

REGULAR COUNCIL MEETING  
OCTOBER 28, 2019

Council Chamber, Municipal Building  
Irvington, N.J. – Monday Evening  
October 28, 2019 - 7:30 P.M.

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

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

Absent: None

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 – October 15, 2019
2. Minutes - Joint Meeting – June 20, 2019
3. Joint Meeting – July, 2019 Report
4. Joint Meeting – August, 2019 Report
5. Municipal Court - Electronic Collections Report – September, 2019
6. Joint Meeting – Annual Audit Report For Year Ending 12-31-18

7. Reports of Committees

A. Request for Proposal Results – Various Professional Services –  
October 9, 2019

8. Ordinances, Bills & Claims

None

9. Resolutions & Motions

A. Resolutions

Burgess – Hudley 1. Commemoration – Make a Difference Day – October 26, 2019

**MAKE A DIFFERENCE DAY  
2019**

WHEREAS, "Make A Difference Day" was created in 1992 by USA WEEKEND, in partnership with The Points of Light Foundation, as a unique program to challenge and reward volunteers and it is the most encompassing day of service in the nation with more than one million volunteers participating annually; and

WHEREAS, USA WEEKEND magazine and its affiliate newspapers and The Points of Light Foundation and its affiliate volunteer centers have joined to promote an annual national day of doing good that celebrates and strengthens the spirit of volunteer service; and

WHEREAS, serious social problems concern our nation and threaten its future and volunteer service is an investment in the future we all must share; and

WHEREAS, connecting with others and working together through volunteer service can bridge the differences that separate people and help solve serious social problems; and

WHEREAS, Americans are asked to spend the fourth Saturday in October "making a difference" in their communities and as a result every state has been improved and millions have benefited and will continue to benefit; and

WHEREAS, we, the American people, have a tradition of philanthropy and volunteerism; and

WHEREAS, millions of self-sacrificing individuals will touch and enhance the lives of millions on the ninth annual day of doing good by giving where there is a need, rebuilding what had been torn down, teaching where there is a desire to learn and inspiring those who had lost hope; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Municipal Council hereby commemorates October 26, 2019 as "Make A Difference Day" in the Township of Irvington and applauds all the volunteers in our Township, our State and in our Nation as this is an investment in the future we all must share;

BE IT FURTHER RESOLVED that a copy of this resolution be recorded in the minutes of the Municipal Council of the Township of Irvington in honor of "Make a Difference Day" and urges fellow citizens to observe this day by connecting with friends, fellow employees and relatives and with religious, school and civic groups to engage in projects benefiting this community.

Adopted

Frederic – Beasley 2. Remove Handicapped Parking Spaces in Front of 152 Madison Avenue, 166 Laurel Avenue, 432 South 21st Street – Handicapped Residents No Longer Reside at Addresses

WHEREAS, N.J.S.A. 39:4-197.5 provides that a Municipality may by resolution provide for restricted parking space(s) 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, a restricted handicapped parking space has been previously established at 152 Madison Avenue, 166 Laurel Avenue, 432 South 21st Street, 25 Sanford Terrace and 33 Temple Place; and

WHEREAS, the Police Department has determined that the handicapped resident for which the restricted handicapped parking space in front of 152 Madison Avenue, 166 Laurel Avenue, 432 South 21st Street, 25 Sanford Terrace and 33 Temple Place have relocated and will no longer reside at that address and that there is no longer any need to for the restricted handicapped parking space in front of 152 Madison Avenue, 166 Laurel Avenue, 432 South 21st Street, 25 Sanford Terrace and 33 Temple Place:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the restricted handicapped parking space heretofore established in front of 152 Madison Avenue, 166 Laurel Avenue, 432 South 21st Street, 25 Sanford Terrace and 33 Temple Place be and the same is hereby rescinded; and

BE IT FURTHER RESOLVED that the Department of Public Works is directed to remove the restricted handicapped parking sign located in front of 152 Madison Avenue, 166 Laurel Avenue, 432 South 21st Street, 25 Sanford Terrace and 33 Temple Place.

Adopted

Frederic – Vick 3. Authorize Handicapped Parking Spaces in Font of 16 Bross Place, 33 Temple Place and 25 Sanford Terrace

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 16 Bross Place, 25 Sanford Terrace and 33 Temple Place; and

NOW, THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a parking space restricted for use by any person who has been issued a special vehicle identification card pursuant to the provisions of N.J.S.A. 39:4-205, when using a motor vehicle on which is displayed a certificate, for which a special vehicle identification card has been issued pursuant to

N.J.S.A. 39:4-206, be established in front of 16 Bross Place, 25 Sanford Terrace and 33 Temple Place;  
and

BE IT FURTHER RESOLVED that the Department of Public Works is directed to place signs designating said handicapped parking spaces.

Adopted

Inman – Vick 4. Authorize Issuance of Duplicate Tax Sale Certificate – 92 Headley Terrace, Block 5, Lot 1

**RESOLUTION TO ISSUE DUPLICATE CERTIFICATE OF SALE**

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to TFS CUST for FIG CAP INV NJ13, LLC, which is dated December 20, 2017, covering premises commonly known and referred to as Block 5, Lot 1 as set out on the municipal tax map then in use which certificate bears number 17-00013 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

Inman – Vick 5. Authorize Issuance of Duplicate Tax Sale Certificate – 77 – 79 West Tremont Terrace, Block 101, Lot 2

**RESOLUTION TO ISSUE DUPLICATE CERTIFICATE OF SALE**

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to TFS CUST for FIG CAP INV NJ13, LLC, which is dated December 20, 2017, covering premises commonly known and referred to as Block 101, Lot 2 as set out on the municipal tax map then in use which certificate bears number 17-00453 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

Inman – Burgess 6. Authorize Issuance of Duplicate Tax Sale Certificate – 42 Tremont Terrace, Block 131, Lot 41

**RESOLUTION TO ISSUE DUPLICATE CERTIFICATE OF SALE**

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to TFS CUST for FIG CAP INV NJ13, LLC, which is dated December 20, 2017, covering premises commonly known and referred to as Block 131, Lot 41 as set out on the municipal tax map then in use which certificate bears number 17-00583 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

Vick – Inman 7. Authorize Issuance of Duplicate Tax Sale Certificate – 139 Ball Street, Block 277, Lot 5

**RESOLUTION TO ISSUE DUPLICATE CERTIFICATE OF SALE**

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to TFS CUST for FIG CAP INV NJ13, LLC, which is dated December 20, 2017, covering premises commonly known and referred to as Block 277, Lot 5 as set out on the municipal tax map then in use which certificate bears number 17-01129 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

Hudley – Frederic 8. Authorize Non-Fair and Open Contract for Utility Bill Auditing Services – George S. Koteen Associates, Inc. – 50% of Any Credits, Refunds and Savings Recouped - \ October 28, 2019 – October 27, 2020

**A RESOLUTION AUTHORIZING A NON-FAIR AND OPEN CONTRACT FOR UTILITY BILL AUDITING**

WHEREAS, it has been determined that the Township Public Street Lighting, Traffic Signals, Electric, Gas and Water charges bills may be overbilled; and,

WHEREAS, the Administration would like to investigate opportunities to reduce future costs of these services; and,

WHEREAS, it was recommended that George A. Koteen Associates Inc can provide the Township with utility bill auditing, provide a historical analysis of overage and eliminating or reduce charges of items that is unnecessary and obtained refunds and reduction in our monthly bills; and,

WHEREAS, the Township will not pay this vendor for this service but the vendor will receive fifty (50%) percent of any credits, refunds and saving receive from the Utility Company.

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

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1. This agreement will be valid for one year starting on October 28, 2019 until October 27, 2020.
2. The Township Attorney will prepare the appropriate contract for this service.
3. The Township Clerk will advertise the attached resolution in the newspapers.

RESOLVED that the Township Attorney is hereby authorized and directed to prepare the necessary agreement and the Mayor and Township Clerk are authorized and directed to sign the same; and

Adopted  
Abstain: Burgess

Vick – Cox 9. Authorize Purchase of Car Radio Devices Above the Bid Threshold of \$40,000.00 by State Contract – Motorola Communications & Elec - \$78,203.90

**AUTHORIZING PURCHASES UNDER THE STATE 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 State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and,

WHEREAS, the Police Department would like to purchase car radios devices from Motorola Communications & Elec under State contract number 83909/T0109; and

WHEREAS, in compliance with NJSA 19:44A-20.13 ET Seq., this contract will exceed the Pay to Play threshold of \$17,500.00; and

WHEREAS, under New Jersey state contract number 83909/T0109, the total cost for this service for calendar year 2019 will not exceed \$78,203.93; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Irvington authorizes the purchase of car radios devices from Motorola Communications & Elec, P O Box 161, Wharton, NJ 07885 over the bid threshold of \$40,000.00, pursuant to all the conditions of the individual State contracts; and

BE IT FURTHER RESOLVED that the required certification of availability of funds C9-00297 in the amount of \$78,203.93 from account number G-02-xx-746-17A-204 has been obtained from the Chief Financial Officer to purchase the equipment.

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

10. Communication and Petitions

A. Communications

1. Garwood Resolution – Oppose Forced Consolidation of Garwood Public School District Into Regional School District

11. Pending Business

None

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NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

C. Bills & Claims

Hudley – Burgess 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD OCTOBER 28, 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	\$587,312.58
TOTAL	\$587,312.58

Adopted  
No: Inman

Hudley – Vick 2. Payrolls

October 11, 2019

REGULAR	OVERTIME	OTHER	TOTAL
\$1,631,708.03	\$139,059.14	\$274,481.54	\$2,045,248.71

Adopted  
No: Inman



9. Resolutions & Motions

A. Resolutions

Cox – Vick 11. Ratify Emergency Contract for IT Support Services – Net Connect – \$9,275.00

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

WHEREAS, on September 21, 2019, the intranet in Town Hall was infected with a virus that remove desktop protocols from all Township Employees desktop, and;

WHEREAS, all files were corrupted and inoperable, and;

WHEREAS, the Police Director declared an emergency to provide emergency recovery IT computer services to the Township, and;

WHEREAS, Netconnect, Inc., located at 111 Storer Ave, Suite B2, Staten Island, NY 10309 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 Police Director declared an Emergency to fix the computer system immediately. Netconnect, Inc., located at 111 Storer Ave, Suite B2, Staten Island, NY 10309 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 Police Director and approved said emergency, and;

WHEREAS, the total cost to provide emergency recovery service to the Township was \$9,275.00 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 Netconnect, Inc., located at 111 Storer Ave, Suite B2, Staten Island, NY 10309, for an amount not to exceed \$9,275.00

BE IT FURTHER RESOLVED, that the required certification of availability of funds C9-00299 in the amount of \$4,275.00 from account number 9-01-25-240-240-262 has been obtained from the Chief Financial Officer and the remaining \$5,000.00 was paid to vendor by the CFO on purchase order number 19-04467.

Adopted  
No: Inman

12. Miscellaneous

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

Elouise McDaniel, 214 Nesbit Terrace  
Avron White, 1057 Sanford Avenue, 2<sup>nd</sup> Floor  
Richard Williams, 197 Linden Avenue  
Daisy Fuqua, 167 Orange Avenue

Council Member Inman and Council President Burgess responded to the issues raised by the above referenced citizens.

Council Member Frederic announced to the audience details concerning the Halloween Program to be held this week.

### 13. Adjournment

There being no further business, the meeting was adjourned at 7:58 P.M.

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Renee C. Burgess, Council President

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Harold E. Wiener, Municipal Clerk