

REGULAR COUNCIL MEETING

June 24, 2019

Council Chamber, Municipal Building
Irvington, N.J. – Monday Evening
June 24, 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)

There were no requests to be heard.

5. Hearing of Council Members

There were no requests to be heard.

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

A. Reports

1. Minutes – Directors’ Meeting – June 10, 2019
2. Municipal Court – Electronic Collections Report – May, 2019
3. Minutes – Joint Meeting – April 18, 2019

7. Reports of Committees

A. Bid Results – Purchase of Eleven Police Vehicles – June 6, 2019

B. Request for Proposals Results - Township Planner - June 12, 2019

8. Ordinances, Bills & Claims

None

9. Resolutions & Motions

A. Resolutions

Burgess – Frederic 1. Commendation – 2019 Irvington Consumer Bowl State Champions

**RESOLUTION OF COMMENDATION
IRVINGTON HIGH SCHOOL
2019 CONSUMER BOWL STATE CHAMPIONS**

WHEREAS, the Irvington Municipal Council would like to honor the 2019 Consumer Bowl Champions; and

WHEREAS, Irvington High School was one of the many schools to enter this year's Annual Consumer Bowl Competition organized by the New Jersey Division of Consumer Affairs; and

WHEREAS, Irvington High School representing northern New Jersey defeated regional - champions from central and southern New Jersey to win the 2019 Consumer Bowl State Championship; and

WHEREAS, the New Jersey High School Consumer Bowl is an educational competition for high school students across the state. It was established in 1997 to educate young adults on a variety of consumer issues and is approved under the New Jersey Department of Education Professional Development Guidelines, thus enabling teachers who coach the students to obtain professional development credits; and

WHEREAS, the game show format tested the students' knowledge of consumer issues including churning schemes, investment fraud, purchasing and leasing of new and used vehicles, regulated businesses such as health clubs and movers and consumers' rights when making retail purchases and general knowledge of the state's consumer protection laws and regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that we do hereby recognize and congratulate the following:

Eugenia Ampofo, Captain
Esther Oko
Stephen Danso
Frank Peprah
Bernice Owusu

and advisor/teacher Joseph Romano as we honor them for their commitment and intense study; 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 these champion Irvington High School students performing in the 2019 State Consumer Bowl as well as teacher/advisory Joseph Romano for a job well done.

Adopted
Absent: Lyons

Frederic – Hudley 2. Commendation – 2019 Irvington Consumer Bowl Coach Joseph Romano

**RESOLUTION AWARDDING A CONTRACT FOR TOWING AND IMPOUNDMENT
SERVICE WITHIN THE TOWNSHIP OF IRVINGTON**

WHEREAS, the Request for bids for Towing and Impoundment service was publicly advertised in the New Jersey Star Ledger on May 09, 2019 with a deadline for bids to be submitted on May 29, 2019; and

WHEREAS, one qualification was received and publicly opened; and

WHEREAS, said qualification was referred to the Public Safety Director, Township Attorney and the Towing Committee; and

WHEREAS, the qualification satisfied the bid requirement; and

WHEREAS, the Township Attorney has reviewed the bid specifications and recommend that a contract be awarded to MTS Towing, 480 Chancellor Ave, Irvington, NJ 07111; and

NOW THEREFORE BE, IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for towing and impoundment be awarded to MTS Towing, 480 Chancellor Ave, Irvington, NJ 07111 for three years starting on June 17, 2019 - June 16, 2023; and

BE IT FURTHER RESOLVED, that MTS Towing Company will follow all Township ordinances regarding this service and provide the appropriate insurance to the Township Attorney; 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 Township Clerk is hereby authorized to return the bid security to the vendor; and

Adopted
Absent: Lyons

Frederic – Beasley 3. Award Bid – Towing and Impounding of Motor Vehicles – M.T.S. Towing – June 17, 2019 - June 16, 2022

**RESOLUTION AWARDDING A CONTRACT FOR TOWING AND IMPOUNDMENT
SERVICE WITHIN THE TOWNSHIP OF IRVINGTON**

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WHEREAS, one qualification was received and publicly opened; and

WHEREAS, said qualification was referred to the Public Safety Director, Township Attorney and the Towing Committee; and

WHEREAS, the qualification satisfied the bid requirement; and

WHEREAS, the Township Attorney has reviewed the bid specifications and recommend that a contract be awarded to MTS Towing, 480 Chancellor Ave, Irvington, NJ 07111; and

NOW THEREFORE BE, IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for towing and impoundment be awarded to MTS Towing, 480 Chancellor Ave, Irvington, NJ 07111 for three years starting on June 17, 2019 - June 16, 2022; and

BE IT FURTHER RESOLVED, that MTS Towing Company will follow all Township ordinances regarding this service and provide the appropriate insurance to the Township Attorney; 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 Township Clerk is hereby authorized to return the bid security to the vendor; and

Adopted
Absent: Lyons

Hudley – Frederic 4. Authorize Purchase of Police Passenger Van by State Contract – Beyer Ford - \$41,531.50

RESOLUTION AUTHORIZING THE PURCHASE OF POLICE PASSENGER VAN FROM STATE CONTRACT VENDOR BEYER FORD, LLC FOR AN AMOUNT NOT TO EXCEED \$41,531.50

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 State of New Jersey Cooperative Purchasing Program; and

WHEREAS, the Township wishes to purchase a new Police Passenger Van from Beyer Ford LLC, State of New Jersey Contract number A88231; and

WHEREAS, the Township of Irvington intends to enter into contracts with Beyer Ford LLC through this resolution and properly executed purchase orders; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON hereby authorizes a service contract with Beyer Ford LLC of 170 Ridgedale Ave, Morristown, NJ 07962 for an amount not to exceed \$41,531.50 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 C9-00251 in the amount of \$41,531.50 from account number C-04-56-852-019-907 has been obtained from the Chief Financial Officer.

Adopted
Absent: Lyons

Hudley – Frederic 5. Commendation – Roz Rosenhanst – 2019 Consumer Bowl Champion Team Mom

**RESOLUTION OF COMMENDATION
ROZ ROSENHANST
2019 CONSUMER BOWL CHAMPIONS TEAM MOM**

WHEREAS, the Irvington Municipal Council would like to honor Roz RosenHanst for a job well done on in assisting the Irvington High School Consumer Bowl Team to win the 2019 State Consumer Bowl Championship; and

WHEREAS, Roz RosenHanst is an Occupational Therapist and works in Homecare; and

WHEREAS, Roz is married to Bob and they raised three sons, (Danny, Josh and Ed) in Irvington. Her sons attended the Irvington Public Schools. They both were involved in the PTSA in the High School and in all the other PTAs in the Irvington schools that their boys attended; and

WHEREAS, in 2011, her youngest son was a senior in Irvington High School and a member of the Consumer Bowl Team; and

WHEREAS, in preparation for the first competition, her son spent countless hours meeting with the team, studying with the team and on his own. Roz was very curious to see what this competition involved so she asked Team Adviser Joseph Romano if she could attend the competitions; and

WHEREAS, that year Irvington High School was the second in the state and Roz was hooked. She continued to show her support and come three times a year for all the

events since then. If the team is honored by the Board of Education or the town or Essex County, she came as part of the team to support them; and

WHEREAS, through the years, Roz's role has evolved and she became the honorary Team Mom for the Consumer Bowl Team. She supports them by bringing treats, prays with them at each competition and cheers for them throughout the competitions:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Municipal Council hereby commends Roz RosenHanst for her dedication to the Irvington youth, congratulates her on assisting the Consumer Bowl Team to win the 2019 State Consumer Bowl Championship and wishes her many more distinguished and productive years.

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

Adopted
Absent: Lyons

Burgess – Hudley 6. Authorize Escrow Refund of \$10,377.87 – Urban Redevelopment, LLC - 829 18th Avenue and 235-241 Munn Avenue

WHEREAS, Urban Revitalization, LLC executed an Escrow agreement in the amount of twenty-five thousand dollars (\$25,000) with the Township of Irvington on October 10, 2016 relative to securing a PILOT to be located at 829 18th Avenue and 235-241 Munn Avenue, Irvington, New Jersey, Block 64 and Lots 2 and 3 located on the tax map of the Township; and

WHEREAS, Urban Revitalization, LLC incurred fourteen thousand six hundred and twenty-two dollars and thirteen (\$14,622.13) as a result they are entitled to a refund in the amount of ten thousand three hundred seventy-seven dollars and eighty-seven (\$10,377.87); and

WHEREAS, the Director of the Department of Economic Development and Grants Oversight has recommended that the escrow amount of ten thousand three hundred seventy-seven dollars and eighty-seven (\$10,377.87) be refunded to Urban Revitalization, LLC. located at 714 Broadway, Suite 5, Paterson, New Jersey 07514 due to the above reason:

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

1. The Township of Irvington hereby accepts the recommendation of the Director of the Department of Economic Development and Grants Oversight that the escrow deposit in the amount of ten thousand three hundred seventy-seven dollars and eighty-seven (\$10,377.87) be refunded to the redeveloper stated herein.

2. The Director of Revenue and Finance shall issue a refund check of said escrow in the amount of ten thousand three hundred seventy-seven dollars and eighty-seven (\$10,377.87) to Urban Revitalization, LLC. located at 714 Broadway, Suite 5, Paterson, New Jersey 07514.

Adopted

Absent: Lyons

Frederic – Burgess 7. Certification of Compliance With the United States Equal Employment Opportunity Commission’s Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964 in Conjunction With the Introduction of the CY 2019 Municipal Budget

GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION’S “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964”

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit’s hiring practices comply with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964,” *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit’s hiring practices as they pertain to the consideration of an individual’s criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Municipal Council of the Township of Irvington, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit’s hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

Adopted

Absent: Lyons

Frederic – Inman 8. Authorize Application for 2019 Transportation Trust Fund Grant Program - \$ 2,100,000.00

Resolution to Approve an Application for the 2019 Transportation Trust Fund Program

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WHEREAS, The New Jersey Department of Transportation (NJDOT) , through the Transportation Trust Fund Program, offers local municipalities the ability to apply for grants for road resurfacing and reconstruction for local streets, and;

WHEREAS, the Township Engineer, acting on the direction of the Mayor, has reviewed several projects s for inclusion in this program and has prepared estimates of these various projects within the Township for inclusion in this program, specifically,

1. Municipal Aid \$ 1,500,000.00

For the following Streets and projects:

<u>Street</u>	<u>Estimated Cost of Construction</u>
Resurfacing of Clinton Avenue, Phase 2 (Grove Street to Newark Border)	\$ 300,000.00
Resurfacing of Cordier Street	\$ 300,000.00
Resurfacing of Woolsey Street	\$ 300,000.00
Resurfacing and Traffic Safety Improvements to Myrtle Avenue	\$ 600,000.00
The proposed total amount of this grant request is	\$ 1,500,000.00

2. Transit Village \$ 150,000.00

Installation of Bike racks and bike lockers, various locations.

3. Bikeways \$ 200,000.00

Creation of Bikeways on Springfield Avenue, from Union Avenue to Grove Street.

4. Safe Streets to Transit \$ 250,000.00

Intersection improvements to the Clinton Avenue/Washington Avenue be submitted to include upgrade of the traffic signals to provide better pedestrian safety to and from the New Jersey Transit Bus Station with retiming of the light, pedestrian friendly traffic control devices and reconstruction of the pedestrian walkway from the Nye Avenue Parking Garage.

WHEREAS, after a review of the roads shown above, the Township Engineer has determined that these projects are eligible for funding under this program and has recommended that these projects be submitted as part of this grant program.

NOW, THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that an application for participation in the 2019 Transportation Trust Fund Program, in the amount of \$ 2,100,000.00 is authorized and be submitted on the Township's behalf and that the Mayor is authorized to endorse such a grant on behalf of the Township.

Adopted
Absent: Lyons

Burgess – Beasley 9. Authorize Termination of Contract for Ambulance and Dispatch Services – First Response – Doing Business As Americare Ambulance – State License Suspended

RESOLUTION TO TERMINATE AMBULANCE AND DISPATCH SERVICE - FIRST RESPONSE DBA AMERICARE AMBULANCE

WHEREAS, resolution number DF 19-0211-3 authorized a contract for ambulance and dispatch service with First Response DBA Americare Ambulance; and

WHEREAS, resolution number DF 19-0311-5 amended the start date of this contract to March 23, 2019; and

WHEREAS, on June 19, 2019, the Township of Irvington was notified that First Response DBA Americare Ambulance license to operate a basic life support/specialty care transport unit service was suspended by Department of Health, Office of Emergency Medical services; and

WHEREAS, as per our contract and bid documents, our provider must have a valid license to operate a basic life support/specialty care transport unit service in the State of New Jersey; and

WHEREAS, the Township must terminate this contract with First Response DBA Americare Ambulance as they are unable to meet the terms and conditions of their contract.

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the following contract be terminated effective June 24, 2019; and

BE IT FURTHER RESOLVED that the Township Attorney is hereby authorized and directed to take the necessary steps to terminate this contract and the Mayor and the Township Clerk is hereby authorized to execute said terminated contract with the above listed company.

Adopted

Absent: Lyons

Hudley – Beasley 10. Authorize Emergency Contract for Ambulance and Dispatch Services for from June 24, 2019 until September 24, 2019 – Virgo Medical Services Inc. – Not To Exceed \$25,000.00 Per Month, Plus Additional Fees for Prisoners Transport

RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR AMBULANCE SERVICES

WHEREAS, resolution number DF 19-0211-3 and DF 19-0311-5 awarded a contract for ambulance and dispatch services to First Response DBA Americare Ambulance in response to publicly advertised bids; and

WHEREAS, on June 19, 2019, Department of Health, Office of Emergency Medical services advised the Township that First Response DBA Americare Ambulance license to operate a basic life support/specialty care transport unit service in the State of New Jersey was suspended immediately; and

WHEREAS, Virgo Medical Services Inc. has agreed to provide the Township with two basic life support ambulances for the amount of \$25,000.00 per month, plus additional fees for prisoner transportation starting on June 24, 2019 until September 24, 2019; and

WHEREAS, this situation constitutes a threat to public health, safety, welfare, and the Administration would like to award an emergency contract to Virgo Medical Services Inc of 290 Sanford street, East Orange, NJ 07018; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that an emergency contract for three months be awarded to Virgo Medical Services Inc of 290 Sanford street, East Orange, NJ 07018 to provide ambulance and dispatch services.

BE IT FURTHER RESOLVED that the required certification of availability of funds, C9-00255 in the amount of \$25,000.00 for one month of service was obtained from the Chief Financial Officer from account number 9-01-31-446-446-298 and the remaining balance of \$50,000.00 will be certified upon the adoption of the 2019 budget.

Adopted
Absent: Lyons

10. Communication and Petitions

A. Communications

None

11. Pending Business

None

12. Miscellaneous

None

NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

A. Ordinances on 1st Reading

Frederic – Burgess 1. Amend Section 555-11 B of Revised Code Regarding Sidewalk Sales

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 555-11b OF THE REVISED CODE PERTAINING TO SIDEWALK SALES.

Adopted
Absent: Lyons

Cox – Hudley 2. Establish Resident Permit Parking on Full Length of Bell Street

AN ORDINANCE AMENDING PART II GENERAL LEGISLATION/CHAPTER 620, VEHICLES AND TRAFFIC/ARTICLE II, PARKING/SECTION 620-17 PARKING RESTRICTED FOR RESIDENTS; PARKING PERMIT REQUIRED; FEES; AND ARTICLE XIX SCHEDULES, AMENDING SECTION 620-99

Adopted
Absent: Lyons

Frederic – Burgess 3. Calendar Year 2019 CAP Ordinance

TOWNSHIP OF IRVINGTON
CALENDAR FISCAL YEAR 2019

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

Adopted
No: Inman
Absent: Lyons

B. Ordinances on 2nd Reading

1. Acting President Burgess: An ordinance amending the curfew ordinance will be heard at this time. The Clerk will read the notice of hearing.

The Clerk will read the Ordinance by title.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 249 OF THE REVISED CODE ENTITLED” CURFEW”.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON as follows:

SECTION 1. Section 249 of the Revised Code of the Township of Irvington is hereby amended and supplemented as follows:

[Section 249-1. Definitions.](#)

For the purpose of this chapter, the following terms, phrases, words and their derivatives shall have the meanings indicated:

GUARDIAN

A person, other than a parent, to whom legal custody of the juvenile has been given by court order or who is acting in the place of the parent or is responsible for the care and welfare of the juvenile.

JUVENILE

An individual who is under the age of 18 years.

PUBLIC PLACE

Any place to which the public has access, including but not limited to a public street, road, thoroughfare, sidewalk, bridge, alley, plaza, park, recreation or shopping area, public transportation facility, vehicle used for public transportation, parking lot or any other public building, structure or area.

Section 249-2. HOURS; RESPONSIBILITY OF PARENTS AND GUARDIANS.

It shall be unlawful for a juvenile under 18 years of age to loiter, idle, wander, stroll, be in, play in or remain in a public place, as defined in § [249-1](#) above, between the hours of 11:00 p.m. and 5:30 a.m. unless accompanied by the juvenile's parent or guardian. It shall be unlawful for any parent or guardian to allow an unaccompanied juvenile to be on any public street or in any public place during those hours, except as herein provided.

Section 249-3. EXCEPTIONS

The provisions of this chapter shall not be applicable to a juvenile under 18 years of age or to a parent or guardian or other person responsible for the care and custody of the juvenile during the time necessarily required for such juvenile to travel to and from a place of employment or be actively involved in activity in which such juvenile may be gainfully and lawfully employed; or from a school or place of instruction at which such juvenile may be in bona fide attendance; or from a place at which a religious, school, civic or properly supervised social meeting, recreational gathering or assemblage had taken place, to his or her residence; nor in the event of an emergency involving the danger to health, life or property which shall require the juvenile to be out of his home in the prohibited area between the hours of 11:00 p.m. and 5:30 a.m.

Section 249-4. ENFORCEMENT

Whenever a juvenile shall be taken into custody or detained for willfully violating the provisions of § [249-2](#), the parents or legal guardian of such juvenile or any person who has assumed the responsibility of the natural parents of the juvenile shall be notified of such detention by the arresting law enforcement officer or any authorized member of the Irvington Public Safety Department or special police.

A. When the parent or legal guardian or the person responsible for the custody and care of the juvenile calls for the custody of the juvenile, the authorized law enforcement officer or special police in the Department of Public Safety shall serve written notice upon such parent or legal guardian or the person responsible for such juvenile, setting forth the facts and charges of the violation, which notice shall contain a warning that, upon a second arrest or

detention within 180 days and conviction of the juvenile on charges of violating this chapter, a formal complaint may be filed against said parent or legal guardian or other person responsible for the care and custody of the juvenile for lack of supervision and permitting said juvenile to violate the provisions of § [249-2](#).

[B.](#) A copy of the notice and warning mentioned in Subsection [A](#) and the facts and circumstances of the prior arrest or detention shall be served upon the Clerk of the Irvington Municipal Court, which notice shall be evidence of parental or guardian neglect of supervision in any complaint with charges filed against the parent or legal guardian or other person responsible for the care and custody of the juvenile charged with the violation of § [249-2](#) in allowing said juvenile to violate § [249-2](#).

Section 249-5. [Violations and penalties.](#)

Upon the second and each successive violation of this chapter, violators shall be required to perform community service and may be subject to a fine as provided in § [1-17A](#) of the Revised Code of the Township of Irvington at the discretion of the Municipal Court Judge. If both a juvenile and the juvenile's parent or guardian shall be deemed to be in violation of this chapter, they shall be required to perform community service together.

SECTION 2. All Ordinances or parts of Ordinances inconsistent or in conflict with of the provisions of the within 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.

Cox - Beasley

Motion to close public hearing.

Adopted

Absent: Lyons

Cox - Beasley

Motion to adopt this ordinance on second reading after public hearing.

Adopted

Abstain: Inman

Absent: Lyons

C. Bills & Claims

Burgess – Frederic 1. Bill List

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD JUNE 24, 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	\$2,704,216.22
TOTAL	\$2,704,216.22

Adopted
No: Inman
Absent: Lyons

Burgess – Frederic 2. Payrolls

June 7, 2019

REGULAR	OVERTIME	OTHER	TOTAL
\$1,595,937.13	\$147,59.68	\$166,878.50	\$1,910,414.31

Adopted
No: Inman
Absent: Lyons

9. Resolutions & Motions

A. Resolutions

Beasley – Frederic 11. Authorize Summary Rem Foreclosure Proceedings on 15 MSD Phase II Properties

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

WHEREAS, the Township of Irvington holds Tax Sale Certificates, more specifically described on he attached Tax Foreclosure List (See Exhibit A) which pertains to properties within the Township of Irvington; and

WHEREAS, the Township Council of Irvington has determined that said Tax Sale Certificates shall be foreclosed by summary proceedings, In Rem.

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 the Tax Sale Certificates, as described in the attached Tax Foreclosure List, Exhibit A, currently held by the Township of Irvington, be foreclosed by summary process In Rem as described on

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N.J.S.A. 54:5-104.29 et seq., as amended, and pursuant to the Rules of Civil Practice of the State of New Jersey; and,

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

Adopted
No: Inman
Absent: Lyons

Frederic – Burgess 12. Introduction of Calendar Year 2019 Municipal Budget

BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Calendar Year 2019 municipal budget:

Total General Revenues: \$114,560,031.84

Total General Appropriations: \$114,560,031.84

BE IT FURTHER RESOLVED that the public hearing on the Calendar Year 2019 Municipal Budget be scheduled for 7:30 P.M. on Monday, August 12, 2019 in the Council Chambers, Municipal Building, Irvington, N.J.

Adopted
No: Inman
Absent: Lyons

ALCOHOLIC BEVERAGE CONTROL BOARD

JUNE 24, 2019

1. Chairman Cox calls the Meeting to Order

Roll Call

2. New Business

Cox – Burgess A. Renewal of ABC 2019-2010 Consumption Licenses

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Plenary Retail Consumption Licenses for the year 2019-2020 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 2019-2020 at the address set opposite their respective name, viz:

0709-33-017-006	Antojito's Restaurant, Inc. t/a Antojito's Restaurant	1240 Springfield Avenue
0709-33-018-003	Dairy King, Inc. t/a Mug's Pub	63 New Street
0709-33-030-003	Point Tavern, Inc. t/a Point Tavern	712 Grove Street
0709-33-034-002	Vic's Place, Inc. t/a Vic's Place	395 Stuyvesant Avenue
0709-33-042-002	Cricket Productions, Inc. t/a Cricket Club	415-21 – 16th Avenue
0709-33-047-002	Brothers 521 Lounge and Cafe Corp. t/a Candy Girls Gentlemen's Club	554 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 3635, which license, after being so signed, shall be released by the License Bureau to the licensee.

BE IT FURTHER RESOLVED that any inconsistencies in Resolution ABC 19-0528-2 relative to state laws, rule and regulations are hereby rescinded.

Adopted
Absent: Lyons

Cox – Hudley B. Renewal of ABC 2019-2020 Distribution Licenses

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Plenary Retail Distribution Licenses for the year 2019-2020, 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 2019-2020 at the address set opposite their respective name, viz:

0709-44-001-010	Vighnavinashanaya Corporation t/a Roseway Liquors & Deli	701 Lyons Avenue
0709-44-003-013	Shree Mata, Inc. t/a Rajashri Wine & Liquors	749-751 Lyons Avenue
0709-44-014-003	Puni Liquors, LLC t/a Home Wine and Liquors	1269-77 Springfield Avenue
0709-44-031-009	Prit, Inc. t/a Sam's Gourmet Liquors & Grocery	990-992 Clinton Avenue
0709-44-032-003	Arnav Liquor, Inc. t/a Irvington Discount Liquor	876 Springfield Avenue
0709-44-046-009	JRC Liquors, Inc t/a JRC Liquors	728 Springfield Avenue
0709-44-053-008	Mahashakti, Inc. t/a Mueller's Star Liquors	1050 Clinton Avenue
0709-44-066-007	Gajanana, Inc. t/a Madison Superette	378 Stuyvesant Avenue
0709-44-067-006	762-764 Chancellor Ave., Corp. t/a Jaison Liquor, Deli & Grocery	762-764 Chancellor 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
0709-44-086-006	Satgurudev, Inc. t/a Chancellor Liquor	580 Chancellor Avenue
0709-44-097-006	Maharaj, Inc., t/a Krauszer's	649 - 18th 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 3635, which license, after being so signed, shall be released by the License Bureau to the licensee.

BE IT FURTHER RESOLVED that any inconsistencies in Resolution ABC 19-0528-3 relative to state laws, rule and regulations are hereby rescinded.

Adopted
Absent: Lyons

Cox – Hudley C. Renewal of ABC 2019-2020 POCKET Distribution License –
Dhanshree, Inc., POCKET LICENSE, 170 Hayes Mill Road, Atco, N.J. 08004

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Plenary Retail Distribution Licenses for the year 2019-2020, 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 2019-2020 at the address set opposite their respective name, viz:

0709-44-012-005	Dhanshree, Inc	(POCKET LICENSE)
	170 Hayes Mill Road	
	Atco, N.J. 08004	

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 3635, which license, after being so signed, shall be released by the License Bureau to the licensee.

Adopted
Absent: Lyons

Cox – Hudley D. Correction to Resolution ABC 19-0528-5 - Transfer of Plenary Retail POCKET Consumption License from Willmar's Lounge to E2 Sports Lounge, LLC

WHEREAS, application has been made by B2 Sports Lounge, LLC, a corporation, c/o Law Offices of Montell Figgins, 19 Academy Street, Newark, N.J. 07102, trading as ("Pocket" License"), for the transfer of Plenary Retail Consumption Licenses #0709-33-085-005-002 heretofore issued to Willmar's Lounge, Inc., a corporation, trading as Willmar's Lounge, for the premises located at ("Pocket" License); and

WHEREAS, the applicant has complied with all applicable State Statutes and Regulations and Chapter 59, Section 21 of the Irvington Revised Code:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL, ACTING AS THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that the application be and the same is hereby granted; that

Plenary Retail Consumption License #0709-33-085-002 heretofore issued to Willmar's Lounge, Inc., a corporation, trading as Willmar's Lounge be transferred over and to B2 Sports Lounge, LLC, a corporation, c/o Law Offices of Montell Figgins, 19 Academy Street, Newark, N.J. 07102, trading as ("Pocket" License") for the premises located at ("Pocket License"); and

BE IT FURTHER RESOLVED that the Chief License Clerk is hereby authorized to endorse the aforesaid license over and to B2 Sports Lounge, LLC, a corporation, c/o Law Offices of Montell Figgins, 19 Academy Street, Newark, N.J., 07102, trading as ("Pocket License"), for the premises located at ("Pocket" License) in accordance with N.J.A.C. 13:2-7.21.

FEE PAID \$380.00 NEW LICENSE NUMBER 0709-33-085-003

Effective Date of Amended Transfer Resolution: June 24, 2019

BE IT FURTHER RESOLVED that any inconsistencies or conflicts in Resolution ABC 19-0528-5 with the within resolution are hereby repealed

Adopted
Absent: Lyons

3. Adjournment

COUNCIL MEETING (RESUMED)

12. Miscellaneous

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

Richard Williams, 197 Linden Avenue
Elouise McDaniel, 214 Nesbit Terrace
Daisy Fuqua, 167 Orange Avenue
Representatives of A-Z Federal Credit Union
Wade Mciver, 264 – 40th Street

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

13. Adjournment

There being no further business, the meeting was adjourned at 8:33 P.M.

Renee C. Burgess, Acting Council President

Harold E. Wiener, Municipal Clerk

