

REGULAR COUNCIL MEETING
MAY 13, 2019

Council Chamber, Municipal Building
Irvington, N.J. – Monday Evening
May 13, 2019 - 7:30 P.M.

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

Present: Jamillah Z. Beasley, Renee C. Burgess, Vernal Cox , Charnette Frederic, October Hudley, Paul Inman

Absent: David Lyons (excused)

Acting President Burgess 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)

Merrick Harris, 6 Hennessey Place

Acting Council President Burgess responded to the issues raised by the above referenced citizen.

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 – April 22, 2019
2. Joint Meeting – 2018 Surplus - \$507,699.03

7. Reports of Committees

A. Request for Proposals Results – Labor Counsel – April 18, 2019

B. Requests for Proposal Results – Contractors to Rehabilitate Rental Properties – April 24, 2019

C. Bid Results – 2019 Summer Food Service Program – May 1, 2019

8. Ordinances, Bills & Claims

None

9. Resolutions & Motions

A. Resolutions

Hudley – Beasley 1. Authorize Settlement of Tax Appeals Dated May 13, 2019

RESOLUTION OF THE MAYOR AND TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON IN THE COUNTY OF ESSEX AUTHORIZING SETTLEMENT OF TAX APPEALS ON THE ATTACHED LIST DATED MAY 13, 2019, WHICH WERE TAKEN FROM ASSESSMENTS OF PROPERTIES LOCATED WITHIN THE TOWNSHIP OF IRVINGTON, ESSEX COUNTY, NEW JERSEY

WHEREAS, appeals of the real property tax assessments on the attached list dated May 13, 2019, have been challenged by the respective taxpayers; and

WHEREAS, each Block and Lot identified on the list dated May 13, 2019 was assessed at the amount stated therein for the noted tax year(s); and

WHEREAS, the proposed Stipulations of Settlement, copies of which are incorporated herein as if set forth at length, have been reviewed and recommended by the Township Tax Assessor and Township Tax Expert; and

WHEREAS, the Taxpayers have agreed to waive statutory interest, pursuant to N.J.S.A. 54:3-27.2, provided any refund resulting from settlement of these matters is paid within 180 days of judgment entered by the Tax Court; and

WHEREAS, the settlement of these matters on the list dated May 13, 2019 are in the best interest of the Township of Irvington.

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

1. The Township's Tax Appeal Attorney, Matthew J. O'Donnell, Esq. is authorized to execute Stipulations of Settlement on behalf of the Township of Irvington with respect to the tax appeals on the attached list which are currently pending in the Tax Court of New Jersey for the tax year(s) listed therein and at the assessments stated therein.

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

Adopted

Absent: Lyons

Hudley – Cox 2. Authorize Correction to Resolution Authorizing a Seven Month Extension on Contract for Collection of Solid Waste and Recyclable Materials - Suburban Disposal Inc. – Change of Date Only

RESOLUTION EXTENDING COLLECTION OF SOLID WASTE AND RECYCLING MATERIALS CONTRACT

WHEREAS, resolution number DPW 16-1025-32 awarded a two years contract to Suburban Disposal Inc for the collection of solid waste and recycling materials; and

WHEREAS, resolution number DPW 18-0911-26 extended our service agreement for six month until May 05, 2019; and

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

WHEREAS, pursuant to 40A:11-15.3, the Township may extended the collection and disposition of solid waste and recyclable materials for a term not to exceed five years; and

WHEREAS, in the best interest of our taxpayers, the Township wishes to extended the collection of solid waste and recycling materials contract for seven months; and

WHEREAS, the Township would like to extend the service contract with Suburban Disposal Inc, 54 Montesano Road, Fairfield, NJ 07004 for seven months; and

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the following contract be extended for seven months, starting on May 06, 2019 and ending on December 07, 2019 to Suburban Disposal Inc, 54 Montesano Road, Fairfield, NJ 07004 for an amount not to exceed \$1,071,000.00; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary contract extension documents for seven months and the Mayor and the Township Clerk is hereby authorized to execute said contract with the above listed company.

BE IT FURTHER RESOLVED, that the required certification of availability of funds C8-00370 in the amount of \$310,000.00 for the two months of service from account number 9-01-32-465-465-118 has been obtained from the Chief Financial Officer and the remaining balance will be certified in the 2019 budgets.

Adopted
Absent: Lyons

Hudley – Burgess 3. Authorize Professional Services Contract for Foreclosure Counsel Services – 947 Clinton Avenue, Block 205, Lot 31 - \$1,200.00 Plus \$150.00 Per Hour For Contested Matters - Goldenberg, Mackler, Sayegh, Mintz, Pfeffer Bonchi & Gill - Not To Exceed \$1,500.00

AMENDED RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT FOR FORECLOSURE COUNSEL SERVICES

WHEREAS, resolution number TA 18-0530-14 qualified three firms to foreclosure counsel services for the Township of Irvington from July 1, 2018 until June 30, 2019; and

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

WHEREAS, the Township Attorney has assigned Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi & Gill to represent the Township in the one (1) foreclosure matter; 947 Clinton Avenue, Block 205, Lot 31; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi & Gill, 660 New Road, Suite 1A, Northfield, NJ, 08225; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Foreclosure Counsel services be awarded to Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi & Gill, 660 New Road, Suite 1A, Northfield, NJ, 08225 for a contract amount not to exceed \$1,500.00. The billing rate shall not exceed \$1,200.00 per foreclosure complaint and \$150.00 per hour for any contested matters; and

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

BE IT RESOLVED that the required Certification of Availability of Funds, certification number C9-0034 was obtained from the Chief Financial Officer and the appropriation to be charged for this expenditure is T-18-56-860-000-023 in the amount of \$1,500.00.

Adopted

Absent: Lyons

Cox – Hudley 4. Authorize Contract With Florio, Perrucci, Steinhardt & Fader for Labor Counsel Services in an Amount Not To Exceed \$75,000.00 from May 1, 2019 to April 30, 2020

**RESOLUTION AUTHORIZING FAIR AND OPEN PROFESSIONAL SERVICE
CONTRACT FOR LABOR COUNSEL**

WHEREAS, the Request for Proposals for professional Labor counsel services was publicly advertised in the New Jersey Star Ledger on April 04, 2019 with a deadline for proposals to be submitted on April 18, 2019; and

WHEREAS, one qualification was received and publicly opened; and

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

WHEREAS, the Township Attorney has recommended award should be made to the following firm:

Florio, Perrucci, Steinhardt & Fader
218 RT. 17N, Suite 410
Rochelle Park, NJ 07662

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Labor Attorney be awarded to Florio, Perrucci, Steinhardt & Fader, 218 RT. 17N, Suite 410, Rochelle Park, NJ 07662, on the basis of their response to the request for proposal selection criteria and qualifications, for an amount not to exceed \$75,000.00. The provider will be paid \$6,250.00 per month for all labor related work for one year May 1, 2019 until April 30, 2020; and

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

BE IT RESOLVED that the required Certification of Availability of Funds, certification number C9-00232 for the two month of services was obtained from the Chief Financial Officer and the appropriation to be charged for this expenditure is 9-01-20-155-155-299 in the amount of \$12,500.00 and the remaining balance of \$62,500.00 will be certified on the adoption of the Calendar 2019 and 2020 budgets.

Adopted
No: Inman
Absent: Lyons

Cox – Burgess 5. Authorize One Month Extension on Contract for Towing and Impounding of Motor Vehicles - MTS Towing - May 18, 2019 to June 17, 2019

RESOLUTION TO EXTEND THE TOWING AND IMPOUNDMENT SERVICE CONTRACT WITHIN THE TOWNSHIP OF IRVINGTON

WHEREAS, resolution number DP 17-0328-9 authorized a towing and impoundment service contract on March 28, 2017; and

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

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

WHEREAS, it would be in the Township's best interest to extend the existing agreement for one year as recommended by the Towing Committee; and

NOW, BE IT HEREBY RESOLVED by the Township of Irvington, Essex County, New Jersey that the following service contract be extended for one month, starting on May 18, 2019 until June 17, 2019 to MTS Towing 480 Chancellor Ave, Irvington, NJ 07111.

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

Adopted

Absent: Lyons

Hudley – Frederic 6. Authorize Purchase of Sports Utility Vehicle Through The Morris County Cooperative Purchasing Agreement From Route 23 Ford Auto Mall For An Amount Not To Exceed \$28,538.00

AUTHORIZING THE PURCHASE OF UTILITY VEHICLE FOR COMMUNITY DEVELOPMENT PROGRAM UNDER THE MORRIS COUNTY COOPERATIVE PURCHASING PROGRAM FOR AN AMOUNT NOT TO EXCEED \$28,538.00

WHEREAS, the Township of Irvington, pursuant to N.J.S.A. 40A:11-12a 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 Morris County Cooperative Purchasing Program; and

WHEREAS, the Community Development Program wishes to purchase a new Utility vehicle, from Route 23 Ford Auto mall, contract number 15 C; and

WHEREAS, the Township of Irvington intends to enter into contracts with Route 23 Ford Auto mall, 1301 Route 23 South, Butler, NJ 07405 through this resolution and properly executed purchase orders for an amount not to exceed \$28,538.00; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON hereby authorizes a service contract with Route 23 Ford Auto mall, 1301 Route 23 South, Butler, NJ 07405 for an amount not to exceed \$28,538.00 and;

BE IT FURTHER RESOLVED, that the Township Attorney is directed to prepare the appropriate contract for such goods and services and the Mayor and Municipal Clerk is authorized to sign the same; and

BE IT FURTHER RESOLVED, that the required certification of availability of funds C9-00227 in the amount of \$28,538.00 from account number C-04-56-852-019-909 has been obtained from the Chief Financial Officer.

Adopted

Absent: Lyons

Hudley – Beasley 7. Authorize Special Tax Assignment Sale Pursuant to The New Jersey Abandoned Property Rehabilitation Act

**RESOLUTION AUTHORIZING A SPECIAL TAX SALE ASSIGNMENT SALE)
PURSUANT TO THE NEW JERSEY ABANDONED PROPERTY
REHABILITATION ACT N.J.S.A. 55:19-101**

WHEREAS, the Township of Irvington contains properties that are abandoned by their owner and that are in a state of disrepair and neglect contributing to blight;

WHEREAS, said properties by virtue of their condition and proximity to neighboring properties are having a negative effect on said neighboring properties and have a negative effect on the quality of life of adjacent residents and property owners, increasing the risk of damage through arson and vandalism and discouraging neighborhood stability and revitalization; and,

WHEREAS, many of these buildings or land on which the abandoned properties are situated can be rehabilitated for productive use, which will further the revitalization and redevelopment of the Township of Irvington and improve its economic and social position; and

WHEREAS, the Township of Irvington is the owner of certain tax sale certificates within the Township of Irvington and that are attached to many of these abandoned properties; and,

WHEREAS, the Township of Irvington desires to make available for public sale said tax sale certificates in accordance with the New Jersey Abandoned Property Rehabilitation Act, specifically, N.J.S.A. 55:19-101, to facilitate the transfer of these abandoned properties to redevelopers with the expertise and experience to rehabilitate abandoned properties and return them to productive use;

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

SECTION 1. The Municipal Council hereby declares that the tax sale certificates should be sold in accordance with the appropriate statutes of the State of New Jersey and ordinances of the Township of Irvington.

SECTION 2. The Township of Irvington via resolution number EDGO 18-0626-15 has authorized Max Spann Real Estate & Auction Co. (hereinafter “Auctioneer”), to offer for sale to the highest bidder by open public sale at an auction some or all of the properties on the list in Schedule A attached hereto and made a part hereof.

SECTION 3. The public sale shall take place in the Township of Irvington, New Jersey on May 21, 2019 or as soon thereafter as the matter may be heard and publicly announced, provided the sale is not canceled.

SECTION 4. The public sale, if not canceled, shall take place by open public sale at auction to the highest bidder.

SECTION 5. All bidders at the time of sale must present a bank cashier’s check, cash or money order in the amount of \$5,000.00, payable to themselves (to be endorsed to the Township of Irvington, or its designee if successful). In addition, the successful bidder shall submit a bank cashier’s check, cash or money order for the balance of the total purchase price plus Buyer’s Premium at the end of the auction.

SECTION 6. At time of purchase, purchaser shall also pay a buyer's premium in the amount of ten (10%) percent of the bid amount to Auctioneer Max Spann to conduct the sale.

SECTION 7. The Township reserves the right to waive any and all defects and informalities in any bid and to accept or reject any and all bids at the public sale and to not award to the highest bidder. No bid shall be considered finally accepted until passage of a resolution by the Municipal Council as set forth in Paragraph 8 hereof.

SECTION 8. Acceptable bids shall be confirmed by resolution of the Municipal Council no later than the first regular meeting of the Municipal Council following the date of such sale.

SECTION 9. This resolution shall serve as authorization for the Township to have a public notice published in a newspaper circulating in the Township at least once during the two (2) consecutive weeks after the sale.

SECTION 10. This resolution shall take effect immediately.

Adopted
Absent: Lyons

Hudley – Frederic 8. Declare May, 2019 as Mental Health Awareness Month In the Township of Irvington

Township of Irvington
Resolution to declare May 2019 Mental Health Awareness Month and honor the
Irvington Counseling Center

WHEREAS, Mental illness affects both men and women, of all racial and ethnic groups; and

WHEREAS, Approximately 1 in 5 adults in the U.S. experience mental illness in a given year; and

WHEREAS, Suicide is the 10th leading cause of death in the U.S. and the 3rd leading cause of death in youth ages 10-24; and

WHEREAS, Nearly 60% of adults and 50% of youth aged 8-15 with a mental illness do not receive mental health services; and

WHEREAS, The Irvington Counseling Center, Inc. (ICC) is a non-profit agency supported by community, state, and federal funds enabling the dedicated staff to serve approximately 700 client contact visits per month. ICC has been providing a variety of mental health services to the residents of Irvington and surround community since 1961. It is their belief that all persons should be given every opportunity to receive therapeutic mental health services; and

WHEREAS, ICC collaborates with other local agencies, schools, hospitals, probation, parole, and courts to promote a condition of optimal mental health. Through outreach efforts the agency encourages and develops support throughout the community in order to increase the agency's scope of effectiveness and success rates. ICC provides case management, clinical treatment, and specialty services and employs a full time professional staff that includes Licenses Social Workers, Licensed Clinical Social Workers, and Staff Psychiatrists; and

WHEREAS, Over 900 Irvington residents, both children and adults, have accessed outpatient care from the Irvington Counseling Center in 2018 for mental health related conditions and is one of the few locations that accepts Medicaid, Medicare, and private insurance and greatly assists indigent clients;

WHEREAS, The Township of Irvington is committed to supporting the wellness of Irvington residents by educating them on the burden of mental health problems and have a responsibility to promote mental health wellness and support prevention efforts;

NOW, THEREFORE, BE IT RESOLVES that the month of May, 2019, be declared Mental Health Awareness Month in the Township of Irvington and call upon the citizens, government agencies, public and private institutions, businesses, and schools in Irvington to recommit our community to increasing awareness and understanding of mental health, the steps our citizens can take to protect their mental health, and the need for appropriate and accessible services for all people with mental health conditions. Additionally, the Township of Irvington would like to recognize the Irvington Counseling Center for the valuable services that they have continued to offer to the community for over 50 years.

Adopted
Absent: Lyons

Hudley – Beasley 9. Authorize Sole Source Contract for Parts and Service to Street Sweepers – Ravo Street Sweepers – May 14, 2019 Through December 31, 2019 – Not to Exceed \$60,000.00

RESOLUTION AUTHORIZING A SERVICE AGREEMENT TO REPAIR SOLE SOURCE RAVO STREET SWEEPER

WHEREAS, Public Works leased two Ravo Street Sweepers to clean various streets in the Township; and

WHEREAS, the maintenance and repair agreement does not include routine repairs and collusion damage; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(d)(d), parts and services can only be purchased from Northeast Sweepers, 16 Passaic Ave, Unit 9, Fairfield, NJ 07004

WHEREAS, the Administration would like to request a sole source exemption for parts and service of the two Ravo Street Sweepers; and

WHEREAS, the Administration will like to award a contract to Northeast Sweepers, 16 Passaic Ave, Unit 9, Fairfield, NJ 07004 for an amount not to exceed \$60,000.00

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Irvington in the County of Essex, and State of New Jersey, that Public Works is authorized to purchase parts and service from Northeast Sweepers, 16 Passaic Ave, Unit 9, Fairfield, NJ 07004 starting on May 14, 2019 until December 31, 2019 for an amount not to exceed \$60,000.00.

BE IT FURTHER RESOLVED that the required certification of availability of funds C9-00238 in the amount of \$60,000.00 from account number 9-01-21-165-165-299 has been obtained from the Chief Financial Officer.

Adopted

Absent: Lyons

Hudley – Beasley 10. Ratify Emergency Contract To Repair Street Sweepers - Shauger Property Service - Not to Exceed \$34,800.00

RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR STREET SWEEPERS SERVICE

WHEREAS, on May 09, 2019, it was discovered that all the street sweepers were inoperable, and;

WHEREAS, DPW was unable to clean streets, and;

WHEREAS, the Public Works Director declared an emergency to provide emergency street sweeping service around the Township, and;

WHEREAS, Shauger Property Service, 429 Dodd Street, East Orange, NJ 07017 was called and services were rendered to provide sweeping service and;

WHEREAS, this situation constitutes a threat to public health, safety, welfare, and the Public Works Director declared an Emergency to provide sweeping service immediately. Shauger Property Service, 429 Dodd Street, East Orange, NJ 07017 had the necessary equipment and staff was available immediately to perform the work on an emergency basis, and;

WHEREAS, the Mayor concurred with the DPW Director and approved said emergency, and;

WHEREAS, the total cost to provide emergency recovery service to the Township was \$34,800.00.00 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 Shauger Property Service, 429 Dodd Street, East Orange, NJ 07017, for an amount not to exceed \$34,800.00.

BE IT FURTHER RESOLVED that the required certification of availability of funds C9-00239 in the amount of \$34,800.00 from account number 9-01-21-165-165-299 has been obtained from the Chief Financial Officer.

Adopted
Absent: Lyons

10. Communication and Petitions

A. Communications

1. Mayor Vauss – Appointment – Planning Board – Patricia Wilson Replacing Tonya Forrester
2. Mayor Vauss – Appointment – Director of the Neighborhood Preservation Program – John Sowell Replacing Jamillah Beasley

11. Pending Business

None

12. Miscellaneous

None

NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

A. Ordinances on 1st Reading

Hudley – Cox 1. Authorize Amendment To An Ordinance Creating An Abandoned Property List To Authorize The Abandoned Property Public Officer And The Designation Of Qualified Rehabilitation Entities

AMENDMENT TO AN ORDINANCE CREATING AN ABANDONED PROPERTY LIST TO AUTHORIZE THE ABANDONED PROPERTY PUBLIC OFFICER AND THE DESIGNATION OF QUALIFIED REHABILITATION ENTITIES

Adopted
Absent: Lyons

Cox – Hudley 2. Amend Section 555-12 of the Revised Code - Permit Required To Encumber Streets With Building Materials

AN ORDINANCE AMENDING SECTION 555-12 OF THE REVISED CODE OF THE TOWNSHIP OF IRVINGTON REGARDING PERMIT REQUIRED TO ENCUMBER STREETS WITH BUILDING MATERIALS.

Adopted

Absent: Lyons

B. Ordinances on 2nd Reading

1. President Lyons: An ordinance authorizing the vacating of Crescent Lane 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 PROVIDING FOR THE VACATION OF ALL OF CRESCENT LANE AS LAID OUT ON THE IRVINGTON TAX MAP AND RESERVING TO THE TOWNSHIP OF IRVINGTON CERTAIN EASEMENT RIGHTS IN SAID STREET AND PLACING CERTAIN RESTRICTIONS AGAINST BUILDING STRUCTURES, ETC. IN SAID STREET

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that:

SECTION 1. That all of Crescent Lane as laid out on the Irvington Tax Map shall be vacated as a public street or right of way, providing however, reserving unto the Township of Irvington and to the Public Service Electric and Gas Company, New Jersey American Water Company and such other public utilities as may have or require easements for the purpose of laying, relaying, rebuilding, reconstruction, or maintaining sewer, gas, electric, and water utilities and their pipes, manholes, inlets, and appurtenances now existing or in the future to be constructed in said street and reserving unto said public utilities their rights in certain easements heretofore granted; and providing further that the erection, construction, or placing of any building, vault, or structure which will interfere with the laying, relaying, rebuilding, reconstruction or maintenance of existing or additional sewer, gas, electric and water utilities and appurtenances are expressly prohibited and contrary to the purpose and provisions of this ordinance.

SECTION 2. The description listed below is made a part hereof and shall be placed on file in the office of the Township Engineer and shall be filed in the office of the Register of Essex County and such other office as required by statute.

Vacation of Crescent Lane

Beginning at a point in the Northwesterly line of Union Avenue , said point being distant 700 feet from the intersection of the intersection of Union Avenue with the southerly line of Nye Avenue if the same were produced to meet at an intersection; thence

- (1) Thence, North 45 degrees 30 Minutes West a distance of 233.6 feet along the northeasterly sideline of Crescent Lane to a point in the northerly sideline of Crescent Lane;
- (2) Thence, South 44 degrees 30 Minutes West a distance of 224.7 feet along the northerly sideline of Crescent Lane to a point in the southerly sideline of Crescent Lane;
- (3) Thence, South 66 degree 7 Minutes west a distance of 24.8 feet along the southerly sideline of Crescent Lane to a point in the southwesterly sideline of Crescent Lane;
- (4) Thence, South 48 degrees 57 Minutes East along the southwesterly sideline of Crescent Lane; a distance of 209.3 feet to a point in the Northwesterly line of Union Avenue;
- (5) Thence, North 44 degrees 30 Minutes East along the Northwesterly line of Union Avenue a distance of 18 feet to a point in the Northwesterly line of Union Avenue;
- (6) Thence, South 48 degrees 57 Minutes East along the northeasterly sideline of Crescent Lane a distance of 209.3 feet to a point in the northerly sideline of Crescent Lane;
- (7) Thence, North 5 degrees 3 minutes West along the northeasterly sideline of Crescent Lane a distance of 2.8 feet to a point in the southerly sideline of Crescent Lane;
- (8) Thence, North 44 degrees 30 Minutes East along the southerly sideline of Crescent Lane a distance of 188.6 feet to a point in the northerly sideline of Crescent Lane;
- (9) Thence, South 45 degrees 30 Minutes East West along the southerly sideline of Crescent Lane a distance of 211.6 feet to a point in the Northwesterly sideline of Union Avenue;
- (10) Thence, North 43 degrees 30 Minutes East along the northwesterly sideline of Union Avenue a distance of 10.0 feet to the point and place of beginning.

Being also subject to municipal easements for sanitary and storm sewers.

SECTION 3. All ordinances or parts of Ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4. 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.

Cox – Burgess

Motion to close public hearing.

Adopted

Absent: Lyons

Cox – Burgess
hearing.

Motion to adopt this ordinance on second reading after public

Adopted

No: Inman

Abstain: Burgess

Absent: Lyons

C. Bills & Claims

Cox – Beasley 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD MAY 13, 2019 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	\$6,446,751.28
TOTAL	\$6,446,751.28

Adopted

No: Inman

Absent: Lyons

Cox – Beasley 2. Payrolls

April 26, 2019

REGULAR	OVERTIME	OTHER	TOTAL
\$1,567,290.28	\$155,319.93	\$90,565.69	\$1,813,175.90

Adopted

No: Inman

Absent: Lyons

9. Resolutions & Motions

A. Resolutions

Cox – Frederic 11. Ratify Memorandum of Agreement - IUOE Local 68 Blue Collar - July 1, 2017 to June 30, 2021

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

WHEREAS, the Township of Irvington and the IUOE Local 68 “Blue Collar” have mutually agreed to the salaries and other conditions of employment for the period beginning July 1, 2017 and ending June 30, 2021.

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

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

Adopted
Absent: Lyons

Hudley - Frederic 12. Award Bid – Pest Control Services - TRI-County Termite and Pest Control - Not To Exceed \$14,880.00 Per Year for Two Years - May 14, 2019 to May 13, 2021

**RESOLUTION AWARDING A CONTRACT FOR PEST CONTROL AND
MANAGEMENT SERVICES**

WHEREAS, sealed bids were received on February 20, 2019 for Pest Control and Management services in response to published advertisement for bids in the New Jersey Star Ledger on January 30, 2019; and

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

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

WHEREAS, the bid expired on April 20, 2019 but an extension request was submitted to the vendor on April 12, 2019 to extend the expiration date of the bid to June 20, 2019 and the vendor accepted in writing; and

WHEREAS, the Health Director has recommended that the award should be made to TRI-County Termite and Pest Control, 187 Delaware Ave, Carneys, NJ 08069, on the basis of their lowest responsible, responsive bid for an amount not to exceed \$14,880.00 per year for two years starting on May 14, 2019 until May 13, 2021; and

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

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

BE IT FURTHER RESOLVED, that the required certification of availability of funds C9-00193 in the amount of \$14,880.00 from account number T-21-41-850-19d-804 has been obtained from the Chief Financial Officer.

Adopted
No: Inman
Absent: Lyons

Hudley – Frederic 13. Authorize Contract for Emergency Sewer Repair on Ellis Avenue Between Madison Avenue and Hopkins Place - Your Way Construction - \$51,250.00

RESOLUTION TO AWARD AN EMERGENCY CONTRACT TO REPAIR SEWER COLLAPSED LOCATED AT ELLIS AVE BETWEEN MADISON AVENUE AND HOPKINS PLACE

WHEREAS, the sanitary sewer located at Ellis Ave between Madison Avenue and Hopkins Place collapsed and:

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

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

WHEREAS, three quotes were requested for this service from Diamond Mason Contractors LLC, Montana Construction and Your Way Construction herein attached, and;

WHEREAS, Your Way Constructions Inc has provided the lowest quote and was called and the required repairs were done for the total sum of \$51,250.00, and;

WHEREAS, the Mayor has concurred with the amount and recommends that an emergency contract be awarded to Your Way Construction Inc., 404 Coit Street, Irvington, NJ 07111, 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 and the Mayor to authorize an emergency contract in the amount of \$51,250.00 to Your Way Construction Inc., 404 Coit Street, Irvington, NJ 07111 and;

BE IT FURTHER RESOLVED, that the required certification of availability of funds C9-00221 in the amount of \$51,250.00.00 from account number 9-01-21-165-165-299 has been obtained from the Chief Financial Officer to repair the sewer emergency.

Adopted
No: Inman
Absent: Lyons

Hudley – Frederic 14. Authorize Contract for Emergency Sewer Repair on Eastern Parkway Between Breckenridge Terrace and 18th Avenue - Your Way Construction - \$72,000.00

RESOLUTION TO AWARD AN EMERGENCY CONTRACT TO REPAIR SEWER COLLAPSED LOCATED AT EASTERN PARKWAY BETWEEN BRECKENRIDGE TERRACE AND 18TH AVE

WHEREAS, the sanitary sewer located at Eastern Parkway between Breckenridge Terrace and 18th Avenue collapsed and:

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

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

WHEREAS, Your Way Constructions Inc was called and the required repairs were done for the total sum of \$72,000.00, and;

WHEREAS, the Mayor has concurred with the amount and recommends that an emergency contract be awarded to Your Way Construction Inc., 404 Coit Street, Irvington, NJ 07111, 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 and the Mayor to authorize an emergency contract in the amount of \$72,000.00 to Your Way Construction Inc., 404 Coit Street, Irvington, NJ 07111 and;

BE IT FURTHER RESOLVED, that the required certification of availability of funds C9-00222 in the amount of \$72,000.00.00 from account number 9-01-21-165-165-299 has been obtained from the Chief Financial Officer to repair the sewer emergency.

Council Member Inman spoke.

Adopted

No: Inman
Absent: Lyons

12 Miscellaneous

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

Howard Esser, 31 Bamford Place
Elouise McDaniel, 214 Nesbit Terrace
Merrick Harris, 6 Hennessey Place
Matt Lusky, 309 – 9th Avenue, Jersey City
Jesse Wilcher, 219 Park Place
Robert Shaw, 57 Coit Street
Daisy Fuqua, 167 Orange Avenue
Patricia Petty, 35 Augusta Street
Gora Nduna, 12 Beaumont Place

Council Members Inman, Frederic, Cox and Acting Council President Burgess addressed the issues raised by the above referenced citizens.

13. Adjournment

There being no further business, the meeting was adjourned at 8:26 P.M.

Renee C. Burgess, Acting, Council President Harold E. Wiener, Municipal Clerk