

REGULAR COUNCIL MEETING  
MARCH 9, 2020

Council Chamber, Municipal Building  
Irvington, N.J. – Monday Evening  
March 9, 2020 - 7:30 P.M.

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

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

Absent: Vernal Cox, Paul Inman

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)

Elouise McDaniels, 214 Nesbit Terrace  
Daisy Fuqua, 167 Orange Avenue

5. Hearing of Council Members

None

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

A. Reports

1. Minutes – Directors’ Meeting – February 24, 2020

7. Reports of Committees

- A. Requests for Proposals – Payroll Services – February 26, 2020
- B. Bid Results – Snow Removal & Plowing Services – February 26, 2020
- C. Requests for Proposals – Various Professional Services – February 26, 2020

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

8. Ordinances, Bills & Claims

A. Ordinances on First Reading

Hudley – Vick 1. Amend Chapter 342 of Revised Code – Graffiti

AN ORDINANCE TO AMEND CHAPTER 342: PROHIBITING ACTS OF GRAFFITI IN THE TOWNSHIP OF IRVINGTON, REQUIRING NOTICE TO PROPERTY OWNERS TO REMOVE GRAFFITI AND PENALTIES FOR FAILURE TO DO SO

Adopted  
Absent: Cox, Inman

B. Ordinances on Second Reading

None

C. Bills & Claims

Hudley - Vick 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD MARCH 9, 2020 AS ENUMERATED ON THIS LIST FOR MATERIALS, SUPPLIES AND SERVICES FURNISHED, DELIVERED AND/OR PERFORMED HAVE BEEN CERTIFIED BY THE DEPARTMENTS AS CORRECT, EACH CLAIM AND PURCHASE ORDER HAVE BEEN VERIFIED AND REVIEWED FOR THE AVAILABILITY OF FUNDS, ACCURACY OF ACCOUNT CODING AND COMPLETENESS BY THE ADMINISTRATION, THEREFORE:

BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON THAT THE FOLLOWING BE PAID BY THE CHIEF FINANCIAL OFFICER:

BILL LIST	\$3,263,337.21
TOTAL	\$3,263,337.21

Adopted  
Absent: Cox, Inman

Hudley - Beasley 2. Payrolls

		February 28, 2020	
REGULAR	OVERTIME	OTHER	TOTAL
\$1,674,953.20	\$152,067.35	\$69,601.06	\$1,896,621.61

Adopted  
Absent: Cox, Inman

9. Resolutions & Motions

A. Resolutions

Burgess – Beasley 1. Resolution of Commendation – 2<sup>nd</sup> Annual Irvington Housing Authority Celebration of Black History Month Commemorates the Honorable Senator Ronald L. Rice

**RESOLUTION OF COMMENDATION  
2<sup>ND</sup> ANNUAL IRVINGTON HOUSING AUTHORITY  
CELEBRATION OF BLACK HISTORY MONTH  
COMMEMORATES THE  
HONORABLE SENATOR RONALD L. RICE**

WHEREAS, February is African American History Month and marks the 94th annual observance since inaugurated as Negro History Week in February 1926 by Dr. Carter G. Woodson, Jr., a Ph.D. from Harvard University, born to parents who were former slaves; and

WHEREAS, as history is filled with the far reaching accomplishments of African Americans, the Township of Irvington would like to honor the HONORABLE SENATOR RONALD L. RICE, who has provided a valuable public service in helping Irvington Township improve their quality of life and whose efforts continue to contribute to the growth of our community; and

WHEREAS, Senator Rice won his seat in a special election on November 18, 1986, for the unexpired term of the late John P. Caufield, who passed away on August 24th. Senator Rice was sworn and took his seat on December 4, 1986. He was elected to a full term in 1987. Rice is one of the longest-serving state senators in New Jersey history, where he represents the 28<sup>th</sup> Legislative District; and

WHEREAS, Senator Rice has sponsored legislation in the areas of criminal justice, healthcare, affordable housing, tenant rights, employee rights and education; and

WHEREAS, he won the West Ward seat on the Newark City Council in 1982, and was re-elected in 1986, 1990 and 1994. In July 2002, he was appointed Deputy Mayor of Newark; and

WHEREAS, Senator Rice is a veteran of the Vietnam War, and holder of Presidential and Navy Unit Citations. He was in the Marine Corps from 1966 to 1970, and was honorably discharged with the rank of sergeant. He served in Vietnam in 1968 and 1969; and

WHEREAS, Senator Rice was born in Richmond, Virginia on December 18, 1945; and

WHEREAS, the senator's background is in criminal justice administration and planning, law enforcement, and security. He received an associate's degree in police science at Essex County Community College, a bachelor's degree at the John Jay College of Criminal Justice, New York, in 1976, and his master's degree at the Rutgers University Graduate School of Criminal Justice in 1979. He also attended Rutgers University School of Law. He joined the Newark Police Department in 1972, and became a detective in 1974. He left the Police Department in 1980 to join the Public Service Electric & Gas Company as a member of the management team in the safety and security department. In 1982, Senator Rice transferred to the Public Service community affairs management team. After his election to the Senate he resigned his position with the utility company, to devote full time to his legislative and municipal offices; and

WHEREAS, Senator Rice has been the Chair of the New Jersey Legislative Black Caucus since 2009:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that during February, 2020, being African-American History Month, we hereby honor the HONORABLE SENATOR RONALD L. RICE, recognizing his enormous talents and numerous contributions and for the struggle, dignity and equality of all African-Americans.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Senator Ronald L. Rice.

Adopted  
Absent: Cox, Inman

Frederic – Beasley 2. Authorize Use of Public Buildings as Polling Places for 2020 Election Cycle

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that the following public buildings are hereby authorized for election purposes for the Local School Board, Municipal, Primary and General Elections during the year 2020:

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

Adopted  
Absent: Cox, Inman

Hudley – Frederic 3. Authorize Execution of Grant Agreement - Rental Assistance, Security Deposit, Utility Assistance and Case Management under the Social Services for the Homeless (SSH/STATE-SSH/TANF) Program - \$125,000.00 – January 1, 2020 Through December 31, 2020

WHEREAS, The County of Essex, acting through its Department of Citizens Services, Division of Community Action proposes to enter into a sub grant agreement with Irvington Neighborhood Improvement Corporation to provide Rental Assistance, Security Deposit, Utility Assistance and Case Management under the Social Services for the Homeless (SSH/TANF) Program at a contract price of \$125,000 for the period of January 1, 2020 – December 31, 2020; and

WHEREAS, said grant agreement has been negotiated by the County Executive of Essex County and presented to the Board of Chosen Freeholders for Its approval: and

BE IT FURTHER RESOLVED that the Mayor of the Township of Irvington be and hereby is authorized to execute a Grant Agreement with the Essex County Division of Community Action as sub-recipient of Social Services for the Homeless funds in the amount of \$125,000.00

NOW, THEREFORE, BE IT RESOLVED BY THE MUNUCIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington does hereby accept the award of \$125,000.00 for such activities.

Adopted  
Absent: Cox, Inman

Vick – Beasley 4. Amendment of the Redevelopment Agreement by and Between the Township of Irvington and Development Capital Partners LLC

**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, NEW JERSEY AUTHORIZING THE AMENDMENT OF THE REDEVELOPMENT AGREEMENT BY AND BETWEEN THE TOWNSHIP OF IRVINGTON AND REDEVELOPMENT CAPITAL PARTNERS, LLC**

WHEREAS, the Township of Irvington (the “Township”) is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., as amended and supplemented (the “Redevelopment Law”) to determine whether certain parcels of land within the Township constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, in accordance with the requirements of the Redevelopment Law, by Resolution dated July 14, 2015 the Municipal Council of the Township (the “Township Council”) designated the entire Township as an area in need of rehabilitation (the “Rehabilitation Area”); and

WHEREAS, by Ordinance No. MC 3549 dated August 11, 2015, the Township Council duly adopted a redevelopment plan to govern the redevelopment of the Rehabilitation Area, entitled the *Township-Wide Area in need of Rehabilitation Redevelopment Plan* (the “Township Wide Redevelopment Plan”); and

WHEREAS, the Township is the owner of certain properties located within the Rehabilitation Area identified in the Township tax records and on the official tax maps of the Township as:

BLOCK	LOT	LOCATION
116	24	585 Grove Street
116	35	28 Grove Terrace
116	38	34 Grove Terrace
116	39	36 Grove Terrace
118	13	555 Grove Street
119	11	43 Oak Ave
136	24	35-39 22 <sup>nd</sup> Street
136	29	21-23 22 <sup>nd</sup> Street
137	11	36-38 22 <sup>nd</sup> Street
141	17	127 22 <sup>nd</sup> Street.
142	7	130 22 <sup>nd</sup> Street
144	1	332 21 <sup>st</sup> Street
148	23	95 22 <sup>nd</sup> Street
150	10	566 Grove Street
157	28	97 21st Street
158	11	78 21 <sup>st</sup> Street
159	4	156 21st Street
159	10	138 21st Street

(collectively, the “Original Property”); and

WHEREAS, certain parcels of the Original Property identified above are located both within the Rehabilitation Area and within a redevelopment area designated by the Township Council, in accordance with the Redevelopment Law, as the East Ward/East Spring Avenue Redevelopment Area. These lots,

specifically: Block 136, Lots 24 & 29, Block 137, Lot 11, Block 141, Lot 17, Block 144, Lot 1 and Block 148, Lot 23 are subject to the superseding zoning of the *East Ward/East Springfield Avenue Redevelopment Plan* (as amended, the “East Ward Redevelopment Plan”, together with the Township Wide Redevelopment Plan, the “Redevelopment Plan”); and

WHEREAS, to realize the redevelopment of the Original Property, the Township determined to exercise the powers of redevelopment and serve as the “redevelopment entity” responsible for carrying out redevelopment projects in accordance with the relevant Redevelopment Plan, pursuant to *N.J.S.A. 40A:12A-4(c)*; and

WHEREAS, in furtherance of the redevelopment of the Original Property, the Township Council designated Redevelopment Capital Partners, LLC, the (the “Redeveloper”) as the “redeveloper” (as defined in the Redevelopment Law) of the Original Property; and by Resolution No. OCDP 19-1125-24, authorized the execution of that certain Redevelopment Agreement and Purchase and Sale Agreement (collectively, the “Agreements”), all with respect to the acquisition of the Original Property by Redeveloper; and the development of up to sixty-five (65) residential rental units through the rehabilitation or construction of two-family, three-family and multi-family dwellings on the Original Property, each containing a mix of one, two and three bedroom units (the “Project”); and

WHEREAS, the Township and the Redeveloper have determined to revise the boundaries of the Original Property through the removal of the parcel designated as Block 116, Lot 35 on the official tax maps of the Township and identified in the Township tax records as 28 Grove Terrace such that the Property shall be as follows:

BLOCK	LOT	LOCATION
116	24	585 Grove Street
116	38	34 Grove Terrace
116	39	36 Grove Terrace
118	13	555 Grove Street
119	11	43 Oak Ave
136	24	35-39 22 <sup>nd</sup> Street
136	29	21-23 22 <sup>nd</sup> Street
137	11	36-38 22 <sup>nd</sup> Street
141	17	127 22 <sup>nd</sup> Street.
142	7	130 22 <sup>nd</sup> Street
144	1	332 21 <sup>st</sup> Street
148	23	95 22 <sup>nd</sup> Street
150	10	566 Grove Street
157	28	97 21 <sup>st</sup> Street
158	11	78 21 <sup>st</sup> Street
159	4	156 21 <sup>st</sup> Street
159	10	138 21 <sup>st</sup> Street

(collectively, the “Property”); and

WHEREAS, the removal of the parcel identified in the Township tax records as 28 Grove Terrace from the Original Property will require certain amendments to the Agreements, including the description of the Original Property, the Purchase Price of the Original Property and the Legal Description of the Original

Property provided in the Purchase and Sale Agreement; and the Original Property Description, Project Description and Development Timetable provided in the Redevelopment Agreement; and

WHEREAS, the Township and Redeveloper desire to make the necessary amendments to the Agreements in order to effectuate the prompt transfer and redevelopment of the Property by authorizing the execution of the First Amendment to the Redevelopment Agreement and the First Amendment to the Purchase and Sale Agreement (collectively, the “Amendment Agreements”) substantially in the form attached hereto,

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

SECTION 1. Generally. The aforementioned recitals are incorporated herein as though fully set forth at length.

SECTION 2. Execution of the Amendment Agreement Authorized.

- a. The Mayor is hereby authorized to execute the First Amendment to the Redevelopment Agreement, substantially in the form attached hereto as Exhibit A, subject to modification or revision deemed necessary and appropriate in consultation with counsel, and to take all other necessary and appropriate action to effectuate the Agreement, as amended.
- b. The Mayor is hereby authorized to execute the First Amendment to the Purchase and Sale Agreement, substantially in the form attached hereto as Exhibit B, subject to modification or revision deemed necessary and appropriate in consultation with counsel, and to take all other necessary and appropriate action to effectuate the Agreement, as amended
- c. The Municipal Clerk is hereby authorized and directed, upon the execution of the Amendment Agreements, to attest to the signature of the Mayor upon each such documents and is hereby further authorized and directed to affix the corporate seal of the Township upon each such document.

SECTION 3. Severability. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

SECTION 4. Availability of the Resolution. A copy of this Resolution shall be available for public inspection at the offices of the Township.

SECTION 5. Effective Date. This Resolution shall take effect immediately.

EXHIBIT A

First Amendment to the Redevelopment Agreement

EXHIBIT B

First Amendment to the Purchase and Sale Agreement

Adopted  
Absent: Cox, Inman

Vick – Beasley 5. Professional Service Contract for Foreclosure Counsel Services for one (1) Foreclosure Matter – Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi & Gill - \$1,500.00

**RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT  
FOR FORECLOSURE COUNSEL SERVICES FOR ONE (1) FORECLOSURE MATTER**

WHEREAS, resolution number TA 19-0610-19 qualified three firms to foreclosure counsel services for the Township of Irvington from July 1, 2019 until June 30, 2020; 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 assigned Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi & Gill to represent the Township in the one (1) foreclosure matter; as 1441 Clinton Avenue Block 13 Lot 1 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 \$1,500.00 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 C-2000068 was obtained from the Chief Financial Officer and the appropriation to be charged for this expenditure is T-18-56-860-000-043 in the amount of \$1,500.00.

Adopted  
Absent: Cox, Inman

Hudley – Burgess 6. Resolution Commending the Courage, Bravery and Heroic Measures of Seon Doobay

**COMMENDING THE COURAGE, BRAVERY  
AND HEROIC MEASURES OF  
SEON DOOBAY**

WHEREAS, on January 25, 2020 at approximately, 8:00 AM, Seon Doobay was awoken by his fiancée. His fiancée told him that she heard a loud, desperate cry for help coming from outside; and



WHEREAS, once Seon was outside, he immediately, saw where the distress call was coming from and seen a young boy on the roof of 39 Durand Place and the house was engulfed in flames with no apparent way for the boy to escape; and

WHEREAS, with Seon's quick thinking he grabbed a ladder from his neighbor's truck and placed the ladder against the house so that the young boy could climb down. After realizing that the ladder was not long enough, he re-positioned the ladder and placed it on top of the shrubbery on the deck. As the little boy climbed down the ladder, he realized that the ladder did not reach the ground. By then, a Good Samaritan, who was passing by, without hesitation came over and assisted Seon in securing and holding the ladder. The young boy hesitantly, climbed down the ladder until he reached the shrubbery on the deck. Seon, could feel the heat from the encroaching fire and he urged the young boy to jump! He assured him that he would catch him. The young boy took a leap of faith and jumped from the ladder into Seon's arms; and

WHEREAS, Seon looked up and noticed an older man, exiting from a window on the roof. The young boy identified the man as his uncle. The uncle used the same ladder that was leaning against the shrubbery on the deck to escape the fire. As the uncle made his descent about half way down the ladder, there was an explosion that forced him to jump from the ladder onto the ground. At about the same time the young man's mother was also forced to jump from a side deck to escape the flames and the explosion; and

WHEREAS he realized that the fire could potentially damage the home next door. Again, he sprang into action and went to the next door neighbor's house to bang on the door and alert them of the fire; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that Seon Doobay is hereby commended for his courageous act of heroism, given beyond measure and without regard for personal safety, in which he demonstrated an exemplary and uncommon concern for the life of another:

BE IT FURTHER RESOLVED that copies of this resolution be spread upon the minutes of the Irvington Municipal Council.

Adopted  
Absent: Cox, Inman

Burgess – Hudley 7. Support the United Nations General Assembly Adoption of the Elimination of All Forms of Discrimination Against Women

“Resolution supporting the United Nations General Assembly adoption of the Elimination of All Forms of Discrimination against Women”

WHEREAS, on 18 December 1979, the Convention on the Elimination of All Forms of Discrimination against Women was adopted by the United Nations General Assembly. It entered into force as an international treaty on 3 September 1981 after the twentieth country had ratified it. By the tenth anniversary of the Convention in 1989, almost one hundred nations have agreed to be bound by its provisions.

WHEREAS, The Convention was the culmination of more than thirty years of work by the United Nations Commission on the Status of Women, a body established in 1946 to monitor the situation of women and to promote women's rights. The Commission's work has been instrumental in bringing to light

all the areas in which women are denied equality with men. These efforts for the advancement of women have resulted in several declarations and conventions, of which the Convention on the Elimination of All Forms of Discrimination against Women is the central and most comprehensive document.

WHEREAS, Among the international human rights treaties, the Convention takes an important place in bringing the female half of humanity into the focus of human rights concerns. The spirit of the Convention is rooted in the goals of the United Nations: to reaffirm faith in fundamental human rights, in the dignity and worth of the human person, in the equal rights of men and women. The present document spells out the meaning of equality and how it can be achieved. In so doing, the Convention establishes not only an international bill of rights for women, but also an agenda for action by countries to guarantee the enjoyment of those rights.

WHEREAS, In its preamble, the Convention explicitly acknowledges that "extensive discrimination against women continues to exist", and emphasizes that such discrimination "violates the principles of equality of rights and respect for human dignity". As defined in article 1, discrimination is understood as "any distinction, exclusion or restriction made on the basis of sex...in the political, economic, social, cultural, civil or any other field". The Convention gives positive affirmation to the principle of equality by requiring States parties to take "all appropriate measures, including legislation, to ensure the full development and advancement of women, for the purpose of guaranteeing them the exercise and enjoyment of human rights and fundamental freedoms on a basis of equality with men"(article 3).

WHEREAS, The agenda for equality is specified in fourteen subsequent articles. In its approach, the Convention covers three dimensions of the situation of women. Civil rights and the legal status of women are dealt with in great detail. In addition, and unlike other human rights treaties, the Convention is also concerned with the dimension of human reproduction as well as with the impact of cultural factors on gender relations.

Adopted  
Absent: Cox, Inman

Burgess – Frederic 8. Authorize Purchases Over the Pay to Play Threshold of \$17,500.00 and Under the Bid Threshold of \$40,000.00 - Stuyvesant Press

**AUTHORIZING PURCHASE OVER THE PAY TO PLAY THRESHOLD OF \$17,500.00**

WHEREAS, the Township of Irvington intends to enter into contracts with vendors over the pay-to-play threshold of \$17,500.00 through this resolution and properly executed purchase orders as needed, which shall be subject to all the conditions applicable law of N.J.A.C. 5:34- et seq; and,

WHEREAS, in compliance with 19:44a-20.13 et., seq., Stuyvesant Press Inc will exceed the Pay-to-Play threshold of \$17,500.00 for calendar year 2020; and,

WHEREAS, Stuyvesant Press Inc of 119 Coit Street, Irvington, NJ 07111 will exceed the Pay-to-Play threshold; and

WHEREAS, Stuyvesant Press has completed the Township C-271, elect reports and political disclosure forms. These forms are on file in the Division of Purchasing Office and the Municipal Clerk; and

WHEREAS, all purchases to the above vendor will not exceed the bid threshold of \$40,000.00; and

NOW, THEREFORE, BE IT RESLOVED, that the Municipal Council of the Township of Irvington hereby authorizes the Qualified Purchasing Agent to pay the above vendor in excess of pay to play threshold \$17,500.00 but under the bid threshold of \$40,000.00; and

BE IT FURTHER RESOLVED by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds and resolutions shall be certified at such time as the goods or services are called for prior to placing the order for good or service in excess of \$17,500.00, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2020

BE IT FURTHER RESOLVED a separate resolution will be submitted to the Municipal Council for all addition vendors exceeding the bid threshold of \$17,500.00.

Adopted  
Absent: Cox, Inman

Hudley – Frederic 9. Authorize the Irvington Public Library to Apply for Grant Funds to Extend the Building

**AUTHORIZE THE IRVINGTON PUBLIC LIBRARY TO APPLY FOR GRANT FUNDS TO EXTEND  
THE BUILDING**

WHEREAS, on January 30, 2020, the Irvington Library Board passed resolution number 010/20 to apply for a grant entitled the New Jersey Library Construction Bond Act for the purposes of extending the Irvington Public Library building located at 5 Civic Square; and

WHEREAS, the application requires the Irvington Mayor and Municipal Council to authorize the application of said grant; and

NOW, THEREFORE, BE IT RESLOVED, that the Mayor and Municipal Council of the Township of Irvington hereby authorizes the Irvington Library to apply for the New Jersey Library Construction Bond Act Grant.

BE IT RESLOVED,  
The Township of Irvington and the Irvington Public Library hereby certify that permission has been granted to apply for the project entitled the New Jersey Library Construction Bond Act, in the amount of: \$5,000,000.00

The filing of this application was authorized at the official meeting of the governing body of the Municipality held on March 09, 2020.

For the Municipality:

\_\_\_\_\_  
Signature

Anthony Vauss/Mayor

\_\_\_\_\_  
Certification Signature

Faheem J. Ra'Oof/ CFO

**MINUTES – REGULAR COUNCIL MEETING – MARCH 9, 2020 - PAGE 12**

Typed Name and Title

Typed Name and Title

\_\_\_\_\_  
Date

For the Library/Non-Profit Agency:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

Jeanetta Singleton/ Director

Typed Name and Title

\_\_\_\_\_  
Certification Signature

Ronald Brown/BA

Typed Name and Title

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

Adopted  
Absent: Cox, Inman

Frederic – Burgess 10. Authorize Contract with State Contract Vendor SHI International Corp. for Software to Predict Crime Areas – Not To Exceed \$501,631.66

**RESOLUTION AUTHORIZING A CONTRACT WITH A STATE CONTRACT VENDOR SHI INTERNATIONAL CORP.**

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 Police Director wishes to purchase software to predict crime areas; and

WHEREAS, in compliance with NJSA 19:44A-20.13 ET Seq., this purchase will exceed the Pay to Play threshold of \$17,500.00 for calendar year 2020; and

WHEREAS, vendor has provided the Township with a quote for the software for a total amount of \$501,631.66 under New Jersey state contract number 89851; and

WHEREAS, the Township of Irvington intends to enter into contract with SHI International Corp through this resolution;

NOW, THEREFORE, BE IT RESLOVED, that the Municipal Council of the Township of Irvington hereby authorizes the Qualified Purchasing Agent to enter into a contract with SHI International Corp of 290 Davidson Ave, Somerset, NJ 08873 for an amount not to exceed \$501,631.66 under the New Jersey State Contract number 89851; and

BE IT FUTHER RESLOVED, that the required certification of availability of funds C2000060 in the amount of \$501,631.66.00 from account number C-04-56-853-020-907- C-04-56-853-020-917 has been obtained from the Chief Financial Officer; 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

Adopted  
Absent: Cox, Inman

Frederic – Beasley 11. Authorize Contract with State Contract Vendor SHI International Corp. for Servers, Switches, Domain Back Up, Computers, Licenses and Installation – Not To Exceed \$19,530.45

**AUTHORIZING A CONTRACT WITH A STATE CONTRACT VENDOR SHI INTERNATIONAL CORP.**

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 Police Director wishes to purchase servers, switches, domain back up, computers, licenses and installation; and

WHEREAS, in compliance with NJSA 19:44A-20.13 ET Seq., this purchase will exceed the Pay to Play threshold of \$17,500.00 for calendar year 2020; and

WHEREAS, vendor has provided the Township with a quote for the computers and accessories for a total amount of \$19,530.45.00 under New Jersey state contract number 89851; and

WHEREAS, the Township of Irvington intends to enter into contract with SHI International Corp through this resolution;

NOW, THEREFORE, BE IT RESLOVED, that the Municipal Council of the Township of Irvington hereby authorizes the Qualified Purchasing Agent to enter into a contract with SHI International Corp of 290 Davidson Ave, Somerset, NJ 08873 for an amount not to exceed \$19,530.45 under the New Jersey State Contract number 89851; and

BE IT FUTHER RESLOVED, that the required certification of availability of funds C2000059 in the amount of \$19,530.45.00 from account number 0-01-25-240-240-262 and G-02-xx-746-17A-204 has been obtained from the Chief Financial Officer; 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

Adopted  
Absent: Cox, Inman

Hudley – Vick 12. Authorize Use of \$20,000.00 in HUD Homeowner Rehabilitation Assistance Funds for 98 Coolidge Street

**RESOLUTION FOR HOME REHABILITATION PROGRAM**

WHEREAS, the Township of Irvington has been awarded HOME Partnership Funds by the Department of Housing and Urban Development (HUD) and it has obligated funds for the purpose of financing its HOMEOWNER Housing Rehabilitation Program administered by the Department of Economic Development and Grants Oversight; and

WHEREAS, the Township of Irvington, Department of Economic Development and Grants Oversight has identified that the applicant, Laverne Brown and whose address is 98 Coolidge Street Irvington, New Jersey, 07111 is eligible to receive assistance through the HOMEOWNER Housing Rehabilitation Program per the Township's adopted policies and procedures; and

WHEREAS, the Department of Economic Development and Grants Oversight certifies that the Contractor selected to perform the Rehabilitation work on the herein property has been vetted and meets the requirement to be an eligible contractor and was awarded the Project by selecting the lowest quote;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington does ratify and approve the provision of HOMEOWNER Housing Rehabilitation funds to the applicant(s) in the amount not to exceed \$ 20,000.00, for a period of affordability of ten (10) years; and

BE IT FURTHER RESOLVED that the aforesaid funds of \$ 20,000.00 will be disbursed in three (3) installments the amount of \$ 6,666.66 each installment after review of work performed and proof of funds expended to facilitate the Rehabilitation; and

BE IT FURTHER RESOLVED that the aforesaid funds are to use for the rehabilitation of the subject property and related soft cost associated with the rehabilitation of the subject property as set forth in Exhibit A (the Project Spec), attached hereto for the premises known as, 98 Coolidge Street Irvington, New Jersey 07111, 2 family unit(s) and owned by Lavern Brown; and

BE IT FURTHER RESOLVED that any such funds not expended in the rehabilitation and related soft cost associated with the rehabilitation of the subject property in accordance with adopted policy and procedures shall be recaptured by the TOWNSHIP OF IRVINGTON for use in assisting other HUD/HOME Program applicant(s); and

BE IT FURTHER RESOLVED that the Contractor selected was the lowest quote to perform the Rehabilitation work is Maharaj General Contracting LLC. and said funds shall be disbursed to the Contractor for the benefit of the applicant; and

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Fund Req. No. C2000067 in the amount of \$20,000.00 for the above has been obtained from the Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. T-21-41-850-16A-801 in the amount of \$ 20,000.00.

Adopted  
Absent: Cox, Inman

Hudley - Vick 13. Authorize Final Disposition in Legal Matter – Kevin Ravenell Versus Shaun R. Green et als.  
– Not To Exceed \$75,000.00

**RESOLUTION APPROVING THE FINAL DISPOSITION OF**

**Kevin Ravenell v. Shaun R. Green, et al.**

WHEREAS, the matter of Kevin Ravenell v. Shaun R. Green, et als, was filed in the Superior Court of New Jersey, Law Division, Docket No: ESX-L-829-18; and

WHEREAS, the Township of Irvington Administration and the Municipal Council deem it in the best interest to bring this matter to a resolution, thus saving the Township further expense in the defense thereof and curtailing any excessive liability that could result from this litigation; and

WHEREAS, the Office of the Township Attorney has reviewed, monitored and consulted with counsel and all relevant municipal officials and pursuant thereto recommend that this matter be concluded:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby agrees to a settlement of the above matter in the amount not to exceed Seventy Five Thousand (\$75,000.00) as per the arbitration amount, subject to the execution of a Release and Settlement agreement and executed Stipulation of Dismissal with Prejudice; and

BE IT FURTHER RESOLVED that this matter is hereby concluded with absolutely no admission of liability on behalf of the Township of Irvington, its Police Department or any agents, officers or personnel; and

BE IT FURTHER RESOLVED that the settlement funds will be processed through D&H Alternative Risk Solutions, the Township's third party liability administrator.

Adopted  
Absent: Cox, Inman

Burgess – Beasley 14. Accept 2020 Census Grant Funds from the Office of the Essex County Executive \$40,500.00

**RESOLUTION TO ACCEPT THE 2020 CENSUS GRANT**

WHEREAS, the County of Essex, through the Office of the County Executive, has awarded a competitive grant in the amount of \$40,500.00 to the Township of Irvington to heighten the awareness about the 2020 Census; and

WHEREAS, during the 2020 Census, it is critical that Irvington get an accurate count of our population, as the count helps determine how much federal assistance our state, county and municipalities receive for a myriad of things including school funding, infrastructure projects and senior citizen program among other things;

WHEREAS, Mayor Tony Vauss, in September 2019 created the *Make Irvington Count 2020!* Committee recognizing the importance of ensuring an accurate count of Irvington residents during the 2020 Census;

WHEREAS, these funds will be used to implement Irvington's 2020 Complete Count outreach and activities;

BE IT FURTHER RESOLVED that the Mayor of the Township of Irvington hereby accepts this grant award from the Office of the County Executive in the amount of \$40,500.00 to implement outreach efforts, through the Make Irvington Count 2020! Committees;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington does hereby accept the award of \$40,500.00 to assist which the implementation of the Make Irvington Count 2020! Outreach strategy.

Adopted  
Absent: Cox, Inman

Hudley – Beasley 15. Ratify Memorandum of Agreement – Irvington SEIU Local 617 (Crossing Guards) - January 1, 2019 Through June 30, 2021

Ratify Service Employees International Union Local 617  
Memorandum of Agreement

WHEREAS, the Township of Irvington and the Service Employees International Union Local 617 have engaged in labor negotiations for the purpose of establishing salaries and other conditions of employment for members of said association ; and,

WHEREAS, the Township of Irvington and the Service Employees International Union Local 617 have mutually agreed to the salaries and other conditions of employment for the period beginning January 1, 2019 and ending June 30, 2021.

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

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

Adopted  
Absent: Cox, Inman

Hudley – Beasley 16. Authorize Issuance of Duplicate Tax Sale Certificate – 82 Howard Street – Block 220, Lot 11

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 as 82 Howard Street and referred to as Block 220 Lot 11 as set out on the municipal tax map then in use, which certificate bears number 16-00892 and;

WHEREAS, the purchaser of the aforesaid tax sale certificates 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 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 fee of \$100.00 per certificate, to issue an appropriate duplicate tax sale certificate to the said purchaser covering the lost certificates 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 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  
Absent: Cox, Inman

Vick – Hudley 17. Authorize Issuance of Duplicate Tax Sale Certificate – 25 Maple Place - Block 296, Lot 14

**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 as 25 Maple Place and referred to as Block 296 Lot 14 as set out on the municipal tax map then in use, which certificate bears number 16-01178 and;

WHEREAS, the purchaser of the aforesaid tax sale certificates 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 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 fee of \$100.00 per certificate, to issue an appropriate duplicate tax sale certificate to the said purchaser covering the lost certificates 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 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  
Absent: Cox, Inman

Beasley – Hudley 18. Authorize Issuance of Duplicate Tax Sale Certificate – 10-18 Renee Place – Block 192, 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 as 10-18 Renee Place and referred to as Block 192 Lot 5 as set out on the municipal tax map then in use, which certificate bears number 17-00746 and;

WHEREAS, the purchaser of the aforesaid tax sale certificates 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 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 fee of \$100.00 per certificate, to issue an appropriate duplicate tax sale certificate to the said purchaser covering the lost certificates 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 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  
Absent: Cox, Inman

Hudley – Burgess 19. Authorize Transfers of Funds in the Calendar Year 2019 Municipal Budget

TOWNSHIP OF IRVINGTON  
APPROPRIATIONS TRANSFER RESOLUTION #3  
CY - 2019

Where As, NJSA 40A:4-58, allows appropriation transfers during the last two(2) months of the fiscal year and the first three(3) months of the preceding fiscal year; and

Now, Therefore, Be It Resolved by the Township Council of the Township of Irvington that the following transfer be made in the CY 2019 Budget effective 12/31/19, as detailed in the following schedule:

<u>Accounts</u>	<u>From</u>	<u>To</u>
<u>Within "CAP"</u>	-	
Worker Compensation	-	400,591.21
Auditor fee	-	5,000.00
Business Admin O & E	18,000.00	-
Mayor O&E	10,000.00	-
Election S & W	6,630.34	-
Election O & E	1,414.85	-
Licenses O & E	3,300.00	-
Tax Assessor O & E	1,700.00	-

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Engineering O & E	15,000.00	-
Community Planning & Dev O & E	25,000.00	-
Housing O & E	10,000.00	-
Police S & W	34,000.00	-
Parking Division O & E	2,000.00	
911 Dispatch Transportation	100,000.00	-
Fire Official S & W	10,000.00	-
Fire Official O & E	5,000.00	-
Fire S & W	13,546.02	
Fire O & E	28,000.00	-
Public Building O & E	8,000.00	-
Motorized Equip O & E	3,000.00	-
Shade Tree O & E	4,000.00	-
Health Admin O & E	2,000.00	-
Nursing O & E	4,000.00	-
Enviro Health O & E	2,000.00	-
Recreation O & E	4,000.00	-
Public Defender O & E	5,000.00	-
DCRP	10,000.00	
Telephone	30,000.00	
Snow Removal O & E	50,000.00	
	-	-
	<hr/>	<hr/>
SUB-TOTAL INSIDE CAPS	405,591.21	405,591.21
	<hr/>	<hr/>
SUB-TOTAL OUTSIDE CAPS		
	<hr/>	<hr/>
	<hr/>	<hr/>
GRANT TOTAL	405,591.21	405,591.21
	<hr/> <hr/>	<hr/> <hr/>

Adopted  
Absent: Cox, Inman

Hudley – Beasley 20. Authorize Cancellation of Various Grants Receivable and Appropriated

AUTHORIZE THE CANCELLATION OF VARIOUS  
GRANTS RECEIVABLE AND APPROPRIATED

WHEREAS, upon the recommendation of Auditor, the Municipal Township Council of the Township of Irvington has authorized the cancellation of grants receivable and appropriated on federal and state grants per list on file and attached hereto as RESERVE FOR GRANTS – APPROPRIATED, RESERVE , and GRANTS RECEIVABLE, as of December 31, 2019; and  
 NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY that the recommendation of the Auditor is hereby adopted and the CFO is hereby authorized to cancel the grants consistent with the recommendation of the Auditor.

Grants Receivables:

HUD – Transitional Housing	\$ 18,084.00
Hurricane Sandy Temporary Worker	19,254.62
Hurricane Sandy Temporary Worker	507.72
Irvington Youth Violent Prevention Initiative	110,087.00
Office of Juvenile Justice Delinquent Prevention	58,434.52
Local Disaster Preparedness	200,000.00
Police Institute of Rutgers – Cease Fire	286,853.40
Statewide Livable Communities Library Aid	9,203.75
Urban Enterprise Zone Authority	<u>344,035.70</u>
Total Grants Receivables	1,046,460.71

Grants Appropriations:

Local Public Safety Grant	\$ 1,722.56
Law and Public Safety Grant	16,000.00
Police Institute of Rutgers-Cease Fire	33,114.33
Robert Woods Johnson Foundation	134.89
Statewide Livable Communities – Library Aid	4,347.71
Urban Enterprise Zone Authority	<u>94,464.71</u>
Total Grants Appropriations	149,784.20

Adopted  
 Absent: Cox, Inman

Burgess – Vick 21. Authorize Cancellation of Tax Overpayments

**RESOLUTION AUTHORIZING THE CANCELLATION OF TAX OVERPAYMENTS**

WHEREAS, The CFO are amending resolution DRF 20-0219-10 to include the listed Tax Overpayments and Special Charges as listed in the overpayments ledger and have been reviewed by the Tax Collector and deemed irrelevant for the years of 2010 to 2015 as listed below:

YEAR	AMOUNT TO BE CANCELED
2010	\$ 180.00
2011	699.80
2014	260,079.25
2015	209,775.15
Special Chrgs.	<u>226,495.11</u>
TOTAL	\$ 697,229.31

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY that the recommendation of the Tax

**MINUTES – REGULAR COUNCIL MEETING – MARCH 9, 2020 - PAGE 21**

Collector is hereby adopted and the Municipal Council of the Township of Irvington hereby authorizes the cancellation of the listed tax overpayments effective as 12/31/2019.

Adopted  
Absent: Cox, Inman

10. Communication and Petitions

A. Communications

1. None

11. Pending Business

None

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NON-CONSENT AGENDA ITEMS

12. Miscellaneous

B. General Hearing of Citizens and Council Members limited to three minutes per person (MUST SIGN UP IN ADVANCE OF MEETING)

13. Adjournment

Eugene Otto, 35 Ellery Avenue  
Nduna Gora, 12 Beaumont Place  
Daisy Fuqua, 167 Orange Avenue  
Elouise McDaniel, 214 Nesbit Terrace

Council President Burgess indicated that each of the citizens that came up to speak would be given a response to the issues they raised by the appropriate members of the Administration.

13. Adjournment

There being no further business, the meeting was adjourned at 8:15 P.M.

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Renee C. Burgess, Council President

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Shawna M. Supel, Assistant Municipal Clerk