

REGULAR COUNCIL MEETING
FEBRUARY 27, 2018

Council Chamber, Municipal Building
Irvington, N.J. – Tuesday Evening
February 27, 2018 - 8:00 P.M.

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

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

Absent: Sandra R. Jones (excused)

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

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

There were no requests to be heard.

5. Hearing of Council Members

There were no requests to be heard.

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

A. Reports

1. Minutes – Directors’ Meeting – January 23, 2018
2. Minutes - Joint Meeting – December 21, 2017
3. Joint Meeting – Annual Report of Sewage Contribution for the Purpose of Assessment for the Year
2018
4. Municipal Court Electronic Collections Report Through January, 2018

7. Reports of Committees

None

8. Ordinances, Bills & Claims

A. Ordinances on 1st Reading

None

B. Ordinances on 2nd Reading

None

ALL ITEMS LISTED ON THE CONSENT AGENDA ARE CONSIDERED ROUTINE BY THE MUNICIPAL COUNCIL AND HAVE BEEN LISTED FOR ONE ROLL CALL VOTE FOR ADOPTION OF ALL ITEMS

C. Bills & Claims

Cox – Burgess 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD FEBRUARY 27, 2018, 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	\$663,466.69
TOTAL	\$663,466.69

Adopted
Abstain: Inman
Absent: Jones

Cox – Burgess 2. Payrolls

January 25, 2018 through February 15, 2018

REGULAR	OVERTIME	OTHER EARNED	TOTAL
\$973,840.61	\$89,846.46	(-\$47,730.13)	\$1,015,956.94

Adopted
Abstain: Inman
Absent: Jones

9. Resolutions & Motions

A. Resolutions

Frederic – Lyons 1. Authorize Use of Public Buildings as Polling Places for the 2018 Election Cycle

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that the following public buildings are hereby authorized for election purposes for the Local School Board, Municipal Primary and General Elections during the year 2018:

WARD	DISTRICT	LOCATION
East	2 & 3	Shelter House, Parkway Playground
East	4	Grove Street Firehouse
West	8	Shelter House, 40th Street Playground
North	6, 7 & 8	Shelter House, Orange Park

Adopted
Abstain: Inman
Absent: Jones

Frederic – Cox 2. Authorize Sale of Abandoned and Unclaimed Motor Vehicles at Public Auction

AUTHORIZE THE PUBLIC AUCTION OF UNCLAIMED AND ABANDONED MOTOR VEHICLES

WHEREAS, the Irvington Police Department has taken possession of motor vehicles found abandoned and unclaimed; and

WHEREAS, pursuant to N.J.S.A. 39; 10A-1 provides for the public sale in a public place of such vehicles provided certain notice requirements are met; and

WHEREAS, the Police Department has complied with the provisions of N.J.S.A. 39:10A-1 as such relates to the disposition of such vehicles as identified on the attached list; and

WHEREAS, a request has been made by the department to sell he listed vehicles in accordance with the State statute cited herein.

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

1. The Purchasing Agent is hereby authorized to sell unclaimed motor vehicles as described in the attached list in a manner consistent with the requirements of N.J.S.A. 39:10A-1 and pursuant to the satisfaction of any properly documented credited storage and towing lien.
2. The Purchasing Agent is hereby authorized to execute Motor Vehicle Title Certificates pursuant to the attached list on behalf of the Township of said vehicles.
3. Any and all vehicles purchased at said auction shall be removed from the Tower's lot within thirty (30) days of sale.

Adopted
Abstain: Inman
Absent: Jones

Hudley – Lyons 3. Authorize Non-Fair and Open One Year Contract for Medical Consultant to Satisfy Clinical Gaps for \$1.00 - Dr. Ramez Samuel, MD

A RESOLUTION AUTHORIZING A NON-FAIR AND OPEN FOR MEDICAL CONSULTANT SERVICE

WHEREAS, the Township of Irvington, in the County of Essex and State of New Jersey, is in need of a Medical Consultant; and

WHEREAS, the Township would like to retain the service of a certified Medical Consultant to satisfy some of the clinical gaps that is needed to be service by the Health Department; and

WHEREAS, Dr. Ramez Samuel, M.D., of S M Medical, LLC has offered to provide said services to the Township of Irvington for the nominal amount of \$1.00 for the calendar year 2018; and

WHEREAS, pursuant to the provisions of N.J.S.A. 19:44A-20.4 the vendor has completed the required pay to plays forms; and

WHEREAS, the C-271 Political Contribution Disclosure forms were on file in the Office of the Municipal Clerk and Purchasing Agent on February 07, 2018; and

WHEREAS, the Township would like to award a Non Fair and Open contract to Dr. Ramez Samuel, M.D of 135 Bloomfield Ave, Bloomfield, NJ 07003; and

WHEREAS, the term of this contract will expire on December 31, 2018; and

WHEREAS, Dr. Ramez Samuel, M.D has completed and submitted a Business Entity Disclosure Certification which certifies that Dr. Ramez Samuel, M.D has not made any reportable contributions to a political or candidate committee in the Township of

Irvington in the previous one year, and that the contract will prohibit Dr. Ramez Samuel, M.D from making any reportable contributions through the term of the contract, 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 Dr. Ramez Samuel, M.D of 135 Bloomfield Ave, Bloomfield, NJ 07003; and

BE IT FURTHER RESOLVED, that the required certification of availability of funds C7-00258 in the amount of \$1.00 from account number 8-01-28-370-376-118 has been obtained from the Chief Financial Officer.

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 FURTHER RESOLVED that a notice of this action shall be published in a newspaper as required by law by the Municipal Clerk.

Adopted
Abstain: Inman
Absent: Jones

Frederic – Cox 4. Authorize Contract Through the Essex County Co-Op of the New Jersey Cooperative Purchasing Program With Waste Management Over the Bid Threshold of 40,000.00 For Disposal of Type 13 Solid Waste For An Amount Not To Exceed \$325,000.00

AUTHORIZING PURCHASES UNDER THE ESSEX COUNTY CO-OP OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM OVER THE BID THRESHOLD OF \$40,000.00

WHEREAS, the Township of Irvington, pursuant to N.J.S.A. 40A: 11-12(a) and N.J.A.C. 5:34-7.29(c) may by resolution and without advertising for bids, purchase any goods or services under the Essex County Cooperative Purchasing Program on behalf of their members; and,

WHEREAS, Essex County Co-op has awarded solid waste transfer fee for type 13 solid waste to Waste Management; and,

WHEREAS, Waste Management- Julia Street Transfer Station located at 864 Julia Street will exceed the bid threshold of \$40,000.00 for calendar year 2018; and

WHEREAS, based on the estimated tonnage, the total amount that will be paid to this vendor is an amount not to exceed \$500,000.00 for the year; and

WHEREAS, the Township of Irvington intends to enter into this contract with Waste Management over the bid threshold of 40,000.00 through this resolution and properly

executed purchase orders for disposal of type 13 solid waste for an amount not to exceed \$500,000.00.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Irvington authorizes the purchasing agent to pay this vendor over the bid threshold of \$40,000.00 pursuant to all the conditions of Essex County Co-op contract; and

BE IT FURTHER RESOLVED, that the total payments to this vendor for calendar year 2018 shall not exceed \$500,000.00

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2018

BE IT FURTHER RESOLVED a separate resolution will be submitted to the Municipal Council for all addition vendors exceeding the bid threshold of \$40,000.00.

Adopted
Abstain: Inman
Absent: Jones

Cox – Hudley 5. Authorize Emergency Contract for Animal Control Services - Associated Humane Society - \$33,973.36 Through April 30, 2018

RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR ANIMAL CONTROL SERVICE

WHEREAS, the Township is need of animal control service, to pick up, hold and, if necessary euthanize stray animals and provide other similar services, and;

WHEREAS, Associated Humane Society has provided this service to the Township and said contract expired on December 31, 2017, and;

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

WHEREAS, the Director of Health has declared an emergency in writing for service for the Associated Humane Society to continue to provide animal control service until April 30, 2018, and;

WHEREAS, Associated Humane Society., 124 Evergreen Ave, Newark, NJ 07114, has provided a quote of \$33,973.36 for animal control service until April 30, 2018:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Director of Health to authorize an emergency contract in the amount of \$33,973.36 to provide animal control service to the Township until April 30, 2018; and

BE IT FURTHER RESOLVED that the required certification of availability of funds in the amount of \$8,493.34 for one month of service was obtained from the Chief Financial Officer from account number 8-01-27-335-335-176 and the remaining balance of \$25,480.02 will be certified upon the adoption of the 2018 budget.

Adopted
Abstain: Inman
Absent: Jones

Lyons – Hudley 6. Authorize Issuance of Duplicate Tax Sale Certificate - 267 - 269 Orange Avenue, Block 51, Lot 12

RESOLUTION OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, AUTHORIZING THE ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE PURSUANT TO CHAPTER 99 OF THE PUBLIC LAWS OF 1997

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to U S Bank Cust for Pro Capital II, LLC, which is dated December 27, 2013, covering premises commonly known and referred to as Block 51, Lot 12 as set out on the municipal tax map then in use which certificate bears number 13-00293 and;

WHEREAS, U S Bank Cust for Pro Capital II, LLC assigned said Certificate No. 13-00293 on January 11, 2016 to Brad Byers and;

WHEREAS, the purchaser of the aforesaid tax sale certificate has indicated to the tax collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector, a copy of which is attached hereto;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY, that the Tax Collector of the Township of Irvington be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of \$100.00 per certificate to issue an appropriate duplicate tax sale certificate to the said purchaser covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED that a copy of this Resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word “Duplicate” as required by law.

Adopted
Abstain: Inman
Absent: Jones

Burgess – Cox 7. Resolution of Sorrow – Lucious D. Wilson III

**RESOLUTION OF SORROW
LUCIOUS D. WILSON III**

WHEREAS, the Municipal Council of the Township of Irvington wishes to express their deepest sorrow on the passing of Lucious D. Wilson III; and

WHEREAS, Lucious D. Wilson III was born on February 24, 1954 in Newark, NJ to Lucious D. Wilson, II and Eileen Wilson, who both predeceased him. He also had two sisters, Martha J. Wilson and Mary Simmons who predeceased him; and

WHEREAS, Lucious attended the Newark Public School System graduating from Central High School. He further attended Rets Electrical Institute North American College of Drafting and Essex County College; and

WHEREAS, Lucious was employed in various jobs, (American Jeep, Foodtown, Wesson Wine and Liquors, Rabin Glove, Essex County College). He joined Local Union 472 as a teen where he pursued a career in heavy construction until he was injured in 1986. Lucious then began a career with New Jersey Transit in 1995 as a bus operator until retirement in March of 2016; and

WHEREAS, in 1987 Cupid shot an arrow of love to the heart of Lucious and he found the love of his life Rochelle. They were married June 8, 1991. He was affectionately known as Snugams to his wife and Lou and Cadillac to his friends. Lucious was a proud father of four children and grandfather of twelve. He loved to expound wisdom to his children; and

WHEREAS, on Sunday, February 11, 2018, Lucious was called "Home" to rest after a short battle with cancer; and

WHEREAS, Lucious leaves to cherish his loving memory: his wife, Rochelle Wilson; children, Shanta Blount (Bernard Blount), Michael Wilson (Dana Murphy Wilson), Kasiem Randall (Ashley Brown Randall), and Lacy Kincy; grandchildren, Michael Jr., Alysha, Imani, Nia, Elijah, Malik, Ayub, Alexander, Ariana, Makai, Makaila and Prince KJ; one sister-in-law, Hattie Mae Leach, two brothers-in-law, Tyrone Moore and Michael Simmons, and a host of nieces, nephews, family and friends. A special acknowledgement to a lifelong confidant/spiritual mother, Deaconess Pansy King and three loving God-daughters, Tonya, Leasha and Kesha:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the loss of Lucious D. Wilson III 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 Lucious D. Wilson III.

Adopted

Abstain: Inman

Absent: Jones

Hudley – Frederic 8. Ratify Emergency Contract for Computer Repairs – Netarius Technology Solutions
- \$13,077.75

**RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR COMPUTER IT
SUPPORT SERVICE**

WHEREAS, on February 09, 2018 the Township computers and servers suffered a catastrophic power failure and loss of function, and;

WHEREAS, all operational files and computer mainframe to the Township's network was inoperable, and;

WHEREAS, the Business Administrator declared an emergency to provide emergency recovery IT computer services to the Township, and;

WHEREAS, Nettarius Technology Solution, located at PO Box 111579, Irvington, NJ 07111 was called and services were rendered to provide emergency recovery computer IT service and;

WHEREAS, this situation constitutes a threat to public health, safety, welfare, and the Business Administrator declared an Emergency to fix the computer system immediately. Nettarius Technology Solution, located at PO Box 111579, Irvington, NJ 07111 had the necessary knowledge and skill to fix the Township's network and was available immediately to perform the work on an emergency basis, and;

WHEREAS, the Mayor concurred with the Business Administrator and approved said emergency, and;

WHEREAS, the total cost to provide emergency recovery service to the Township was \$13,077.75 and;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Administration to authorize an emergency contract to Nettarius Technology Solution of PO Box 111579, Irvington, NJ 07111, for an amount not to exceed \$13,077.75.

BE IT FUTHER RESLOVED, that the required certification of availability of funds C7-00276 in the amount of \$13,077.75 from account number 8-01-20-100-100-299 has been obtained from the Chief Financial Officer.

Adopted

Abstain: Inman

Absent: Jones

10. Communications and Petitions

A. Communications

1. Mayor Vauss – Appointment – Planning Board – Henry Perryman Replacing Isabel Livingston

11. Pending Business

None

12. Miscellaneous

A. Bingos and Raffles

None

12. Miscellaneous

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

Rodney White, 41 Durand Place
Howard Esser, 31 Bamford Place
Kim Williams, 42 Oakland Street
Eugene Otto, 35 Ellery Avenue
Gora Nduna, 12 Beaumont Place

Council Member Cox and Council President Lyons addressed the issues raised by the above referenced citizens.

13. Adjournment

There being no further business, the meeting was adjourned at 8:18 P.M.

David Lyons, Council President

Harold E. Wiener, Municipal Clerk