

REGULAR COUNCIL MEETING
APRIL 6, 2020

Virtual Zoom Meeting
Irvington, N.J. – Monday Evening
April 6, 2020 - 7:30 P.M.

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

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

Absent: Vernal Cox

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)

5. Hearing of Council Members

None

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

A. Reports

- A. Joint Meeting – Second Quarter Assessment
- B. Minutes – Joint Meeting – January 16, 2020
- C. Joint Meeting – Annual Report of Sewage Contribution for the Purpose of Assessment for the Year 2020

7. Reports of Committees

- A. Bid Results - Stetco Catch Basin, Ford 250 Super Cab and Tandem Roll off – April 1, 2020
- B. Bid Results - Tandem Axle Cassiss (Salt & Combo truck), 2020 Ford 250 Super cab and 250 Crew cab 4x 4 Crew pick up – April 1, 2020
- C. Bid Results - Brush Cutter and Self-Prolled Stump Cutter – April 1, 2020
- D. Bid Results - Disposal of Recyclable Waste – April 1, 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

None

9. Resolutions & Motions

A. Resolutions

Burgess – Frederic 1. Resolution of Commemoration – Crossing Guard Appreciation Day

"Crossing Guard Appreciation Day"

WHEREAS, each and every school day, thousands of dedicated individuals, whom we call crossing guards, spend countless hours assisting our children across busy street intersections as they arrive and depart from school; and

WHEREAS, local government entities place a top priority on child safety issues and awareness and that education plays a critical role in ensuring the safety of our children and crossing guards who are there to assist them during their commute to school; and

WHEREAS, we acknowledge that crossing guards provide an invaluable service to our communities and they receive little recognition or compensation for their tireless efforts; and

WHEREAS, we realize that crossing guards put themselves at risk of physical injury as they perform their duties in severe weather conditions and often times encounter adversarial, dangerous and sometimes hostile attitudes from individuals who are more concerned with their own personal agendas than the safety of school children.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON hereby recognizes and appreciates the significant services provided by crossing guards; and

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 the "Crossing Guard Appreciation Day".

Adopted
Absent: Cox

Hudley – Burgess 2. Resolution of Sorrow – Marvin Edward Striggles

**RESOLUTION OF SORROW
MARVIN EDWARD STRIGGLES**

WHEREAS, Marvin Edward Striggles, was born to Josephus W. Striggles and Elsie E. Striggles on October 19th, 1961 in New York, NY. Marvin quietly departed this life on March 20th, 2020 in Decatur, GA with his loving wife and Best friend by his side; and

WHEREAS, during his younger years the family moved to Newark, NJ where he was a student of the Newark Public Schools. In 1974, Marvin alongside his family moved to Newark NJ from

the Bronx, where he would finish his education and reside. Marvin was united in holy matrimony on August 25th, 2007 to the love of his life Dana (Crosby) Striggles in Atlanta, GA; and

WHEREAS, at an early age Marvin knew he wasn't the typical type of kid and he wanted to venture out and explore the world and he did just that! A man of many talents, but one talent that he did not take lightly was... PHOTOGRAPHY. His photography skills would take him place that he never imagined, and he would take photos of people he thought he would never shoot.

WHEREAS, Marvin was a man of great faith. As a young adult he joined the Saint John Unified Free Will Baptist Church, under the late Bishop Curtis D. Gilmore, where he was a part of the inspirational choir and later became a member of the Saint Paul Unified Free Will Baptist Church under the great leadership of Bishop Hilton Rawls, Sr.; and

WHEREAS, his Christian life was as beautiful as the photos he shot so well, and his influence will forever remain in the lives of all who knew him. He quietly departed this life Friday, March 20, 2020 with his loving wife Dana and loving friends and family members at his side. He was preceded in death by his Grandfather: Rudolph E. Striggles, Grandmother: Alma Striggles, Father: Josephus W. Striggles, Uncle: Irving L. Striggles; and

WHEREAS, his beautiful life will forever be cherished in the lives of his Wife: Dana R. Crosby-Striggles, Mother: Elsie E. Striggles, Brother: Gary L. Striggles Sr, his nephew who was more like a son: Gary L. Striggles Jr, Nephew: Elijah J. Striggles, Aunts: Mattie P. Moore and Allie V Moore, Uncle: James Moore and he leaves behind a host of devoted nieces, nephews, cousins and friends:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the loss of Marvin Edward Striggles and offers its sincerest condolences to his family and friends during this period of bereavement; and

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

Adopted
Absent: Cox

Burgess – Frederic 3. Authorize Non-Fair and Open Professional Services Contract for Financial Advisory Services - NW Finance Group, LLC - Not to Exceed \$50,000.00 for One Year - Expiring on April 6, 2021

A RESOLUTION AUTHORIZING A NON-FAIR AND OPEN FOR FINANCIAL ADVISORY SERVICE

WHEREAS, the Township of Irvington, in the County of Essex and State of New Jersey, is in need of Financial Advisory services; and

WHEREAS, the Township would like to retain the service of NW Financial to provide Financial Advisory service to the CFO; and

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WHEREAS, NW Financial has provide the Township with a proposal to provide this service for a total sum of \$50,000.00 for one year; and

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

WHEREAS, the C-271 Political Contribution Disclosure forms were on file in the Office of the Municipal Clerk and Purchasing Agent on March 24, 2020; and

WHEREAS, the Township would like to award a Non Fair and Open contract to NW Financial Group LLC, 2 Hudson Place, 3rd Floor, Hoboken, NJ 07030; and

WHEREAS, the term of this contract will expire on April 06, 2021; and

WHEREAS, NW Financial has completed and submitted a Business Entity Disclosure Certification which certifies that the organization has not made any reportable contributions to a political or candidate committee in the Township of Irvington in the previous one year, and that the contract will prohibit NW Financial Group LLC from making any reportable contributions through the term of the contract, and

NOW THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Irvington authorizes the award of a non-fair and open contract to NW Financial Group LLC and,

BE IT FUTHER RESLOVED that the required certification of availability of funds will be included in bonds/bans issuance and will be obtained from the Chief Financial Officer.

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

BE IT FURTHER RESOLVED, notice of this action shall be published in newspapers as required by law by the Municipal Clerk.

Adopted
Absent: Cox

Hudley – Frederic 4. Accept Scholarship Funding from the New Jersey Association of County and City Health Officials, Strengthening Local Public Health Capacity Training Scholarship in the Amount of \$5,763.15 from March 9, 2020 through July 31, 2020

WHEREAS, in February 2020, the New Jersey Association of County and City Health Officials (NJACCHO) made funding available to local health departments as part of the Strengthening Local Public Health Capacity grant program;

WHEREAS, NJACCHO states that the funding shall be used for approved Communicable Disease trainings aligning with the scope of the Strengthening Local Public Health Capacity Grant or for approved Coronavirus Preparedness Activities before July 31, 2020;

WHEREAS, said assistance is from March 9, 2020 through July 31, 2020, and is designated for the Irvington Department of Health's communicable disease investigation staff in order to

support the department's response to public health emergencies, such as the current COVID-19 outbreak.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Mayor be and is hereby authorized to accept the funding from the New Jersey Association of County and City Health Officials, Strengthening Local Public Health Capacity Training Scholarship in the amount of \$5,763.15 from March 9, 2020 through July 31, 2020.

Adopted
Absent: Cox

Frederic – Beasley 5. Authorize the Purchase of a Mobile Surveillance Tower With GSA Contract Vendor Atlas Flasher and Supply Co Inc. – Not To Exceed \$78,532.15

**RESOLUTION AUTHORIZING THE PURCHASE OF A MOBILE SURVEILLANCE TOWER
WITH GSA CONTRACT VENDOR ATLAS FLASHER AND SUPPLY CO INC**

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 Mobile Surveillance Tower from Atlas Flasher and Supply Co, Inc Network Inc from GSA Contract number GS07F133GA and

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

WHEREAS, Atlas Flasher and Supply Co. Inc., has completed the Township "Pay to Play" disclosure requirements and the same documents are on file in the Division of Purchasing and Municipal Clerk.

WHEREAS, pursuant to N.J.S.A. 52:34-6.2(b)(3) the legal notice of intent to award the GSA contract under the National Cooperative Purchasing Agreement Number GS07F133GA will be advertised in the Township newspapers with quotes; and

WHEREAS, the Township of Irvington intends to enter into contracts with Atlas Flasher and Supply Company with this resolution and properly executed contract for the purchase of a mobile surveillance tower; and

WHEREAS, the total cost for the mobile surveillance tower is \$78,532.15; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON hereby authorizes a service contract with Atlas Flasher and Supply of 430 Swedesboro Ave, PO Box 488, Mickleton, NJ 08056 for an amount not to exceed \$78,532.15.

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 availability of funds, C2000063 in the amount of \$78,532.15 charged to account number C-04-56-853-020-914 has been obtained from the Chief Financial Officer.

Adopted
Absent: Cox

Frederic – Burgess 6. Qualify Certified and Licensed Contractors to Rehabilitate Residential Properties – Absolute Abatement and Construction Service LLC, Concept Design Construction and Envirosience Solutions LLC

**RESOLUTION QUALIFYING CERTIFIED AND LICENSED CONTRACTORS TO
REHABILITATE RESIDENTIAL PROPERTIES**

WHEREAS, the Request for Qualifications for certified and licensed contractors to rehabilitate residential properties was publicly advertised in the New Jersey Star Ledger on February 25, 2020 with a deadline for qualifications to be submitted on March 12, 2020; and

WHEREAS, three qualifications were received and publicly opened by the Assistant Township Clerk and the Purchasing Agent; and

WHEREAS, said qualification was referred to the Director of Economic Development; and

WHEREAS, the Economic Development Director has recommended that a list be created for this service for six month with the following firm(s):-

Absolute Abatement and Construction service LLC
141 Elm Street, West Orange, NJ 07052

Concept Design Construction
131 Florence Ave, Irvington, NJ 07111

Envirosience Solutions LLC
28 North Day street, Orange, NJ 07050

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the above vendor is qualified for the services of certified and licensed contractor service and the Economic Development Director will prepare separate resolutions with quotes for all projects assigned to the above vendor.

BE IT FURTHER RESOLVED, that this qualification is for one six months starting on April 06, 2020 until October 07, 2020; and

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

Adopted
Absent: Cox

Frederic – Vick 7. Authorize Treatment Works Approval for Laundry Zone – 13 Cordier Street, Block 185, Lot 3

RESOLUTION FOR A TREATMENT WORKS APPROVAL FOR 13 CORDIER STREET

WHEREAS, Laundry Zone, has applied for a Treatment works Approval for the property located at 13 Cordier Street; and

WHEREAS, the property located at 13 Cordier Street, Block 185 Lot 3, which is is currently being redeveloped to include this proposed use as a result of an approval by the Irvington Planning Board; and

WHEREAS, the proposed development will potentially discharge greater than 8,000 gallons per day of sanitary waste; and

WHEREAS, the requirements of the New Jersey Department of Environmental Protection (NJDEP) require that any new development with a sanitary sewer discharge of 8,000 gallons per day or greater requires a Treatment Works approval, the first portion of which is to obtain the approval of the owner of the collection system, which in this case is the Township; and

WHEREAS, the applicant's engineer, Bertin Engineering, has prepared a sewer study indicating that this discharge will not adversely affect the Township's sanitary sewer collection system; and

WHEREAS, the Township Engineer has reviewed this study and concurs in the conclusions in this study and recommends that a Treatment Works Approval be approved for this project.

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a Treatment Works Approval be granted to Laundry Zone for the property located at 13 Cordier Street, Block 185 Lot 3 and that the Township Engineer be authorized to endorse this application on behalf of the Township.

Adopted
Absent: Cox

Frederic – Hudley 8. Authorize Treatment Works Approval for Laundry Zone – 722 Chancellor Avenue, Block 299, Lots 20, 22

RESOLUTION FOR A TREATMENT WORKS APPROVAL FOR 722 CHANCELLOR AVENUE

WHEREAS, Chancellor and Union Urban Renewal LLC, has applied for a Treatment works Approval for the property located at 722 Chancellor Avenue; and

WHEREAS, the property located at 722 Chancellor Avenue, Block 299 Lot 20, which is located at the intersection of Chancellor Avenue and Union Avenue is currently vacant has been approved by the Township's Zoning Board of Adjustment for the redevelopment of this site as a mixed use commercial and residential development; and

WHEREAS, the proposed development will potentially discharge greater than 8,000 gallons per day of sanitary waste; and

WHEREAS, the requirements of the New Jersey Department of Environmental Protection (NJDEP) require that any new development with a sanitary sewer discharge of 8,000 gallons per day or greater requires a Treatment Works approval, the first portion of which is to obtain the approval of the owner of the collection system, which in this case is the Township; and

WHEREAS, the applicant's engineer has prepared a sewer study indicating that this discharge will not adversely affect the Township's sanitary sewer collection system; and

WHEREAS, the Township Engineer has reviewed this study and concurs in the conclusions in this study and recommends that a Treatment Works Approval be approved for this project.

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a Treatment Works Approval be granted to Chancellor and Union Urban Renewal LLC for the property located at 722 Chancellor Avenue, Block 299 Lot 20, 22 and that the Township Engineer be authorized to endorse this application on behalf of the Township.

Adopted
Absent: Cox

10. Communication and Petitions

A. Communications

1. None

11. Pending Business

None

NON-CONSENT AGENDA ITEMS

B. Ordinances on Second Reading

President Burgess: An ordinance establishing a CAP Bank for Calendar Year 2020 Municipal Budget will be heard at this time.
The Assistant Clerk will read the notice of hearing.

The Assistant Clerk will read the ordinance by title.

**TOWNSHIP OF IRVINGTON
CALENDAR YEAR 2020
MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Municipal Council of the Township Of Irvington in the County of Essex finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Municipal Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$ 3,072,736.48 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Municipal Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Municipal Council of the Township Of Irvington, in the County of Essex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Township Of Irvington shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$ 3,072,736.48, and that the CY 2020 municipal budget for the Township Of Irvington be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

The public hearing on this ordinance is now open.

Frederic – Hudley Motion to close public hearing.

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

Adopted
No: Inman
Absent: Cox

C. Bills & Claims

Hudley - Burgess

1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD APRIL 6, 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	\$2,058,332.78
TOTAL	\$2,058,332.78

Adopted
No: Inman
Absent: Cox

Hudley - Beasley

2. Payrolls

MARCH 27, 2020

REGULAR	OVERTIME	OTHER	TOTAL
\$1,691,490.28	\$166,136.25	\$109,058.04	\$1,966,684.57

Adopted
No: Inman
Absent: Cox

9. Resolutions & Motions

A. Resolutions

Frederic – Beasley 9. Award Emergency Contract for Collection of Recycling and Waste Integrity Recycling and Waste Solution – Not To Exceed \$100,000.00

RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR COLLECTION OF RECYCLING WASTE

WHEREAS, on September 30, 2019, DPW needed to dispose of recyclable waste and;

WHEREAS, DPW contacted Integrity Recycling and Waste to dispose of said waste, and;

WHEREAS, the Public Works Director declared an emergency on March 11, 2020 to provide an emergency contract to dispose of recycling waste and;

WHEREAS, Integrity Recycling and Waste Solution of 111 Route 31, suite 223, Flemington, NJ 08822 was called and services were rendered and;

WHEREAS, this situation constitutes a threat to public health, safety, welfare, and the Public Works Director declared an Emergency to dispose of the recycling waste immediately. Integrity Recycling and Waste had the necessary machinery to dispose of the recycling waste and was available immediately to perform the work on an emergency basis, and;

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

WHEREAS, the total cost to provide emergency service to the Township was \$100,000.00

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 Integrity Recycling and Waste Solutions Inc of 111 Route 31, suite 223, Flemington, NJ 08822, for an amount not to exceed \$100,000.00

BE IT FUTHER RESLOVED, that the required certification of availability of funds C2000071 in the amount of \$100,000 from account number 0-01-32-465-465-118 has been obtained from the Chief Financial Officer.

Adopted
No: Inman
Absent: Cox

Frederic – Vick 10. Authorize Fair and Open Professional Services Contract for Planner Services for the Redevelopment Plan and Zoning Ordinance – Nishuane Group LLC – Annual Amount of \$100,000.00

A RESOLUTION AWARDDING A FAIR AND OPEN CONTRACT TO NISHUANE GROUP LLC AS THE PLANNER FOR REDEVELOPMENT PLAN AND ZONING ORDINANCE

WHEREAS, the Request for Proposals for professional Planner Services for the Redevelopment plan and Zoning Ordinance was publicly advertised in the New Jersey Star Ledger on February 12, 2020 with a deadline for proposals to be submitted on February 26, 2020;and

WHEREAS, one qualification was received and publicly opened by the Purchasing Agent and Assistant Municipal Clerk; and

WHEREAS, said qualification was referred to the Community Development and Planning Director; and

WHEREAS, the Community Development and Planning Director has recommended award should be made to the following firm:

Nishuane Group LLC,
105 Grove Street, Suite 1,
Montclair, NJ 07042

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Professional Planner for Redevelopment plan and Zoning Ordinance be awarded to Nishuane Group LLC., of 105 Grove Street, Suite 1, Montclair, NJ 07042, on the basis of their response to the request for proposal selection criteria and qualifications, for an annual amount of \$100,000.00.

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

BE IT RESOLVED that the required certification of availability of funds C2000073 in the amount of \$10,000.00 from account number 9-01-21-180-185-299 has been obtained from the Chief Financial Officer for the first month payment and the remaining balance will be certified upon the adoption of the 2020 budget and escrow funds.

Adopted
No: Inman
Absent: Cox

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

There being no further business, the meeting was adjourned at 7:45 P.M.

Renee C. Burgess, Council President

Shawna M. Supel, Assistant Municipal Clerk