

REGULAR COUNCIL MEETING
JUNE 14, 2016

Council Chamber, Municipal Building
Irvington, N.J. – Tuesday Evening
June 14, 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, 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)

Eugene Otto, 35 Ellery Avenue

5. Hearing of Council Members

Council Member Jones responded to the issues raised by the above referenced citizen.

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

A. Reports

1. Minutes – Directors' Meeting – May 17, 2016
2. Minutes Municipal Alliance Committee – May 11, 2016
3. Annual Audit Report for Calendar Year 2014

7. Reports of Committees

A. Bid Results – 2016 Summer Food Services Program – May 25, 2016

B. Request for Proposal Results – Special Tax Lien Recovery, Management and Redevelopment Services – May 25, 2016

8. Ordinances, Bills & Claims

C. Bills & Claims

Jones - Burgess 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD JUNE 14, 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	\$3,153,844.32
TOTAL	\$3,153,844.32

Jones – Lyons 2. Payrolls

January 23, 2016 through February 5, 2016

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$194,447.17	\$6,396.72	\$4,447.50	\$205,291.39

April 23, 2016 through May 6, 2016

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$1,483,760.06	\$77,221.18	\$31,021.97	\$1,600,003.21

May 7, 2016 through May 20, 2016

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$1,474,622.71	\$81,891.70	\$81,687.05	\$1,638,201.46

Adopted

9. Resolutions & Motions

A. Resolutions

Hudley - Burgess 1. Authorize Grant Application - Safe Routes to School Program

WHEREAS, the Township of Irvington is applying for funding to improve multiple crosswalks along Springfield Avenue, which is a major school route for all of the Townships elementary schools, both public and private, within the Township of Irvington; and

WHEREAS, the project will help to continue and improve the promotion and encouragement of pedestrian and bicycle access and safety for *school children*; and

WHEREAS, maintenance of the facility, once constructed, will be assumed by the Township of Irvington with the exception of (1) local ordinances that places maintenance responsibility with each individual property owner, and (2) those crosswalks on State or County Highways;

NOW, THEREFORE BE IT RESOLVED, by the Council of the Township of Irvington that it hereby supports the submission of a grant application for the *Safe Routes to School Program* within the State of New Jersey Department of Transportation and authorizes the Mayor, Business Administrator and the Municipal Clerk to execute any and all documents necessary and related to the submission of said grant application or grant agreement.

Adopted

Frederic – Lyons 2. Authorize the Township Attorney to Use Substitute Prosecutor for May 18, 2016 Court Session – Drew Bauman, Esq. - \$300.00

AUTHORIZE THE TOWNSHIP ATTORNEY TO USE SUBSTITUTE PROSECUTORS ON AN EMERGENCY BASIS

WHEREAS, resolution number TA 15-0811-25 appointed five substitute prosecutors to be used on an on-call basis in the event of conflict cases or due to shortage of available staff and;

WHEREAS, the five appointed substitute prosecutors were unavailable to coverage a court session on May 18, 2016 and;

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

WHEREAS, the Township Attorney has declared an emergency in writing to hire Drew Bauman to cover the municipal court session on May 18, 2016.

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

1. The Township Attorney will hire Drew Bauman as a substitute prosecutor on an emergency basis for May 18, 2016 court session.
2. The Township Attorney will prepare the appropriate contract for this service.
3. The vendors will be paid an amount not to exceed \$300.00 per session on requisition no. R6-06081.

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 - Hudley 3. Authorize Emergency Contract for Street Sweeper Repair Services – Northeast Sweepers, LLC - \$12,547.47

RESOLUTION TO AWARD AN EMERGENCY FOR STREET SWEEPER REPAIR TO NORTHEAST STREET SWEEPER

WHEREAS, the Township needed a Johnson street sweeper repair to clean street located in the Township in November 2015, and;

WHEREAS, the Public Works Director send the Street Sweepers to Northeast Street to have the necessary repairs completed, and;

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

WHEREAS, Northeast Sweepers LLC has submitted an invoice for the total payment of \$12,547.47 for the repairs, and;

WHEREAS, Director of Public Works has concurred with the amount and recommends that an emergency contract be awarded to Northeast Sweepers LLC of 143 Valley Street, Belleville, NJ 07109, 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 in the amount of \$12,547.47 to Northeast Sweepers LLC of 143 Valley Street, Belleville, NJ 07109 to repair a Johnston Street Sweeper.

BE IT FUTHER RESLOVED, that the required certification of availability of funds C6-00202

in the amount of \$12,547.47 from account number 5-01-21-165-165-299 has been obtained from the Chief Financial Officer.

Adopted

Hudley – Jones 4. Ratify Re-Appointment of Shariffa Salaam as Municipal Court Judge

WHEREAS, the term of office of Municipal Court Judge Sharifa Salaam, Esq. will expire on June 18, 2016; and

WHEREAS, the Mayor of the Township has reviewed the credentials and qualifications of Sharifa Salaam, Esq., and found her to be an excellent candidate to re-nominate for the position of Municipal Court Judge and thus is submitting her for re-appointment as Municipal Court Judge for Municipal Council approval pursuant to law; and

WHEREAS, the Municipal Council has decided to give its advice and consent to the Mayor's nomination:

NOW THEREFORE BE IT RESOLVED THAT THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON hereby confirms the Mayor's nomination of Sharifa Salaam, Esq., for the position of Municipal Court Judge for a period commencing June 17, 2016 and expiring on June 18, 2019.

Adopted

Inman - Hudley 5. Authorize Renewal Agreement with the Morris County Cooperative Pricing Council From October 1, 2016 Through September 30, 2021

AUTHORIZING EXECUTION OF A RENEWAL AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE PERIOD OF OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2021

WHEREAS, the Morris County Cooperative Pricing Council (“MCCPC”) was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, the Township of Irvington desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency, to renew its membership in the MCCPC for the period of October 1, 2016 through September 30, 2021.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON hereby authorize the execution of an Agreement with the Morris County Cooperative Pricing starting on October 01, 2016 until September 30, 2021.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk is hereby authorized to sign and execute an agreement with the Morris County Cooperative; and

BE IT FURTHER RESOLVED, the Qualified Purchasing Agent is hereby authorized and directed to perform all required acts to affect the purpose; and

BE IT FURTHER RESOLVED, the Township paid the Morris County Co-op the membership fee for 2016 on purchase number 16-00243 from account number 6-01-20-100-101-115 and the yearly fee for future years will be paid upon the adoption of the Municipal budget.

Adopted

Inman – Burgess 6. Authorize Shared Services Agreement with Irvington Public Library for Licensed Qualified Purchasing Agent Services

A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF IRVINGTON AND IRVINGTON LIBRARY FOR THE PROVISION OF PURCHASING SERVICES; SPECIFICALLY THE SERVICE OF A QUALIFIED PURCHASING AGENT (QPA)

WHEREAS, the Township of Irvington, has been in discussions to share various services so as to mutually and respectively reduce the cost of providing such municipal services between the Township and Library; and

WHEREAS, the Library needs a Qualified Purchasing Agent (QPA) so as to comply with the New Jersey Local Public Contracts Law; and

WHEREAS, the Township of Irvington has a Qualified Purchasing Agent (QPA); and

WHEREAS, the Library Board of Trustees finds that it is the public interest to enter a shared service agreement, pursuant to the provisions of NJSA 40A:65-1 et seq., the Uniformed Shared Services and Consolidation Act, to enter such an agreement for QPA services to be provided by the Township; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a shared-service agreement between the Township and Library Board is hereby authorized for a Qualified Purchasing Agent (QPA).

BE IT RESOLVED Attorney is hereby authorized and directed to review and approve shared-service agreement and the Mayor and Township Clerk are authorized and directed to sign the same; and

BE IT RESOLVED that the Irvington QPA - Althea Headley is, by virtue of entering this QPA shared service agreement is appointed the QPA for the Irvington Library and a copy of this resolution along with Althea Headley's QPA license will be submitted to Division of Local Government Service.

Adopted

Inman - Jones 7. Authorize Handicapped Parking Spaces in Front of 68 Berkshire Place, 2 Chapman Place, #30, 211 Myrtle Avenue, 272 Nesbit Terrace and 169 Munn Avenue

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 68 Berkshire Place, 2 Chapman Place, #30, 211 Myrtle Avenue, 272 Nesbit Terrace and 169 Munn Avenue:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that parking spaces 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 68 Berkshire Place, 2 Chapman Place, #30, 211 Myrtle Avenue, 272 Nesbit Terrace and 169 Munn Avenue; and

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

Adopted

Jones – Frederic 8. Commendation – Township Attorney Ramon E. Rivera, Esq. – Honoree – Essex County Surogate Theodore N., Stephens, II's Champagne Brunch Honoring Essex County Fathers

RESOLUTION OF COMMENDATION

FRIENDS OF THEODORE N. STEPHENS, II
2016 HONOREE
RAMON E. RIVERA, ESQ.
IRVINGTON TOWNSHIP ATTORNEY

WHEREAS, the Friends of Theodore N. Stephens, II Esq. will be recognizing and honoring Essex County Fathers that have performed admirable civic and community minded activities. This year the Friends of Theodore N. Stephens, II is holding it's Champagne Brunch on Saturday, June 18, 2016 at Mayfair Farms in West Orange; and

WHEREAS, the Municipal Council of the Township of Irvington wishes to acknowledge the 2016 Honoree, Ramon E. Rivera, Esq., Irvington Township Attorney, for his professional achievements, public participation and public service throughout the years; and

WHEREAS, Township Attorney Ramon E. Rivera, Esq. is the Chief Legal Advisor to Mayor Tony Vauss and all Municipal Department Directors including the Public Safety Department; and

WHEREAS, while Mr. Rivera focuses much of his private practice on labor and employment matters in both the public and private sectors, he also has significant experience in government relations in New Jersey. Having worked closely on both municipal and state elections, Mr. Rivera has forged many relationships with many elected officials and legislators throughout the State; and

WHEREAS, he has represented numerous municipalities both as General Counsel and Special Counsel in various areas of the law. Mr. Rivera represents several municipalities as Labor Counsel, wherein he

provides legal advice and representation on employment matters. In addition, he also represents numerous school boards as Special Counsel; and

WHEREAS, Mr. Rivera is a member of the Executive Committee of the Section on Labor & Employment of the New Jersey State Bar Association. He is admitted to practice law in New Jersey. Mr. Rivera has been practicing law for 14 years and has been with the firm of Scarinci & Hollenbeck for about 8 years; and

WHEREAS, he received his Undergraduate Degree from Wesleyan University and his Juris Doctorate Degree from Rutgers University Law School. At Rutgers he was Vice President of the Association of Black Law Students and Treasurer of the Association of Latino Students; and

WHEREAS, Mr. Rivera is affiliated with the following organizations: New Jersey State Bar Association (Member of the Executive Committee of the Section on Labor & Employment Member of the Minorities in the Professional Section), Essex County Bar Association (Labor and Employment Section, Scholarship Committee, Board Member of the Young Lawyers Division) and Sidney Reitman Labor and employment Law American Inn of Court; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington recognizes the many contributions by made Township Attorney Ramon E. Rivera, Esq. and commends him being honored at the Friends of Theodore N. Stephens, II Champagne Brunch; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this governing as a lasting tribute to Township Attorney Ramon E. Rivera, Esq.

Adopted

Inman – Jones 9. Authorize Execution of Escrow Agreement and Designate CB Berkeley Urban Renewal Associates as Redeveloper of 23 Berkeley Terrace and 794 Grove Street

RESOLUTION OF THE TOWNSHIP OF IRVINGTON, IN THE
COUNTY OF ESSEX DESIGNATING A REDEVELOPER AND
AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT
AND REDEVELOPMENT AGREEMENT WITH CB BERKELEY
URBAN RENEWAL ASSOCIATES, LLC IN CONNECTION WITH
THE ACQUISITION AND REHABILITATION OF CERTAIN
PROPERTY WITHIN THE TOWNSHIP OF IRVINGTON

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 redevelopment; and

WHEREAS, the Municipal Council (the “Township Council”) of the Township of Irvington (the “Township”), designated certain property within the Township, including, without limitation, the property identified on the official tax maps of the Township as Block 139, Lot 1 and Block 135, Lot 14, and more commonly known as 9-23 Berkeley

Terrace and 794 Grove Street (the “Property”) as an area in need of redevelopment, pursuant to the LRHL (the “Redevelopment Area”); and

WHEREAS, the Township Council duly adopted *the East Ward/East Springfield Avenue Redevelopment Plan*, for the Redevelopment Area (as amended, the “Redevelopment Plan”); and

WHEREAS, pursuant to *N.J.S.A. 40A:12-4*, the Township has determined to act as the “redevelopment entity” (as such term is defined at *N.J.S.A. 40A:12A-3* of the LRHL) for the Redevelopment Area; and

WHEREAS, CB Berkeley Urban Renewal Associates, LLC (the “Redeveloper”) has submitted a Redevelopment Application (the “Application”) to the Township and submitted its plans for acquisition and renovation of the 153 units of garden style apartments (the “Project”) to the Township for its review and consideration; 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 Redeveloper is the contract-purchaser of the Property; and

WHEREAS, the Township has determined that the redevelopment of the Property in accordance with applicable provisions of the Redevelopment Plan will contribute to the redevelopment of the Township in accordance with the legislative intent, goals and objectives of the LRHL; and

WHEREAS, the Township has determined that the Redeveloper possesses the proper qualifications, financial resources and capacity to implement and complete the Project in accordance with the Redevelopment Plan, and all other applicable laws, ordinances and regulations; and

WHEREAS, in order to implement the development, financing, construction, operation and management of the Project, the governing body of the Township has determined to enter into a redevelopment agreement with the Redeveloper (the “Redevelopment Agreement”), which Redevelopment Agreement designates the Redeveloper as the “redeveloper” of the Project as that term is defined in the LRHL, and which specifies the respective rights and responsibilities of the Township and the Redeveloper with respect to the Project,

WHEREAS, the Redeveloper has agreed to bear the costs for professionals needed by the Township to review and advise the Township with regard to the redevelopment of the Property and the negotiation and implementation of (i) the Redevelopment Agreement and/or (ii) a financial agreement, as may be applicable or appropriate for the Project. The Township desires to enter into an escrow agreement establishing the mechanism for the deposit and disposition of funds to cover the Township costs.

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. Execution of Escrow Agreement.
 - a. The Township Council hereby authorizes the Township Administration together with redevelopment counsel, to finalize and execute an escrow agreement substantially in the form attached hereto as Exhibit A with such changes, deletions and modifications as may be required to effect the transaction contemplated by this resolution, for any and all costs incurred by the Township and its professionals and consultants in reviewing and advising the Township with regard to the Project and the negotiation and implementation of the Redevelopment Agreement and financial agreement, provided however, that this resolution shall not be construed as an obligation of the Township to execute a financial agreement with the Redeveloper.
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 B, 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 Redevelopment Agreement in accordance with the terms of Sections 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. Designation of the Developer. Upon execution of the Redevelopment Agreement, CB Berkeley Urban Renewal Associates, LLC shall be the designated redeveloper of the Project, pursuant to LRHL.
5. Effective Date. This resolution shall take effect immediately.

Adopted

Inman – Burgess 10. Endorse Housing Need for the Berkeley Terrace Apartment Project by CB Berkeley Terrace, LLC

RESOLUTION ENDORSING HOUSING NEED FOR BERKELEY
TERRACE APARTMENTS PROJECT BY CB BERKELEY TERRACE
LLC

WHEREAS, CB Berkeley Terrace LLC (hereinafter referred to as the “Sponsor”) proposes to renovate the existing housing project known as Berkeley Terrace Apartments consisting of 153 garden apartment-style units (hereinafter referred to as the “Project”) pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (*N.J.S.A. 55: 14K-1 et seq.*; the rules promulgated thereunder at *N.J.A.C. 5:80-1.1 et seq.*; and all applicable guidelines promulgated thereunder (the foregoing hereinafter collectively referred to as the “HMFA Requirements”) within the municipality of Irvington (hereinafter referred to as the “Township”) on a site designated as Block 139, Lot 1 and Block 135, Lot 14 on the Official Tax Assessment Map of the Township of Irvington, Essex County and commonly known as 9-23 Berkeley Terrace and 794 Grove Street; and

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

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

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

1. The Council finds and determines that there is an existing need for affordable housing in the Township, that the proposed Project will meet or meets an existing housing need and that such housing will be beneficial to the Township;
2. The Council does hereby adopt the within Resolution and makes the determination and findings herein contained by virtue of, pursuant to, and in conformity with the provisions of the HMFA Requirements to enable the Agency to process the Sponsor’s application for Agency funding to finance the Project;
3. This Resolution shall take effect immediately.

Adopted

Frederic – Cox 11. Commemoration - Caribbean Heritage Month - June, 2016

RESOLUTION
Recognizing June 2016 as Caribbean American Heritage Month
10th Anniversary Celebration

WHEREAS, in June 2005, the House of Representatives unanimously adopted H. Con. Res. 71, sponsored by Congresswoman Barbara Lee, recognizing the significance of Caribbean people and their descendants in the history and culture of the United States. On February 14, 2006, the resolution similarly passed the Senate, culminating a two-year, bipartisan and bicameral effort.

WHEREAS, the White House has issued an annual proclamation recognizing June as Caribbean-American Heritage Month. This year marks the tenth anniversary of June as National Caribbean American Heritage Month.

WHEREAS, the Township of Irvington is home to and employer of many Caribbean Americans;

WHEREAS, the Township of Irvington joins the President of the United States in recognizing that:

“Caribbean Americans are part of a great national tradition, descendants of hopeful, striving people who journeyed to our lands in search of a better life. They were drawn by a belief in the power of opportunity, a belief that through hard work and sacrifice, they could provide their children with chances they had never known. Thanks to these opportunities and their talent and perseverance, Caribbean Americans have contributed to every aspect of our society -- from science and medicine to business and the arts. During National Caribbean-American Heritage Month, we honor their history, culture, and essential role in the American narrative.”

“As America celebrates our Caribbean heritage, let us hold fast to the spirit that makes our country a beacon to the world. This month, let us remember that we are always at our best when we focus not on what we can tear down, but on what we can build up. And together, let us strengthen the bonds that hold together the most diverse Nation on earth.”

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington joins with Mayor Tony Vauss and the Township of Irvington Municipal Council do join the Nation, States, Counties and Cities throughout this great country in proclaiming June 2016 as Caribbean-American Heritage Month. I encourage all Americans to celebrate the history and culture of Caribbean Americans with appropriate ceremonies and activities.

Adopted

Inman – Jones 12. Authorize Acceptance of Additional \$50,337.25 in Community Service Block Grant Funds from the Essex County Division of Community Action

AMENDING COMMUNITY SERVICES BLOCK GRANT (CSBG) AWARD FOR 2016 PROGRAM YEAR

WHEREAS, resolution number DA 16-0405-12 accepted the 2016 program year CSBG funds for INIC on April 05, 2016; and

WHEREAS, the Administration was advised on May 18, 2016 that the Township has been awarded additional funds of \$50, 337.25 towards our current year CSBG; and

WHEREAS, the County of Essex, acting through its Department of Citizens Services, Division of Community Action proposes to enter into a sub grant agreement with

Irvington Neighborhood Improvement Corporation to provide Emergency Services to Essex County residents for the total sum of \$85,787.91 during the 2016 program year of January 1, 2016– December 31, 2016; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Mayor of the Township of Irvington be and hereby is authorized to execute an amended grant Agreement with the Essex County Division of Community Action as sub-recipient of Community Service Block Grant funds in the amount of \$85,787.91

BE IT FURTHER RESOLVED that the Township of Irvington does hereby accept the award of \$85,787.91 for such activities.

Adopted

Lyons – Jones 13. Authorize Professional Services Contract for Architectural Services for the Rehabilitation of 40th Street Park – James Guerra, Architects - Not To Exceed \$19,500.00

RESOLUTION TO AWARD A PROFESSIONAL SERVICES CONTRACT FOR THE REHABILITATION OF THE 40TH STREET PARK

WHEREAS, the Township of Irvington has received a grant in the total amount of \$ 650,000.00 (\$ 325,00 from state funds and a matching grant of \$ 325,250.00 from Township funds) from the New Jersey Department of Environmental Protection Green Acres Program for the Rehabilitation of 40th Street Park which includes the rehabilitation of the existing field house as well as improvements to the fields; and

WHEREAS, the work required to complete this project is beyond the capabilities of current Township staff; and

WHEREAS, the Township Engineer prepared a Request for Quotes for this work and distributed that proposal to the consulting Engineers and Architects that are under an annual contract with the Township; and

WHEREAS, nine (9) proposals were received for this work and the lowest price of the these proposals was from the James Guerra, Architects at their quoted price of \$ 17,000.00 (Phase 1- Design), and \$ 2,500.00 (Phase 2 for Contract Administration) for a total fee of \$ 19,500.00.

WHEREAS, The Township Engineer has reviewed these proposals and determined that the proposal of James Guerra, Architects at their quoted price of \$ \$ 17,000.00 (Phase 1- Design) and \$ 2,500.00 (Phase 2 for Contract Administration) for a total fee of \$ 19,500.00 is the most cost efficient manner in which to proceed with this project.

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a professional services contract in the amount of \$19,500.00 be awarded to of James Guerra, Architects , Elizabeth, NJ for the project " Rehabilitation of 40th Street Park "

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Availability of Funds No. C6-00204 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 \$ 19,500.00 is Account No. C-04-56-848-016-901.

Adopted

Inman – Lyons 14. Resolution of Sorrow - Sharon Tiny Swain-Hollie

RESOLUTION OF SORROW
SHARON “TINY” SWAIN HOLLIE

WHEREAS, the Irvington Municipal Council wishes to express their deepest sorrow on the passing of Sharon “Tiny” Swan Hollie, daughter of Ms. Annie D. Atkinson; and

WHEREAS, Sharon “Tiny” Swain Hollie was born on February 18, 1967, in Newark to Annie D. and the late Charles Swain. She was the middle child of three children: an older sister Jacqueline and a brother Taj B. Sharon was the mother of two sons: Aaron Quentin Kearney and Harold Derias Moon. She departed this life on Thursday, May 12, 2016; and

WHEREAS, as a youth Sharon was very active in the neighborhood. She was the head of the neighborhood Drill Team and also spent most of her time helping her mom and aunt at the A & B Beauty Salon in Irvington; and

WHEREAS, Sharon was educated in the Union County Public School System and Irvington Public School System. In 1985 she graduated from Frank H. Morell High School in Irvington. She was a member of the Decker Club which they travelled and experienced many outdoor field trips. She attended Taylor Institute and completed her degree at Bloomfield College, Bloomfield, NJ; and

WHEREAS, during some of her employment she worked in the Account Payable Departments at Teacher Union Local 617 and ADP Payroll System. She was employed, for several years, as Account Payable Clerk at Kenneth Cole Corporation located in Secaucus, NJ; and

WHEREAS, Sharon was baptized at Revival Temple, Newark and was baptized, again, when she became a member of Christian Pentecostal Church of Church, Irvington. She served in various capacities including the Pastor's Aid Auxiliary and in the Sunday School Department. She also attended the Easter Bible Institute, and baptized for the third time under the leadership of the late Bishop Willie L. Smith; and

WHEREAS, Sharon had a heart of gold, loved her family and helped many people in any way she could. Her home was a refuge for her sons' friends and the many relatives which she loved equally. She loved to cook, take trips and cruises and enjoyed family gatherings and the longshoremen annual picnics. She

especially loved attending the various family reunions and was one of the founding members of the “Cousins Family Reunions”. Her favorite saying: *“It’s All Good!”* She was known for her bubbly personality; for her infectious smile; and her favorite past time-“sucking her thumb!”; and

WHEREAS, she has received numerous awards and recognitions including: Hard Work & Dedication award presented by C.P.C. (2008), Eastern Bible Institute certificate (2007), Patient Care Technician (2010), Software Application Specialist (2006), Certificate of Achievement presented by the “Jewish Vocational Service of Metrowest, NJ” and Certificate of appreciation-“Human Resource Manager” (2006); and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the loss of Sharon “Tiny” Swain Hollie and offers its sincerest condolences to Ms. Annie D. Atkinson, 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 Sharon “Tiny” Swain Hollie.

Adopted

Inman – Jones 15. Re-Appointment – Constable – Eric Francis

BE AND IT IS HEREBY RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that Eric Francis, 170 – 22nd Street in the Township of Irvington be and he is hereby re-appointed to the Office of Constable for a term of three years from the date of July 9, 2016; 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 himself 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

Lyons – Jones 16. Constable Re-Appointment - Nathaniel Gaddis

BE AND IT IS HEREBY RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that Nathaniel Gadis, 203 Laurel Avenue in the Township of Irvington be and he is hereby appointed to the Office of Constable for a term of three years from the date of July 9, 2016; 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 himself 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

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

NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

A. Ordinances on 1st Reading

Jones – Inman 1. Authorize Police Department to Tow Vehicles From Private Property When Properly Notified by Township Officials

AN ORDINANCE CONCERNING TOWING AND TOWING OPERATORS AND AMENDING AND REPEALING VARIOUS PARTS OF STATUTORY LAW.

Adopted

Burgess – Inman 2. Authorize Approval of Application for Long Term Tax Exemption and Execution of a Financial Agreement With CB Berkeley Urban Renewal Associates, LLC

ORDINANCE OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, NEW JERSEY APPROVING AN APPLICATION FOR A LONG TERM TAX EXEMPTION AND AUTHORIZING THE EXECUTION OF A FINANCIAL

AGREEMENT WITH CB BERKELEY URBAN RENEWAL ASSOCIATES,
LLC

Adopted

B. Ordinances on 2nd Reading

1. President Frederic: An ordinance authorizing amendments to the zoning ordinance for block 285, lot1, block 287, lot 22 and block 336, lot 1 to be included in the B-4 zone 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 OF THE TOWNSHIP OF IRVINGTON AUTHORIZING
AMENDMENTS TO THE ZONING MAP FOR BLOCK 285 LOT 1; BLOCK 287
LOT 22; BLOCK 336 LOT 1 TO BE INCLUDED IN THE B-4 ZONE.**

WHEREAS, the Township of Irvington maintains a zoning map to delineate which zone a property is placed in;

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

WHEREAS, modifying the Township zoning map to address situations as follow:

CHANGE TO B4 ZONE

- Block 285 Lot 1; a flood zone line prevents residential development in this R3 zone;
- Block 287 Lot 22 where the lots have historically been commercial uses;
- Block 336 Lot 1. The current zone, P-1 is not correct. This parcel (Servicemen's Clubhouse) has never been used as a park, nor is it intended to become a park as per executed leases.

WHEREAS, the governing body is in agreement with the recommendation of the
Board; Zoning

NOW THEREFORE IT BE ORDAINED that the zoning map of the Township of Irvington shall be amended to indicate the 3 parcels identified as Block 285 Lot 1; and, Block 287 Lot 22; and Block 336 Lot 1 shall be included in the B-4 Zone.

NOW THEREFORE IT BE FURTHER ORDAINED by the governing body of the Township of Irvington that the Municipal Tax Assessor is directed to take appropriate steps so that the tax maps of the Township of Irvington will be amended accordingly.

NOW THEREFORE IT BE FURTHER ORDAINED This Ordinance shall take effect upon final passage and publication as provided by law.

The public hearing on this ordinance is now open

There were no requests to be heard.

Cox – Inman Motion to close public hearing

Adopted

Cox – Inman Motion to adopt this ordinance on second reading after public hearing

Adopted

2. President Frederic: An ordinance amending the redevelopment plan for scattered sites designated as areas in need of redevelopment will be heard at this time. For the record this notice of hearing is identical to the first notice of hearing read by the Clerk.

The Clerk will read the ordinance by title.

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP
OF IRVINGTON AMENDING THE REDEVELOPMENT PLAN FOR
SCATTERED SITES DESIGNATED AS AREAS IN NEED OF
REDEVELOPMENT

WHEREAS, The Municipal Council of the Township of Irvington designated 77 scattered sites as Areas in Need of Redevelopment on July 11, 2006; and

WHEREAS, the Municipal Council, pursuant to N.J.S.A. 40A:12A-4(a)(3) and 7, is empowered to adopt a redevelopment plan pursuant to which redevelopment projects are to be undertaken as various parcels that are designated In Need of Redevelopment (the Scattered Sites), and pursuant to that authority the Governing Body has caused a Redevelopment Plan to be prepared for the Scattered Sites (the “Plan”); and

WHEREAS, the Planning Board, by memorandum dated May 10, 2016 recommended that the Municipal Council adopt amendments to the Plan, and

WHEREAS, The Municipal Council hereby finds that it is appropriate for the Plan to be amended for the Scattered Sites being, among other things, substantially consistent with the Master Plan for the Township of Irvington as follows:

1. Add parcel Block 220, Lot 15.01 commonly known as 60-72 Howard Street to the list of parcels included in the Redevelopment Plan;
2. That the zoning map of the Redevelopment Plan shall be amended to indicate that the property identified as Block 220, Lot 15.01 shall be included in the B-4 Zone.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Irvington that the Plan, which is attached hereto is hereby adopted as the redevelopment plan for the Scattered Sites that were designated as Areas In Need of Redevelopment in the Township of Irvington

BE IT FURTHER ORDAINED THAT:

1. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be judged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall remain valid and effective.
2. All ordinances or parts of ordinances, if any, inconsistent with this Ordinance to the extent of such inconsistencies only, be and they are hereby revealed, and the zoning district map shall be amended to indicate the redevelopment area to which the redevelopment plan provides.
3. This Ordinance shall take effect at the time and in the manner as provided by law.

The public hearing on this ordinance is now open

There were no requests to be heard.

Jones – Lyons

Motion to close public hearing

Adopted

Jones –Lyons
hearing

Motion to adopt this ordinance on second reading after public

Adopted

3. President Frederic: An ordinance authorizing an amendment to ordinance MC 3547 granting exemptions from taxes under the five year exemption and abatement law will be heard at this time. For the record this notice of hearing is identical to the first notice of hearing read by the Clerk.

The Clerk will read the ordinance by title.

**ORDINANCE OF THE TOWNSHIP OF IRVINGTON,
COUNTY OF ESSEX, STATE OF NEW JERSEY
AUTHORIZING AN AMENDMENT TO
ORDINANCE MC 3547 GRANTING 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 15, 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, the municipal council of the Township (the “**Municipal Council**”) determined that the authorization of tax exemptions for the improvements, conversions, or construction of residential, commercial and industrial structures in the Township was in the best interests of the Township and would facilitate the rehabilitation and redevelopment of the Township for productive use; and

WHEREAS, by Ordinance No. MC 3547, adopted on August 11, 2015, the Municipal Council authorized the utilization of tax exemption in accordance with the Five Year Law, and established the eligibility of residential and multiple dwellings, and commercial and industrial structures for five-year tax exemptions throughout the entire Township; 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, to qualify for such exemption, an applicant must comply with the eligibility and application procedures set forth in *Exhibit A* of Ordinance No. MC 3547; and

WHEREAS, Ordinance No. MC 3547 provided that, to be eligible to receive a five-year exemption for a dwelling, the property owner must occupy the dwelling; and

WHEREAS, the Municipal Council now desires to encourage increased investment in the Rehabilitation Area by amending Ordinance No. MC 3547 to provide

that the property owner need not occupy a dwelling for the dwelling to be eligible to receive a five-year exemption.

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. Section 3 of *Exhibit A* of Ordinance No. MC 3547, adopted August 11, 2015, is hereby amended to provide as follows (additions are underlined and deletions are ~~struck through~~):

§___-3. CRITERIA FOR EXEMPTION OF DWELLINGS

Improvements to Dwellings, newly constructed Dwellings, conversion of nonresidential structures to Dwellings, including unutilized public buildings to one and two-family Dwellings, cooperatives, if purchased separately by the occupant thereof, and individual residences within a horizontal property regime or a condominium located within the Township are eligible to receive a five-year exemption, as provided in §___-4 upon meeting the following qualifications:

- (A) The Dwelling must be 20 years or older;
- (B) ~~The property owner must occupy the Dwelling, and in the case of a two-family Dwelling the owner must occupy at least one (1) of the residential units;~~
- (C) ~~The Dwelling shall be occupied by the owner or shareholder thereof in the case of a cooperative or condominium, as applicable;~~
- (D) All real estate taxes must be current;
- (E) The applicant must provide a certificate of occupancy or any other permit or approval required by the Township; and
- (F) ~~The applicant must submit two proofs of owner occupancy. Such proofs can be a driver's license, utility bill, real estate tax bill or car registration. Proofs submitted must be current and valid at the time of submission.~~

Section 3. Except as specifically amended or supplemented hereby, all other provisions of Ordinance No. MC 3547 are hereby affirmed, ratified and confirmed as if set forth fully herein.

Section 4. 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 5. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

EXHIBIT A

The public hearing on this ordinance is now open

There were no requests to be heard.

Cox – Hudley Motion to close public hearing

Adopted

Cox – Hudley Motion to adopt this ordinance on second reading after public hearing

Adopted

4. President Frederic: An ordinance amend the zoning ordinance to prohibit any new dollar stores within a 1000 foot radius of any existing dollar store will be heard at this time. For the record this notice of hearing is identical to the first notice of hearing read by the Clerk.

The Clerk will read the ordinance by title.

AN ORDINANCE AMENDING THE ZONING ORDINANCE TO RESTRICT THE NUMBER OF DISCOUNT RETAIL STORES

WHEREAS, the Municipal Council of the Township of Irvington has noted that there is an increasing number of discount stores, also known as "Dollar Stores", and;

WHEREAS, the Municipal Council is concerned that the retail business community needs to be diverse in order to encourage economic development with the Townships as well as offer varied forms of retail stores within the Township, and;

WHEREAS, Dollar stores are not currently addressed within the Township's Zoning Ordinance, and;

WHEREAS, the Municipal Council has no desire to ban such retail establishments but wishes to consider limiting their proliferation within the Township within a defined radius such as 1000 feet.

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

SECTION 1. The Zoning Ordinance of the Township of Irvington is hereby amended and supplemented to provide as follows:

Upon the effective date of this ordinance, new “Dollar Stores” within the boundaries of the Township of Irvington are hereby limited within a 1000 foot radius of any existing "Dollar Store".

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

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

The public hearing on this ordinance is now open

There were no requests to be heard.

Jones - Lyons Motion to close public hearing

Adopted

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

Adopted

5. President Frederic: A \$4,647,600.00 bond ordinance for various capital improvements 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.

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL
IMPROVEMENTS IN AND BY THE TOWNSHIP OF
IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY,
APPROPRIATING \$4,647,600 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$4,415,220 BONDS OR
NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST
THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Irvington, in the County of Essex, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$4,647,600, and further including the aggregate sum of \$232,380 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$4,415,220 pursuant to the Local Bond Law and the provisions of the Municipal Qualified Bond Act, P.L. 1976, c.38, as amended. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement

and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) <u>Police</u> :			
(i) Acquisition of various vehicles, including sports utility vehicles, vans and a pick-up truck, including all related costs and expenditures incidental thereto.	\$351,600	\$334,020	5 years
(ii) Acquisition of a 911 phone system, including all related costs and expenditures incidental thereto.	<u>\$420,000</u>	<u>\$399,000</u>	10 years
TOTAL:	<u>\$771,600</u>	<u>\$733,020</u>	
b) <u>Public Works</u> :			
(i) Acquisition of various vehicles, including pick-up trucks and a mini dump truck, including all related costs and expenditures incidental thereto.	\$180,000	\$171,000	5 years
(ii) Street paving, as more specifically described on a list on file in the Office of the Clerk which is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	<u>\$1,440,000</u>	<u>\$1,368,000</u>	10 years
TOTAL:	<u>\$1,620,000</u>	<u>\$1,539,000</u>	

c) Fire Department:

Acquisition of a fire truck pumper, including all related costs and expenditures incidental thereto.

<u>\$1,020,000</u>	<u>\$969,000</u>	10 years
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d) Health Department:

(i) Acquisition of an animal retrieval truck for the animal control office, including all related costs and expenditures incidental thereto.

\$42,000	\$39,900	5 years
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(ii) Kitchen renovations, including appliances, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.

<u>\$60,000</u>	<u>\$57,000</u>	5 years
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TOTAL:	<u>\$102,000</u>	<u>\$96,900</u>	
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e) Recreation:

(i) Installation of rubber resurfacing, including all work and materials necessary therefor and incidental thereto.

\$78,000	\$74,100	10 years
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(ii) Renovations to the Grove Street Park, the Chancellor Avenue Park and the Berkeley Terrance Park, including all work and materials necessary therefor and incidental thereto.

<u>\$150,000</u>	<u>\$142,500</u>	15 years
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TOTAL:	<u>\$228,000</u>	<u>\$216,600</u>	
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f) Business Administrator:

Acquisition of sport utility vehicles,

information technology and furniture, including all related costs and expenditures incidental thereto.

\$156,000

\$148,200

5 years

(g) Municipal Court:

(i) Renovations to the ticket window, including the relocation of a wall and the acquisition of office furniture, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.

\$120,000

\$114,000

5 years

(ii) Installation of ADA compliant unisex bathrooms, including all work and materials necessary therefor and incidental thereto.

\$90,000

\$85,500

10 years

TOTAL:

\$210,000

\$199,500

(h) Legal Department:

Foreclosure of delinquent tax properties throughout the Township, including all related costs and expenditures incidental thereto.

\$360,000

\$342,000

15 years

(i) Clerk's Office:

Acquisition of a document scanning system, including all related costs and expenditures incidental thereto.

\$180,000

\$171,000

15 years

GRAND TOTAL:

\$4,647,600

\$4,415,220

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of

the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 9.76 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$4,415,220, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$1,134,600 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the “Rule”) for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel,

consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The public hearing on this ordinance is now open

There were no requests to be heard.

Cox – Frederic Motion to close public hearing

Adopted

Cox – Frederic Motion to adjourn this ordinance on second reading after public hearing

Adopted

6. President Frederic: A \$650,000.00 bond ordinance for 40th Street Park upgrades will be heard at this time. For the record this notice of hearing is identical to the immediate previous notice of hearing read by the Clerk.

The Clerk will read the ordinance by title.

BOND ORDINANCE PROVIDING FOR THE 40TH STREET

PARK UPGRADES PROJECT IN AND BY THE TOWNSHIP OF

IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY,

APPROPRIATING \$650,000 THEREFOR AND AUTHORIZING
THE ISSUANCE OF \$325,000 BONDS OR NOTES OF THE
TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON,
IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof
affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Irvington, in the County of Essex, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$650,000, including a \$325,000 Green Acres Grant from the State of New Jersey Department of Environmental Protection (the "State Grant"). Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the cost of the improvement since the project described in Section 3(a) hereof is being partially funded by the State Grant.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the State Grant and in order to sign a Loan Agreement for the other \$325,000, negotiable bonds are hereby authorized to be issued in the principal amount of \$325,000 pursuant to the Local Bond Law and the provisions of the Municipal Qualified Bond Act, P.L. 1976, c.38, as amended. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the 40th Street Park Upgrades Project,

including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the

maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the

Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$325,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$130,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the “Rule”) for the benefit of holders and beneficial owners

of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The public hearing on this ordinance is now open

There were no requests to be heard.

Cox –Frederic Motion to close public hearing

Adopted

Cox – Frederic Motion to adopt this ordinance on second reading after public hearing

Adopted

9. Resolutions & Motions

A. Resolutions

Inman – Jones 17. Waive 20 Day Time Period for Effective Date of Ordinance Authorizing Amendments to the Zoning Ordinance for Block 285, Lot1, Block 287, Lot 22 and Block 336, Lot 1 to be Included in the B-4 Zone

RESOLUTION WAIVING THE TWENTY (20) DAY WAITING PERIOD
PURSUANT TO N.J.S.A. 40-69A-181 (a) AND SECTION 5-30 (d) AFTER FINAL
PASSAGE OF AN ORDINANCE BY THE MUNICIPAL COUNCIL AND
APPROVAL BY THE MAYOR

WHEREAS, an ordinance entitled "AN ORDINANCE OF THE TOWNSHIP OF IRVINGTON AUTHORIZING AMENDMENTS TO THE ZONING MAP FOR BLOCK 285 LOT 1; BLOCK 287 LOT 22; BLOCK 336 LOT 1 TO BE INCLUDED IN THE B-4 ZONE" was duly passed on first reading by the Municipal Council on May 17, 2016, and duly adopted by the Municipal Council on second reading after public hearing on June 14, 2016; and

WHEREAS, pursuant to N.J.S.A. 40:69A-181 (a) and Section 5-30 (d) of the Revised Code of the Township of Irvington, an ordinance shall take effect twenty (20) days after final passage by the Municipal Council and approval by the Mayor; and

WHEREAS, pursuant to N.J.S.A. 40:69A-181 (b) and Section 5-30 (d) of the Revised Code of the Township of Irvington, two- thirds (2/3) of the full membership of the Municipal Council may declare an emergency, by written resolution, to reduce this twenty (20) day period:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON (not less than 2/3 of the full membership thereof affirmatively concurring) that pursuant to the provisions of N.J.S.A. 40:69A-181 (b) and Section 5-30 (d) of the Revised Code of the Township of Irvington, it does hereby declare that an emergency exists that an ordinance entitled "AN ORDINANCE OF THE TOWNSHIP OF IRVINGTON AUTHORIZING AMENDMENTS TO THE ZONING MAP FOR BLOCK 285 LOT 1; BLOCK 287 LOT 22; BLOCK 336 LOT 1 TO BE INCLUDED IN THE B-4 ZONE" shall become effective immediately upon its approval by the Mayor.

Adopted

Lyons – Frederic 18. Authorize Emergency Temporary Appropriation to Extend the Calendar Year 2016 Temporary Municipal Budget

APPROPRIATIONS WITHIN "CAPS"	
	<u>CY-16</u>
<u>OFFICE OF THE MAYOR</u>	<u>Emerg Temp #2</u>
Mayor's Office:	
Salaries and Wages	99,021.95
Other Expenses	10,000.00
Irvington Mental Health Center:	-

Other Expenses	2,340.00
Planning Board:	-
Salaries and Wages	2,075.00
Other Expenses	-
Office of Emergency Management:	-
Salaries and Wages	-
Other Expenses	-
Mayor's Committees:	-
Salaries and Wages	-
Other Expenses	-
Total Office of the Mayor	113,436.95

<u>OFFICE OF THE TOWNSHIP CLERK</u>	
Township Clerk's Office:	
Salaries and Wages	38,016.09
Other Expenses	-
Elections:	-
Salaries and Wages	-
Other Expenses	-
Council's Office:	-
Salaries and Wages	32,769.18
Other Expenses	2,500.00
	-
Board of Adjustment:	-
Salaries and Wages	9,439.23
Other Expenses	-
Rent Leveling Board:	-
Salaries and Wages	28,846.20
Other Expenses	-
Total Office of the Township Clerk	-

<u>OFFICE OF THE TAX ASSESSOR</u>	
Municipal Tax Assessor:	
Salaries and Wages	20,529.77
Other Expenses	-
Total Office of the Tax Assessor	20,529.77

<u>ATTORNEY TO TOWNSHIP COUNCIL</u>	
Legislative Research Officer:	
Salaries and Wages	5,305.59
Other Expenses	-
Total Attorney to Township Council	5,305.59

OFFICE OF THE TOWNSHIP ATTORNEY	
Township Attorney:	
Salaries and Wages	44,033.49
Other Expenses	25,000.00
Total Office of the Township Attorney	69,033.49
DEPARTMENT OF ADMINISTRATION	
Office of the Business Administrator:	
Salaries and Wages	221,261.16
Other Expenses	50,000.00
Other Expenses - Postage	10,000.00
Total Department of Administration	281,261.16
DEPARTMENT OF POLICE	
Police:	
Salaries and Wages	1,819,131.51
Other Expenses	15,000.00
APPROPRIATIONS WITHIN "CAPS"(continue)	-
School Guards:	-
Salaries and Wages	75,383.17
Other Expenses	-
Chaplains and Surgeons:	-
Salaries and Wages	-
Parking Division:	-
Other Expenses	-
Total Department of Police	1,909,514.68
DEPARTMENT OF FIRE	
Fire:	
Salaries and Wages	1,316,730.81
Other Expenses	5,000.00
Uniform Fire Safety	-
Salaries and Wages	-
Other Expenses	-
Total Department of Fire	1,321,730.81
DEPARTMENT OF REVENUE AND FINANCE	
Division of Finance:	
Salaries and Wages	78,690.17

Other Expenses:	
Administration of Finance	17,500.00
Auditing	-
Insurance:	-
General Liability	80,000.00
Workers Comp	80,000.00
Employers Group Health	1,000,000.00
Division of Revenue-Tax Collection:	-
Salaries and Wages	35,692.83
Other Expenses	50,000.00
Division of Licenses:	
Salaries and Wages	13,875.69
Other Expenses	-
Division of Central Purchasing:	-
Salaries and Wages	12,692.31
Other Expenses	1,500.00
Total Department of Revenue and Finance	1,369,951.00

DEPARTMENT OF PUBLIC WORKS	
Division of Engineering:	
Salaries and Wages	92,958.70
Other Expenses	135,000.00
	-
Land Rental, Refuse Dumping:	-
Other Expenses	150,000.00
Division of Streets and Sewers:	-
Salaries and Wages	135,481.06
Other Expenses	7,250.00
Snow Removal:	-
Salaries and Wages	-
Other Expenses	-
Division of Motorized Equipment:	-
Salaries and Wages	19,897.77
Other Expenses	15,000.00
Division of Public Property:	-
Salaries and Wages:	-
Public Buildings	42,316.29
Shade Tree	29,139.88
Other Expenses:	-
Public Buildings	8,524.74
Shade Tree	1,250.00
Total Department of Public Works	636,818.44

DEPARTMENT OF HEALTH AND WELFARE	
Division of Health:	
Salaries and Wages:	
Health Administration	47,125.29
Environmental Health	25,114.11
Nursing	5,151.90
Other Expenses:	-
Health Administration	1,500.00
Environmental Health	7,500.00
Nursing	-
Senior Citizen Center:	-
Salaries and Wages	1,440.00
Other Expenses	500.00
Total Department of Health and Welfare	88,331.30
Department of Community Development & Planning	
Salaries and Wages	-
Other Expenses	-
Total Department of Comm. Dev & Planning	-
DEPARTMENT OF PARKS AND RECREATION	
Division of Park Maintenance:	
Salaries and Wages	56,514.30
Other Expenses	1,558.33
Division of Recreation:	-
Salaries and Wages	19,688.70
Other Expenses	15,000.00
Public Events and Celebration:	-
Other Expenses	7,500.00
Irvington Municipal Pool:	-
Salaries and Wages	-
Other Expenses	-
Total Department of Parks and Recreation	100,261.33
DEPARTMENT OF HOUSING	
Housing Services:	
Salaries and Wages	98,158.09
Other Expenses	-
Total Department of Housing Services	98,158.09

<u>MUNICIPAL COURT</u>	
Municipal Court	
Salaries and Wages	114,441.93
Other Expenses	-
Total Municipal Court	114,441.93
<u>PUBLIC DEFENDER</u>	
Public Defender	
Salaries and Wages	2,500.00
Other Expenses	2,000.00
Total Public Defender	4,500.00
<u>UNIFORM CONSTRUCTION CODE</u>	
Construction Code Official:	
Salaries and Wages	59,481.25
Other Expenses	-
Total Construction Services	59,481.25
<u>UNCLASSIFIED</u>	
Utilities:	
Electricity, Gas	-
Telephone and Telegraph	-
Telephone Lease System	-
Fire Hydrants	33,750.00
Water	3,750.00
Gasoline	-
Street Lighting	-
Prior Year Salary Adjustments	-
Emergency Dispatch Services (Transportation)	25,000.00
Tax Appeals'	-
Total Unclassified	62,500.00
Total Operations Within "CAPS"	6,255,255.79
<u>Deferred Charges & Statutory Expenditures</u>	
Social Security System (OASI)	-
State Unemployment Insurance Fund	-
DCRPS	-
Public Employees Retirement System	-
Police & Firemen's Retirement System	-
Judgments	-

Deferred Charges Grants Over	-
Expenditures W/O Approp.	-
Grant Expenditures W/O Approp.	-
Deferred Charges - WC & GL	-
Cash Deficit Preceding Year	-
Total Deferred Charges & Statutory Exp	-

Total Appropriations Within "CAPS"	6,255,255.79
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APPROPRIATIONS EXCLUDED FROM "CAPS"

<u>OTHER OPERATIONS</u>	
Joint Sewer Maintenance	1,154,758.43
Maintenance of Free Public Library	97,750.00
911 Dispatch Services	-
	-
Total Other Operations	1,252,508.43

APPROPRIATIONS EXCLUDED from "CAPS"(continue)

FEDERAL AND STATE GRANTS

Health IPCHIP - Grant	
Total Grants	-

Total Operations Excluded from "CAPS"	1,252,508.43
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MUNICIPAL DEBT SERVICE

Down Payment on Capital Improvements	-
Capital Improvement Fund	-
Payment of Bond Principal	-
Interest on Bonds	-
Payment of Note Principal	-
Interest on Notes	-
Green Trust Loan Program:	-
Payment of Principal and Interest	-
Payment of Principal and Interest-2003	-
Payment of Principal & Interest 727 GTP	-
Demolition Loan Repayment	-
NJ Environmental Infrastructure Trust Loan Principal & Interest	-
Deferred Charges - Emergency Auth 5 Yr	-
Emergency Storm	-

Total Municipal Debt Service	-
Total Appropriations Excluded from "CAPS"	
for Municipal Purposes	1,252,508.43
TYPE ONE SCHOOL DEBT	
Payment of Bond Principal	-
Interest on Bonds	-
Total Type One School Debt	-
Total Appropriations Excluded from "CAPS"	1,252,508.43
Reserve for Uncollected Taxes	-
Total General Appropriations	<u>7,507,764.22</u>

Adopted

Jones – Frederic 19. Authorize Issuance of Estimated 3rd Quarter Tax Bills

Preparation of Estimated Tax Bills

WHEREAS, the Township of Irvington's Tax Collector will be unable to issue tax bills by June 14, 2016 as required by law, due to the delay to strike a tax rate, and

WHEREAS, the Governing Body has determined that there will be insufficient cash flow to support operations in late July 2016 unless third quarter revenue is received on time, and

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

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

1. The Tax Collector is directed to prepare and issue estimated tax bills for the Township of Irvington for the third quarter 2016, in accordance with the provisions of N.J.S.A. 54:4-66.2et seq.
2. The entire estimated tax levy for 2016 is hereby set at \$102,951,272.07.
3. The Tax Collector takes any additional steps necessary to immediately implement this resolution.

Adopted

Burgess - Frederic 20 Authorize Calendar Year 2016 Municipal Budget to be Read By Title

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget as advertised shall be read in full at the public hearing, or that it may be read by its title only if:

1. At least one week prior to the date of the hearing a complete copy of the approved budget,

(a) shall be made available for public inspection, in the case of a municipal budget, in the free public library, if any, of the municipality, and in the free county libraries or regional libraries located in the municipality or, if no county libraries or regional libraries are located in the municipality, the county or regional library of the county in which the municipality is located, and the public officer delegated the responsibility of delivering copies of the approved budget to such libraries shall forward to the governing body an attestation that each such delivery was made:

(b) copies are made available to each person requesting same, during said week and during the public hearing:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it is hereby declares that the conditions of N.J.S.A. 40A:4-8 1 (a) and 1 (b), have been met and therefore the Calendar Year 2016 municipal budget shall be read by title only.

Adopted

20A . President Frederic: The Calendar Year 2016 Municipal Budget was introduced on May 3, 2016, summary published in the Irvington Herald on May 19, 2016, and public hearing set for this date, time and place. The Clerk will read the notice of hearing.

The Clerk read the notice of hearing.

The Clerk will read the 2016 Calendar Year Municipal Budget by title

BE IT RESOLVED that the following statements of Revenues and Appropriations shall constitute the Calendar Year 2016 Municipal Budget for the Township of Irvington:

Total General Revenues:	\$101,599,871.02
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Total General Appropriations	\$101,599,871.02
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The public hearing on the Calendar Year 2016 Municipal Budget is now open.

There were o requests to be heard.

Burgess - Frederic Motion to close public hearing

Adopted

Burgess - Frederic

Motion to adjourn further deliberations on the Calendar Year 2016
Municipal Budget

Adopted

ALCOHOLIC BEVERAGE CONTROL BOARD

JUNE 14, 2016

1. Chairman Cox calls the Meeting to Order

Roll Call:

Present: Commissioners Burgess, Frederic, Hudley, Inman, Jones, Lyons, Chair Person Cox

Absent: None

2. New Business

Cox – Burgess A. Renewal of ABC Consumption Licenses for 2016- 2017 Calendar Year

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 2016-2017 at the address set opposite their respective name, viz:

0709-33-021-005	Ember's Tavern, LLC t/a Ember's Tavern	874-876 Clinton Avenue
0709-33-045-005	Franklin & Hayden, Inc. t/a Pacemaker Lounge	781-783 Lyons Avenue
0709-33-048-006	Kay, LLC t/a Kay	193-197 Western Parkway
0709-33-062-007	239 Kearny Corp. t/a Bottoms Up	1180 Springfield Avenue

0709-33-073-005	72 Lyons Ave. Corp. t/a Marlo's Cocktail Lounge	702 Lyons Avenue
0709-33-075-005	Linden Branch t/a: LVJ Planning, L.L.C.	665 Stuyvesant Avenue
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.

Adopted

Cox – Burgess B. Renewal of ABC Distribution Licenses for 2016 - 2017 Calendar Year

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Plenary Retail Distribution Licenses for the year 2016-2017, 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 2016-2017 at the address set opposite their respective name, viz:

0709-44-004-004	Irvington Liquors, LLC t/a Irvington Liquors t/a Rajashri Wine & Liquors	1394-98 Springfield Avenue
0709-44-031-009	Prit, Inc. t/a Sam's Gourmet Liquors & Grocery	990-992 Clinton Avenue
0709-44-053-008	Mahashakti, Inc. t/a Mueller's Star Liquors	1050 Clinton Avenue
0709-44-069-005	Pankil Corporation t/a International Liquors	1070 Springfield Avenue
0709-44-084-011	Gold Key Liquor & Grocery Deli, Inc. t/a Gold Key Liquor, Grocery & Deli	1117 Grove Street

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

Adopted

3. Adjournment

12. Miscellaneous

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

Eugene Otto, 35 Ellery Avenue

Council Members Lyons and President Frederic responded to the above referenced citizen.

13. Adjournment

There being no further business, the meeting was adjourned at 8:32 P.M.

Charnette Frederic, Council President

Harold E. Wiener, Municipal Clerk