

REGULAR COUNCIL MEETING  
AUGUST 11, 2015

Council Chamber, Municipal Building  
Irvington, N.J. – Tuesday Evening  
August 11, 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)

There were no requests to be heard.

5. Hearing of Council Members

There were no requests to be heard.

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

A. Reports

1. Minutes – Directors’ Meeting – June 23, 2015
2. Joint Meeting – Minutes – 5-21-15
3. Joint Meeting – 2013-2014 Annual Financial Reports
4. Minutes - Board of Adjustment – 6-16-15
5. Minutes – Planning Board – 7-1-15
6. Constable Reports Filed in July

7. Reports of Committees

- A. Bid Results – Senior Citizens Bus – July 16, 2015
- B. Bid Results - Computer Support Services - July 23, 2015
- C. Bid Results - Leaf and Brush Removal - July 29, 2015
- D. Request for Proposal Results - Tax Management and Redevelopment, Tuberculosis Control Services and Child Health Care Services - July 29, 2015

8. Ordinances, Bills & Claims

C. Bills & Claims

Jones - 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD AUGUST 11, 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	\$10,553,453.77
TOTAL	\$10,553,453.77

Adopted

Jones - 2. Payrolls

June 27, 2015 through July 10, 2015

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$1,426,325.82	\$121,791.95	\$79,416.40	\$1,627,574.17

Adopted

9. Resolutions & Motions

A. Resolutions

1. Establish Handicapped Parking Spaces in Front of 118 Cummings Street, 13 Paine Avenue, 1311 Clinton Avenue, 57 Bross Place, 73 Lincoln Place, 9 Highland Terrace, 97 Howard Street and 61 Lincoln Place

WHEREAS, N.J.S.A. 39:4-197.5 provides that a Municipality may by resolution provide for restricted parking spaces in front of residences for use by any person who has been issued a special vehicle identification card pursuant to the provisions of N.J.S.A. 39:4-205, when using a motor vehicle on which is displayed a certificate, for which a special vehicle identification card has been issued pursuant to N.J.S.A. 39:4-206; and

WHEREAS, requests have been made for restricted parking spaces in front of 118 Cummings Street, 13 Paine Avenue, 1311 Clinton Avenue, 57 Bross Place, and 73 Lincoln Place:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a parking space restricted for use by any person who has been issued a special vehicle identification card pursuant to the provisions of N.J.S.A. 39:4-205, when using a motor vehicle on which is displayed a certificate, for which a special vehicle identification card has been issued pursuant to N.J.S.A. 39:4-206, be established in front of 118 Cummings Street, 13 Paine Avenue, 1311 Clinton Avenue, 57 Bross Place, 73 Lincoln Place, 9 Highland Terrace, 97 Howard Street and 61 Lincoln Place; and

BE IT FURTHER RESOLVED that the Department of Public Works is directed to place a sign designating said handicapped parking spaces.

Adopted

## **2. 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 AUGUST 11, 2015.

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

Adopted

3. Authorize Contract With Pool of Law Firms for Workers Compensation Defense Legal Services

RESOLUTION QUALIFYING LAW FIRMS PURSUANT TO A FAIR AND OPEN PROCESS FOR WORKER COMPENSATION COUNSEL

WHEREAS, the Request for Qualifications for Professional Worker Compensation Counsel services was publicly advertised in the New Jersey Star Ledger on June 15, 2015 with a deadline for qualifications to be submitted on July 01, 2015; and

WHEREAS, such services are to be acquired through a fair and open process pursuant to the provisions of NJSA 19:44A-20.4; and

WHEREAS, six qualifications were received and publicly opened; and

WHEREAS, said qualifications were referred to the Township Attorney; and

WHEREAS, the Assistant Township Attorney, Kyana Woolridge, has recommended that the following firms are qualified:

John H. Watson Jr.,  
63 Washington Street  
East Orange, NJ 07017

Ronald Thompson  
69 Valley Street  
South Orange, NJ 07079

Glazer & Kamel  
1207 East Grand Street, 3rd Floor  
Elizabeth, NJ 07201

Biancamano & Distefano, PC  
10 Parsonage Road, Suite 300  
Edison, NJ 08837

Eric M. Bernstein & Associates LLC  
34 Mountain Blvd, Building A,  
PO Box 4922  
Warren, NJ 07059

Shabazz & Associates  
17 Academy Street, Suite 208  
Newark, NJ 07102

WHEREAS, from the list of qualified firms above, from time to time, and as needed, the Township Attorney may enter into a one year contract with respect to particular matters by separate resolutions pursuant to the terms of this resolution and the request for proposals;

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

1. The Township Attorney will provided separate resolutions with respect to particular matters to the Municipal Council.
2. The Township Attorney will prepare the appropriate contract for this service.
3. The above three vendors are qualified for one year from August 14, 2015 until August 15, 2015
4. The vendors will be paid an amount not to exceed \$115. per hour.

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

4. Authorize Contract With Pool of Law Firms for Substitute Prosecutor Legal Services

RESOLUTION AUTHORIZING THE TOWNSHIP ATTORNEY TO USE  
SUBSTITUTE PROSECUTORS ON AN ON-CALL BASIS THROUGH FAIR AND  
OPEN PROFESSIONAL SERVICE CONTRACT

WHEREAS, the Township of Irvington has a need for substitute prosecutors to be available on an on-call basis in the event of conflict cases or due to a shortage of available staff and;

WHEREAS, the Request for Qualifications for substitute prosecutors services was publicly advertised in the New Jersey Star Ledger on June 15, 2015 with a deadline for qualifications to be submitted on July 01, 2015; and

WHEREAS, five qualifications were received and publicly opened; and

WHEREAS, said qualifications were referred to the Township Attorney; and

WHEREAS, the Assistant Township Attorney, Kyana Woolridge has recommended award should be made to the following firms:

Law Office of Gina Devito, LLC  
Gino Devito  
20 Church Street, #1  
Montclair, NJ 07042

Iannarella, Bruno & Iannarella, LLC  
Dominic Iannarella  
139 Lakeview Ave.  
Clifton, NJ 07011

Keith C. Harvest  
Keith C. Harvest  
43 Pleasant Way  
Montclair, NJ 07042

Law Offices of Peter A. Fico  
Peter A. Fico  
40 Main Street, second floor  
Millburn, NJ 07041

Law Office of Cherelle C. Tolor, LLC  
Cherelle C. Tolor  
28 Sherman Place  
Irvington NJ 07111

WHEREAS, the Township Attorney will contact the above firm when service is needed.

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

1. The Township Attorney will contact the above firms on an on-call basis/as needed for substitute prosecuting services.
2. The Township Attorney will prepare the appropriate contract for this service.
3. The above five vendors are hereby appointed for one year from September 11, 2015 through September 12, 2016.
4. The vendors 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

Jones - 5. Authorize Extraordinary, Unspecifiable Services Contract With Associated Humane Societies to Provide Animal Control Services – \$101,920.14 Annually

#### AWARDING AN EUS CONTRACT FOR ANIMAL CONTROL SERVICE

WHEREAS, the Township of Irvington, Department of Health, is in need of extraordinary unspecifiable service (EUS), for animal control service, to pick up, hold and, if necessary euthanize stray animals and provide other similar services, as forth in the attached service agreement; and

WHEREAS, the Associated Humane Societies, Inc., specialized in this service and is available to provide this service to the Township; and

WHEREAS, the aforesaid services are "Extraordinary Unspecified Services, as defined by NJSA 40A:11-2 (7) and are not required to be publicly bid as provided for in NJSA 40A:11-5(1) (a) (ii):

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

1. This action is the award of a non-fair and open contract in accordance with NJSA 19:44A-20.5; and
2. The Business Entity Disclosure Certification has been received from Associated Humane Societies, Inc. and is on file in the Municipal Clerk and Purchasing Departments; and
3. The determination of value has been received from the firm of Associated Humane Societies, to be in excess of \$17,500.00:

4. The Scope of services and mutual obligations upon both parties are set forth in the service agreement and the Mayor and the Township Clerk are hereby authorized and directed to execute said contract.
5. The Township of Irvington agrees to pay Associated Humane Societies, Inc of 124 Evergreen Ave, Newark, NJ 07114, the total sum of \$101,920.14 per year, \$8493.34 on a monthly basis.
6. This agreement is for one year, starting on October 01, 2015 until October 01, 2016.
7. The required certification of availability of funds C5-00272 in the amount of \$8397.06 from account number 5-01-27-335-335-176 has been obtained from the Chief Financial Officer for the first month payment and remaining balance will be obtained from the Chief Financial Officer contingent on the adoption of the calendar year 2015 and 2016 budget.
8. The Municipal Clerk will advertise this resolution in the newspapers as required by law.

Adopted

Inman - Hudley 6. Constable Appointment – Edward Deberry

BE AND IT IS HEREBY RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that Edward Deberry, 187 22<sup>nd</sup> Street, in the Township of Irvington be and she is hereby appointed to the Office of Constable for a term of three years from the date of August 11, 2015; and

BE IT FURTHER RESOLVED that the above named person shall be notified of his appointment for the term aforesaid by the Township Clerk and directed to present herself to him and take and subscribe to the oath as provided by law, and to file with the Township Clerk at the same time a surety bond in the sum of \$1,000.00 to remain in force for the full term above set forth, the surety on said bond being a surety company duly authorized to do business in the State of New Jersey. Said bond to be conditioned as provided by law, and that said bond be approved as to form by the Township Attorney.

Adopted

Jones – Hudley 7. Award Bid – Senior Citizens Bus - Alliance Bus Group Inc. - \$56,292.00

RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF AN  
ADULT BUS FOR THE DIVISION OF SENIOR CITIZENS

WHEREAS, sealed bids were received on July 16, 2015 for the Purchase of an Adult sixteen passengers ambulatory with two wheelchairs positions in



response to published advertisement for bids in the New Jersey Star Ledger on June 29, 2015; and

WHEREAS, two bids were received and opened by the Municipal Clerk and the Purchasing Agent; and

WHEREAS, bids received were reviewed according to the New Jersey Local Public Contract law, and referred to the Administration for review and recommendation; and

WHEREAS, the Administration has recommended that the award should be made to Alliance Bus Group Inc., 51 Kero road, Carlstadt, NJ 07072 on the basis of their lowest responsible, responsive bid of \$56,292.00; and

BE IT FURTHER RESOLVED, the Municipal Clerk is hereby authorized the return the bid bonds to the unsuccessfully bidders; 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; and

BE IT FURTHER RESOLVED, that the required certification of availability of funds C5-00273 in the amount of \$56,292.00 from account number C-04-56-848-014-902 has been obtained from the Chief Financial Officer.

Adopted

Frederic - 8. Commemorate the First African American Awards, USA Ceremony

WHEREAS, African Entertainment Awards, USA will celebrate their first ever awards ceremony, executively produced by Dominic Tamin; and

WHEREAS, the African Entertainment Awards offers a time to highlight and create a platform for Africans to be heard and to showcase and promote the contributions that African businesses and individuals have made in the United States; and

WHEREAS, it is fitting that Newark should host today's event considering it has the ninth most diverse African population in the country, and as the large African population in the greater New Jersey area continues to grow, it becomes ever more important to acknowledge and celebrate the ways artists, businesses, and individuals are moving the African diaspora forward; and

WHEREAS, however essential it is to celebrate the great accomplishments of African immigrants in the United States, it is equally important to create awareness of the issues and struggles African immigrants face; and

WHEREAS, the African Entertainment Awards, USA also presents a time and space to advocate for causes that will contribute to the positive growth and strengthening of African communities; and

WHEREAS, among the ways this celebration will positively impact Africans is through the donations made to Save Our Nations, Inc. (a NJ nonprofit) – a partnering organization dedicated to helping orphans who lost parents as a result of the Ebola epidemic primarily in West African countries; and

WHEREAS, one of the goals of the African Entertainment Awards, USA is to unify the African community by celebrating the contributions Africans have made in the United States and recognizing the ways younger Africans with new ideas are creating positive change within their communities; and

WHEREAS, as younger Africans with new ideas are creating positive change within their communities, the first ever African Entertainment Awards, USA comes at a fitting time.

WHEREAS, overall, this celebration marks the ways in which Africans have built a culturally diverse and open community for the citizens of the 10th congressional district, the State of New Jersey and for visitors who travel to our great state:

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL FO THE TOWNSHIP OF IRVINGTON that the Township of Irvington joins in the celebration of the first African Entertainment Awards, USA ceremony for all of the aforementioned reasons; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this governing body in lasting tribute to the African Entertainment Awards, USA

Adopted

9. Authorize Change Order # 1 and Final for Contract to Replace Roof on Municipal Building - Increase Contract Price by \$4,600.00 to Replace Gutters

**RESOLUTION FOR CHANGE ORDER NO. 1 AND FINAL FOR THE REPLACEMENT OF THE ROOF CONTRACT FOR THE MUNICIPAL BUILDING**

WHEREAS, an Invitation for Bids for the replacement of the Roof on the Irvington Municipal Building was publicly advertised in the Star-Ledger of February 27, 2015; and

WHEREAS, pursuant to that advertisement, five (5) bids were received on March 18, 2015 and, based on the recommendation of the Township Engineer, the Municipal Council awarded contract for this work to Cypreco Industries, of Neptune, NJ at their price of \$88,986.00; and

WEHEREAS, during the course of the work it was decided that a gutter system would be installed at the base of the roof, which was not anticipated in the original scope of services; and

WHEREAS, Cypreco Industries submitted a proposal to supply and install these gutters for the amount of \$4,600.00 and the Township Engineer has reviewed this proposal and found it to be a reasonable cost for this work and recommended its approval; and

WHEREAS, this proposal will increase the cost of this contract by the above amount, raising the total cost of the contract to \$93,586.00 or an increase of 5.1%:

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a change order in the amount of \$ 4,600.00 be awarded to the Cypreco Industries , Neptune, NJ. This will increase the contract from a price of \$ 88,986.00 to a total cost of \$93,586.00, an increase of 5.1%; and.

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Availability of Funds No C5-500-254 for the above has been obtained from the Chief Financial Officer of the Township of Irvington and the appropriation to be charged for this expenditure is in the amount of \$4,600.00 and the account number is 5-01-21-165-165-118.

Adopted

Jones - 10. Authorize Re-Advertising of Bids for Resurfacing on Nye Avenue Due to the Fact That No Bids Were Received Following the First Advertisement for Bids

**RESOLUTION AUTHORIZING THE RE-ADVERTISEMENT OF BIDS FOR THE RESURFACING OF NYE AVENUE**

WHEREAS, on June 29, 2015, the Township of Irvington advertised on our Municipal website and the New Jersey Star ledger for bids for the resurfacing of Nye Ave; and

WHEREAS, the Township received no bids for this commodity; and

WHEREAS, the Township Engineer wishes to re-advertise for new bids:

NOW THEREFORE BE IT RESOLVED by the Council of Township of Irvington, in the County of Essex, that the Purchasing Agent is hereby authorized to re-advertise for new bids for this commodity in accordance with Local Public Contract Law.

Adopted

11. Authorize Negotiated Contract Award for 2015 Road Surfacing Program Due to Rejection of Bids Following First Advertisement for Bids and No Bids Received Following the Second Advertisement for Bids

**AUTHORIZING THE TOWNSHIP ENGINEER TO NEGOTIATE A CONTRACT FOR 2015 ROAD RESURFACING PROGRAM**

WHEREAS, on April 22, 2015, the Township of Irvington accepted and opened bids for the 2015 Road Resurfacing Program; and

WHEREAS, all bids were rejected pursuant to resolution number DPW 15-0512-21; and

WHEREAS, on June 06, 2015, the Township of Irvington re-advertised on our Municipal website and the New Jersey Star ledger for bids for the 2015 road resurfacing program; and

WHEREAS, the Township received no bids for this commodity; and

WHEREAS, the Township Engineer would like to use the exception under 40A:11-5(3), and negotiate a contract with a contract for 2015 road resurfacing program which will be submitted to the Municipal Council for approval.

NOW THEREFORE BE IT RESOLVED by the Municipal Council of Township of Irvington authorized the Township Engineer to negotiate a contract for 2015 Road Resurfacing Program.

Adopted

12. Authorize Cancellation of Other Trust Appropriated Reserve Balances

AUTHORIZING PURCHASES UNDER THE STATE OF NEW JERSEY  
COOPERATIVE PURCHASING PROGRAM OVER THE BID THRESHOLD OF  
\$40,000.00

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 contract number 89279; and

WHEREAS, Air Brake & Equipment, 225 Route 22 West Hillside, NJ 07202 will exceed the bid threshold of \$40,000.00 for calendar year 2015; and

WHEREAS, the Township of Irvington intends to enter into contracts with State contract vendors over the bid threshold of \$40,000.00 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 those approved New Jersey State contract vendors over the bid threshold of \$40,000.00, 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 \$40,000.00, 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 \$40,000.00.

Adopted

13. Authorize Purchases Under the New Jersey Cooperative Purchasing Program Over the Bid Threshold of \$40,000.00 From Air Brake and Equipment for Public Works Equipment

AUTHORIZING PURCHASES UNDER THE STATE OF NEW JERSEY  
COOPERATIVE PURCHASING PROGRAM OVER THE BID THRESHOLD OF  
\$40,000.00

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 contract number 89279; and

WHEREAS, Air Brake & Equipment, 225 Route 22 West Hillside, NJ 07202 will exceed the bid threshold of \$40,000.00 for calendar year 2015; and

WHEREAS, the Township of Irvington intends to enter into contracts with State contract vendors over the bid threshold of \$40,000.00 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 those approved New Jersey State contract vendors over the bid threshold of \$40,000.00, 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 \$40,000.00, 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 \$40,000.00.

Adopted

14. Request Permission From the New Jersey Division of Local Government Services for a Dedication by Rider for Municipal Public Defender Services

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR MUNICIPAL PUBLIC DEFENDER SERVICES

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, (PL, 1997, chapter 256; NJS 2B: 12-28) provides for receipt of Municipal Public Defender funds for the operating costs of administer Public Defender services; and

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Irvington, County of Essex, New Jersey as follows:

1. The Municipal Council does hereby request permission of the Director or the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A.40A:4-39, as amended by PL, 1997, chapter 256; NJS 2B: 12-28 for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating Municipal Public Defender Service.

2. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Adopted

15. Request Permission From the New Jersey Division of Local Government Services for a Dedication by Rider for Senior Citizens Donations

**A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR SENIOR CITIZENS DONATIONS**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, (NJS 40A:5-29) provides for receipt of acceptance of bequests and gifts for the operating costs of administer Senior programs; and

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Irvington, County of Essex, New Jersey as follows:

1. The Municipal Council does hereby request permission of the Director or the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A.40A:5-29, as amended by NJS 40A:5-29 for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating of senior programs.
2. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Adopted

16. Request Permission From the New Jersey Division of Local Government Services for a Dedication by Rider for Homeless Trust Fund

**A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR HOMELESS TRUST FUND**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, (NJS 22A:4-17) provides for receipt of acceptance of monies for the homeless trust fund; and

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Irvington, County of Essex, New Jersey as follows:

1. The Municipal Council does hereby request permission of the Director or the Division of Local Government Services to pay expenditures under the provisions of

N.J.S.A.40A:5-29, as amended by NJS 22A:4-17 for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating of homeless programs.

2. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Adopted

17. Request Permission From the New Jersey Division of Local Government Services for a Dedication by Rider for Fire Department Donations

**A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR THE FIRE DEPARTMENT DONATIONS**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, (NJS 40A:5-29) provides for receipt of acceptance of bequests and gifts for the operating costs of administer Fire department activities; and

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Irvington, County of Essex, New Jersey as follows:

1. The Municipal Council does hereby request permission of the Director or the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A.40A:5-29, as amended by NJS 40A:5-29 for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating of fire department activities.

2. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Adopted

18. Request Permission From the New Jersey Division of Local Government Services for a Dedication by Rider for East Ward Community Garden Donations

**A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR EAST WARD COMMUNITY GARDEN DONATIONS**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and



WHEREAS, (NJS 40A:5-29) provides for receipt of acceptance of bequests and gifts for the operating costs of administer the East Ward Community Garden; and

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Irvington, County of Essex, New Jersey as follows:

1. The Municipal Council does hereby request permission of the Director or the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A.40A:5-29, as amended by NJS 40A:5-29 for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating of the East Ward Community Garden Program.
2. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Adopted

19. Request Permission From the New Jersey Division of Local Government Services for a Dedication by Rider for Donations for the Office of the Mayor

**A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR DONATIONS FOR THE OFFICE OF THE MAYOR**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, (NJS 40A:5-29) provides for receipt of acceptance of bequests and gifts for the operating costs of administer for inauguration address and other events hosted by the office of the Mayor; and

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Irvington, County of Essex, New Jersey as follows:

1. The Municipal Council does hereby request permission of the Director or the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A.40A:5-29, as amended by NJS 40A:5-29 for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating of events hosted by the Mayor.
2. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Adopted

Frederic - 20. Support the Continuing Goals and Purposes of the 2004 Highlands Water Protection and Planning Act

RESOLUTION OF CONTINUING SUPPORT FOR THE GOALS AND PURPOSES  
OF THE 2004 HIGHLANDS WATER PROTECTION AND PLANNING ACT

WHEREAS, New Jersey Highlands Water Protection and Planning Act (The Highlands Act) was enacted in order to protect the State's water supplies and other significant resources and

WHEREAS, The Highlands Act was passed with overwhelming bipartisan support in both the New Jersey State Senate and New Jersey State Assembly; and

WHEREAS, subsequently in 2008, the New Jersey Highlands Water Protection and Planning Council adopted the New Jersey Highlands Regional Master Plan, and proceeded with a program for its implementation through a Plan Conformance process.

WHEREAS, Township of Irvington is a municipality that receives all or a portion of its drinking water from sources within the Highlands Region; and that Township of Irvington relies on the resources of the Highlands to meet the current and future needs of its residents.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Township of Irvington wishes that it be known that we strongly support the goals, policies and objectives of the 2004 Highlands Water Protection and Planning Act and the Highlands Regional Master Plan.

Adopted

21. Request Permission From the New Jersey Division of Local Government Services for a Dedication by Rider for Donations for Outside Employment of Off Duty Police Officers

A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER  
FOR OUTSIDE EMPLOYMENT OF OFF-DUTY MUNICIPAL POLICE OFFICERS

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, Local Finance Notice CFO 2000-14 and an attorney general's office directive provides for receipt of monies from third parties for outside employment of off duty municipal police officers by the municipality shall provide for the operating costs to administers this act; and

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Irvington, County of Essex, New Jersey as follows:

1. The Municipal Council does hereby request permission of the Director or the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A.40A:4-39, as amended by P.L. 1999 c.292, of outside employment of off-duty municipal police officers.
2. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Adopted

Jones - 22. Authorize Township Attorney to Settle Legal Matters up to a Maximum of \$40,000.00

RESOLUTION APPROVING A RANGE FOR LEGAL MATTERS

WHEREAS, the Office of the Business Administrator has responsibility for oversight of all financial matters, including those subjects related to litigation involving the Township of Irvington; and

WHEREAS, often times it is expeditious and in the best interest of the Township of Irvington to allow the Administration to authorize settlements for normal amounts; and

WHEREAS, the Municipal Council of the Township of Irvington has determined that it is in the best interests of the Township of Irvington to authorize the Administration to settle all legal matters consistent with the bid threshold of \$40,000.00; and

WHEREAS, the Township Attorney will continue to advise the Legal Committee on all pending matters:

NOW, THEREFORE, BE RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, that the Business Administrator, with the consent of the Township Attorney, is hereby authorized and directed to settle all legal matters involving the Township of Irvington for any amount not exceeding \$40,000.00.

Hudley - 23. Authorize Acceptance of \$200,000.00 Grant for Culture of Health in Irvington

Culture of Health in Irvington

WHEREAS, Irvington Health Department received a grant from the Robert Wood Johnson Foundation for collaborating under the New Jersey Health Initiatives program to build a culture of health in Irvington to improve the life style of the community from July 1, 2015 through June 30, 2019; and

WHEREAS, this grant will be used to collaborate under the New Jersey Public Health Initiatives Program to improve strategies for public health among community residents, behavior health, local business and social services; and

WHEREAS, the grant will spearhead activities that will lead to the expansion of public health awareness in an effort to promote long term change in the community; and

WHEREAS, the Township, led by the Irvington Health Department, will be working with coalition members to participated on a year long Boundary Spanning Leadership Institute delivered by the Center for Creative Leadership:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby accepts said grant award of \$200,000.00 for such activities.

Adopted

24. Authorize Acceptance of \$165,000.00 Grant for Childhood Lead Poisoning Prevention Oriented Grant

WHEREAS, the New Jersey State Department of Health has made available to the Township of Irvington Childhood Lead Poisoning Prevention Program (CLPPP) Oriented Services for Child Health known as CLPPP Lead Grant from July 1, 2015 through June 30, 2016; and

WHEREAS, said assistance is designated for the support of specified public health activities within the Township of Irvington and will be used in the area of a Childhood Lead Poisoning Prevention program for high risk children residing in Irvington:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Mayor be and is hereby authorized to accept the Childhood Lead Poisoning Prevention Oriented Services Grant (CLPPP) for Child Health of \$165,000.00 from July 1, 2015 through June 30, 2016.

Adopted

25. Award Contract for Child Health Conference Services - Newark Community Health Center, Inc. - \$35,000.00 Annually

RESOLUTION AUTHORIZING CONTRACT FOR CHILD HEALTH CONFERENCE SERVICES

WHEREAS, the Request for Proposals for Child Health Conference services was publicly advertised in the New Jersey Star Ledger on July 07, 2015 with a deadline for proposals to be submitted on July 30, 2015; and

WHEREAS, one qualification was received and publicly opened; and

WHEREAS, said qualification was referred to the Health Director; and

WHEREAS, the Health Director has recommended award should be made to the following firm:

Newark Community Health Center, Inc.,  
741 Broadway  
Newark, NJ 07104

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Child Health Conference service be awarded to Newark Community Health Center, Inc., 741 Broadway Newark, NJ 07104 on the basis of their response to the request for proposal selection criteria and qualifications, for an amount not to exceed \$35,000.00. The provider will be paid \$2,916.67 per month for Child Health Conference services for one year starting on August 08, 2015 until August 07, 2016; and

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; and

BE IT RESOLVED that the required certification of availability of funds C5-00275 for the first month of service in the amount of \$2,916.67 from account number 5-01-27-330-330-113 has been obtained from the Chief Financial Officer and the balance of \$32,083.33 will be obtained from the Chief Financial Officer contingent on the adoption of the Calendar year 2015 and 2016 budget.

Adopted

26. Award Contract for Tuberculosis Control Services - Newark Community Health Center, Inc. - \$30,000.00 Annually

#### RESOLUTION AUTHORIZING CONTRACT FOR TUBERCULOSIS CONTROL SERVICES

WHEREAS, the Request for Proposals for tuberculosis control was publicly advertised in the New Jersey Star Ledger on July 07, 2015 with a deadline for proposals to be submitted on July 30, 2015; and

WHEREAS, one qualification was received and publicly opened; and

WHEREAS, said qualifications were referred to the Health Director; and

WHEREAS, the Health Director has recommended award should be made to the following firm:

Newark Community Health Center, Inc.,  
741 Broadway  
Newark, NJ 07104

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for tuberculosis control be awarded to Newark Community Health Center, Inc., 741 Broadway Newark, NJ 07104 on the basis of their response to the request for proposal selection criteria and qualifications, for an amount not to exceed \$30,000.00. The provider will be paid \$2,500.00 per month for tuberculosis control services for one year starting on August 08, 2015 until August 07, 2016; and

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; and

BE IT RESOLVED that the required certification of availability of funds C5-00276 for the first month of service in the amount of \$2,500.00 from account number 5-01-27-330-331-299 has been obtained from the Chief Financial Officer and the balance of \$27,500.00 will be obtained from the Chief Financial Officer contingent on the adoption of the Calendar year 2015 and 2016 budget.

Adopted

27. Designate Finomus Irvington Re Holdings, LLC as Redeveloper of Block 336, Lot 43, 1111 Springfield Avenue

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX AUTHORIZING THE DESIGNATION OF FINOMUS IRVINGTON RE HOLDINGS, LLC AS REDEVELOPER OF CERTAIN PROPERTY LOCATED WITHIN THE TOWNSHIP OF IRVINGTON**

**WHEREAS**, pursuant to the *Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.* (the "**LRHL**"), the Municipal Council of the Township of Irvington (the "**Township Council**"), by Resolution No. UEZ 07-0227-5, duly adopted on February 27, 2007, designated certain real property within the Township of Irvington (the "**Township**") and located within the Township's Urban Enterprise Zone (the "**UEZ**"), including without limitation, real property within the Township known as 1111 Springfield Avenue, Irvington, New Jersey, comprising Block 336 Lot 43 on the Official Tax Maps of the Township (the "**Property**") as an area in need of rehabilitation pursuant to the LRHL (the "**Rehabilitation Area**"); and

**WHEREAS**, the Township Council duly adopted a redevelopment plan governing the Rehabilitation Area, including, but not limited to, the Property (as amended, the "**Redevelopment Plan**"); and

**WHEREAS**, the Township Council adopted the Redevelopment Plan by Ordinance No. 3351 dated September 11, 2007 in accordance with the requirements of *N.J.S.A. 40A:12A-7*; and

**WHEREAS**, the Township Council has determined to exercise the powers of redevelopment and serve as the “Redevelopment Entity” responsible for carrying out the redevelopment projects in the Rehabilitation Area in accordance with the Redevelopment Plan and pursuant to *N.J.S.A. 40A: 12A-4(c)*; and

**WHEREAS**, in response to a Request for Qualifications dated March 18, 2015 issued by the Township, Finomus Irvington RE Holdings, LLC (the “Redeveloper”) submitted a concept for the development of a new 2,136 square foot drive thru restaurant with supporting parking and site improvements (the “Project”) to the Township for its review and consideration as to that portion of the Rehabilitation Area identified as the Property; and

**WHEREAS**, the Redeveloper submitted information outlining its financial capabilities, experience, expertise and project concept descriptions for the Project and requested designation by the Township as the redeveloper for the Project; and

**WHEREAS**, the Township is the owner of the Property; and

**WHEREAS**, the Township has determined that the Property is no longer needed for public use, and that the redevelopment thereof in accordance with applicable provisions of the Redevelopment Plan will contribute to the rehabilitation of the Township in accordance with the legislative intent, goals and objectives of LRHL; and

**WHEREAS**, the Township evaluated the Redeveloper’s proposal according to criteria which included project concept descriptions and determined to commence negotiations with Redeveloper to enter into a redevelopment agreement; and

**WHEREAS**, in order to implement the development, financing, construction, operation and management of the Project, the Township has determined to enter into a redevelopment agreement with the Redeveloper (the “**Redevelopment Agreement**”), which Redevelopment Agreement specifies the rights and responsibilities of the Township and the Redeveloper with respect to the Project

**NOW THEREFORE, BE IT RESOLVED** by the Municipal Council of the Township of Irvington, County of Essex, New Jersey as follows:

1. **Generally.** The aforementioned recitals are incorporated herein as though fully set forth at length.
2. **Designation of the Developer.** Finomus Irving RE Holdings, LLC is hereby designated as redeveloper, pursuant to *N.J.S.A. 40A:12A-1 et seq.*, of the Project, subject to the execution of the Redevelopment Agreement.
3. **Execution of the Redevelopment Agreement.**

- a. The Mayor is hereby authorized to execute the Redevelopment Agreement, substantially in the form attached hereto as Exhibit A (the "**Agreement**"), together with such additions, deletions and modifications as are necessary and desirable in consultation with counsel to effectuate the same.
  - b. The Municipal Clerk is hereby authorized and directed, upon execution of the Agreement in accordance with the terms of Section 3(a) hereof, to attest to the signature of the Mayor upon such document and is hereby further authorized and directed to affix the corporate seal of the Township upon such document.
4. **Effective Date.** This resolution shall take effect immediately.

**Exhibit A**

Form of Redevelopment Agreement

Adopted

28. Waive Interest Charges of \$8,506.72 on 134 Maple Avenue, Block 215, Lot 8, In Lieu of Full Amount of Back Taxes of \$27,983.16 Being Paid by October 15, 2015

WHEREAS, a municipal lien was placed on 134 Maple Avenue, also known as Block 215 Lot 8, at a Tax Sale held on December 27, 2012 for delinquent/unpaid taxes in the amount of \$7,506.56; and

WHEREAS, the total amount due on Block 215 Lot 8, Tax Sale Cert# 12-02290, with interest and cost to August 11, 2015 is \$36,489.88 which includes subsequent municipal charges up to the 2015 3rd quarter taxes and 2015 annual sewer charge; and

WHEREAS, the owner Musa Pacuku, has written a letter requesting an abatement of the interest owed on said certificate; and

WHEREAS, the interest and cost on Tax Sale Cert# 12-02290 to August 11, 2015 is \$8,506.72; 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 \$8,506.72 imposed on Block 215 Lot 8, and the taxpayer be allowed to pay the principal amount of \$27,983.16 on or before October 15, 2015, which is the principal amount due of said certificate of sale #12-02290.



Adopted

29. Authorize Assignment of Tax Sale Certificates on 167 Ellis Avenue, 169-173 Ellis Avenue and 173 Ellis Avenue

WHEREAS, N.J.S.A. 54:5-112 and 54:5-113, provide the Mayor and Council with the authority to sell real estate tax liens held by the municipality at a private sale for sums not less than the amount of municipal liens charged against same, and,

WHEREAS, the Tax Collector has notified the owner of record as appearing on the most recent Tax Duplicate at least five days prior to the affirmation of this resolution and a public notice of the pending sale was posted in three (3) public places within the Township of Irvington, and advertised once in the Irvington Herald.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Mayor and Council hereby assign municipal held liens recorded as:

Block/Lot	Owner Property Address	Cert No.	Sale Date	Amount of Sale	Amount As of August 11, 2015
135 – 20	Rose Harris Investments, LLC 173 Ellis Avenue	111020	06/28/2011	\$7,406.06	\$57,275.99
135 – 21	ECNJ Properties II, LLC 169-171 Ellis Avenue	12-01897	12/27/2012	\$6,777.88	\$40,190.13
135 – 22	Wilson, Carlos, Jr. 167 Ellis Avenue	13-00765	12/27/2013	\$448.59	\$6,516.79

together with subsequent liens thereon, at private sale to:

Samy Ali  
5 Megan Court  
Edison, NJ 08820

Adopted

30. Award Bid for an Excavator - Groff Tractor New Jersey, LLC – \$183,700.00

# RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF AN AN EXCAVATOR

WHEREAS, sealed bids were received on August 05, 2015 for the purchase of an excavator in response to published advertisement for bids in the New Jersey Star Ledger on July 21, 2015; and

WHEREAS, two bids were received and opened by the Municipal Clerk and the Purchasing Agent; and

WHEREAS, bids received were reviewed according to the New Jersey Local Public Contract law, and referred to the Administration for review and recommendation; and

WHEREAS, the Administration has recommended that the award should be made to GROFF Tractor New Jersey LLC, 551 North Harding Highway, Vineland, NJ 08360 on the basis of their lowest responsible, responsive bid of \$183,700.00;and

BE IT FURTHER RESOLVED, the Municipal Clerk is hereby authorized the return the bid bonds to the unsuccessfully bidders; 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; and

BE IT FUTHER RESLOVED, that the required certification of availability of funds C5-00277 in the amount of \$183,700.00 from account number C-04-56-848-014-902 has been obtained from the Chief Financial Officer.

Adopted

31 Authorize Tax Payment Plan - 80 Cleremont Avenue - Total Amount to Redeem of \$6,307.20 - Payable With 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, Simpkins, Phyllis, owner of record of Block 269, Lot 7, also known as 80 Cleremont Avenue, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 14-01192 in the amount of \$6,307.20 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 \$314.88, 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

32. Authorize Tax Payment Plan - 96 Eastern Parkway - Total Amount to Redeem of \$14,865.41 - Payable With 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, Lindor, Patrick, owner of record of Block 110, Lot 2, also known as 96 Eastern Parkway, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 14-00532 in the amount of \$14,865.41 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 \$537.42, 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

33. Authorize Tax Payment Plan - 30 - 42nd Street - Total Amount to Redeem of \$15,239.40 - Payable With 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, Coulanges, Marie C., owner of record of Block 368, Lot 10, also known as 30 42<sup>nd</sup> Street, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 13-01786 in the amount of \$15,239.40 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 \$550.94, 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

34. Authorize Tax Payment Plan - 37 - 39 - 20th Avenue - Total Amount to Redeem of \$38,152.13 - Payable With 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, Ignatyeva, Anastasia., owner of record of Block 136, Lot 19, also known as 37-39 20<sup>th</sup> Avenue, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 111024 in the amount of \$38,152.13 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 \$1,379.29, 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

35. Authorize Tax Payment Plan - 88 Washington Avenue - Total Amount to Redeem of \$13,633.97 - Payable With 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, Trinidad, Jose & Ramirez, J., owner of record of Block 88, Lot 1, also known as 88 Washington Avenue, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 12-01654 in the amount of \$13,633.97 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 \$492.90 , 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

36. Authorize Tax Payment Plan - 8 Lincoln Place - Total Amount to Redeem of \$14,746.37 - Payable With 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, Aburadi, Kamel et al owner of record of Block 80, Lot 38, also known as 8 Lincoln Place, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 14-00422 in the amount of \$14,746.37 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 \$533.12 , 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

37. Authorize Tax Payment Plan - 92 Ellis Avenue - Total Amount to Redeem of \$30,882.70 - Payable With 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, Ransom, Victoria owner of record of Block 166, Lot 13, also known as 92 Ellis Avenue, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 111278 in the amount of \$30,882.70 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 \$1,116.48 , 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

38. Authorize Tax Payment Plan - 27 Harrison Place - Total Amount to Redeem of \$18,053.02 - Payable With 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, Austin, Wilbert William et al, owner of record of Block 206, Lot 21, also known as 27 Harrison Place, Municipality of Irvington, is desirous of satisfying Tax Title Lien # 13-00947 in the amount of \$18,053.02 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 \$652.66, 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

39. Approve Form and Authorize Execution of Agreement of Resignation, Appointment and Acceptance, in Connection with the Resignation of Deutsche Bank National Trust Company as Paying Agent for Certain Outstanding General Obligation Refunding Bonds

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF AN AGREEMENT OF RESIGNATION, APPOINTMENT AND ACCEPTANCE, IN CONNECTION WITH THE RESIGNATION OF DEUTSCHE BANK NATIONAL TRUST COMPANY AS PAYING AGENT FOR CERTAIN OUTSTANDING GENERAL OBLIGATION REFUNDING BONDS OF THE TOWNSHIP**

**WHEREAS**, on April 27, 2012, the Township of Irvington, in the County of Essex, New Jersey (the "Township") issued its \$8,288,000 aggregate principal amount of General Obligation Refunding Bonds, Series 2012 (Qualified Pursuant to the Provisions of the Municipal Qualified Bond Act, P.L. 1976, c.38, as amended) (the "2012 Bonds");

**WHEREAS**, simultaneous with the issuance of the 2012 Bonds, the Township entered into a Paying Agent Agreement dated April 27, 2012 (the "Paying Agent Agreement") with Deutsche Bank National Trust Company ("Deutsche"), pursuant to which, Deutsche agreed to act as "Paying Agent" for the Township with respect to the 2012 Bonds; and

**WHEREAS**, Deutsche has sold its municipal bond trust business to U.S. Bank National Association ("U.S. Bank"); and

**WHEREAS**, in connection with such sale, Deutsche desires to resign as Paying Agent under the Paying Agent Agreement and U.S. Bank desires to be appointed as successor Paying Agent under the Paying Agent Agreement; and

**WHEREAS**, in order to effectuate the resignation by Deutsche as Paying Agent for the 2012 Bonds, and the appointment and acceptance of U.S. Bank as Paying Agent for the 2012 Bonds, Deutsche and U.S. Bank have prepared, executed and presented to the Township an Agreement of Resignation, Appointment and Acceptance, attached hereto as Exhibit A (the "Successor Agreement"); and

**WHEREAS**, the Township desires to accept the resignation of Deutsche and further desires to appoint U.S. Bank as successor Paying Agent for the 2012 Bonds, all in accordance with the terms of the Successor Agreement and the Paying Agent Agreement.

**NOW THEREFOR, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY, as follows:**

**Section 1.** The recitals of this resolution are incorporated in this resolution as if set forth in full herein.

**Section 2.** The Township hereby accepts the resignation of Deutsche as Paying Agent for the 2012 Bonds under the Paying Agent Agreement. The Township further hereby appoints U.S. Bank as successor Paying Agent for the 2012 Bonds pursuant to the terms of the Successor Agreement and the Paying Agent Agreement.

**Section 3.** The Mayor and Chief Financial Officer of the Township (each, an "Authorized Officer") are each hereby authorized and directed to execute the Successor Agreement, and the Township Clerk is hereby authorized and directed to attest the signature of the Mayor or Chief Financial Officer, if required. The Authorized Officers are further hereby authorized and directed to execute any additional agreement, document or certificate required to effectuate the transaction contemplated by this resolution.

**Section 4.** The Chief Financial Officer is authorized and directed to deliver two (2) executed copies of the Successor Agreement to U.S. Bank, and one (1) executed copy of the Successor Agreement to Bond Counsel to the Township, Matthew D. Jessup, Esq., McManimon, Scotland & Baumann, LLC.

**Section 5.** This resolution shall take effect immediately.

**Exhibit A  
Successor Agreement**

Adopted

40. Authorize Cancellation of Checks Outstanding for Over One Year

WHEREAS, various checks/warrants have been outstanding from various accounts for more than one year for which no claim has been made.

NOW THEREFORE BE IT RESOLVED, that the Chief Financial Officer be and is hereby authorized to cancel the following checks from the below listed accounts.

CURRENT FUND - WELLS FARGO BANK ACCOUNT 9710616

Check Number	Check Amount	Check Number	Check Amount
339058	704.00	330756	98.42
339239	500.00	330556	289.20

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339704	174,377.15	330626	289.20
339798	96.40	330633	289.20
339921	2,100.00	331682	289.20
340127	1,250.00	332158	294.77
340389	29,917.35	332323	19.18
340488	289.20	332664	289.20
340498	289.20	332787	100.00
340499	289.20	332970	450.00
340745	300.00	333066	1,087.00
340917	1,250.00	333569	289.20
339446	670.88	334146	800.00
330374	2.00	334309	289.20
330375	2.00	334391	289.20
330397	10.00	335180	289.20
330398	10.00	335206	289.20
330399	10.00	334896	40,000.00
330400	10.00	336342	289.20
330401	2.00	336744	1,875.00
330402	2.00	337064	289.20
330403	2.00	337111	289.20
330404	2.00	337232	2,100.00
330405	2.00	337243	884.00
330406	10.00	337435	78.00
330407	10.00	337446	2,818.15
330408	10.00	337804	20.00
330409	10.00	338085	96.40
330410	10.00	338479	29,204.00
330411	10.00	338482	4,081.91
330412	10.00	338653	654.00
330413	10.00	<b>Total</b>	<b>\$ 88,420.43</b>
330414	10.00		
330415	2.00		
330416	2.00		
330417	2.00		
330418	2.00		
330419	2.00		
<b>Total</b>	<b>\$ 212,187.38</b>		

Total Current fund	\$300,607.81
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GENERAL TRUST FUND INVESTORS – 149902818

Check Number	Check Amount
1	100.00
2	200.00
3	300.00
4	400.00
5	500.00
6	600.00
7	700.00
8	800.00
9	900.00
10	1000.00
11	1100.00
12	1200.00
13	1300.00
14	1400.00
15	1500.00
16	1600.00
17	1700.00
18	1800.00
19	1900.00
20	2000.00
21	2100.00
22	2200.00
23	2300.00
24	2400.00
25	2500.00
26	2600.00
27	2700.00
28	2800.00
29	2900.00
30	3000.00
31	3100.00
32	3200.00
33	3300.00
34	3400.00
35	3500.00
36	3600.00
37	3700.00
38	3800.00
39	3900.00
40	4000.00
41	4100.00
42	4200.00
43	4300.00
44	4400.00
45	4500.00
46	4600.00
47	4700.00
48	4800.00
49	4900.00
50	5000.00
51	5100.00
52	5200.00
53	5300.00
54	5400.00
55	5500.00
56	5600.00
57	5700.00
58	5800.00
59	5900.00
60	6000.00
61	6100.00
62	6200.00
63	6300.00
64	6400.00
65	6500.00
66	6600.00
67	6700.00
68	6800.00
69	6900.00
70	7000.00
71	7100.00
72	7200.00
73	7300.00
74	7400.00
75	7500.00
76	7600.00
77	7700.00
78	7800.00
79	7900.00
80	8000.00
81	8100.00
82	8200.00
83	8300.00
84	8400.00
85	8500.00
86	8600.00
87	8700.00
88	8800.00
89	8900.00
90	9000.00
91	9100.00
92	9200.00
93	9300.00
94	9400.00
95	9500.00
96	9600.00
97	9700.00
98	9800.00
99	9900.00
100	10000.00

3852	107.71
TOTAL	107.71

CDBG WELLS FARGO ACCOUNT - 21764

Check Number	Check Amount
2413	1,706.47
TOTAL	1,706.47

OUTSIDE POLICE EMPLOYMENT ACCOUNT - 129900152

Check Number	Check Amount
1034	4,950.00
TOTAL	4,950.00

Adopted

41. Authorize Payment of Outstanding Invoices for Labor Counsel Services – Scarinci & Hollenbeck - \$26,302.82

#### RESOLUTION APPROVING ADDITIONAL FUNDS FOR PRIOR LABOR COUNSEL SERVICES

WHEREAS, on November 8, 2012 the firm of Scarinci & Hollenbeck was awarded a contract for Labor Counsel Services for an amount not to exceed \$50,000.00 by resolution number TA 12-1108-8; and

WHEREAS, on June 11, 2013 the firm of Scarinci & Hollenbeck was awarded a contract for Labor Counsel Services for an amount not to exceed \$50,000.00 by resolution number TA 13-0611-8 for the period of July 1, 2013 – June 30, 2014; and

WHEREAS, on June 24, 2014 the firm of Scarinci & Hollenbeck was awarded a contract for Labor Counsel Services for an amount not to exceed \$8,333.33 by resolution number TA 14-0624-4 for the period of July 1, 2014 – August 31, 2014; and

WHEREAS, on August 12, 2014 the firm of Scarinci & Hollenbeck was awarded a contract for Labor Counsel Services for an amount not to exceed \$4,166.66 by resolution number TA 14-0812-6 for the period of September 1, 2014 – September 30, 2014; and

WHEREAS, Scarinci Hollenbeck provided the Township with Labor Counsel Services for the aforementioned time periods with an additional expenditure totaling \$26,302.82; and

WHEREAS, the Township would seeks to pay Scarinci Hollenbeck for services provided in excess of the contract amount totaling \$26, 302.82 for matter within the scope of the contract;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the services performed by the firm of Scarinci Hollenbeck in excess of the contract amounts, totaling \$26,302.82 is hereby ratified and confirmed; and

BE IT FURTHER RESOLVED, that the required certification of availability of funds C5-00274

in the amount of \$4,000.00 has been obtained from the Chief Financial Officer and the remaining balance will be obtained from the Chief Financial Officer contingent on the adoption of the calendar year 2015 and 2016 budget.

Adopted

42. Authorize Extension of Contract for Pothole Repair for One Year – JAK Construction Corp., Trading As Diamond - Not To Exceed \$200,000.00

**RESOLUTION TO EXTEND POT HOLE REPAIR SERVICES**

WHEREAS, resolution numbers DPW 14-0909-28, authorized a pot hole repair service contract which expires on August 28, 2015; and

WHEREAS, resolution numbers DPW 14-1015-34, DPW 15-0324-8, DPW 15-0414-15 and DPW 15-0428-18 increase the not to exceed amount of this contract to \$392,116.00; and

WHEREAS, the original specifications included language that allowed for the extension up to one additional one year contract at the existing terms and conditions if mutually accepted to the vendor and Township; and

WHEREAS, the vendor has agreed to extend the existing agreement for one year; and

WHEREAS, it would be in the Township's best interest to extend the existing agreement for one year as recommended by the Department of Public Works for an amount not to exceed \$200,000.00; and

NOW, BE IT HEREBY RESOLVED by the Township of Irvington, Essex County, New Jersey that the following contract be extended for one year, starting on August 29, 2015 until August 28, 2016 to JAK Construction Corp., T/A Diamond of 35 Beaverson Blvd, Brick, NJ 08723 for an amount not to exceed \$200,000.00

FURTHER RESOLVED the required certification of availability of funds C5-00279 in the amount of \$20,000.00 from account number C5-00279 has been obtained from the Chief Financial Officer for the three months payment and remaining balance will be

obtained from the Chief Financial Officer contingent on the adoption of the calendar year 2015 and 2016 budget

BE IT FURTHER RESOLVED that the Township Attorney is directed to prepare the appropriate contracts and the Mayor and the Township Clerk be and the same are hereby authorized to execute said contract with the above listed company.

Adopted

43. Ratify Labor Agreement for Fire Chief - January 1, 2015 to December 31, 2015

Resolution Authorizing an Agreement between the Township of Irvington and The Irvington Fire Chief Agreement

WHEREAS, the Township of Irvington and the Irvington Fire Chief have engaged in labor negotiations for the purpose of establishing salary and other conditions of employment for the Fire Chief of the Township of Irvington; and

WHEREAS, the Township of Irvington and the Irvington Fire Chief have mutually agreed to the salary and other conditions of employment for the period beginning January 1, 2015 and ending December 31, 2015 and thereafter from year to year until terminated;

NOW, THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that they hereby ratify and approve the terms and conditions of the Agreement attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED that the Mayor and the Township Clerk are authorized and empowered to execute the said Agreement.

Adopted

44. Ratify IUOE Local 68 D Blue Collar Labor Contract - July 1, 2013 through June 30, 2017

WHEREAS, the Township of Irvington and the IUOE Local 68D “White Collar” has engaged in labor negotiations for the purpose of establishing salaries and other conditions of employment for members of said association of the Township of Irvington; and

WHEREAS, the Township of Irvington and the IUOE Local 68D “White Collar” have mutually agreed to the salaries and other conditions of employment for the period beginning July 1, 2013 and ending June 30, 2017;

NOW, THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that they hereby ratify and approve the terms and conditions of the Memorandum of Agreement attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED that the Mayor and the Township Clerk are authorized and empowered to execute the said Memorandum of Agreement.

Adopted

B. Motions

None

10. Communications & Petitions

A. Communications

1. Purchasing Agent – Results of Reverse Energy Auction

B. Petitions

None

11. Pending Business

None

12. Miscellaneous

A. Bingos and Raffles

None

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NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

A. Ordinances on 1st Reading

1. Authorize Amendment to Redevelopment Financial Agreement for 514 Lyons Avenue

ORDINANCE OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX,  
STATE OF NEW JERSEY AUTHORIZING AMENDMENT TO THE  
FINANCIAL AGREEMENT WITH 514 LYONS AVENUE URBAN  
RENEWAL INVESTORS LLC

Adopted

2. Amend Chapter 187 of Revised Code Entitled Towing

AN ORDINANCE TO AMEND CHAPTER 187 (TOWING) OF THE CODE OF THE TOWNSHIP OF IRVINGTON

Adopted

3. Amend Fees for Towing

AN ORDINANCE TO AMEND CHAPTER 98 FEES AND LICENSES OF THE REVISED CODE

Adopted

B. Ordinances on 2nd Reading

1. President Frederic: An ordinance eliminating a taxi stand on 18<sup>th</sup> Avenue 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 SECTION 192-104 OF THE REVISED TRAFFIC CODE OF THE TOWNSHIP OF IRVINGTON BY REPEALING A TAXI STAND ON 18<sup>TH</sup> AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON AS FOLLOWS:

SECTION 1. Section 192-104 of the Revised Code entitled Schedule XIII: Taxi Stands is hereby amended and supplemented to delete the following taxi stand:

Name of Street	Side	Location
18th Avenue	North	From 80 feet west of Myrtle Avenue west for 44 feet (3 cabs)

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.

There were no requests to be heard.

Lyons – Jones                                      Motion to close public hearing

Adopted

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

Adopted

2. President Frederic: An ordinance authorizing a five year tax exemption for the Township wide rehabilitation area under the five year exemption and abatement law 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.

**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.**

**WHEREAS**, the Township of Irvington, in the County of Essex, New Jersey (the “**Township**”), a public body corporate and politic of the State of New Jersey, is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”) to determine whether certain parcels of land within the Township constitute an area in need of redevelopment or rehabilitation or both; and

**WHEREAS**, pursuant to the Five Year Exemption and Abatement Law, *N.J.S.A. 40A:21-1 et seq.* (the “**Five Year Law**”) improvements to property located within an area in need of rehabilitation or redevelopment may qualify for short term tax exemptions; and

**WHEREAS**, on July 14, 2015 by Resolution No. UEZ 15—0714-11 the entire Township was designated as an area in need of rehabilitation pursuant to the Redevelopment Law; and

**WHEREAS**, applicants may submit applications to the Township requesting a tax exemption under the Five Year Law seeking financial assistance in implementing the rehabilitation and redevelopment of properties within the Township; and

**WHEREAS**, the municipal council of the Township (the “**Municipal Council**”) has determined that the authorization of tax exemptions for the improvements, conversions, or construction of residential, commercial and industrial structures in the

Township is in the best interests of the Township and shall facilitate the rehabilitation and redevelopment of the Township for productive use.

**NOW THEREFORE BE IT ORDAINED**, by the Municipal Council of the Township of Irvington, in the County of Essex, New Jersey, as follows:

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

**Section 2.** The Municipal Council hereby approves and authorizes exemptions of real estate taxes for the improvements to and conversions and/or construction of residential, commercial and industrial structures in all areas in need of rehabilitation within the Township, as authorized under *N.J.S.A. 40A:21-8* of the Five Year Law, in accordance with the terms and provisions of Exhibit A, attached hereto and made a part hereof.

**Section 3.** The Tax Collector shall include a notice in the mailing of the annual property tax bills to each owner of the properties where exemptions are authorized pursuant to this Ordinance, advising such property owners of same before the end of the first year following adoption of this Ordinance.

**Section 4.** Within 30 days of execution, the Tax Collector shall forward copies of all Tax Agreements to the Director of the Division of Local Government Services in the Department of Community Affairs as prescribed by *N.J.S.A. 40A:21-11(d)*.

**Section 5.** 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.

**Section 6.** This Ordinance shall take effect in accordance with all applicable laws and shall be in effect for ten (10) years after the date of final approval, unless extended by the Municipal Council.

#### **EXHIBIT A**

The public hearing on this ordinance is now open.

There were no requests to be heard.

Lyons – Jones                      Motion to close public hearing

Adopted

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

Adopted

3. President Frederic: An ordinance authorizing a five year tax exemption plan for 863 - 875 – 18<sup>th</sup> Avenue 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 A FINANCIAL AGREEMENT WITH MALCOLM SHABAZ  
URBAN RENEWAL, LLC, GRANTING A TAX EXEMPTION FOR 863-875,  
EIGHTEENTH AVENUE**

**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 in the municipality constitute areas in need of rehabilitation or redevelopment; and

**WHEREAS**, the Municipal Council of the Township of Irvington (the “**Township Council**”), by Resolution No. UEZ 07-0227-5, duly adopted on February 27, 2007, designated certain real property within the Township of Irvington (the “**Township**”) and located within the Township’s Urban Enterprise Zone (the “**UEZ**”), including without limitation, real property within the Township known as 863-875 18<sup>th</sup> Avenue, Irvington, New Jersey, comprising Block 56 Lots 1 & 2 on the Official Tax Maps of the Township (the “**Project Area**”) as an area in need of rehabilitation pursuant to the Redevelopment Law; and

**WHEREAS**, on July 16, 2002, the Township Council duly adopted a redevelopment plan governing the Project Area, as subsequently amended by the Township Council on September 13, 2005 and September 11, 2007, respectively (the “**Redevelopment Plan**”); and

**WHEREAS**, pursuant to the Redevelopment Law, including Section 8 thereof (*N.J.S.A. 40A:12A-8(f)*), a municipality is permitted to contract with a redeveloper to undertake redevelopment projects pursuant to a redevelopment plan within an area in need of rehabilitation, as all such terms are defined in the Redevelopment Law; and

**WHEREAS**, the Township Council, by Resolution No. UEZ-14-1125-5, conditionally designated Malcom Shabazz Urban Renewal 875, LLC (the “**Entity**”) as the redeveloper of the Project Area pursuant to the Redevelopment Law; and

**WHEREAS**, the Entity is an urban renewal entity formed and qualified to do business under the provisions of the Long Term Tax Exemption Law, *N.J.S.A. 40A:20-1 et seq.* (the “**LTTE**”); and

**WHEREAS**, the Entity intends to develop two (2) separate units in accordance with the LTTE, referred to herein as the “Phase 1 Project” and the “Phase 2 Project”, (collectively, the “**Project**”); and

**WHEREAS**, the Phase 1 Project shall include the redevelopment and rehabilitation of approximately thirty (30) residential apartment units comprised of eight (8) one bedroom units, twelve (12) one bedroom units with a study and ten (10) two bedroom units with a study; and

**WHEREAS**, the Phase 2 Project shall include the redevelopment and rehabilitation of approximately twenty (20) residential apartment units comprised of seven (7) one bedroom units, four (4) one bedroom units with a study and nine (9) two bedroom units with a study; and

**WHEREAS**, in order to improve the feasibility of the construction, operation and maintenance of the Project, on August 27, 2014, the Entity made application to the Township requesting a long term tax exemption and financial agreement with respect to the Project Area (the “**Application**”) pursuant to the LTTE; and

**WHEREAS**, after review of the Application, the Township Council desires to approve the Application and to authorize the execution of the proposed form of financial agreement (the “**Financial Agreement**”) in substantially the form attached hereto as **Exhibit A**, and by this reference incorporated herein as may be modified in consultation with counsel,

**NOW THEREFORE BE IT ORDAINED** by the Municipal Council of the Township of Irvington, in the County of Essex, New Jersey, as follows:

#### **I. GENERALLY**

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

#### **II. EXECUTION OF FINANCIAL AGREEMENT AUTHORIZED**

(a) The Mayor is hereby authorized to execute the Financial Agreement, substantially in the form as it has been, and attached hereto as **Exhibit A**, subject to modification or revision deemed necessary and appropriate in consultation with counsel.

(b) The Municipal Clerk is hereby authorized and directed, upon the execution of the Financial Agreement in accordance with the terms of Section II(a) hereof, to attest to the signature of the Mayor upon such document and is hereby further authorized and directed to affix the corporate seal of the Township upon such document.

(c) The Municipal 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 Local Government Services within the Department of Community Affairs in accordance with Section 12 of the LTTE.

#### **III. SEVERABILITY**

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.

**IV. AVAILABILITY OF THE ORDINANCE**

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

**V. EFFECTIVE DATE**

This Ordinance shall take effect according to law.

**EXHIBIT A**

The public hearing on this ordinance is now open.

There were no requests to be heard.

Lyons - Hudley                      Motion to close public hearing

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

4. President Frederic: An ordinance adopting a township wide redevelopment plan amending an ordinance 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, IN THE  
COUNTY OF ESSEX, NEW JERSEY ADOPTING A  
REDEVELOPMENT PLAN FOR THE TOWNSHIP OF  
IRVINGTON**

**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 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**, pursuant to and in accordance with the requirements of the Redevelopment Law, the Mayor and Municipal Council of the Township of Irvington (the “**Township Council**”), by resolution dated June 23, 2015, designated as an “area in need of rehabilitation” the entire area of the Township of Irvington, in the County of Essex (collectively, the “**Property**”) and

**WHEREAS**, pursuant to *N.J.S.A. 40A:12A-4(a)(3)* and *N.J.S.A. 40A:12A-7* the Township Council is empowered to adopt a redevelopment plan pursuant to which redevelopment projects are to be undertaken or carried out within an “area in need of redevelopment,” and

**WHEREAS**, pursuant to that authority the Township Council caused a redevelopment plan for the Property to be prepared, entitled the *Redevelopment Plan Township-Wide Area in need of Rehabilitation* (the “**Redevelopment Plan**”), attached hereto as **Exhibit A**; and

**WHEREAS**, the Township Council, has referred the Redevelopment Plan to the Planning Board for its review and recommendation pursuant to *N.J.S.A. 40A:12A-7(e)*; and

**WHEREAS**, the Planning Board, at a duly noticed and constituted public meeting, has reviewed the Redevelopment Plan; and

**WHEREAS**, following such review the Planning Board has rendered its report and recommendations to the Township Council and recommended the adoption of the Redevelopment Plan pursuant to *N.J.S.A. 40A:12A-7(e)*; and

**WHEREAS**, the Township Council hereby finds it appropriate for the Redevelopment Plan to be adopted for the Property, being, among other things, substantially consistent with the Master Plan for the Township.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, AS FOLLOWS:**

1. **Generally.** The aforementioned recitals are incorporated herein as though fully set forth at length.
2. **Adoption.** The Redevelopment Plan, as filed in the Office of the Municipal Clerk and attached hereto as **Exhibit A**, is hereby adopted.
3. **Amendment of Zoning Ordinance and Map.** The *Irvington Zoning Ordinance*, Chapter 197 of the Code of the Township of Irvington, and the Zoning Map of the Township are hereby amended to incorporate and reflect the Redevelopment Plan, and, to the extent provided in the Redevelopment Plan, are superseded thereby.
4. **Severability.** If any part of this Ordinance shall be deemed invalid, such parts shall be severed and

the invalidity thereof shall not affect the remaining parts of this Ordinance.

5. **Availability.** A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.

6. **Effective Date.** This Ordinance shall take effect at the time and in the manner as approved by law.

**EXHIBIT A**

**Redevelopment Plan**

The public hearing on this ordinance is now open.

There were no requests to be heard.

Jones – Burgess                      Motion to close public hearing

Adopted

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

Adopted

9. Resolutions & Motions

A. Resolutions

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**ALCOHOLIC BEVERAGE CONTROL BOARD**

**AUGUST 11, 2015**

Chairman Cox calls the Meeting to Order

1. New Business

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:

0709-33-045-005	Franklin & Hayden, Inc. t/a Pacemaker Lounge	781-783 Lyons Avenue
0709-33-047-002	Brothers 521 Lounge and Cafe Corp. t/a Florian and Bob's Dollhouse	554 Lyons Avenue
0709-33-048-005	Kay, LLC t/a Kay	193-197 Western Parkway
0709-33-055-006	Mariela, Inc. t/a Paradizio Royal Club	1053-55 Clinton Avenue
0709-33-062-007	239 Kearny Corp. t/a Bottoms Up	1180 Springfield Avenue
0709-33-064-008	Damery, Inc. t/a The Foxes	33 Welland Avenue
0709-33-075-004	Linden Branch t/a: LVJ Planning, L.L.C.	POCKET
0709-32-077-007	Irvington House of Liquor, Inc. t/a A-1 Pay Less Liquor	1041-1049 Stuyvesant Avenue

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.

BE IT FURTHER RESOLVED that license 0709-33-075-004, issued to Linden Branch, t/a LVJ Planning, LLC , be renewed with the following special condition pursuant to a Special Ruling granted by the New Jersey Division of Alcoholic Beverage Control dated July 31, 2015:

No further renewals of this license shall be granted unless the license is being actively used at an approved site on or before June 30, 2016, except if good cause for reconsideration is shown.

Adopted



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:

0709-44-004-004	Irvington Liquors, LLC t/a Irvington Liquors	1394-98 Springfield Avenue
0709-44-012-004	Rutvi, Inc. t/a Maple Liquors	876 Springfield Avenue
0709-44-053-008	Mahashakti, Inc. t/a Mueller's Star Liquors	1050 Clinton Avenue

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

C. Renewal of Consumption License for 2012-2013 - Vic's Place, Inc., 395 Stuyvesant Avenue

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:

0709-33-034-002 Vic's Place, Inc.	395 Stuyvesant Avenue
t/a Vic's Place	

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.

The license holder applicant was interviewed by the ABC Board.

Adopted

D. Renewal of Consumption License for 2012-2013 – Willmar Lounge, Inc., 865 Springfield Avenue

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:

0709-33-085-002 Willmar Lounge, Inc.	865 Springfield Avenue
t/a Willmar Lounge	

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.

The license holder applicant was interviewed by the ABC Board.

Adopted

2. Adjournment

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12. Miscellaneous

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

There were no requests to be heard.

13. Adjournment

There being no further business, the meeting was adjourned at 8:30 P.M.

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Charnette Frederic, Council President

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Harold E. Wiener, Municipal Clerk