarter revenue is received on time, and

WHEREAS, the Tax Collector and the Chief Financial Officer have reviewed and computed an estimated tax levy in accordance with N.J.S.A. 54: 4-66.3,

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Township of Irvington, County of Essex, State of New Jersey, hereby authorizes that:

1. The Tax Collector is directed to prepare and issue estimated tax bills for the Township of Irvington for the third quarter 2015, in accordance with the provisions of N.J.S.A. 54:4-66.2et seq.
2. The entire estimated tax levy for 2015 is hereby set at \$102,170,680.27
3. The Tax Collector takes any additional steps necessary to immediately implement this resolution.

Adopted

Jones – Cox 9. Determination that 114 Unit Affordable and Market Rate Rental Project by Hilltop Partners MM, LLC Meets or Will Meet an Existing Housing Need

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON DETERMINING THAT THE PROPOSED HOUSING PROJECT BY HILLTOP PARTNERS MM, LLC MEETS AN EXISTING HOUSING NEED WITHIN THE TOWNSHIP OF IRVINGTON

WHEREAS, Hilltop Partners MM, LLC (hereinafter referred to as the “Sponsor”) proposes to construct a 114 unit affordable le and market rate housing project (hereinafter referred to as the “Project”) pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (N.J.S.A. 55: 14K-1 et seq; the rules promulgated thereunder at N.J.A.C. 5:80-1.1 et seq; and all applicable guidelines promulgated thereunder (the foregoing hereinafter collectively referred to as the “HMFA Requirements”) within the Township of Irvington (hereinafter referred to as the “Municipality”) on a site located at Block 324, Lot 1 as shown on the Official Assessment Map of the Township of Irvington, Essex County, New Jersey; and

WHEREAS, the Project will be subject to the HMFA Requirements and the mortgage and other loan documents executed between the Sponsor and the New Jersey Housing and Mortgage Finance Agency (hereinafter referred to as the “Agency”); and

WHEREAS, the Project will be subject to requirements of the New Jersey Department of Community Affairs (hereinafter referred to as the “Department of Community Affairs”). The mortgage and other loan document s executed between the Sponsor and the Commissioner of the Department of Community Affairs; and

WHEREAS, pursuant to the HMFA Requirements, the governing body of the Municipality hereby determines that there is a need for this housing project in the Municipality.

NOW, THEREFORE BE IT RESOLVED by the Township of Irvington (the “Council”) that:

1. The Council finds and determines that the 114 unit affordable and market rate rental Project proposed by the Sponsor meets or will meet an existing housing need;
2. The Council does hereby adopt the within Resolution and makes the determination and findings herein contained by virtue of, pursuant to, and in conformity with the provisions of the HMFA Law to enable the Agency to process the Sponsor's application for Agency funding to finance the Project.

Adopted

Jones – Cox 10. Adoption of a Township Wide Area in Need of Rehabilitation

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX,
DESIGNATING THE ENTIRE AREA OF THE TOWNSHIP
AS AN AREA IN NEED OF REHABILITATION**

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”) authorizes municipalities to determine whether certain parcels of land located in the municipality constitute areas in need of rehabilitation; and

WHEREAS, pursuant to the Redevelopment Law, where warranted by consideration of the overall conditions and requirements of the community, a finding of need for rehabilitation may extend to the entire area of a municipality; and

WHEREAS, in accordance with the Redevelopment Law, the Municipal Council of the Township of Irvington (the “**Township Council**”) has determined that the entire area of the Township of Irvington, in the County of Essex (collectively, the “**Property**”) should be designated as an area in need of rehabilitation (the “**Rehabilitation Area**”); and

WHEREAS, the Township Engineer by Memorandum dated June 15, 2015 and the Township’s water service provider by letter dated June 25, 2015 (collectively, the “**Engineer’s Memorandum**”, attached hereto as **Exhibit A**), confirmed that within the Property the water and sanitary sewer lines are at least fifty (50) years old and are in need of repair or substantial maintenance; and

WHEREAS, based on the Engineer’s Memorandum, the Planning Board of the Township of Irvington (the “**Planning Board**”) found that the Rehabilitation Area satisfied the statutory criteria to be designated as an area in need of rehabilitation in accordance with the Redevelopment Law; and

WHEREAS, the designation of the Rehabilitation Area as an area in need of rehabilitation, in accordance with the requirements of *N.J.S.A. 40:12A-14*, is expected to prevent further deterioration and to promote the overall development of the Township of Irvington; and

WHEREAS, the Planning Board reviewed this resolution and recommended its adoption and the designation of the Rehabilitation Area as an area in need of rehabilitation in accordance with *N.J.S.A. 40A:12A-14*; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Irvington as follows:

1. **Generally.** The aforementioned recitals are incorporated herein as though fully set forth at length.
2. **Designation of the Area.** The Municipal Council hereby designates the Property, constituting all of the parcels in the Township of Irvington as an area in need of rehabilitation.
3. **Effective Date.** This resolution shall take effect immediately.

EXHIBIT A

[Engineer's Memorandum]

Adopted

Jones – Cox 11. Authorize Tax Payment Plan - 537 - 20th Street - Total Amount to Redeem - \$23,578.24 Payable Within 36 Months

Redeem Municipal Held Lien in Installments

WHEREAS, *N.J.S.A. 54:5-65* provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Richardson, Shakira, owner of record of Block 159, Lot 24, also known as 537 20th Street, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 12-02042 in the amount of \$23,578.24 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$852.41, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Jones – Lyons 12. Authorize Tax Payment Plan - 526 Grove Street - Total Amount to Redeem - \$32,578.47 Payable Within 36 Months

Redeem Municipal Held Lien in Installments

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Richardson, Shakira, owner of record of Block 156, Lot 7, also known as 526 Grove Street, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 13-00830 in the amount of \$32,578.47 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$1,177.79, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Hudley – Cox 13. Authorize Tax Payment Plan - 529 - 20th Street - Total Amount to Redeem - \$15,235.61 Payable Within 36 Months

Redeem Municipal Held Lien in Installments

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, Richardson, Shakira, owner of record of Block 159, Lot 21, also known as 529 20th Street, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 14-00735 in the amount of \$15,235.61 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$550.80, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for 36 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Hudley – Burgess 14. Waive Interest Charges of \$27,049.34 on 336 - 17th Avenue in Lieu of Full Amount of Back Taxes of \$63,950.07 Being Paid by September 15, 2015

WHEREAS, a municipal lien was placed on 336 17th Avenue, also known as Block 154 Lot 17, at a Tax Sale held on June 28, 2011 for delinquent/unpaid taxes in the amount of \$6,948.66; and

WHEREAS, the total amount due on Block 154 Lot 17, Tax Sale Cert# 111189, with interest and cost to July 14, 2015 is \$90,999.41 which includes subsequent municipal charges up to the 2015 2nd quarter taxes and 2015 annual sewer charge; and

WHEREAS, the owner of Insite Real Estate Services, LLC, has written a letter requesting an abatement of the interest owed on said certificate; and

WHEREAS, the interest and cost on Tax Sale Cert# 111189 to July 14, 2015 is \$27,049.34; and

WHEREAS, the Governing Body may forgive interest, penalties and costs pursuant to the provisions of N.J.S.A. 54:4-99:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Tax Collector is authorized and directed to abate the current interest charges of \$27,049.34 imposed on Block 154 Lot 17, and the taxpayer be allowed to pay the principal amount of \$63,950.07 on or before September 15, 2015, which is the principal amount due of said certificate of sale #111189.

Adopted

Cox – Jones 15. Authorize Tax Payment Plan - 625 - 629 Grove Street - Total Amount to Redeem - \$25,407.94 Payable Within 24 Months

Redeem Municipal Held Lien in Installments

WHEREAS, N.J.S.A. 54:5-65 provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

WHEREAS, BH Realty, Inc, owner of record of Block 126, Lot 28, also known as 625-629 Grove Street, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 14-00606 in the amount of \$25,407.94 by the installment payment plan.

NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, hereby authorize an installment payment plan \$1,268.47, as set forth on the attached

schedule and that in addition to said installments being promptly paid on the first of each month, for 24 months, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

BE IT FURTHER RESOLVED, that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

BE IT FURTHER RESOLVED, that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

BE IT FURTHER RESOLVED, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

BE IT FURTHER RESOLVED, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

B. Motions

None

10. Communications & Petitions

A. Communications

1. League of Municipalities – Legislative Bulletin # 3

B. Petitions

None

11. Pending Business

None

12. Miscellaneous

A. Bingos and Raffles

None

NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

A. Ordinances on 1st Reading

Lyons – Jones 1. Repeal Taxi Stand on 18th Avenue

AN ORDINANCE AMENDING SECTION 192-104 OF THE REVISED TRAFFIC CODE OF THE TOWNSHIP OF IRVINGTON BY REPEALING A TAXI STAND ON 18TH AVENUE.

Adopted

Lyons – Jones 2. Authorize Five Year Tax Exemption for Township Wide Rehabilitation Area Under the Five Year Tax Exemption and Abatement Law

ORDINANCE OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY AUTHORIZING EXEMPTIONS FROM TAXES UNDER THE FIVE YEAR EXEMPTION AND ABATEMENT LAW, N.J.S.A. 40A:21-1 ET SEQ.

Adopted

Lyons – Hudley 3. Authorize Five Year Tax Exemption Plan for 863-875 - 18th Avenue

AN ORDINANCE OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH MALCOLM SHABAZ URBAN RENEWAL, LLC, GRANTING A TAX EXEMPTION FOR 863-875, EIGHTEENTH AVENUE

Adopted

B. Ordinances on 2nd Reading

1. President Frederic: An ordinance amending ordinance MC 3532 requiring security cameras for certain properties and commercial business to correct a typographical error regarding deadline for registrations will be heard at this time. The Clerk will read the notice of hearing.

The Clerk read the notice of hearing.

The Clerk will read the ordinance by title.

AN ORDINANCE AMENDING ORDINANCE MC 3532 REQUIRING SECURITY CAMERAS FOR CERTAIN RESIDENTIAL PROPERTIES OR COMMERCIAL BUSINESSES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY THAT:

SECTION 1: Ordinance Number MC 3532 is hereby amended and supplemented as follows:

8:30-4. REGISTRATION REQUIRED.

a. All new residential or commercial businesses subject to this ordinance within the Township of Irvington must comply with the provisions of this section not later than thirty (30) calendar days following completion of construction or commencement of business operations, whichever occurs first.

SECTION 2. SEVERABILITY.

If any paragraph or provision of this ordinance shall be adjudicated invalid or unenforceable, such determination shall not, to the extent severable, affect any other paragraph or provision of this ordinance, which shall otherwise remain in full force and effect.

SECTION 3. EFFECTIVE DATE.

This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

The public hearing on this ordinance is now open.

Cathy Southerland, 50 Adams Street

Burgess – Jones Motion to close public hearing

Adopted

Burgess - Jones Motion to adopt this ordinance on second reading after public hearing

Council Member Lyons and Council President Frederic spoke.

Adopted

2. President Frederic: An ordinance amending chapter 83 of the revised code entitled contractors to define the word structure will be heard at this time. The Clerk will read the notice of hearing.

The Clerk stated for the record that this notice was identical to the first notice that was read.

The Clerk will read the ordinance by title.

AN ORDINANCE TO AMEND CHAPTER 83 – CONTRACTORS, LICENSING OF,
OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF
IRVINGTON

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF
IRVINGTON as follows:

SECTION 1. Chapter 83, Contractors, Licensing of Section 83-1 Definitions, is amended
as follows:

The sentences

“A “structure” shall include the repair and/or replacement of a sidewalk or driveway
on or within any right of way within the Township of Irvington. This shall not include
contractors engaged in the performance of similar work that are directly under contract
with the Township of Irvington.”

Are added to the end of the definition of Structure in the above noted section.

SECTION 2. All ordinances inconsistent or in conflict with the provisions of the within
ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final adoption and publication
according to law.

The public hearing on this ordinance is now open.

There were no requests to be heard.

Lyons - Inman Motion to close public hearing

Adopted

Lyons - Inman Motion to adopt this ordinance on second reading after public hearing

Adopted

3. President Frederic: An ordinance amending an ordinance requiring armed security guards at
certain locations to provide for properties with over 100 dwelling units will be heard at this time.
The Clerk will read the notice of hearing.

The Clerk stated for the record that this notice was identical to the first notice that was read.

The Clerk will read the ordinance by title.

Amended Ordinance Chapter 119. Housing Standards

Article V. Security Requirements

§119-30 Armed guard required; exemptions

A. Guard required.

- (1) Except as otherwise herein provided, all public and private housing buildings or developments in the Township of Irvington, which contain over 100 housing units, shall be required to have present on the premises an armed security guard for some portion of every twenty-four hour period.
- (2) Garden apartment developments of more than 100 units shall be required to post an armed security guard on the premises, patrolling both buildings and grounds, for a minimum of eight hours. The eight-hour shift shall be determined by the landlord or his agent, based upon experience and statistics about the times of maximum criminal activity in the area.
- (3) Developments of more than 100 units situated in one or more buildings of more than three stories each, with central or common entrances for all units in each building, or gated secured community with fencing that channels people through one entrance, shall be required to post one armed guard at the gated entrance.

B. Exemptions.

- (1) Housing units that are situated on the grounds of hospitals, where such grounds are patrolled by a security patrol at least once per hour, shall exempt from the requirement of maintaining an armed security guard on the premises.
- (2) The provisions of this section shall not apply to any dwelling unit which is a condominium development.

The public hearing on this ordinance is now open.

Cathy Southerland, 50 Adams Street

Inman – Lyons

Motion to close public hearing

Adopted

Inman – Lyons

Motion to adopt this ordinance on second reading after public hearing.

Council Member Lyons and Council President Frederic spoke.

Adopted

4. President Frederic: An ordinance authorizing the execution of an amended and restated financial agreement with Hilltop Partners Urban Renewal I, LLC granting a tax exemption for phase I of the Hilltop Development will be heard at this time. The Clerk will read the notice of hearing.

The Clerk stated for the record that this notice was identical to the first notice that was read.

The Clerk will read the ordinance by title.

AN ORDINANCE OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF AN AMENDED AND RESTATED FINANCIAL AGREEMENT WITH HILLTOP PARTNERS URBAN RENEWAL I LLC GRANTING A TAX EXEMPTION FOR PHASE I OF THE HILLTOP DEVELOPMENT

WHEREAS, the Township of Irvington (the “**Township**”), acting through its Municipal Council, pursuant to Section 8(f) of the *Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.* (the “**Act**”), may contract with redevelopers for the planning, replanning, construction, or undertaking of any project or redevelopment work all as set forth under the Act; and

WHEREAS, the Township designated Kapwood, LLC (the “**Redeveloper**”), as the approved redeveloper selected by the Township to implement a portion of the *Redevelopment Plan for the Urban Enterprise Zone* adopted September 12, 2007 (as amended, the “**Redevelopment Plan**”) for the redevelopment of the former Irvington General Hospital site that shall consist of a total of approximately 700 mixed income residential units together with commercial space and associated parking constructed in seven phases (the “**Redevelopment Project**”) pursuant to that certain Redevelopment Agreement by and between the Redeveloper and the Township dated October 12, 2012 (as amended, the “**Redevelopment Agreement**”); and

WHEREAS, the Redeveloper, together with Urban Builders Collaborative NJ, LLC caused the creation of Hilltop Partners Urban Renewal I LLC (the “**Entity**”), an urban renewal entity pursuant to the *Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq.* (the “**Law**”) to implement the first phase of the Redevelopment Project initially consisting of a new thirteen (13) story multi-family building comprised of 198 residential units consisting of one, two, and three-bedroom apartments along with associated off-street parking (collectively, the “**Initial Project**”) on property identified as a portion of Block 324 Lot 1 (the “**Land**”); and

WHEREAS, the Township Council adopted an ordinance on May 29, 2013 (“**2013 Ordinance**”) approving the grant of the long term tax exemption pursuant to the Long Term Tax Exemption Law for the Initial Project and authorizing the execution of a financial agreement for same; and

WHEREAS, the Entity submitted an application to the Planning Board for certain modifications to the Initial Project, reducing the Initial Project to a five (5) story multi-family building comprised of one hundred fourteen (114) residential units, consisting of sixty-five (65) one-bedroom units, forty-five (45) two-bedroom units, and four (4) three-bedroom units, along with 117 off-street parking spaces (as revised, the “**Project**”); and

WHEREAS, the Law permits the Township to provide a tax exemption for the provision of housing to be constructed, acquired or rehabilitated by an urban renewal entity; and

WHEREAS, the Entity is a single purpose urban renewal entity created pursuant to the Law for the development, operation and maintenance of the Project; and

WHEREAS, in order to improve the feasibility of the Project, the Entity submitted an application (the “**Application**”) to the Township requesting a long term tax exemption and an amended and restated financial agreement reflecting the current Project (the “**Financial Agreement**”) with respect to the Land pursuant to the Law, which Application is on file with the Township Clerk; and

WHEREAS, the Entity has represented to the Township that the Project would not be feasible in its intended scope but for the provision of financial assistance by the Township; and

WHEREAS, after review of the Application, the Mayor recommended that the Application be approved; and

WHEREAS, the Township determined that based on information set forth in the Application, the Project would not be feasible without such assistance;

NOW, THEREFORE BE IT ORDAINED by the Municipal Council of the Township of Irvington that:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.

2. The Application, which is on file with the Township Clerk and has been recommended for approval to the Municipal Council by the Mayor, is hereby accepted and approved.

3. The current ownership interests of the Entity and Redeveloper, as set forth in the Application, are hereby acknowledged and consented to by the Township in accordance with Article 7 of the Redevelopment Agreement.

4. The Mayor is hereby authorized to execute the Amended and Restated Financial Agreement, substantially in the form attached hereto as Exhibit A, subject to such modifications or revisions deemed necessary and appropriate in consultation with counsel.

5. The Clerk of the Township is hereby authorized and directed upon the execution of the Financial Agreement in accordance with the terms of the agreement, to attest the signature of the Mayor upon such document and is hereby further authorized and directed thereupon to affix the corporate seal of the Township upon such document.

6. The Township Clerk shall file certified copies of this ordinance and the Financial Agreement with the Tax Assessor of the City and the

Director of the Division of the Local Government Services within the Department of Community Affairs in accordance with Section 12 of the *Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq.*

7. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

8. A copy of this Ordinance shall be available for public inspection at the offices of the City

EXHIBIT A

The public hearing on this ordinance is now open.

Cathy Southerland, 50 Adams Street

Jones – Burgess Motion to close public hearing

Adopted

Jones – Burgess Motion to adopt this ordinance on second reading after public hearing

Council Member Lyons and Redevelopment Counsel Rideau spoke.

Adopted

5. President Frederic: An ordinance adopting a township wide redevelopment plan amending an ordinance was scheduled to be heard at this time. The Chair recognizes Council Member Jones.

AN ORDINANCE OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR THE TOWNSHIP OF IRVINGTON

The Chair recognizes Council Member Jones.

Jones – Burgess Motion to adjourn public hearing and second reading until the regular Council meeting on August 11, 2015

Adopted

9. Resolutions & Motions

A. Resolutions

Jones – Lyons 16. Ratify Calendar Year 2013 Annual Audit Report

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the Calendar Year 2013 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirement of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the Annual Audit entitled: GENERAL COMMENTS AND RECOMMENDATIONS

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,0000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED THAT THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON JULY 15, 2015.

Harold E. Wiener, R.M.C. #C-0327, M.M.C., Municipal Clerk

Jones – Lyons

Motion to adjourn until the August
11, 2015 regular Council meeting

Adopted

Jones – Frederic 17. Authorize Emergency Temporary Appropriation to Extend the
Calendar Year 2015 Municipal Budget

<u>APPROPRIATIONS WITHIN "CAPS"</u>	
	<u>CY-15</u>
<u>OFFICE OF THE MAYOR</u>	<u>Emerg Temp #5</u>
Mayor's Office:	
Salaries and Wages	22,173.20
Other Expenses	-
Irvington Mental Health Center:	-
Other Expenses	-
Planning Board:	-
Salaries and Wages	2,027.36
Other Expenses	
Office of Emergency Management:	-
Salaries and Wages	833.34
Other Expenses	-
Mayor's Committees:	-
Salaries and Wages	-
Other Expenses	-
Total Office of the Mayor	25,033.90
<u>OFFICE OF THE TOWNSHIP CLERK</u>	
Township Clerk's Office:	
Salaries and Wages	23,208.42
Other Expenses	-
Elections:	-
Salaries and Wages	-
Other Expenses	-
Council's Office:	-
Salaries and Wages	21,846.12
Other Expenses	
	-
Board of Adjustment:	-
Salaries and Wages	6,133.64
Other Expenses	-
Rent Leveling Board:	-
Salaries and Wages	-
Other Expenses	-

Total Office of the Township Clerk	-
<u>OFFICE OF THE TAX ASSESSOR</u>	
Municipal Tax Assessor:	
Salaries and Wages	9,087.24
Other Expenses	-
Total Office of the Tax Assessor	9,087.24
<u>ATTORNEY TO TOWNSHIP COUNCIL</u>	
Legislative Research Officer:	
Salaries and Wages	3,537.06
Other Expenses	-
Total Attorney to Township Council	3,537.06
<u>OFFICE OF THE TOWNSHIP ATTORNEY</u>	
Township Attorney:	
Salaries and Wages	29,954.22
Other Expenses	10,250.00
Total Office of the Township Attorney	40,204.22
<u>DEPARTMENT OF ADMINISTRATION</u>	
Office of the Business Administrator:	
Salaries and Wages	40,539.28
Other Expenses	17,500.00
Other Expenses - Postage	10,000.00
Total Department of Administration	68,039.28
<u>DEPARTMENT OF POLICE</u>	
Police:	
Salaries and Wages	1,468,532.58
Other Expenses	-
<u>APPROPRIATIONS WITHIN "CAPS"(continue)</u>	-
School Guards:	-
Salaries and Wages	-
Other Expenses	-
Chaplains and Surgeons:	-
Salaries and Wages	378.76
Parking Division:	-
Other Expenses	-
Total Department of Police	1,468,911.34
<u>DEPARTMENT OF FIRE</u>	
Fire:	
Salaries and Wages	887,441.48

Other Expenses	-
Uniform Fire Safety	-
Salaries and Wages	-
Other Expenses	-
Total Department of Fire	887,441.48
<u>DEPARTMENT OF REVENUE AND FINANCE</u>	
Division of Finance:	
Salaries and Wages	36,482.44
Other Expenses:	-
Administration of Finance	7,500.00
Auditing	-
Insurance:	-
General Liability	160,000.00
Workers Comp	160,000.00
Employers Group Health	2,000,000.00
Division of Revenue-Tax Collection:	
Salaries and Wages	22,356.12
Other Expenses	-
Division of Licenses:	-
Salaries and Wages	8,946.84
Other Expenses	-
Division of Central Purchasing:	-
Salaries and Wages	10,387.96
Other Expenses	-
Total Department of Revenue and Finance	2,405,673.36
<u>DEPARTMENT OF PUBLIC WORKS</u>	
Division of Engineering:	
Salaries and Wages	26,498.20
Other Expenses	50,000.00
	-
Land Rental, Refuse Dumping:	-
Other Expenses	346,665.00
Division of Streets and Sewers:	-
Salaries and Wages	48,766.64
Other Expenses	-
Snow Removal:	-
Salaries and Wages	-
Other Expenses	-
Division of Motorized Equipment:	-
Salaries and Wages	15,158.94
Other Expenses	-
Division of Public Property:	-

Salaries and Wages:	-
Public Buildings	35,287.64
Shade Tree	13,162.10
Other Expenses:	-
Public Buildings	-
Shade Tree	-
Total Department of Public Works	535,538.52
<u>DEPARTMENT OF HEALTH AND WELFARE</u>	
Division of Health:	
Salaries and Wages:	
Health Administration	14,459.54
Environmental Health	8,399.96
Nursing	5,155.44
Other Expenses:	-
Health Administration	-
Environmental Health	8,000.00
Nursing	-
Senior Citizen Center:	-
Salaries and Wages	5,520.80
Other Expenses	-
Total Department of Health and Welfare	41,535.74
<u>Department of Community Development & Planning</u>	-
Salaries and Wages	9,922.48
Other Expenses	-
Total Department of Comm. Dev & Planning	9,922.48
<u>DEPARTMENT OF PARKS AND RECREATION</u>	
Division of Park Maintenance:	
Salaries and Wages	54,220.05
Other Expenses	2,500.00
Division of Recreation:	-
Salaries and Wages	16,229.22
Other Expenses	-
Public Events and Celebration:	-
Other Expenses	14,400.00
Irvington Municipal Pool:	-
Salaries and Wages	-
Other Expenses	-
Total Department of Parks and Recreation	87,349.27
<u>DEPARTMENT OF HOUSING</u>	
Housing Services:	

Salaries and Wages	34,633.52
Other Expenses	-
Total Department of Housing Services	34,633.52
<u>MUNICIPAL COURT</u>	
Municipal Court	
Salaries and Wages	74,013.52
Other Expenses	-
Total Municipal Court	74,013.52
<u>PUBLIC DEFENDER</u>	
Public Defender	
Salaries and Wages	2,307.70
Other Expenses	-
Total Public Defender	2,307.70
<u>UNIFORM CONSTRUCTION CODE</u>	
Construction Code Official:	
Salaries and Wages	25,297.30
Other Expenses	-
Total Construction Services	25,297.30
<u>UNCLASSIFIED</u>	
Utilities:	
Electricity, Gas	62,500.00
Telephone and Telegraph	45,000.00
Telephone Lease System	-
Fire Hydrants	-
Water	2,500.00
Gasoline	30,000.00
Street Lighting	62,500.00
Prior Year Salary Adjustments	-
Emergency Dispatch Services (Transportation)	29,500.00
Tax Appeals'	-
Total Unclassified	232,000.00
Total Operations Within "CAPS"	<u>5,950,525.93</u>
<u>Deferred Charges & Statutory Expenditures</u>	
Social Security System (OASI)	-
State Unemployment Insurance Fund	-
Fund Administrative Cost	-
Public Employees Retirement System	-
Police & Firemen's Retirement System	-
Judgments	-

Deferred Charges Grants Over	-
Expenditures W/O Approp.	-
Grant Expenditures W/O Approp.	-
Deferred Charges - WC & GL	-
Cash Deficit Preceding Year	-
Total Deferred Charges & Statutory Exp	-
Total Appropriations Within "CAPS"	5,950,525.93
<u>APPROPRIATIONS EXCLUDED FROM "CAPS"</u>	
<u>OTHER OPERATIONS</u>	
Joint Sewer Maintenance	-
Maintenance of Free Public Library	87,500.00
911 Dispatch Services	-
	-
Total Other Operations	87,500.00
<u>APPROPRIATIONS EXCLUDED from "CAPS"(continue)</u>	
<u>FEDERAL AND STATE GRANTS</u>	
Health IPCHIP - Grant	
Total Grants	-
Total Operations Excluded from "CAPS"	87,500.00
<u>MUNICIPAL DEBT SERVICE</u>	
Down Payment on Capital Improvements	-
Capital Improvement Fund	-
Payment of Bond Principal	-
Interest on Bonds	-
Payment of Note Principal	-
Interest on Notes	-
Green Trust Loan Program:	-
Payment of Principal and Interest	-
Payment of Principal and Interest-2003	-
Payment of Principal & Interest 727 GTP	-
Demolition Loan Repayment	-
NJ Environmental Infrastructure Trust Loan Principal & Interest	-
Deferred Charges - Emergency Auth 5 Yr	-
Emergency Storm	-
Total Municipal Debt Service	-
Total Appropriations Excluded from "CAPS"	
for Municipal Purposes	87,500.00

TYPE ONE SCHOOL DEBT	
Payment of Bond Principal	-
Interest on Bonds	-
Total Type One School Debt	-
Total Appropriations Excluded from "CAPS"	87,500.00
Reserve for Uncollected Taxes	-
Total General Appropriations	6,038,025.93

Adopted

Cox – Frederic 17. Waive 20 day time period for effective date of an ordinance of the Township of Irvington authorizing the execution of an amended and restated financial agreement with Hilltop Partners Urban Renewal I, LLC granting a tax exemption for phase I of the Hilltop Development [WALK ON BY ADMINISTRATION]

**A RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE
WAIVER OF THE 20-DAY PERIOD SET FORTH IN N.J.S.A. 40:69A-181 IN
CONNECTION WITH THE EXECUTION OF A FINANCIAL AGREEMENT
WITH HILLTOP PARTNERS URBAN RENEWAL I, LLC**

WHEREAS, Hilltop Partners Urban Renewal I, LLC, c/o Kapwood LLC, 1212 Springfield Avenue, Irvington, New Jersey 07111 (the “Redeveloper”), filed an application with the Mayor seeking a long term tax exemption (the “Exemption”) for a five-story multifamily apartment building with 114 units (65 one-bedroom units, 45 two-bedroom units and 4 three- bedroom units) (the “Project”) on property commonly known as 832-840 Chancellor Avenue, Irvington, New Jersey and identified on the official tax map of the Township as a portion of Block 324, Lot 1 (proposed lot 1.04) (the “Property”) pursuant to the *Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq.* (the “Application”); and

WHEREAS, the Application was advanced and adopted on first reading by the Township Council on June 23, 2015 through Ordinance MC 3545 and is scheduled for a public hearing, second reading and final passage on July 14, 2015; and

WHEREAS, the Project is being financed, in part, by the New Jersey Housing and Mortgage Finance Agency (the “HMFA”); and

WHEREAS, the Project’s submission for HMFA financing is conditioned, in part, upon the approval of the Exemption by July 24, 2015; and

WHEREAS, the Redeveloper must obtain the Exemption for the Project to meet its obligations to HMFA; and

WHEREAS, there is therefore an exigent need for the Exemption for this Project to take immediate effect so that the Redeveloper is able to close on the HMFA financing for the Project within these deadlines; and

WHEREAS, *N.J.S.A.* 40:69A-181(b) authorizes a governing body to adopt a resolution declaring an emergency and determining that an ordinance will take immediate effect so long as at least two-thirds of all the members of the governing body vote in favor of such resolution; and

WHEREAS, the Township Council recognizes the exigent need described herein and has determined that it is necessary and appropriate to adopt this resolution pursuant to *N.J.S.A.* 40:69A-181(b) declaring an emergency and determining that Ordinance MC 3545, once adopted by the Township Council after public hearing, second reading and final passage, shall take immediate effect in accordance with *N.J.S.A.* 40:69A-181(b) so long as at least two-thirds of all the members of the governing body vote in favor of such resolution and upon approval by the Mayor (or passage over his veto) and publication in accordance with law.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY, THAT:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Township of Irvington acknowledges that the Redeveloper cannot proceed with the Project if the Ordinance does not take effect for 20 days after the final passage thereof and the Township hereby waives such 20-day period, as provided for in *N.J.S.A.* 40:69A-181(b).
3. A copy of this Resolution shall be available for public inspection at the offices of the Township.

STATEMENT

This resolution authorizes an emergency to be declared and further authorizes Ordinance MC 3545, once adopted by the Township Council after public hearing, second reading and final passage, to become effective in accordance with *N.J.S.A.* 40:69A-181(b).

Redevelopment Counsel Rideau spoke.

Adopted

ALCOHOLIC BEVERAGE CONTROL BOARD

JULY 14, 2015

Chairman Cox called the Meeting to Order

1. New Business

Inman – Frederic A. Renewal of Consumption Licenses for 2015-2016

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Plenary Retail Consumption Licenses for the year 2015-2016 to sell alcoholic beverages under the provisions of N.J.S.A. Title 33 having been investigated as required by said Law, and the Alcoholic Beverage Control Board being satisfied that said applicants in all things have met the requirements of the law and are suitable and proper individuals, partnerships or corporations to whom Plenary Retail Consumption Licenses for the sale of alcoholic beverages should be issued:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL ACTING AS THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE TOWNSHIP OF IRVINGTON that permanent Plenary Retail Consumption Licenses be issued to the following named individuals, partnerships and corporations for the sale of alcoholic beverages by the glass or other open receptacles to be consumed on the licensed premises and also for the sale of alcoholic beverages in original containers for consumption off the licensed premises for the year 2015-2016 at the address set opposite their respective name, viz:

0709-33-008-003	Gilbert St. Ange, Inc t/a Headquarters Lounge, Inc.	147 Florence Avenue
0709-33-009-006	San Andres & Salazar, Inc. Eva Salazar, Executrix t/a Eddy's Tavern	9-11 Myrtle Avenue
0709-33-018-003	Dairy King, Inc. t/a Mug's Pub	63 New Street

BE IT FURTHER RESOLVED that the said licenses be issued in the name of and under the seal of the Township of Irvington and be signed by a representative of the License Bureau, in order to fulfill the provisions of the Irvington Township Code, known as Ordinance MC 2622, which license, after being so signed, shall be released by the License Bureau to the licensee.

Adopted

Inman – Frederic B. Renewal of Distribution Licenses for 2015-2016

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Plenary Retail Distribution Licenses for the year 2015-2016, to sell alcoholic beverages under the provisions of N.J.S.A. Title 33 having been investigated as required by said Law, and the Alcoholic Beverage Control Board being satisfied that said applicants in all things have met the requirements of the law and are suitable and proper individuals, partnerships or corporations to whom Plenary Retail Distribution Licenses for the sale of alcoholic beverages should be issued:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL ACTING AS THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE TOWNSHIP OF IRVINGTON that permanent Plenary Retail Distribution Licenses be issued to the following named individuals, partnerships and corporations for the sale of alcoholic beverages in original containers for consumption off the licensed premises for the year 2015-2016 at the address set opposite their respective name, viz:

0709-44-016-005	Miquel Adams An Individual t/a All Brothers Liquors #2	859 - 18th Avenue
0709-44-031-008	Prit, Inc. t/a Sam's Gourmet Liquors & Grocery	990-992 Clinton Avenue
0709-44-032-002	Ricron, Inc. c/o Ronald A. Wermuth 3 Huntington Lane Roseland, N.J. 07068	POCKET
0709-44-056-005	DJP Spirits, LLC t/a trading as DJP Spirits	1158-1160 Stuyvesant Avenue
0709-44-066-007	Gajanana, Inc. t/a Madison Superette	378 Stuyvesant Avenue
0709-44-084-010	Gold Key Liquor & Grocery Deli, Inc. t/a Gold Key Liquor, Grocery & Deli	1117 Grove Street

BE IT FURTHER RESOLVED that the said licenses be issued in the name of and under the seal of the Township of Irvington and be signed by a representative of the License Bureau, in order to fulfill the provisions of the Irvington Township Code, known as Ordinance MC 2622, which license, after being so signed, shall be released by the License Bureau to the licensee.

Adopted

Inman – Frederic C. Renewal of Club Licenses for 2015-2016

WHEREAS, the following named organizations, being applicants for Club Licenses for the year 2015-2016, to sell alcoholic beverages under the provisions of N.J.S.A. Title 33, having been investigated as required by said Law, and the Alcoholic Beverage Control Board being satisfied that said applicants in all things have met the requirements of the law and are suitable and proper organizations to whom Club Licenses for the sale of alcoholic beverages should be issued:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL ACTING AS THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE TOWNSHIP OF IRVINGTON that permanent Club Licenses for the sale of alcoholic beverages be issued to each of the following named clubs for the sale of alcoholic beverages by the glass or other open receptacles to be consumed on the licensed premises, for the year 2015-2016 at the address set opposite their respective names, viz:

LICENSE NUMBER	NAME	ADDRESS
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0709-31-093-001 UKRAINIAN COMMUNITY 140-146 PROSPECT AVENUE
 CENTER, INC.
 T/A UKRAINIAN COMMUNITY
 CENTER

0709-31-101-001 THE MOST WORSHIPFUL 875 SANFORD AVENUE
 GARDEN STATE GRAND
 LODGE ANCIENT FREE
 T/A CLUB 875

BE IT FURTHER RESOLVED that the said licenses be issued in the name of and under the seal of the Township of Irvington and be signed by a representative of the License Bureau, in order to fulfill the provisions of Chapter 59 of the Irvington Township Code, known as Ordinance MC 2622, which licenses, after being so signed, shall be released by the License Bureau to the licensee.

Adopted

2. Adjournment

12. Miscellaneous

B. General Hearing of Citizens and Council Members (limited to five minutes per person)

Elouise McDaniel, 214 Nesbit Terrace
Linda Vann Dupree, 200 Lincoln Place
Gloria Southerland, 862 Lyons Avenue
Kim Williams, 42 Oakland Street
Cathy Southerland, 50 Adams Street
Richard Williams, 197 Linden Avenue
Robert Shaw, 57 Coit Street

All of the Council Members addressed the issues raised by the above referenced citizens.

13. Adjournment

There being no further business, the meeting was adjourned at 9:42 P.M.

Charnette Frederic, Council President

Harold E. Wiener, Municipal Clerk