

REGULAR COUNCIL MEETING  
MARCH 22, 2016

Council Chamber, Municipal Building  
Irvington, N.J. – Tuesday Evening  
March 22, 2016 - 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, Charnette Frederic

Absent: David Lyons

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)

Elouise McDaniel, 214 Nesbit Terrace  
Cathy Southerland, 50 Adams Street

5. Hearing of Council Members

Council Member Inman and Council President Frederic responded to the inquiries made by the above referenced citizens.

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

A. Reports

1. Minutes – Directors' Meeting – March 8, 2016
2. Green Energy Report From Direct Energy Business Marketing, LLC
3. Minutes – Joint Meeting – January 21, 2015
4. Springfield Avenue Center Business Improvement District By-Laws
5. Constable Reports Filed to March 16, 2016

7. Reports of Committees

- A. Bid Results 3-2-16 – 2016 Chevy Tahoe
- B. Bid Results 3-9-16 – Snow Plowing and Snow Removal Services

8. Ordinances, Bills & Claims

A. Ordinances on 1st Reading

None

B. Ordinances on 2nd Reading

None

C. Bills & Claims

Jones – Inman 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD MARCH 22, 2016, 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	\$1,436,713.58
TOTAL	\$1,436,713.58

Adopted  
Absent: Lyons

Jones – Burgess 2. Payrolls

February 13, 2016 through February 26, 2016

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$1,304,109.14	\$76,417.64	\$42,094.40	\$1,422,621.18

February 27, 2016 through March 11, 2016

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$1,304,654.72	\$65,441.50	\$166,473.02	\$1,536,569.24

Adopted  
Absent: Lyons

9. Resolutions & Motions

A. Resolutions

Burgess – Hudley 1. Commendation – Women’s History Month – Freeholder Lebbby C. Jones

RESOLUTION OF COMMENDATION  
2016 WOMEN’S HISTORY MONTH  
LEBBY C. JONES  
ESSEX COUNTY FREEHOLDER AT-LARGE

WHEREAS, as history is filled with the far reaching accomplishments of women, Irvington Township honors one of their own, Essex County Freeholder Lebbby C. Jones, who has provided a vast array of public participation and public service throughout many years; and

WHEREAS, Freeholder Lebbby C. Jones was elected to her first term as a Essex County Freeholder At-Large in November of 2014; and

WHEREAS, a longtime resident of the Township of Irvington, Freeholder Jones has served her community with diligence and distinction. Her electoral career began in the 1980's, when she won a position in Irvington’s Democratic County Committee representing the South Ward, 8<sup>th</sup> District and having secured re-election for numerous consecutive terms, she retains the post today; and

WHEREAS, following her appointment as the South Ward Council Member in 1994, she was elected to the position in 1996. In 1998, she was elected as an At-Large Council Member and re-elected in 2002, 2006 again in 2010, until she retired from the Municipal Council in June 2014; and

WHEREAS, Freeholder Jones also served on the Irvington Board of Education, as its President from 1993-94; as a Member and President of the Irvington Branch of the NAACP; as President of the Dr. Martin Luther King Jr. Commemorative Committee of Irvington; President of the Laventhal Avenue Block Association; and President of the Irvington NJ Chapter of the National Action Network; and

WHEREAS, Freeholder Jones enjoyed a 33-year career as an educator working as both a teacher and guidance counselor in the Newark Public Schools, is a former member of the American and Essex County Guidance Associations, and served as a shop steward for the Newark Teachers' Union; and

WHEREAS, Freeholder Jones has been the recipient of numerous awards, honors and recognitions over the years, including: from Governor James McGreevey and Mayor Wayne Smith; Irvington Small Fry Community Service Award; Irvington High School Peer Leadership Program; Women's History Month Community Service Award; Political Action Committee of Orange, East Orange and Irvington Community Service Award; Determined to Achieve Parent Network for Community Service Award; lifetime membership with the NAACP; Newark Board of Education Service Awards; D. Bilal

Beasley Civic Association Community Service Award; and the Mt. Moriah A.M.E. Church Service Award; among many others; and

WHEREAS, she received a Bachelor of Arts degree in Social Studies from Claflin University in Orangeburg, South Carolina; and a Master of Arts degree from the School of Counseling and Social Work from Kean University in Union, New Jersey. She continued studies at Kean University, where she earned 30 graduate credits above the Master's degree level in the field of Education. She was also certified at the university in Elementary Education; and

WHEREAS, Freeholder Jones is an active member of Franklin Saint John United Methodist Church of Newark; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby commends Freeholder Lebby C. Jones for her many educational, civic and community minded contributions to the residents of the Township of Irvington; and.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Freeholder Lebby C. Jones and Women's History Month.

Adopted  
Absent: Lyons

Hudley – Burgess 2. Resolution of Sorrow – Ronald Alston

**RESOLUTION OF SORROW  
RONALD ALSTON**

WHEREAS, the Irvington Municipal Council wishes to express their deep sorrow on the passing of Ronald Alston on February 29, 2016, who leaves a legacy that will be remembered by many; and

WHEREAS, Ronald Alston was born on November 6, 1961 in Newark, NJ to Mr. and Mrs. Luther and Gladys Alston; and

WHEREAS, in his early years, Ronald also known as “Ron” attended the Newark Public School system where he was a graduate of South Side High School now known as Malcolm X Shabazz; and

WHEREAS, Ron began cutting hair at the age of 15, and found a love for grooming. Later, he received his barbering license. Ron was self-motivated, and opened numerous barber shops throughout Essex County, NJ; and

WHEREAS, on November 8, 1991, Ron met, and married the love of his life Youver Alston where he formed this union with one god given child, son Hamadi Alston; and

WHEREAS, Ron has always been a giver, and father figure for everyone in his circle, but it was not until 1988 when he discovered his passion for helping others, and began to uplift communities. Ron served his community as Founder and C.E.O. of My Father Knows Best Organization and Activist for over 30 years in the State of NJ; and

WHEREAS, Ron and family gained their popularity by leaving an everlasting impression with our youth and families. He sponsored haircuts, Easter egg hunts filled with extraordinary gifts, such as bikes and monetary surprises. Ron's desire to create a strong bond amongst children and fathers continued with annual Father and Son breakfast. Ron served faithfully mentoring at the Board of Education, and hosted back to school events, Thanksgiving turkey drives, and more despite health issues he battled. It was Ron's humanitarian accomplishments that gained a wide range of media coverage, and awards for his unwavering commitment to empower; and

WHEREAS, Ron leaves to cherish his memory: his loving and devoted wife Youver “Yvette” Alston, one son Hamadi Alston, mother Gladys Alston, one brother Lester Alston, mother-in-law Amy Moses, sister-in-laws Winnie Moses-Webb, Diane B. Moses-Whitaker, Robin Moses, brother-in-laws June Whitaker, Russell Moses, Kenneth Moses, Winfred Moses along with a host of aunts, uncles, nieces, nephews, cousins, special family friends Roberta Dumas, Dr. Leonard Jefferies, Rizal "Biz" Gilmore, and Pastor Qwan Ellis-Asbury. He was preceded in death by his brother Marvin Alston; and

NOW, THEREFORE BE IT RESOLVED by the Township of Irvington that the Township of Irvington hereby mourns the loss Ronald Alston and offers its sincerest condolences to his family and friends during this period of bereavement; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this governing body as a lasting tribute to Ronald Alston.

Adopted  
Absent: Lyons

Frederic – Inman 3. Commendation - Reverend William Rutherford – Community Service

**RESOLUTION OF COMMEMORATION  
REVEREND HOMER WILLIAM RUTHERFORD, JR.  
PASTOR OF GREATER NEW POINT MISSIONARY BAPTIST CHURCH**

WHEREAS, the Irvington Municipal Council wishes to acknowledge and commend Reverend Homer William Rutherford, Jr. who has serve the Irvington community for decades; and

WHEREAS, Rev. Homer William Rutherford, Jr., originally from Americus, Georgia, until he had to flee for his life, has been a resident of New Jersey for the past 49 years; and

WHEREAS, Rev. Rutherford attended Fort Valley State University before joining the United States Navy. He received his Bachelor degree in Business Administration from

Marywood University in Scranton, PA and pursued graduate studies in Divinity at Drew Theological Seminary in Madison, NJ; and

WHEREAS, he was ordained to the Gospel Ministry on November 14, 1974 and has served as Pastor of Greater New Point Missionary Baptist Church in Irvington for the past 35 years. He is the past Moderator of Christian Fellowship Missionary Baptist Association of NJ and is currently Moderator Emeritus and serves as Chairman of the Permanent Council. He is Acting Chairman of the Board of Trustees and an adjunct professor at the Northern Baptist School of Religion in Newark, NJ; and

WHEREAS, Rev. Rutherford is one of the pioneer members and served as President of the Irvington Unit of the NAACP for more than 18 years and in that capacity, challenged Irvington Township on its affirmative action policies and was successful in championing the first Sergeant, Lieutenant, Captain and Chief of Police for the Irvington Police Department; and

WHEREAS, Rev. Rutherford, a staunch civil rights advocate, challenged both the Irvington and Hillside Police Departments on police brutality. He was instrumental in getting the first African-American Superintendent of Schools for the Irvington School District and administered the first tutorial program at Irvington School, which included SAT test-taking skills; and

WHEREAS, he took a stand against Apartheid in South Africa and the imprisonment of Nelson Mandela when he joined others in protest by holding a sit-in at the Federal Building in Newark; and

WHEREAS, Rev. Rutherford served as Past-President of the New Jersey State Conference of NAACP Units and has rallied across the state fighting for civil rights and against injustice. He has served on numerous Boards throughout the State of New Jersey including the Governor's Disparity Commission on Discrimination in Employment and Contracting, NJEA, CAPE and Interfaith Credit Union; and

WHEREAS, he has received many awards and accolades including being listed in the United States Congressional Record for his volunteerism in civil rights and he has been a shining beacon to the African-American community; and

WHEREAS, Rev. Rutherford has been married to his wife, Marylyn, for 46 years and together they have 3 children, Rev. Homer William, III, Donna and Kimberly; 7 grandchildren, Sonica, Tabitha, McKeal, Andrew Rodgers, Imani, Malia and Amalie Ray Rutherford; and 1 great-grandchild, Taylor Jackson; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Irvington Municipal Council wishes to commend and congratulate Reverend Homer William Rutherford Jr. and wishes him God's continued blessings and applauds his contributions to the Township and to mankind.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this governing body in lasting tribute to Reverend Homer William Rutherford Jr.

Adopted  
Absent: Lyons

Burgess – Frederic 4. Authorize Settlement of 2014 and 2015 Tax Appeals on 1 Fuller Place, Block 91, Lot 11

**RESOLUTION OF THE MAYOR AND TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON IN THE COUNTY OF ESSEX AUTHORIZING SETTLEMENT OF THE 2014 AND 2015 TAX APPEALS ENTITLED MILTON HOLDINGS, LLC V. TOWNSHIP OF IRVINGTON, DOCKET NOS.: 013559-2014; 008955-2015 OF THE TAX ASSESSMENT OF BLOCK 91, LOT 11, KNOWN AS 1 FULLER PLACE IN THE TOWNSHIP OF IRVINGTON, ESSEX COUNTY, NEW JERSEY**

**WHEREAS**, appeals of the real property tax assessment for tax years 2014 and 2015 on Block 91, Lot 11 have been filed by the Taxpayer, Milton Holdings, LLC and

**WHEREAS**, the proposed Stipulation of Settlement, a copy of which is incorporated herein as if set forth at length, has been reviewed and recommended by the Township Tax Assessor and Township Tax Expert; and

**WHEREAS**, the settlement of said matter as more fully set forth below is in the best interest of the Township of Irvington;

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

1. Settlement of the 2014 tax appeal is hereby authorized as follows:

1 Fuller Place  
Block 91, Lot 11  
**Year: 2014**

<u>Amount</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement</u>
Land: \$300,000	\$300,000		WITHDRAWN
Imprvts: \$444,500	\$444,500		WITHDRAWN
Total: \$744,500	\$744,500		WITHDRAWN

2. Settlement of the 2015 tax appeal is hereby authorized as follows:

1 Fuller Place  
Block 91, Lot 11  
**Year: 2015**

<u>Amount</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement</u>
Land: \$300,000		\$300,000	\$300,000
Imprvts: \$444,500		\$444,500	\$400,000
Total: \$744,500		\$744,500	\$700,000

3. All municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of this Resolution and authorizes the Special Tax Counsel to enter into the Stipulation of Settlement as provided by Taxpayer.

Adopted  
Absent: Lyons

Jones – Hudley 5. Appointment – Municipal Alliance Committee – Gabriella Walker

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

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

NAME & ADDRESS	WARD & DISTRICT	APPOINTED BY	TERM TO EXPIRE ON
Gabriella Walker 479 20th Street	E-9	Council Member Jones	3-22-17

Adopted  
Absent: Lyons

Inman – Jones 6. Commendation – Women’s History Month – Inez G. Appling

RESOLUTION OF COMMENDATION  
2016 WOMEN’S HISTORY MONTH  
INEZ G. APPLING

WHEREAS, as history is filled with the far reaching accomplishments of women, Irvington Township honors one of their own, Inez G. Appling, who should be recognized for her four decades in Education and Empowering Future Leaders; and

WHEREAS, Inez Appling, retired Academic Vice Principal from Westside High School, has been recognized by the City of East Orange Recreation Department for showing dedication, leadership and excellence in educational endeavors and community service; and



WHEREAS, with 40 years of contributions in education, Ms. Appling's progressive career has been inclined by her unrelenting work ethic, commitment to religion and family support system. She began her career as a teacher; worked summers writing science curriculums; progressed to Science Supervisor in 1996 and earned her definitive position as the scheduling and academic vice principal of Westside High School from 1997 to 2006. She spent the last nine years before retirement assisting the principal, with ensuring that academic programs met district and state requirements. Her efforts in the field of education did not go unnoticed. She was featured in "The Record – Bergen Edition" (1981), for her positive influence on current and past students. A chapter in "Urban Classroom Portraits: Teachers Who Make a Difference," (1988) by Dr. Mary E. Bredemeier, was entirely focused on Ms. Appling's compassion, high expectations for her students and achievements as an educator; and

WHEREAS, Mrs. Appling obtained a Bachelor of Science in Biology and Social Science from Alabama State University in 1966, Master of Arts in Teaching (MAT) from Montclair State University in 1982 and Certification in Administration and Supervision from New Jersey City State University in 1988; and

WHEREAS, she has earned the following accolades: Cambridge Who's Who VIP Award 2010; Outstanding Educator of the Year Award by the New Jersey Chapter of Florida Agricultural and Mechanical University Alumni Association (FAMUAA-NJC) March 2007; "2006 Educational Leadership and Service Award to The Newark Public Schools (NPS) and Students" from City Administrators and Supervisors Association (CASA); Strathmore Who's Who Award 2006-2007; Governor's Award for Excellence in Teaching in 1991; and she was also a National Science Foundation Presidential Awards for Excellence in Science Nominee in 1990; and

WHEREAS, due to her facilitating nature as a teacher and need to help others, Ms. Appling served as Co-Chairperson of the Barringer PTSA from September 1991-June 1995. She also volunteered her time shopping, preparing and delivering food to families in need during the holiday season through the Barringer Prep Jr. Red Cross for over twenty years. She has participated in charity work at Calvary Baptist Church, Hospice trained volunteer, Argyle Road Block Association and The Eastward Collaborative. A former executive board member of the City Association of Supervisors & Administrators, she maintains affiliations with the Essex County Retired Teachers Association, NJ Retirees' Education Association CASA-R, and the Alabama State University National Alumni Association, she is an executive board member for the New Jersey Chapter of the National Alumni Association; and

WHEREAS, Mrs. Appling is a former resident of East Orange. She currently resides in Irvington with her husband Henry Appling Sr. They were blessed with a son, Henry Jr. (Hank) and a granddaughter, Zuri; and

WHEREAS, between spending time with her family, reading and traveling, Ms. Appling plans to involve herself in volunteering and consulting work in the coming years. Though she is retired, her skills and compassion have not been lost. As she moves toward her upcoming goals, it is obvious she will meet with success in the best way she knows how: through helping others; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby commends Inez G. Appling for her many educational, civic and community minded contributions to the residents of the Township of Irvington; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Inez G. Appling and Women's History Month.

Adopted  
Absent: Lyons

Hudley – Burgess 7. Commendation – Women’s History Month – Patricia Johnson-Wilson

**RESOLUTION OF COMMENDATION  
2016 WOMEN’S HISTORY MONTH  
PATRICIA JOHNSON-WILSON**

WHEREAS, as history is filled with the far reaching accomplishments of women, Irvington Township honors one of their own, Patricia Johnson-Wilson, who should be recognized for her many years in education and serving her community; and

WHEREAS, Mrs. Johnson-Wilson was born on December 28th to Linsey and Janise Johnson in the beautiful city of Harlem, NY. She married her loving husband Edward Wilson and relocated to Irvington where she birth two beautiful children Jheryl and Breana Wilson and is the proud step mother to Schinae Wilson; and

WHEREAS, she has been a resident of the Township of Irvington for several years. She has mastered the art of multitasking. She has been involved with various organizations and is a lifetime member of the New Jersey Parent Teacher Association and for a brief period of time served on the Irvington Public Library Board of Trustees as Vice President; and

WHEREAS, through the passing of her father Mr. Linsey Johnson from colon cancer, Patricia coordinates every year with the collaboration of the Superintendent of the Irvington Public Schools a Breast/Colon Cancer Walk throughout the entire school district to bring awareness to the community. The community then participates in a Breast/Colon Cancer Workshop held by the district’s parent coordinators and/or district staff. Mrs. Patricia Wilson coordinates every year with the collaboration of the Superintendent of the Irvington Public Schools the “Feeding by Reading” program; and

WHEREAS, Patricia is a member of the Irvington Board of Education staff where she serves as the Community/Family Advocate. She works tirelessly to assist the parents and community families to assure success in their children education and welfare. She has donated items and clothing (collaborates with Jersey Cares every year and receive 80 to 100 coats every year) and donation of clothing to the Irvington Counseling Center where she was able to help a number of clients with coats and books; and

WHEREAS, Mrs. Johnson-Wilson is the co-founder of G.Y.M. Inc.–Gifted Young Minds Inc. a non-profit organization dedicated to the educational and social empowerment of the Irvington people. She is a member of the PBSIS–Positive Behavior Support in Schools. The PBIS program is geared toward creating a school environment grounded in respect by recognizing the positive behavior of students and staff; and

WHEREAS, she focus is first “God”, family and the children of the Irvington Community. She is always available to lend a helping hand for a good cause; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby commends Patricia Johnson-Wilson for her many educational, civic and community minded contributions to the students and residents of the Township of Irvington; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Patricia Johnson-Wilson and Women's History Month.

Adopted  
Absent: Lyons

Frederic – Burgess 8. Commendation – Women’s History Month – Marie V. Licin-Valerius

**RESOLUTION OF COMMENDATION  
2016 WOMEN’S HISTORY MONTH  
MARIE V. LICIN-VALERIUS BSN, RN**

WHEREAS, as history is filled with the far reaching accomplishments of women, Irvington Township honors one of their own, Marie V. Licin-Valerius, who should be recognized for her many years in healthcare industry; and

WHEREAS, Marie V. Licin-Valerius is a resident and registered voter in the Township of Irvington; and

WHEREAS, she has been working in the Healthcare industry for over 15 years; and

WHEREAS, Mrs. Licin-Valerius is currently the Director of Education and RN Administrator at Reliable Healthcare Agency and previously served as their Director of Nursing; and

WHEREAS, her professional Healthare experience included: Director of Nursing Operation and Staffing for the Essex County Correctional Facility from 2014 to 2015; Interim Director of Nursing for Briarwood Care and Rehabilitation Center from 2013 to 2014; Director of Nursing for Pope John Paul LTC from 2011 to 2013; Assistant Director of Nursing at New Community Extended Care from 2009 to 2011; Nurse Manager from 2007 to 2008; traveling Nurse from 2004 to 2011 providing bed side nurse/primary nurse at: Saint Michael, Passaic Beth Israel Hospital, Meadowlands, Saint Clare’s Hospital,

Irvington General, Trinitas Hospital and East Orange General Hospital; Charge Nurse at Summit Hospital from 2001 to 2003; Head Nurse at Lipmann Hall from 2001 to 2003; and Med-Surg Nursing from 2000 to 2008; and

WHEREAS, Mrs. Licin-Valerius is currently participating in the NP Master Program at Felician College. She obtained her RN/BSN Degree at Felician University in 2008, Associate Degree in Nursing at Muhlenberg School of Nursing in 2002, Associate Degree in Science at Union County College in 2002 and LPN Certification at Union County in 1998; and

WHEREAS, she received the following Certifications: ACLS/BLS Instructor, ICU Nurse Certified, Telemetry Nurse Certified, Graduate Nursing Home Administrator, Dementia/Alzheimer Certified, IV Certified, Ventilator Certified, HHA and CNA NJ State Certified Instructor; and

WHEREAS, Mrs. Licin-Valerius Clinical/Specialty experience includes: Education, Management, Home Care and Community nursing, Telemetry, ICU, ER, Psych, Med-Surg Nursing, Correctional/Crisis, and Adult and Geriatric nursing; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby commends Marie V. Licin-Valerius for her many educational, civic and community minded contributions to the students and residents of the Township of Irvington; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Marie V. Licin-Valerius and Women's History Month.

Adopted  
Absent: Lyons

Cox – Jones 9. Authorize Contract for Professional Legal Services With DeCotiis, FitzPatrick & Cole, LLP in the Matter of Crown Real Estate Holdings Versus the Township of Irvington - Not To Exceed \$20,000.00

**RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT  
FOR LITIGATION/DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 15-1027-36 qualified twelve firms to provide litigation/defense counsel services for the Township of Irvington from November 01, 2015 until October 31, 2016; and

WHEREAS, the resolution requires that all cases assigned to counsel for this purpose must be approved by the Municipal Council; and

WHEREAS, the Township Attorney has determined that DeCotiis, FitzPatrick & Cole, LLP has the most experience to defend the Township of Irvington in the case of Crown Real Estate Holding Inc. v. Rafael Sanchez and Township of Irvington; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to DeCotiis, FitzPatrick & Cole, LLP, 500 Frank W. Burr Blvd., Suite 31, Teaneck, NJ, 07666; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Litigation/Defense counsel services be awarded to DeCotiis, FitzPatrick & Cole, LLP, 500 Frank W. Burr Blvd., Suite 31, Teaneck, NJ, 07666 for a contract amount not to exceed \$20,000.00. The billing rate for this contract is \$150.00 per hour; and

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

BE IT FURTHER RESOLVED, that funds for this service will be paid from the Insurance fund for a contract amount not to exceed \$20,000.000. The billing rate for this contract is \$150.00 per hour.

Adopted  
Absent: Lyons

Inman – Cox 10. Authorize Emergency Contract for Repair of Collapsed Sewer on Prospect Avenue at the Intersection of Stuyvesant Avenue – Your Way Construction - \$36,236.00

**RESOLUTION TO AWARD AN EMERGENCY SEWER REPAIR CONTRACT FOR A SEWER FAILURE ON PROSPECT AVE**

WHEREAS, a portion of the sanitary sewer located on Prospect Ave at the intersection of Stuyvesant Ave collapsed on November 27, 2015; and

WHEREAS, the work needed to repair this sewer is beyond the current capabilities of the Department of Public Works and it is not practical for the Department of Public Works; and

WHEREAS, this situation constitutes a threat to public health, safety and welfare and the Director of Public has declared an emergency; and

WHEREAS, Your Way Construction was called and the required repairs were done for the total sum of \$36,236.00; and

WHEREAS, the Asst to the Director of Public Works has concurred with the amount and recommends that an emergency contract be awarded to Your Way Construction of 404 Coit Street, Irvington NJ 07111;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Director of Public

Works to authorize an emergency contract in the amount of \$36,236.00 to Your Way Construction of Irvington, NJ 07111 to repair the sanitary sewer located at Prospect Ave the intersection of Stuyvesant Avenue; and

BE IT FURTHER RESOLVED, the appropriation to be charged for this expenditure is account Number 5-01-21-165-165-118 and the Chief Financial Officer has paid the vendor the total sum of \$36, 236.00 on purchase order number 16-01063.

Adopted  
Absent: Lyons

Burgess – Inman 11. Authorize Foreclosure Proceedings - 645 - 647 -18<sup>th</sup> Avenue, Block 142, Lot 14

RESOLUTION OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX,  
STATE OF NEW JERSEY, AUTHORIZING THE INSTITUTION OF *IN REM* TAX  
FORECLOSURE

WHEREAS, the Municipal Council of the Township of Irvington, in the County of Essex and State of New Jersey, may from time to time determine by Resolution to foreclose any of the Tax Sale Certificates held by the municipality, by the summary proceeding In Rem provided by the In Rem Tax Foreclosure Act (1948), N.J.S.A. 54:5-104.29, et seq.; and

WHEREAS, the Township of Irvington holds a tax sale certificate, set forth in the Tax Foreclosure List attached hereto; and

WHEREAS, it is the desire of the governing body to institute in rem tax foreclosure proceedings against the property set forth in the Tax Foreclosure List attached hereto.

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

1. The Tax Sale Certificate as shown on the attached foreclosure list now held by the Township of Irvington be foreclosed by summary proceedings In Rem, and as described by N.J.S.A. 54:5-104.29 *et seq.*, as amended, and pursuant to the rules of Civil Procedure of the Superior Court of New Jersey.
2. The said listing of the parcel and lien, all of which are designated on Schedule “A,” annexed hereto and on file with the Municipal Clerk’s Office for inspection, be and the same is hereby set forth as the Tax Foreclosure List for the cause of action to be embraced in an action or actions in the Superior Court of New Jersey, Chancery Division, Essex County.

3. Special Counsel, McManimon, Scotland & Baumann, LLC is hereby authorized to execute any and all documents necessary to effectuate the filing of said In Rem foreclosure complaint hereunder.

Adopted  
Absent: Lyons

Jones – Cox 12. Authorize First Source Agreement With Hilltop Partners, MM, LLC in Connection With the Former Irvington General Hospital Site Redevelopment Project

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX AUTHORIZING THE FIRST SOURCE AGREEMENT BY AND AMONG THE TOWNSHIP OF IRVINGTON, KAPWOOD, LLC AND HILLTOP PARTNERS MM, LLC**

**WHEREAS**, pursuant to Resolution No. UEZ 12-0925-1, the Township of Irvington (the “**Township**”) entered into a Redevelopment and Purchase and Sale Agreement with Kapwood, LLC dated October 12, 2012 (the “**Original RDA**”); and

**WHEREAS**, under the terms of the Original RDA, Kapwood, LLC (the “**Original Redeveloper**”) was authorized to purchase the property commonly known as the Irvington General Hospital Site and identified as Block 324, Lot 1 on the tax map of the Township (the “**Property**”) and build a mixed use project; and

**WHEREAS**, pursuant to Resolution No. UEZ 13-0213-3, the Township and the Original Redeveloper subsequently entered into a First Amendment to the Redevelopment and Purchase and Sale Agreement dated May 10, 2013 (the “**First Amendment**”) and a Second Amendment to the Redevelopment and Purchase and Sale Agreement dated May 10, 2013 (the “**Second Amendment**”, the Original RDA, First Amendment and Second Amendment, collectively referred to hereafter as the “**RDA**”); and

**WHEREAS**, the Township subsequently approved the assignment of the RDA from the Original Redeveloper to Hilltop Partners MM, LLC (“**Hilltop Partners**” together with the Original Redeveloper, and any successors and assigns, collectively, the “**Employer**”) pursuant to Resolution No. UEZ 13-0409-08 whereby Hilltop Partners assumed all obligations of Original Redeveloper under the RDA as of May 14, 2013; and

**WHEREAS**, Hilltop Partners acquired the Property from the Township on December 26, 2013 and intends to complete certain improvements to the Property in a series of seven phases (as described in the RDA, with each individual portion of the Project being referenced to as a “**Phase**” and all Phases collectively referred to as the “**Project**”); and

**WHEREAS**, in accordance with Section 11.2 of the Original RDA, the Employer shall (i) make good faith efforts to employ and shall provide in its contracts with its contractors and subcontractors that they must make good faith efforts to employ residents of the Township in construction of the Project, (ii) participate in Township job fairs and utilize its central registry, (iii) meet with appropriate Township officials to determine the status of recruitment and training efforts and to plan future employment training and recruitment activities, (iv) employ not less than five (5) residents of the Township in the operation of the Project and (v) submit quarterly reports to the Township regarding compliance; and

**WHEREAS**, in accordance with Section 6 of the Second Amendment, Employer further covenants to comply with Township’s First Source Employment Linkage Program codified in Chapter 15 of the Township’s Municipal Code (the “**First Source Obligation**”); and

**WHEREAS**, in accordance with the First Source Obligation, the governing body of the Township has determined to enter into this First Source Agreement with the Employer (the “**Agreement**”), which Agreement specifies the rights and responsibilities of the Township and the Employer with respect to the First Source Obligation,

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

1. The aforementioned recitals and the Exhibit hereto are incorporated herein as though fully set forth at length.
2. The Township hereby authorizes the execution of the First Source Agreement in substantially the form attached hereto as Exhibit A. The Mayor is hereby authorized to execute the First Source Agreement in substantially the form attached hereto, with such additions, deletions and modifications as may be necessary in consultation with the Township Corporate Counsel and Special Redevelopment Counsel.
3. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.
4. A copy of this Resolution shall be available for public inspection at the offices of the Township.
5. This Resolution shall take immediately

**Exhibit A**

First Source Agreement

Adopted

Absent: Lyons



Cox – Frederic 13. Award Bid Based on Sole Bid Meeting the Issued Specifications - One 2016 Chevrolet Tahoe LTZ for Police Department - Day Chevrolet Multiple/Equipment - \$64,900.00

**RESOLUTION AWARDDING A CONTRACT FOR THE PURCHASE OF A 2016 LTZ CHEVROLET TAHOE FOR THE POLICE DEPARTMENT**

WHEREAS, sealed bids were received on March 02, 2016 for the purchase of a 2016 LTZ Chevrolet Tahoe for the Police Department in response to published advertisement for bids in the New Jersey Star Ledger on February 12, 2016; and

WHEREAS, one bid was received and opened by the Municipal Clerk and the Purchasing Agent; and

WHEREAS, the bid received was reviewed according to the New Jersey Local Public Contract law, and referred to the Police Director for review and recommendation; and

WHEREAS, the Police Director has recommended that the award should be made to Day Chevrolet/Municipal Equipment., 2703 Fire Road, Egg Harbor, NJ 08234 on the basis of their lowest responsible, responsive bid of \$64,900.00;and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for the purchase of 2016 LTZ Chevrolet Tahoe for the Police Department be awarded to Day Chevrolet/Municipal Equipment., 2703 Fire Road, Egg Harbor, NJ 08234, on the basis of their lowest, responsible, responsive bid of \$64,900.00; 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 C6-00186 in the amount of \$64,900.00 from account number 6-01-25-240-240-167 has been obtained from the Chief Financial Officer.

Adopted  
Absent: Lyons

Frederic – Burgess 14. Authorize One Year Extension of Reverse Energy Auction Services Contract at Same Terms and Conditions of Original Contract - Premier Energy Auction - No Cost to the Township

**RESOLUTION TO EXTEND REVERSE ENERGY AUCTION SERVICE CONTRACT**

WHEREAS, resolution number DA 15-0414-13 awarded a service contract for Reverse Energy Auction service on April 14, 2015; and

WHEREAS, the original specifications included language that allowed for the extension up to four 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 Chairperson of Green Team Committee; 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 April 17, 2016 until April 18, 2017 with Premiere Energy Auction, 75 Lane Road, Suite 203, Fairfield, NJ 07004 for reverse energy auction service.

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.

BE IT FURTHER RESOLVED, the vendor will be paid directly from the Energy companies and the vendor will disclose total compensation received to the Township. The Township will not be responsible for paying any fees to the vendor.

Adopted  
Absent: Lyons

Jones – Inman 15. Establish Handicapped Parking Space in Front of 34 Arverne Terrace

WHEREAS, N.J.S.A. 39:4-197.5 provides that the 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 provision 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, request has been made for a restricted parking space in front of 34 Arverne Terrace:

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. 36:4-206, be established in front of 34 Arverne Terrace; and

BE IT FURTHER RESOLVED that the department of Public Works is directed to place a sign designating and handicapped parking space.

Adopted

Frederic – Inman 16. Authorize Assignment of Nine Tax Sale Certificates to Tzvi Rivkin

**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:

<b>Block/Lot</b>	<b>Owner Property Address</b>	<b>Cert No.</b>	<b>Sale Date</b>	<b>Amount of Sale</b>	<b>Amount As of March 22, 2016</b>
167 - 23	John Kubilus 103-105 Montgomery Avenue	13-00864	12.27.2013	\$ 9,026.14	\$ 44,227.01
191.01 – 3	Saintil Clervoyant & P. Clervoyant 447 Coit Street	14-00788	12.22.2014	\$13,124.21	\$ 35,007.29
194 – 12	550 Chancellor Ave Asso. Inc 546-550 Chancellor Avenue	091144	6.29.2009	\$ 7,064.11	\$160,169.40
250 – 17	700 Mgmt. LLC 698-700 Chancellor Avenue	12-02569	12.27.2012	\$31,763.76	\$221,858.10
287 – 23	Little Mason Properties LLC 161 Union Avenue	111941	6.28.2011	\$17,325.12	\$158,296.41
322.03 – 19	898 Stuyvesant LLC 898-902 Stuyvesant Avenue	14-01356	12.22.2014	\$38,376.14	\$110,990.10
343 – 4	Roland E Ume 1339-1341 Springfield Avenue	14-01432	12.22.2014	\$15,868.03	\$ 48,513.65
369 – 1	Samuel & Jonas Lachs 1001 Chancellor Avenue	13-01789	12.27.2013	\$ 5,958.63	\$ 41,101.53
372 – 10	Thomas Christy 1390 Springfield Avenue	14-01571	12.22.2014	\$14,778.20	\$ 39,090.33

together with subsequent liens thereon, at private sale to:

Tzvi Rivkin  
33 Alexandria Road  
Morristown, NJ 07960

Adopted

Absent: Lyons

Jones –Budgess 17. Authorize Assignment of One Tax Sale Certificates to Community Life Improvement Centers, Inc.

**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:

<b>Block/Lot</b>	<b>Owner Property Address</b>	<b>Cert No.</b>	<b>Sale Date</b>	<b>Amount of Sale</b>	<b>Amount As of March 22, 2016</b>
58 - 18	First Bethel Baptist Church 854 18 <sup>th</sup> Avenue	100309	07/12/2010	\$13,416.96	\$301,685.17

together with subsequent liens thereon, at private sale to:

Community Life Improvement Centers, Inc.  
352 West Market Street  
Newark, NJ 07107

Motion to Table

Adopted  
Absent: Lyons

Cox – Jones 18. Commendation – Women’s History Month – Jacqueline Robinson

RESOLUTION OF COMMENDATION  
2016 WOMEN’S HISTORY MONTH  
REVEREND JACQUELINE ROBINSON

**WHEREAS**, as history is filled with the far reaching accomplishments of women, Irvington Township honors one of their own, Reverend Jacqueline Robinson, who should be recognized for her many years of community contributions to the township; and

**WHEREAS**, Reverend Jacqueline Robinson was born in New York and raised in North Carolina; and

WHEREAS, she was educated in Wayne County School System, attended Mount Olive College, Mount Olive, NC from 1986 to 1988, United Christian College Goldsboro, NC from 1986 to 1988 and William Carter College. Furthering her education, she is attending Essex County Prosecutor's Community Program "Domestic Violence"; and

WHEREAS, Rev. Robinson has been a resident in the Township of Irvington for twenty and four years, serving as a community leader in her neighborhood; and

WHEREAS, she was the Entrepreneur of Yours and Mine LLC. She used her business to monitor and mentor the youth, single parents, elderly and the "differently abled" troubled males and females of all nationalities; and

WHEREAS, she attended Concord School of Cosmetology from 1994 to 1996. She taught for 2 years in Bloomfield, using her expertise to teach communicating skills, public relations to help others in her community to become better in family relationships; and

WHEREAS, she worked in the field of mentally and physically challenged children and adults from 1990 to 2000's; O'Berry Center, Hospices Mental Health Care and private duty from 1990 to 1993, Giant Steps Day Care, Woodbridge Developmental Center (HTC) Health Care Tech and Developmental Disability Association of NJ (DDANJ) Lynhurst Group Home as Residential Counselor from 1996 to 2009; and

WHEREAS, Rev. Robinson began to work in her community to make a difference. Seeing the struggles in her area (drugs, low self-esteem, alcoholism, school drop-outs) open the doors of opportunity to those in her community. She offered them opportunity to use their skills and strengthen their weaknesses, as well as focusing on a positive future. Offering her stewardship with families (hospital visitations, nursing homes, street ministries) there were many positive reports and success; and

WHEREAS, finding places that needed someone to help and service families, Jacqueline worked at New Vista Nursing Home as a Cosmetologist servicing bedridden clients and others as well as volunteered her services every Sunday and holidays to the residents; and

WHEREAS, Reverend Robinson is an Ordained Clergy Member, she is a member of the Clergy of the Oranges and Vicinity, Newark Interfaith Clergy, Baptist Ministers Conference of Newark and Vicinity, OFB Conference; and

WHEREAS, Reverend Jacqueline Robinson is dedicated to being a servant and educated to the cause of helping make a difference and being a part of the solution in change in the community; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby commends Reverend Jacqueline Robinson for her many civic and community minded contributions to the residents of the Township of Irvington; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Reverend Jacqueline Robinson and Women's History Month.

Adopted  
Absent: Lyons

Jones – Burgess 19. Authorize Settlement of 2015 Tax Appeal - 60-72 Howard Street, Block 220, Lot 15.01

**RESOLUTION OF THE MAYOR AND TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON IN THE COUNTY OF ESSEX AUTHORIZING SETTLEMENT OF THE 2015 TAX APPEAL ENTITLED PBR INVESTMENT LLC V. TOWNSHIP OF IRVINGTON, DOCKET NO.: 014609-2015 OF THE TAX ASSESSMENT OF BLOCK 220, LOT 15.01, KNOWN AS 60-72 HOWARD STREET IN THE TOWNSHIP OF IRVINGTON, ESSEX COUNTY, NEW JERSEY**

**WHEREAS**, an appeal of the real property tax assessment for tax year 2015 on Block 220, Lot 15.01 has been filed by the Taxpayer, PBR Investment LLC; and

**WHEREAS**, the proposed Stipulation of Settlement, a copy of which is incorporated herein as if set forth at length, has been reviewed and recommended by the Township Tax Assessor and Township Tax Expert; and

**WHEREAS**, the settlement of said matter as more fully set forth below is in the best interest of the Township of Irvington;

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

1. Settlement of the 2015 tax appeal is hereby authorized as follows:

60-72 Howard Street  
Block 220, Lot 15.01

**Year: 2015**

<u>Amount</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Settlement</u>
Land: \$ 57,500	N/A		\$ 57,500
Imprvts: \$1,730,700		N/A	\$ 522,500
Total: \$1,788,200	N/A		\$ 580,000

2. The parties agree that the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to the Taxpayer's 2016 and 2017 assessments.

3. All municipal officials are hereby authorized to take whatever action may be necessary

to implement the terms of this Resolution and authorizes the Special Tax Counsel to enter into the Stipulation of Settlement as provided by Taxpayer.

Adopted  
Absent: Lyons

Burgess – Inman 20. Authorize Emergency Contract for Pick Up of Single Stream Recyclable - Integrity and Waste Solutions - Not to Exceed \$20,847.50

**AUTHORIZING EMERGENCY CONTRACT FOR SINGLE STREAM RECYCLABLES**

WHEREAS, the Public Works Director has declared an emergency to pick up single stream recyclables in the Township, and;

WHEREAS, this situation constitutes a threat to public health, safety and welfare and the Public Works Director has declared an emergency, and;

WHEREAS, Integrity and Waste Solutions, PO Box 395, Penns Park, PA 18943 was called and services were rendered to pick up single stream recyclables in the Township and;

WHEREAS, this service for calendar year 2015, has exceeded the Pay to Play threshold and;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Director of Public Works to authorize an emergency contract to Integrity and Waste Solutions, PO Box 395, Penns Park, PA 18943 not to exceed \$20,847.50

THEREFORE, BE IT RESOLVED, that this vendor will exceed Pay to Play threshold for calendar year 2015.

BE IT FURTHER RESOLVED, the appropriation to be charged for this expenditure is account Number 6-01-32-465-465-118 and T-13-56-860-000-816 and the Chief Financial Officer has paid the vendor the total sum of \$2750.68 on purchase order number 15-05241 and \$18,096.82 on purchase order number 16-01179.

Adopted  
Absent: Lyons

Jones – Burgess 21. Commendation – Women’s History Month – Rosetta Roberts

**RESOLUTION OF COMMENDATION  
2016 WOMEN’S HISTORY MONTH  
ROSETTA ROBERTS**

WHEREAS, as history is filled with the far reaching accomplishments of women, Irvington Township honors one of their own, Rosetta Roberts, who should be recognized for her many years of community contributions to the township; and

WHEREAS, Rosetta Roberts was born on December 25, 1926 in Henderson, North Carolina and migrated to New Jersey in 1955; and

WHEREAS, Ms. Roberts moved to Irvington after the loss of her husband in 1969 along with her six children. One week later, just two blocks away from home, she was involved in a car accident with two of her children leaving her blind in one eye and a compound ankle but she persevered; and

WHEREAS, at the age of 50, she continued her education at Essex County College and onto N.Y.U. majoring in Social Services; and

WHEREAS, Ms. Roberts worked the Irvington Election Polls as a District Board Worker for over 40 years until her health deteriorated; and

WHEREAS, she went to Trenton and contributed to passing the law for Newark preschool. She participated in the ground breakings for Thurgood Marshall School and the then know Montgomery Park. She was present for the Extreme Makeover building on Harrison Place as well for the makeover dedication of Orange Park; and

WHEREAS, Ms. Roberts has married to Howard O. Roberts who passed away in the late 1960's and has been windowed since that time raising six children (one now deceased) and one a Minister. She has 36 grandchildren, 64 great grandchildren and 10 great-great grandchildren; and

WHEREAS, Mr. Roberts retired from Irvington Housing where she implemented hot lunches, and secured jobs for 17 individuals from Crescent Lane.

WHEREAS, though her health has deteriorated, her dedication to and for the Township of Irvington still runs strong; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby commends Rosetta Roberts for her many civic and community minded contributions to the residents of the Township of Irvington; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Rosetta Roberts and Women's History Month.

Adopted  
Absent: Lyons

Cox – Frederic 22. Refer Proposed Ordinance Authorizing Amendments to the Zoning Ordinance/Zoning Map to the Planning Board



**RESOLUTION REFERRING ZONING MAP AMENDMENTS TO THE  
TOWNSHIP PLANNING BOARD FOR ITS REVIEW AND COMMENT  
PURSUANT TO THE MUNICIPAL LAND USE LAW**

**WHEREAS**, pursuant to N.J.S.A. 40:55D-62b, the Mayor and Council of the Township of Irvington are authorized and empowered to adopt and amend the zoning ordinance of the Township of Irvington; and

**WHEREAS**, from time to time adjustments are made on the zoning map; and

**WHEREAS**, pursuant to N.J.S.A. 40:55D-62, amendments to the zoning ordinance must be either substantially consistent with the land use and housing elements of the Master Plan, or designed to effectuate such elements; and

**WHEREAS**, in accordance with the provisions of N.J.S.A. 40:55D-62 the Township wishes to utilize the Planning Board's experience and expertise in evaluating the proposed Zoning Map amendments to determine, among other things, its consistency with the Township's land use goals and objectives of the Master Plan; and

**WHEREAS**, following the findings and recommendations of the Planning Board, with respect to the Zoning Map amendments, the Township Council shall give consideration to such findings and recommendations in accordance with the requirements of N.J.S.A. 40:55D-62.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Township Council hereby authorizes and directs the Planning Board to review the proposed Zoning Map amendments and transmit a report containing its recommendations to the Township Council.
3. A copy of this resolution shall be available for public inspection at the offices of the Township Clerk.
4. This Resolution shall take effect immediately.

Adopted  
Absent: Lyons

Cox – Burgess 23. Refer Proposed Ordinance Authorizing Amendments to the Scattered Sites Redevelopment Plan to the Planning Board

**RESOLUTION REFERRING THE SCATTERED SITES REDEVELOPMENT  
PLAN TO THE TOWNSHIP PLANNING BOARD FOR ITS REVIEW AND**

**COMMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING  
LAW**

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

**WHEREAS**, the Municipal Council on December 27, 2006 adopted Ordinance MC-3333- a redevelopment plan for the Scattered Sites Redevelopment Area and subsequently amended that Plan by Ordinance MC-3353 on October 3, 2007 and

**WHEREAS**, the LRHL authorizes municipalities to adopt amendments to a redevelopment plan for an “area in need of rehabilitation” pursuant to which redevelopment projects are to be undertaken; and

**WHEREAS**, in accordance with the provisions of *N.J.S.A. 40A:12A-7* the Township wishes to utilize the Planning Board's experience and expertise in evaluating the proposed redevelopment plan attached hereto as Exhibit A (the “Redevelopment Plan”) to determine, among other things, its consistency with the Township's land use and redevelopment goals and objectives for the Scattered Sites Rehabilitation Area; and

**WHEREAS**, following the findings and recommendations of the Planning Board, with respect to the Redevelopment Plan, the Township Council shall give consideration to such findings and recommendations in accordance with the requirements of *N.J.S.A. 40A:12A-7*.

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

5. The aforementioned recitals are incorporated herein as though fully set forth at length.
6. The Township Council hereby authorizes and directs the Planning Board to review the proposed Redevelopment Plan and, as provided by *N.J.S.A. 40A:12A-7*, transmit a report containing its recommendations to the Township Council.
7. A copy of this resolution shall be available for public inspection at the offices of the Township Clerk.
8. This Resolution shall take effect immediately.

Adopted  
Absent: Lyons

10. Communications and Petitions

A. Communications

None

B. Petitions

None

11. Pending Business

A. Establish One Way Westbound on Glorieux Street Between Nesbit Terrace and Stuyvesant Avenue [PENDING COUNTY AND DOT APPROVALS]

12. Miscellaneous

A. Bingos and Raffles

None

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NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

A. Ordinances on 1st Reading

Inman – Burgess 1. Amend Fees for Certain Certificates of Occupancies

AN ORDINANCE AMENDING CHAPTER 98 OF THE REVISED CODE REGARDING FEES FOR CERTAIN CERTIFICATE OF OCCUPANCIES

Adopted  
Absent: Lyons

Frederic – Jones 2. Authorize Taxi Stands on West Side of Myrtle Avenue at the Intersection of Springfield Avenue

AN ORDINANCE AMENDING CHAPTER 192 OF THE REVISED CODE TO CREATE 4 TAXI STANDS ON THE WEST SIDE OF MYRTLE AVENUE AT THE INTERSECTION OF SPRINGFIELD AVENUE.

Adopted  
Absent: Lyons

Frederic - Cox 3. Establish CAP Bank for Calendar Year 2016 Municipal Budget

TOWNSHIP OF IRVINGTON CALENDAR YEAR 2016 MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Adopted  
Abstain: Inman  
Absent: Lyons

9. Resolutions & Motions

A. Resolutions

Jones – Cox 24. Authorize Lease Agreement for Office Space at 660 Stuyvesant Avenue – BSR Group, LLC - Yearly Amount of \$39,900.00

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR THE LEASE OF OFFICE SPACE AT 660 STUYVESANT AVE, IRVINGTON, NJ

WHEREAS, the Township of Irvington has a need to rent office space at 660 Stuyvesant Ave, Irvington, NJ 07111 for the Office of Community Development; and

WHEREAS, accordingly to draft lease agreement submitted by the landlord, this lease agreement will exceed the Pay to Play threshold of \$17,500.00; and,

WHEREAS, the C-271 Political Contribution Disclosure forms were on file in the Office of the Municipal Clerk and Purchasing Agent on February 22, 2016 pursuant to provisions of N.J.S.A. 19:44A-20.4; and,

WHEREAS, this lease agreement is for one year starting March 23, 2016 until March 24, 2017 and must be renewed by resolution upon the expiration; and,

WHEREAS, the landlord, The BSR Group LLC will be paid a monthly sum of \$3,325.00 for the rental of the office space and the Township will remit one month of security deposit to the landlord; and,

NOW THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Irvington authorizes the award of a non-fair and open contract to The BSR Group LLC of 660 660 Stuyvesant Ave, Irvington, NJ 07111 for a yearly amount not to exceed \$39,900.00; 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, certification number C6-00191 was obtained from the Chief Financial Officer for the first three months for an amount of \$9,975.00 and the appropriation to be charged for this expenditure is 6-01-20-100-100-299 and the remaining balance of \$36,575.00 will be obtained from the Chief Financial Officer upon the adoption of the 2016 Municipal Budget.

Adopted

No: Inman  
Absent: Lyons

Cox – Inman 25. Authorize Transfers of Funds in Calendar Year 2015 Municipal Budget

TOWNSHIP OF IRVINGTON  
APPROPRIATIONS TRANSFER RESOLUTION #3  
CY- 2015

Accounts	From	To
Within "CAP"		
Social Security		\$ 1,031.59
State Unemployment	\$ 1,031.59	
Land Use Refuse Dumping		700,000.00
Health Insurance	741,595.00	
Tax Collector O&E		41,595.00
GRAND TOTAL INSIDE CAPS	742,626.59	742,626.59

Adopted  
Absent: Lyons

## 12. Miscellaneous

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

Rodney White, 41 Durand Place  
Dee Fuqua, 167 Orange Avenue  
Gail Muhammad, Representing Local 16, 18 Washington Place, Newark  
Elouise McDaniel, 214 Nesbit Terrace  
Kim Williams, 42 Oakland Street  
Kathleen Witcher, 14 Garwood Place  
Patricia Poston, 101 Union Avenue, Apt. 2-B  
Eugene Otto, 35 Ellery Avenue  
Antoine Corey, 46 Lincoln Place  
Caleb Bryant, 46 Tichenor Terrace  
Cathy Southerland, 50 Adams Street  
Delores Calloway, 125 Union Avenue, Unit 1-C  
Megan Chamberlain, Representing Local 16, 18 Washington Place, Newark

Council Member Inman and Council President Frederic addressed the issues raised by the above referenced citizens and Council President Frederic outlined upcoming community events for the benefit of the audience.

## 13. Adjournment

There being no further business, the meeting was adjourned at 9:48 P.M.

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Charnette Frederic, Council President

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Harold E. Wiener, Municipal Clerk