

REGULAR COUNCIL MEETING  
JUNE 28, 2021

Virtual Zoom Meeting  
Irvington, N.J. – Monday Evening  
June 28, 2021 - 7:30 P.M.

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

Present: Jamillah Z. Beasley, Vernal C. Cox, Sean C. Evans, Charnette Frederic, October Hudley, 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. Municipal Court - Weekly Summary Report – June 14, 2021 to June 18, 2021

7. Reports of Committees

A. Request for Proposals Results – Asbestos Abatement – Heating System Pipes – Tunnel and Crawlspace – June 16, 2021

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

Vick – Evans

1. Redevelopment Bond Ordinance - 21st Street Project - \$500,000.00

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF PROPERTY  
LOCATED IN THE EAST WARD/EAST SPRINGFIELD AVENUE**

**REDEVELOPMENT AREA IN FURTHERANCE OF THE EAST WARD/EAST SPRINGFIELD AVENUE REDEVELOPMENT PLAN IN AND BY THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.**

Adopted

Beasley – Vick

2. Establish Resident Permit Parking on the Full Length of Dupont Place, Both Sides, of From 6 PM to 6 AM, Seven Days a Week

**AN ORDINANCE PROVIDING FOR RESIDENTIAL PARKING PERMITS ON THE ENTIRE LENGTH OF DUPONT PLACE BETWEEN PAINE AVENUE AND CHESTNUT AVENUE**

Adopted

Cox – Vick

3. Establish Resident Permit Parking on Both Sides of Yale Avenue From Nesbit Terrace to Stuyvesant Avenue, 24 Hours Per Day, Seven Days a Week

**AN ORDINANCE PROVIDING FOR RESIDENTIAL PARKING PERMITS ON YALE AVENUE BETWEEN NESBIT TERRACE AND STUYVESANT AVENUE, SEVEN DAYS A WEEK, 24 HOURS PER DAY**

Adopted

C. Bills & Claims

Burgess – Cox

1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD JUNE 28, 2021 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	\$5,119,596.05
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Adopted

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Evans – Cox

**2. Payrolls**

June 17, 2021

REGULAR	OVERTIME	OTHER	TOTAL
\$1,583,480.31	\$142,317.66	\$167,249.58	\$1,893,047.55

Adopted

**9. Resolutions and Motion**

**A. Resolutions**

Hudley – Vick

**1. Waive 20 Day Time Period for Effective Date of Ordinance Regulating Fireworks**

WHEREAS, an ordinance entitled “AN ORDINANCE AMENDING CHAPTER 439. PEACE AND GOOD ORDER; ARTICLE II. PUBLIC HEALTH NUISANCES, SECTION 439-36E. UNLAWFUL ACTS” was duly passed on first reading by the Municipal Council on June 14, 2021 and duly adopted by the Municipal Council on second reading after public hearing on June 28, 2021; and

WHEREAS, pursuant to N.J.S.A. 40:69A-181 (a) and Section 7-32 (d) of the Revised Code of the Township of Irvington, an ordinance shall take effect twenty (20) days after final passage by the Municipal Council and approval by the Mayor; and

WHEREAS, pursuant to N.J.S.A. 40:69A-181 (b) and Section 7-32 (d) of the Revised Code of the Township of Irvington, two- thirds (2/3) of the full membership of the Municipal Council may declare an emergency, by written resolution, to reduce this twenty (20) day period:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON (not less than 2/3 of the full membership thereof affirmatively concurring) that pursuant to the provisions of N.J.S.A. 40:69A-181 (b) and Section 7-32 (d) of the Revised Code of the Township of Irvington, it does hereby declare that an emergency exists that an ordinance entitled " AN ORDINANCE AMENDING CHAPTER 439. PEACE AND GOOD ORDER; ARTICLE II. PUBLIC HEALTH NUISANCES, SECTION 439-36E. UNLAWFUL ACTS” shall become effective immediately upon its approval by the Mayor.

Adopted

Hudley - Frederic

**2. Establish Handicap Parking Spaces at 18 Locations**

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 residence(s) 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, request(s) have been made for restricted parking space(s) in front of **132 19<sup>TH</sup> AVENUE, 9 RUTH STREET, 106 CUMMINGS STREET, 15 OSBORNE PLACE, 14 MAPLE AVENUE, 13 FREDERIC TERR, 21 GRACE STREET, 219 MUNN AVENUE, 112 WASHINGTON STREET, 32 HIGHLAND TERR, 38 TREMONT STREET, 71 WILSON PLACE, 282 ORANGE AVENUE, 16 GRACE STREET, 1311 CLINTON AVENUE, 59 LINDEN AVENUE, 33 OLYMPIC TERRACE, 2 CHAPMAN PLACE:**

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 **132 19<sup>TH</sup> AVENUE, 9 RUTH STREET, 106 CUMMINGS STREET, 15 OSBORNE PLACE, 14 MAPLE AVENUE, 13 FREDERIC TERR, 21 GRACE STREET, 219 MUNN AVENUE, 112 WASHINGTON STREET, 32 HIGHLAND TERR, 38 TREMONT STREET, 71 WILSON PLACE, 282 ORANGE AVENUE, 16 GRACE STREET, 1311 CLINTON AVENUE, 59 LINDEN AVENUE, 33 OLYMPIC TERRACE, 2 CHAPMAN PLACE;** and

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

Adopted

Beasley - Vick

3. Temporarily Allow Parking on the East Side of Hoffman Place From Paine Avenue to the Municipal Border For Ninety Days

**RESOLUTION TO TEMPORARILY ALLOW PARKING ON THE EASTERLY SIDE OF HOFFMAN PLACE, FROM PAINE AVENUE TO THE IRVINGTON MUNICIPAL BORDER**

WHEREAS, the Hoffman Place, within the Township of Irvington is an existing paved road within the township that extends from Paine Avenue to its terminus at the border of Township of Hillside; and

WHEREAS, the existing configuration of Hoffman Place is that of a roadway that is 24 feet wide, with parking prohibited on both sides of the roadway as this is a very narrow width for 2 way traffic; and

WHEREAS, this condition has placed a burden on the residents of Hoffman Place in finding parking on this street; and

WHEREAS, in an effort to provide some relief to the residents for parking but still provide for public safety, it is proposed that parking be temporarily be permitted on the easterly side of Hoffman Place, a distance of approximately 555 feet, from the Intersection of Paine Avenue to the Irvington Municipal border; and

WHEREAS, this approval shall be for a period not to exceed 90 days from the date of adoption of this resolution.

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that parking shall be permitted on the easterly side of Hoffman Place, from Paine Avenue

to the Irvington Municipal border on a temporary basis of 90 days from the effective date of this ordinance.

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to the Township of Hillside, the County of Essex and the County of Union as well as the Commissioner of the New Jersey Department of Transportation.

Adopted

Hudley - Beasley

4. Amend Redeveloper Agreement - Lyons Pride Investments, LLC –  
Remove 83 Madison Avenue, Block 86, Lot 36

**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 LYONS PRIDE  
INVESTMENTS 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, which properties are designated on the official tax maps of the Township as: Block 86, Lot 36; Block 125, Lot 11, Block 101, Lot 9; and Block 49, Lot 25 and identified, respectively, in the Township tax records as 83 Madison Avenue, 43 Tichenor Terrace, 149 Western Parkway and 209 Orange Avenue (collectively, the “**Original Property**”); 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 Lyons Pride Investments LLC as the “redeveloper” (as defined in the Redevelopment Law) of the Original Property; and by Resolution No. EDGO 20-1228-68, authorized the execution of that certain Redevelopment and Land Disposition Agreement (the “**Redevelopment Agreement**”), with respect to the acquisition of the Original Property by Redeveloper and the design, financing, development and maintenance of same as follows: the full rehabilitation of the existing one-family residential structures (each comprised of three (3) bedrooms and one (1) bathroom) on the lots identified as 83 Madison Avenue and 209 Orange Avenue, the construction of a two-family structure (each unit comprised of three (3) bedrooms and one (1) bathroom) on the lot identified as 43 Tichenor Terrace and the construction of a three-family structure (each unit comprised of three (3) bedrooms and one (1) bathroom) on the lot identified as 149 Western Parkway, as well as certain other on-site and offsite improvements; 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 86, Lot 36 on the official tax maps of the Township and identified in the Township tax records as 83 Madison Avenue; and

**WHEREAS**, the removal of the parcel identified in the Township tax records as 83 Madison Avenue from the Original Property will require the Parties to make certain amendments to the Agreement, including amendments to the Property Description, the Purchase Price, the Project Description and the Development Timetable; 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 (the “**Amendment Agreement**”) 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 Municipal Clerk is hereby authorized and directed, upon the execution of the Amendment Agreement, to attest to the signature of the Mayor upon each such document 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

**[ON FILE IN OFFICE OF COMMUNITY DEVELOPMENT]**

Adopted

Cox – Evans

5. Designate Redeveloper of 97-99 Ellis Avenue, Block 307, Lots 33 & 34 – FMF Homes, Inc.

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON DESIGNATING FMF HOMES INC AS REDEVELOPER FOR THE REDEVELOPMENT OF CERTAIN PROPERTIES IDENTIFIED AS BLOCK 207, LOTS 33 & 34 ON THE OFFICIAL TAX MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS AS 97-99 ELLIS AVENUE; AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AND LAND DISPOSITION AGREEMENT AND THE TRANSFER OF 97-99 ELLIS AVENUE IN CONNECTION THEREWITH**

**WHEREAS**, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”) authorizes municipalities to determine whether certain parcels of land located therein constitute areas in need of redevelopment or rehabilitation and to create redevelopment plans which provide development controls for any area so designated; and

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

**WHEREAS**, by Ordinance MC No. 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 “**Redevelopment Plan**”); and

**WHEREAS**, pursuant to the Redevelopment Law, including Section 8 thereof (*N.J.S.A. 40A:12A-8*), a municipality is permitted to contract with a redeveloper to undertake redevelopment projects pursuant to a redevelopment plan within the area designated in that plan; and

**WHEREAS**, to realize the redevelopment of Rehabilitation Area, 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 Redevelopment Law; and

**WHEREAS**, the Township is the owner of certain property located within the Rehabilitation Area identified as Block 207, Lots 33 & 34 on the tax maps of the Township and identified in the Township tax records as 97-99 Ellis Avenue (the “**Property**”); and

**WHEREAS**, the Township hereby determines that the redevelopment thereof in accordance with applicable provisions of the Redevelopment Plan will contribute to the rehabilitation and reinvigoration of the Township and to the social and economic improvement of the Township in accordance with the objectives of the Redevelopment Law; and

**WHEREAS**, FMF Homes Inc., (the “**Redeveloper**”) proposes the acquisition of the Property, and the design, development, financing, rehabilitation and maintenance thereon of a two-family residential building on each lot, with each residential unit consisting of 3 bedrooms and 2 bathrooms and certain other on-site and offsite improvements (collectively, the “**Project**”); and

**WHEREAS**, the Township has determined that Redeveloper possesses the proper qualifications and experience to implement and complete the Project in accordance with the Redevelopment Plan, and desires to convey the Property to Redeveloper to effect the same; and

**WHEREAS**, in order to effectuate the Redevelopment Plan and the Project, the Township has determined to enter into a redevelopment and land disposition agreement with the Redeveloper, (the “**Redevelopment Agreement**”), which establishes Redeveloper as the “redeveloper” of the Project, as that term is defined in the Redevelopment Law, and which specifies the respective rights and responsibilities of the Township and the Redeveloper with respect to the Project and the terms and conditions of the conveyance of the Property,

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

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

**Section 2.**     Redeveloper Designated; Execution of Redevelopment Agreement Authorized.

(a)     The Mayor is hereby authorized to execute the Redevelopment Agreement, substantially in the form attached hereto as **Exhibit A**, subject to modification or revision deemed necessary or desirable in consultation with counsel, and to take all other necessary or desirable action to effectuate such Redevelopment Agreement.

(b)     The Municipal Clerk is hereby authorized and directed, upon the execution of the Redevelopment Agreement in accordance with the terms of Section 2(a) hereof, to attest to the



signature of the Mayor upon such document and is hereby further authorized and directed to affix the corporate seal of the Township upon such document.

(c) Upon execution of the Redevelopment Agreement, and so long as the Redevelopment Agreement remains in full force and effect, Redeveloper is hereby designated as “redeveloper” for the Project in accordance with the Redevelopment Law.

**Section 3. Conveyance of Property Authorized.**

(a) The Township Council hereby approves the conveyance of the Property; and authorizes the Mayor, upon the execution of the Redevelopment Agreement, in accordance with the terms of Section 2(a) hereof, to execute a deed conveying the Property to Redeveloper, together with any other necessary documents and/or agreements between the Redeveloper and the Township, subject to modification or revision in consultation with counsel, deemed necessary or desirable to effectuate same. Said authorization includes delivery of the deed to the Property and any and all associated documents required to effectuate the conveyance of the Property.

(b) The Mayor and other necessary city officials and professionals are each hereby authorized and directed to execute and deliver such documents as are necessary to facilitate the transactions contemplated hereby and in the Redevelopment Agreement, and to take such actions or refrain from such actions as are necessary to facilitate the transactions contemplated hereby, in consultation with, as applicable, counsel to the Township, and any and all actions taken heretofore with respect to the transactions contemplated hereby are hereby ratified and confirmed.

(c) Upon the execution of the deed, together with any other necessary documents and/or agreements between the Redeveloper and the Township, in accordance with the terms of Section 3(a), the Municipal Clerk is hereby authorized and directed to attest to the signature of the Mayor upon such documents and is hereby further authorized and directed to affix the corporate seal of the Township upon such documents.

**Section 4. 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 5. Availability of the Resolution.** A copy of this resolution shall be available for public inspection at the office of the Municipal Clerk.

**Section 6. Effective Date.** This resolution shall take effect immediately.

**Exhibit A**

**FORM OF REDEVELOPMENT AGREEMENT**

**[ON FILE IN OFFICE OF COMMUNITY DEVELOPMENT]**

Adopted

Cox – Evans

6. Designate Redeveloper of 13-15 Chestnut Avenue, Block 233, Lots 6.02 and 6.03 – Legendary Property Solutions, LLC

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON DESIGNATING  
LEGENDARY PROPERTY SOLUTIONS, LLC AS REDEVELOPER FOR THE  
REDEVELOPMENT OF CERTAIN PROPERTIES IDENTIFIED AS BLOCK 233,  
LOTS 6.02 & 6.03 ON THE OFFICIAL TAX MAPS OF THE TOWNSHIP AND  
IDENTIFIED IN THE TOWNSHIP TAX RECORDS AS 13-15 CHESTNUT  
AVENUE; AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AND  
LAND DISPOSITION AGREEMENT AND THE TRANSFER OF 13-15  
CHESTNUT AVENUE IN CONNECTION THEREWITH**

**WHEREAS**, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”) authorizes municipalities to determine whether certain parcels of land located therein constitute areas in need of redevelopment or rehabilitation and to create redevelopment plans which provide development controls for any area so designated; and

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

**WHEREAS**, by Ordinance MC No. 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 “**Redevelopment Plan**”); and

**WHEREAS**, pursuant to the Redevelopment Law, including Section 8 thereof (*N.J.S.A. 40A:12A-8*), a municipality is permitted to contract with a redeveloper to undertake redevelopment projects pursuant to a redevelopment plan within the area designated in that plan; and

**WHEREAS**, to realize the redevelopment of Rehabilitation Area, 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 Redevelopment Law; and

**WHEREAS**, the Township is the owner of certain property located within the Rehabilitation Area identified as Block 233, Lots 6.02 and 6.03 on the tax maps of the Township and identified in the Township tax records as 13-15 Chestnut Avenue (the “**Property**”); and

**WHEREAS**, the Township hereby determines that the redevelopment thereof in accordance with applicable provisions of the Redevelopment Plan will contribute to the rehabilitation and reinvigoration of the Township and to the social and economic improvement of the Township in accordance with the objectives of the Redevelopment Law; and

**WHEREAS**, Legendary Property Solutions, LLC, (the “**Redeveloper**”) proposes the acquisition of the Property, and the design, development, financing, construction and maintenance of a three family residential building on each lot, with each residential unit consisting of 3 bedrooms and 2 bathrooms and certain other on-site and offsite improvements (collectively, the “**Project**”); and

**WHEREAS**, the Township has determined that Redeveloper possesses the proper qualifications and experience to implement and complete the Project in accordance with the Redevelopment Plan, and desires to convey the Property to Redeveloper to effect the same; and

**WHEREAS**, in order to effectuate the Redevelopment Plan and the Project, the Township has determined to enter into a redevelopment and land disposition agreement with the Redeveloper, (the “**Redevelopment Agreement**”), which establishes Redeveloper as the “redeveloper” of the Project, as that term is defined in the Redevelopment Law, and which specifies the respective rights and responsibilities of the Township and the Redeveloper with respect to the Project and the terms and conditions of the conveyance of the Property,

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

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

**Section 2.**     Redeveloper Designated; Execution of Redevelopment Agreement Authorized.

(d)     The Mayor is hereby authorized to execute the Redevelopment Agreement, substantially in the form attached hereto as **Exhibit A**, subject to modification or revision deemed necessary or desirable in consultation with counsel, and to take all other necessary or desirable action to effectuate such Redevelopment Agreement.

(e)     The Municipal Clerk is hereby authorized and directed, upon the execution of the Redevelopment Agreement in accordance with the terms of Section 2(a) hereof, to attest to the signature of the Mayor upon such document and is hereby further authorized and directed to affix the corporate seal of the Township upon such document.

(f)     Upon execution of the Redevelopment Agreement, and so long as the Redevelopment Agreement remains in full force and effect, Redeveloper is hereby designated as “redeveloper” for the Project in accordance with the Redevelopment Law.

**Section 3.**     Conveyance of Property Authorized.

(d)     The Township Council hereby approves the conveyance of the Property; and authorizes the Mayor, upon the execution of the Redevelopment Agreement, in accordance with the terms of Section 2(a) hereof, to execute a deed conveying the Property to Redeveloper, together with any other necessary documents and/or agreements between the Redeveloper and the Township, subject to modification or revision in consultation with counsel, deemed necessary or desirable to effectuate same. Said authorization includes delivery of the deed to the Property and any and all associated documents required to effectuate the conveyance of the Property.

(e)     The Mayor and other necessary city officials and professionals are each hereby authorized and directed to execute and deliver such documents as are necessary to facilitate the transactions contemplated hereby and in the Redevelopment Agreement, and to take such actions or refrain from such actions as are necessary to facilitate the transactions contemplated hereby, in consultation with, as applicable, counsel to the Township, and any and all actions taken heretofore with respect to the transactions contemplated hereby are hereby ratified and confirmed.

(f)     Upon the execution of the deed, together with any other necessary documents and/or agreements between the Redeveloper and the Township, in accordance with the terms of Section 3(a),

the Municipal Clerk is hereby authorized and directed to attest to the signature of the Mayor upon such documents and is hereby further authorized and directed to affix the corporate seal of the Township upon such documents.

**Section 4.** 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 5.** Availability of the Resolution. A copy of this resolution shall be available for public inspection at the office of the Municipal Clerk.

**Section 6.** Effective Date. This resolution shall take effect immediately.

**Exhibit A**

FORM OF REDEVELOPMENT AGREEMENT

**[ON FILE IN OFFICE OF COMMUNITY DEVELOPMENT]**

Adopted

Cox – Evans

7. Designate Redeveloper of 30 22<sup>nd</sup> Street, 344 16<sup>th</sup> Avenue, 215 21<sup>st</sup> Street, 349 16<sup>th</sup> Avenue and 125-127 21<sup>st</sup> Street, Block 137, Lot 9; Block 151, Lots 14 & 28; Block 155, Lot 14 and Block 156, Lot 19 – Chester Property Care, LLC

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON DESIGNATING CHESTER PROPERTY CARE LLC AS REDEVELOPER FOR THE REDEVELOPMENT OF CERTAIN PROPERTIES IDENTIFIED AS BLOCK 137, LOT 9; BLOCK 151, LOTS 14 & 28; BLOCK 155, LOT 14 AND BLOCK 156, LOT 19 ON THE OFFICIAL TAX MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS, RESPECTIVELY, AS 30 22<sup>ND</sup> STREET, 344 16<sup>TH</sup> AVENUE, 215 21<sup>ST</sup> STREET, 349 16<sup>TH</sup> AVENUE AND 125-127 21<sup>ST</sup> STREET; AND AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AND LAND DISPOSITION AGREEMENT AND THE TRANSFER OF THE PROPERTIES IN CONNECTION THEREWITH**

**WHEREAS**, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”) authorizes municipalities to determine whether certain parcels of land located therein constitute areas in need of redevelopment or rehabilitation and to create redevelopment plans which provide development controls for any area so designated; and

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

**WHEREAS**, by Ordinance MC No. 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 “**Redevelopment Plan**”); and

**WHEREAS**, pursuant to the Redevelopment Law, including Section 8 thereof (*N.J.S.A. 40A:12A-8*), a municipality is permitted to contract with a redeveloper to undertake redevelopment projects pursuant to a redevelopment plan within the area designated in that plan; and

**WHEREAS**, to realize the redevelopment of Rehabilitation Area, 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 Redevelopment Law; and

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

BLOCK	LOT	LOCATION
137	9	30 22nd Street
151	14	344 16th Avenue
151	28	215 21st Street
155	14	349 16th Avenue
156	19	125-127 21st Street

(the “**Property**”); and

**WHEREAS**, the Township hereby determines that the Property is no longer needed for public use, and that the redevelopment thereof in accordance with applicable provisions of the Redevelopment Plan will contribute to the rehabilitation and reinvigoration of the Township and to the social and economic improvement of the Township in accordance with the objectives of the Redevelopment Law; and

**WHEREAS**, Chester Property Care LLC (the “**Redeveloper**”) proposes the acquisition of the Property, and the design, development, financing, rehabilitation and maintenance as provided in the Concept Plan (collectively, the “**Project**”); and

**WHEREAS**, the Township has determined that Redeveloper possesses the proper qualifications and experience to implement and complete the Project in accordance with the Redevelopment Plan, and desires to convey the Property to Redeveloper to effect the same; and

**WHEREAS**, in order to effectuate the Redevelopment Plan and the Project, the Township has determined to enter into a redevelopment and land disposition agreement with the Redeveloper, (the “**Redevelopment Agreement**”), which establishes Redeveloper as the “redeveloper” of the Project, as that term is defined in the Redevelopment Law, and which specifies the respective rights and responsibilities of the Township and the Redeveloper with respect to the Project and the terms and conditions of the conveyance of the Property,

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

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

**Section 2.     Redeveloper Designated; Execution of Redevelopment Agreement Authorized.**

(g)     The Mayor is hereby authorized to execute the Redevelopment Agreement, substantially in the form attached hereto as **Exhibit A**, subject to modification or revision deemed necessary or desirable in consultation with counsel, and to take all other necessary or desirable action to effectuate such Redevelopment Agreement.

(h)     The Municipal Clerk is hereby authorized and directed, upon the execution of the Redevelopment Agreement in accordance with the terms of Section 2(a) hereof, to attest to the signature of the Mayor upon such document and is hereby further authorized and directed to affix the corporate seal of the Township upon such document.

(i)     Upon execution of the Redevelopment Agreement, and so long as the Redevelopment Agreement remains in full force and effect, Redeveloper is hereby designated as “redeveloper” for the Project in accordance with the Redevelopment Law.

**Section 3.     Conveyance of Property Authorized.**

(g)     The Township Council hereby approves the conveyance of the Property; and authorizes the Mayor, upon the execution of the Redevelopment Agreement, in accordance with the terms of Section 2(a) hereof, to execute a deed conveying the Property to Redeveloper, together with any other necessary documents and/or agreements between the Redeveloper and the Township, subject to modification or revision in consultation with counsel, deemed necessary or desirable to effectuate same. Said authorization includes delivery of the deed to the Property and any and all associated documents required to effectuate the conveyance of the Property.

(h)     The Mayor and other necessary city officials and professionals are each hereby authorized and directed to execute and deliver such documents as are necessary to facilitate the transactions contemplated hereby and in the Redevelopment Agreement, and to take such actions or refrain from such actions as are necessary to facilitate the transactions contemplated hereby, in consultation with, as applicable, counsel to the Township, and any and all actions taken heretofore with respect to the transactions contemplated hereby are hereby ratified and confirmed.

(i)     Upon the execution of the deed, together with any other necessary documents and/or agreements between the Redeveloper and the Township, in accordance with the terms of Section 3(a), the Municipal Clerk is hereby authorized and directed to attest to the signature of the Mayor upon such documents and is hereby further authorized and directed to affix the corporate seal of the Township upon such documents.

**Section 4.     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 5.     Availability of the Resolution.** A copy of this resolution shall be available for public inspection at the office of the Municipal Clerk.

**Section 6.     Effective Date.** This resolution shall take effect immediately.

**Exhibit A**

FORM OF REDEVELOPMENT AGREEMENT

[ON FILE IN OFFICE OF COMMUNITY DEVELOPMENT]

Adopted

Cox – Evans

8. Rescind and Replace Resolution OCDP 21-0322-5 and Authorize the Execution of a Redevelopment And Land Disposition Agreement By And Between The Township and Redevelopment Capital Partners, LLC In Connection With The Transfer And Redevelopment of 24 Properties Within The Township

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON RESCINDING AND REPLACING RESOLUTION OCDP 21-0322-5 AND AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AND LAND DISPOSITION AGREEMENT BY AND BETWEEN THE TOWNSHIP AND REDEVELOPMENT CAPITAL PARTNERS, LLC IN CONNECTION WITH THE TRANSFER AND REDEVELOPMENT OF CERTAIN PROPERTY WITHIN THE TOWNSHIP**

**WHEREAS**, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”) authorizes municipalities to determine whether certain parcels of land located therein constitute areas in need of redevelopment or rehabilitation and to create redevelopment plans which provide development controls for any area so designated; and

**WHEREAS**, in accordance with the requirements of the Redevelopment Law, on July 14, 2015, by resolution No. UEZ 15-0714-11, the Municipal Council (the “**Township Council**”) of the Township of Irvington (the “**Township**”) designated the entirety of the Township as an area in need of rehabilitation (the “**Rehabilitation Area**”); and

**WHEREAS**, on August 11, 2015, the Township Council duly adopted Ordinance MC. 3549, enacting a redevelopment plan for the Rehabilitation Area entitled the *Township-Wide Area in need of Rehabilitation Redevelopment Plan* (the “**Township-Wide Redevelopment Plan**”), pursuant to the Redevelopment Law and in accordance with the procedures set forth therein; and

**WHEREAS**, to realize the redevelopment of Rehabilitation Area, 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 Redevelopment Law; and

**WHEREAS**, pursuant to the Redevelopment Law, including Section 8 thereof (*N.J.S.A. 40A:12A-8*), a municipality is permitted to contract with a redeveloper to undertake redevelopment projects pursuant to a redevelopment plan within the area designated in that plan; and

**WHEREAS**, the Township Council previously adopted Resolution OCDP 21-0322-5, authorizing the execution of a Redevelopment and Land Disposition Agreement between the Township and Redevelopment Capital Partners, LLC in connection with the transfer and redevelopment of twenty-

seven (27) properties within the Township; and

**WHEREAS**, the Township Council now desires to rescind and replace Resolution 21-0222-2 and to authorize authorizing the execution of a Redevelopment and Land Disposition Agreement between the Township and Redevelopment Capital Partners, LLC in connection with the transfer and redevelopment of the properties listed below; and

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

<b>Block</b>	<b>Lot</b>	<b>Location</b>
24	11	545 Stuyvesant Avenue
39	1	1215 Clinton Avenue
52	10	275 Orange Avenue
56	23	220 Vermont Avenue
59	27	194 Columbia Avenue
77	23	379 Isabella Avenue
78	4	78-80 Orange Avenue
166	13	92 Ellis Avenue
166	14	94 Ellis Avenue
166	15	96 Ellis Avenue
167	13	476 21st Street
197	42	40-42 Berkshire Place
199	14	69 Coit Street
210	16	42-44 Maple Avenue
210	25	22 Maple Avenue
211	17	58 Augusta Street
213	3	36 Howard Street
214	17	12 Grace Street
219	18	62-64 Grace Street
222	19	1150 Grove Street
226	9	624 Lyons Avenue
267	11	117 Welland Avenue
335	13	39 Park Place
337	1	36 Park Place

(collectively, the “**Property**”); and

**WHEREAS**, the Township hereby determines that the Property is no longer needed for public use, and that the redevelopment thereof in accordance with applicable provisions of the Redevelopment Plan will contribute to the rehabilitation and reinvigoration of the Township and to the social and economic improvement of the Township in accordance with the objectives of the Redevelopment Law; and



**WHEREAS**, one of the parcels identified above is located both within the Rehabilitation Area and within a redevelopment area designated by the Township in accordance with the Redevelopment Law, as the East Ward/Springfield Avenue Redevelopment Area. This lot, identified on the Township tax maps as Block 210, Lot 25, is subject to the superseding zoning of the *East Ward/East Springfield Avenue Redevelopment Plan* (as amended, the “**East Ward Redevelopment Plan**”); and

**WHEREAS**, certain parcels identified above are located both within the Rehabilitation Area and within a rehabilitation area designated by the Township in accordance with the Redevelopment Law, as the Urban Enterprise Zone Rehabilitation Area. These lots, specifically: Block 199, Lot 4; Block 222, Lot 19; and Block 223, Lots 6 & 7 are subject to the overlay zoning of the Urban Enterprise Zone Redevelopment Plan (as amended, the “**UEZ Redevelopment Plan**”, together with the Township-Wide Redevelopment Plan and the East Ward Redevelopment Plan, the “**Redevelopment Plan**”); and

**WHEREAS**, Redevelopment Capital Partners, LLC (the “**Redeveloper**”) proposes to acquire the Property, and to redevelop same by undertaking the design, development, financing, maintenance and rehabilitation (or construction as needed) of two-family, three-family and multi-family dwellings with a goal of creating approximately forty (40) residential rental units containing a mix of one, two and three bedroom units, the renovation of one (1) mixed use property and the renovation of two (2) commercial warehouse buildings, and certain other on-site and offsite improvements on the Property (collectively, the “**Project**”); and

**WHEREAS**, the Township has determined that Redeveloper possesses the proper qualifications and experience to implement and complete the Project in accordance with the Redevelopment Plan, and desires to convey the Property to Redeveloper to effect the same; and

**WHEREAS**, in order to effectuate the Redevelopment Plan and the Project, the Township has determined to enter into a redevelopment and land disposition agreement with the Redeveloper, (the “**Redevelopment Agreement**”), which establishes Redeveloper as the “redeveloper” of the Project, as that term is defined in the Redevelopment Law, and which specifies the respective rights and responsibilities of the Township and the Redeveloper with respect to the Project and the terms and conditions of the conveyance of the Property,

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

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

**Section 2.**     Redeveloper Designated; Execution of Redevelopment Agreement Authorized.

(j)     The Mayor is hereby authorized to execute the Redevelopment Agreement, substantially in the form attached hereto as **Exhibit A**, subject to modification or revision deemed necessary or desirable in consultation with counsel, and to take all other necessary or desirable action to effectuate such Redevelopment Agreement.

(k)     The Municipal Clerk is hereby authorized and directed, upon the execution of the Redevelopment Agreement in accordance with the terms of Section 2(a) hereof, to attest to the

signature of the Mayor upon such document and is hereby further authorized and directed to affix the corporate seal of the Township upon such document.

(l) Upon execution of the Redevelopment Agreement, and so long as the Redevelopment Agreement remains in full force and effect, Redeveloper is hereby designated as “redeveloper” for the Project in accordance with the Redevelopment Law.

**Section 3. Conveyance of Property Authorized.**

(j) The Township Council hereby approves the conveyance of the Property; and authorizes the Mayor, upon the execution of the Redevelopment Agreement, in accordance with the terms of Section 2(a) hereof, to execute a deed conveying the Property to Redeveloper, together with any other necessary documents and/or agreements between the Redeveloper and the Township, subject to modification or revision in consultation with counsel, deemed necessary or desirable to effectuate same. Said authorization includes delivery of the deed to the Property and any and all associated documents required to effectuate the conveyance of the Property.

(k) The Mayor and other necessary city officials and professionals are each hereby authorized and directed to execute and deliver such documents as are necessary to facilitate the transactions contemplated hereby and in the Redevelopment Agreement, and to take such actions or refrain from such actions as are necessary to facilitate the transactions contemplated hereby, in consultation with, as applicable, counsel to the Township, and any and all actions taken heretofore with respect to the transactions contemplated hereby are hereby ratified and confirmed.

(l) Upon the execution of the deed in accordance with the terms of Section 3(a), the Municipal Clerk is hereby authorized and directed to attest to the signature of the Mayor upon such documents and is hereby further authorized and directed to affix the corporate seal of the Township upon such documents.

**Section 4. 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 5. Availability of the Resolution.** A copy of this resolution shall be available for public inspection at the office of the Municipal Clerk.

**Section 6. Effective Date.** This resolution shall take effect immediately.

**Exhibit A**

**FORM OF REDEVELOPMENT AGREEMENT**

**[ON FILE IN OFFICE OF COMMUNITY DEVELOPMENT]**

Adopted

Cox – Evans

9. Authorize Professional Service Contract for Foreclosure Counsel Services for Thirty-one (31) Foreclosure Matters– Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi & Gill - \$46,500.00

**RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT FOR FORECLOSURE COUNSEL SERVICES**

WHEREAS, resolution number OCDP-20-0127-1 qualified three firms to foreclosure counsel services for the Township of Irvington from July 1, 2020 until June 30, 2021; 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 thirty one (31) foreclosure matter(s); (1) 112 19<sup>th</sup> Ave Block 143 Lot 15; (2) 116 19<sup>th</sup> Ave Block 143 Lot 16; (3) 143-47 Western Parkway Block 101 Lot 8; (4) 161 19<sup>th</sup> Ave Block 139 Lot 17; (5) 187 19<sup>th</sup> Ave Block 131 Lot 20; (6) 197 19<sup>th</sup> Ave Block 131 Lot 16; (7) 199 19<sup>th</sup> Ave Block 131 Lot 15; (8) 20 Eberhardt Pl Block 104 Lot 8; (9) 200 19<sup>th</sup> Ave Block 122 Lot 36; (10) 205 19<sup>th</sup> Ave Block 131 Lot 13; (11) 207 19<sup>th</sup> Ave Block 131 Lot 12; (12) 209 19<sup>th</sup> Ave Block 131 Lot 11; (13) 213 19<sup>th</sup> Ave Block 131 Lot 9; (14) 323 17<sup>th</sup> Ave Block 152 Lot 1; (15) 342 17<sup>th</sup> Ave Block 149 Lot 20; (16) 344 17<sup>th</sup> Ave Block 149 Lot 19; (17) 346 17<sup>th</sup> Ave Block 149 Lot 18; (18) 350 17<sup>th</sup> Ave Block 149 Lot 17; (19) 438-40 21<sup>st</sup> St Block 163 Lot 11; (20) 439 14<sup>th</sup> Ave Block 117 Lot 7; (21) 51 Oak Street Block 110 Lot 10; (22) 54 Oak Street Block 115 Lot 3; (23) 56 Oak Street Block 115 Lot 5; (24) 60 Oak Street Block 115 Lot 6; (25) 647 18<sup>th</sup> Ave Block 142 Lot 14; (26) 656 18<sup>th</sup> Ave Block 154 Lot 38; (27) 662 18<sup>th</sup> Ave Block 154 Lot 1; (28) 687 18<sup>th</sup> Ave Block 140 Lot 11; (29) 748 15<sup>th</sup> Ave Block 110 Lot 1.01; (30) 77 Oak Ave Block 111 Lot 3; (31) 851 18<sup>th</sup> Ave Block 65 Lot 2 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 \$46,500.00. 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 C2100075 was obtained from the Chief Financial Officer and the appropriation to be charged for this expenditure is T-18-56-860-000-054 in the amount of \$46,500.00.

Adopted

Cox – Evans

10. Professional Service Contract for Foreclosure Counsel Services for Seven (7) Foreclosure Matters– Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi & Gill - \$10,500.00

**RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT FOR FORECLOSURE COUNSEL SERVICES**

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WHEREAS, resolution number OCDP-20-0713-13 qualified three firms to foreclosure counsel services for the Township of Irvington from July 1, 2020 until June 30, 2021; 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 seven (7) foreclosure matters; 119 19<sup>th</sup> Avenue Block 144 Lot 4; 2-4 Nelson Place Block 144 Lot 7; 6 Nelson Place Block 144 Lot 8; 8 Nelson Place Block 144 Lot 9; 362 21<sup>st</sup> Street Block 145 Lot 5; 353 21<sup>st</sup> Street Block 146 Lot 10; 135 19<sup>th</sup> Avenue Block 147 Lot 17 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 \$10,500.00. 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 C2000025 was obtained from the Chief Financial Officer and the appropriation to be charged for this expenditure is T-18-56-860-000-053 in the amount of \$10,500.00.

Adopted

Hudley – Frederic

11. Remove Handicap Parking Spaces at 160 Brookside Avenue –  
Handicapped Resident Moving and Requested its Removal

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 **160 BROOKSIDE AVENUE**; and

WHEREAS, the Police Department has determined that the handicapped resident for which the restricted handicapped parking space in front of **160 BROOKSIDE AVENUE** relocated out of state 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 **160 BROOKSIDE AVENUE**;

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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 **160 BROOKSIDE AVENUE** 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 **160 BROOKSIDE AVENUE**.

Adopted

Burgess – Frederic

12. Authorize Submission Grant Application and Execution of a Grant Contract With The New Jersey Department Of Transportation For The 2022 Trust Fund Resurfacing Project

**TOWNSHIP OF IRVINGTON  
RESOLUTION NO.**

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the 2022 Trust Fund Resurfacing Project

NOW, THEREFORE BE IT RESOLVED that the Municipal Council of the Township of Irvington formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application to be identified as MA-XXX-2022 Trust Fund Resurfacing - XXX to the New Jersey Department of Transportation on behalf of the Township of Irvington; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant application on behalf of the Township of Irvington and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approved the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Municipal Council  
On this 28th day of June, 2021.

---

Harold Weiner, Municipal Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

---

Harold Wiener, Municipal Clerk

---

Tony Vauss, Mayor

Adopted

Evans - Frederic

13. Authorize Grant Application for the 2022 Transportation Trust Fund Program for Specific Streets - Prospect Avenue From Stuyvesant Avenue to Springfield Avenue, Western Parkway From Madison Avenue to 18<sup>th</sup>

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Avenue and Eastern Parkway From 14th Avenue to Springfield Avenue

**Resolution to Approve an Application for the 2022  
Transportation Trust Fund Program**

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

WHEREAS, the Township Engineer has reviewed several streets for inclusion in this program and has prepared estimates of various roads within the Township for inclusion in this program, specifically,

<u>Street</u>	<u>Project Limits</u>
Prospect Avenue	Stuyvesant Avenue to Springfield Avenue
Western Parkway	Madison Avenue to 18 <sup>th</sup> Avenue
Eastern Parkway	14th Avenue to Springfield Avenue

For a total grant request of \$ 1,481,487.50

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

NOW, THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that an application for participation in the 2022 Transportation Trust Fund Program, in the amount of \$1,481,487.50 be authorized and be submitted on the Township's behalf and that the Mayor is authorized to endorse such a grant on behalf of the Township.

Adopted

~~14. Authorize Fair and Open Contract for Lease of Office Space at  
660 Stuyvesant Avenue BSR Group Not to Exceed \$45,000.00  
From July 1, 2021 Through June 30, 2022~~

**~~RESOLUTION AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR  
THE LEASE OF OFFICE SPACE~~**

~~WHEREAS, a sealed proposal for the lease of office space was publicly received  
opened by the Municipal Clerk and the Purchasing Agent May 26, 2021 for Lease of Office Space; and~~

~~WHEREAS, one bid was received and opened; and~~

~~WHEREAS, the bid received was reviewed according to the New Jersey Local Public Contract law, and  
referred to the Business Administration for review and recommendation; and~~

~~WHEREAS, the Township Administrator has recommend that an award be made to The BSR Group  
LLC of 660 Stuyvesant Ave, Irvington, NJ 07111 for the lease of office space; and~~

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~~WHEREAS, this lease agreement is for one year starting July 01, 2021 until June 30, 2012; and,~~

~~WHEREAS, the landlord, The BSR Group LLC will be paid a monthly sum of \$3,600.00 for the rental of the office space and the Township; and,~~

~~NOW THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Irvington authorizes the award of a and open contract to The BSR Group LLC of 660 Stuyvesant Ave, Irvington, NJ 07111 for a yearly amount not to exceed \$43,200.00; and~~

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

~~BE IT RESOLVED that the required Certification of Availability of Funds, certification number C21000083 has been obtained from the Chief Financial Officer for the first two months of service for an amount of \$7,200.00 and the appropriation to be charged for this expenditure is 1-01-20-100-100-299 and the remaining balance of \$36,000.00 will be obtained from the Chief Financial Officer upon the adoption of the 2021 and 2022 Municipal Budgets.~~

**[REMOVED FROM AGENDA AT CAUCUS MEETING AT THE REQUEST OF THE ADMINISTRATION]**

Burgess - Cox

15. Authorize Tax Payment Plan for 239 – 40th Street

**Redeem Municipal Held Lien in Installments**

**WHEREAS, N.J.S.A. 54:5-65** provides authority for the governing body to authorize redemption of a municipally held lien by installment payments to include principal and interest; and,

**WHEREAS, Roslyn Gilliard** owner of record of **Block 362, Lot 6 Qual C0023**, also known as **239 40<sup>th</sup> Street, C0023**, Municipality of Irvington, is desirous of satisfying Tax Title Lien # **18-01511** in the amount of **\$9,429.27** by the installment payment plan.

**NOW, THEREFORE, BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY,** hereby authorize an installment payment plan **\$340.89**, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for **36 months**, all current year's taxes, subsequent taxes, assessments or other municipal liens imposed shall be promptly paid when due.

**BE IT FURTHER RESOLVED,** that the final payment shall be sufficient to include all amounts due the municipality and secured by the tax sale lien, except for current year's taxes, and shall include interest properly chargeable on the respective unpaid balances.

**BE IT FURTHER RESOLVED,** that if installment payments are regularly and promptly made in accordance with the attached schedule, then the municipality will suspend any action to cut

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off or foreclose the right of redemption, and will agree not to assign, transfer or otherwise alienate the tax title lien it holds.

**BE IT FURTHER RESOLVED**, if any unpaid installment remains unpaid after 30 days of due date, then the municipality may proceed to enforce or foreclose the tax sale lien, or sell, assign, transfer or alienate it and shall proceed only for the unpaid balance after proper credit of such installment payments as were made.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution, along with an attached installment schedule will be forwarded to the Tax Collector and the property owner.

Adopted

Evans - Beasley                      16 Authorizing Purchase Over The Pay To Play Threshold Of \$17,500.00  
and Under the Bid Threshold of \$44,000.00 for the Rental Of Dumpsters –  
Waste Management

**AUTHORIZING PURCHASES OVER THE PAY TO PLAY THRESHOLD OF \$17,500.00 FOR THE  
RENTAL OF DUMPSTERS**

WHEREAS, the Township wishes to rent dumpsters and the total purchase will exceed the pay to play threshold; and

WHEREAS, the Township has obtained three quotes from ASAP Site Services, Montella, AM & Sons Haulage, Sancon Dumpster, Waste Management herein attached; and

WHEREAS, Waste Mgmt/Hudson Jersey Sanitation has provided the lowest quote for this service; and

WHEREAS, in compliance with 19:44a-20.13 et., seq., Waste Magt/Hudson Jersey Sanitation will exceed the Pay-to-Play threshold of \$17,500.00 for calendar year 2021; and,

WHEREAS, Waste Mgmt/Hudson of 1301 Route 37 West, Tom Rivers, NJ 08755 has completed and submitted 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 \$44,000.00; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Irvington hereby authorizes the Qualified Purchasing Agent to rent dumpsters from Waste Mgmt/Hudson of 1301 Route 37 West, Tom Rivers, NJ 08755 in excess of pay to play threshold \$17,500.00 but under the bid threshold of \$44,000.00; and

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2021

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



Hudley – Beasley

17 Authorize Purchase of Three Vehicles by State Contract for Housing Services Department – Mall Chevrolet, Inc. – Not To Exceed \$59,942.00

**RESOLUTION AUTHORIZING A CONTRACT WITH A STATE CONTRACT VENDOR MALL CHEVROLET INC., FOR THE PURCHASE OF THREE VEHICLES FOR THE HOUSING DEPARTMENT**

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 Housing Director wishes to purchase three new vehicles; 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; and

WHEREAS, vendor has provided the Township with a quote for the vehicles for a total amount of \$59,942.00.00 under New Jersey state contract number T-2007 (20-Fleet-01391) and

WHEREAS, the Township of Irvington intends to enter into contract with Mall Chevrolet through this resolution for an amount not to exceed \$59,942.00; and

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 Mall Chevrolet of 75 Haddonfield Road, Cherry Hill, NJ 08002 an amount not to exceed \$59,942.00 under the New Jersey State Contract number T-2007 ((20-Fleet-01391); and

BE IT FUTHER RESLOVED, that the required certification of availability of funds C2100068 in the amount of \$70,464.84 from account numbers C-04-56-853-020-980 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

Cox - Hudley

18. Authorize Acceptance of 2022 Strengthening Local Public Health Capacity Program. Grant - 2022 - \$291,042.

**Resolution to Accept “Strengthening Local Public Health Capacity Program 2022” Grant Award Funding**

WHEREAS, the Township of Irvington, Department of Department of Health and Senior Services has submitted application to receive funds from the New Jersey Department of Health (NJDOH)- Office of Local Public Health; Strengthening Local Public Health Capacity Program; a non-competitive grant opportunity. Grant Funds prevent, and respond to the COVID-19 Pandemic; and

WHEREAS, said grant funds of (\$291,042.) will be provided to boost public health capacity during COVID-19 outbreak response in the following areas;

Strengthen communicable disease outbreak preparedness/response capacity; assess, mitigate and respond to the social and health impacts of COVID-19 on at-risk populations through targeted outreach to vulnerable populations by enabling the Local Health Department to hire full-time Vulnerable Populations Outreach Coordinators, COVID-19 Generalists to assist with outreach to vulnerable populations, Plan vaccination programs, logistics, testing and contact tracing and resolving laboratory reporting issues within the jurisdiction and other COVID-19 related activities.

WHEREAS, the Irvington Department of Health has submitted a letter of intent and complied with all requirements for this application and is in good standing with the New Jersey Department of Health and the Office of Local Public Health N.J.A.C. 8:52-4.1 (a); and

WHEREAS, Local Departments of Health in New Jersey are responsible for maintaining and providing services to the residents of each municipality toward the minimization and prevention of future outbreaks of communicable diseases

WHEREAS, the governing body of the Township of Irvington is required under state law (N.J.S.A. 40A:11-1 et seq.) to authorize the execution of formal grant agreements and procurement contracts (in excess of \$8,500.00) with private contractors:

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

The Mayor, Business Administrator and the Chief Financial Officer are hereby authorized and directed to accept and utilize said funding, to execute the stipulated expenditures and activities in accordance with the rules and regulations documented in the OLPH Strengthening Local Public Health Capacity Grant and for the Irvington Department of Health comply with same and to submit reports and documentation in accordance with those stipulated in the language of this grant application and award.

Adopted

Hudley - Beasley                      19. Authorize Acceptance of COVID-19 Vaccination Supplemental Grant - \$50,000.00

**Resolution to Accept “COVID-19 Vaccination Supplemental Funding” Grant Award Funding**

WHEREAS, the Township of Irvington, Department of Health and Senior Services has submitted application to receive funds from the New Jersey Department of Health (NJDOH)- Office of Local Public Health (OLPH); Vaccination a non-competitive grant opportunity. Grant Funds prevent, COVID-19 Pandemic; and

WHEREAS, said grant funds of (\$50,000.) will be provided to enable public health departments during COVID-19 to;

Increase vaccine throughout; vaccinate underserved members of the Irvington community with the use of vaccine strike teams, mobile vaccine clinics, satellite clinics, temporary, or off-site clinics; partner with critical organizations and businesses to vaccinate the public and essential workers; and leverage local partnerships to increase COVID-19 vaccine confidence in the racial and ethnic minority and increase accessibility for people with disabilities.

WHEREAS, the Irvington Department of Health has submitted a letter of intent and complied with all requirements for this application and is in good standing with the New Jersey Department of Health and the Office of Local Public Health N.J.A.C. 8:52-4.1 (a); and

WHEREAS, Local Departments of Health in New Jersey are responsible for maintaining and providing services to the residents of each municipality toward the minimization and prevention of future outbreaks of communicable diseases

WHEREAS, the governing body of the Township of Irvington is required under state law (N.J.S.A. 40A:11-1 et seq.) to authorize the execution of formal grant agreements and procurement contracts (in excess of \$8,500.00) with private contractors:

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

The Mayor, Business Administrator and the Chief Financial Officer are hereby authorized and directed to accept and utilize said funding, to execute the stipulated expenditures and activities in accordance with the rules and regulations documented in the OLPH VCOVID-19 Vaccination Supplemental Funding Grant and for the Irvington Department of Health comply with same and to submit reports and documentation in accordance with those stipulated in the language of this grant application and award.

Adopted

Hudley - Cox

20. Authorize Three Year Average Revenue Anticipation in Calendar Year 2021 Municipal Budget

**RESOLUTION TO ANTICIPATE MISCELLANEOUS REVENUES IN THE 2021 BUDGET  
USING THE THREE-YEAR AVERAGE OF REALIZED REVENUES FROM THE PRIOR  
THREE YEARS**

WHEREAS, the COVID 19 pandemic had an adverse effect on the anticipated municipal revenues in the 2020 municipal current and utility fund budgets; and

WHEREAS, Section 1 of P.L. 2020, c.74 amended N.J.S.A 40A:4-26 authorized the Director of the Division of Local Government Services (“Division”) to promulgate new standards for the anticipation of COVID-19 affected revenues in the FY2021 budget, and, if necessary, in future years and

WHEREAS, for FY 2021, the Director authorizes the use of a three-year average for the calculation of affected revenues; and

WHEREAS, the Chief Financial Officer of the Township of Irvington, certifies that the following revenues were affected in 2020 by the COVID 19 pandemic and that the 3 year average of the amounts realized in 2018-2020 be anticipated in the introduced budget for 2021;

<b><u>Revenue Category</u></b>	<b><u>2018</u></b>	<b><u>2019</u></b>	<b><u>2020</u></b>	<b><u>Average</u></b>
License - Other	240,266.75	260,096.74	222,539.71	240,967.73
Municipal Court	2,795,860.79	3,169,527.21	1,855,076.29	2,606,821.43

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Parking Fees	174,877.61	197,269.76	95,282.36	155,809.91
Sewer User Charges	5,450,867.09	5,372,831.62	5,127,291.81	5,316,996.84
Receipts From Delinquent Taxes	2,077,578.44	3,676,492.19	2,881,687.88	2,878,586.17

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Irvington in the County of Essex, State of New Jersey that the above referenced revenues be anticipated using the 3 year average as permitted by the amendments to 40A: 4-26, adopted by the P.L. 2020, c. 74

Adopted

**Cox - Frederic**

**21. Introduction of Calendar Year 2021 Municipal Budget**

BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Calendar Year 2020 municipal budget:

Total General Revenues: \$125,796,833.80  
Total General Appropriations: \$125,796,833.80

BE IT FURTHER RESOLVED that a hearing on the budget and tax resolution will be held virtually utilizing Zoom due to the COVID-19 Emergency Precautions, on August 9, 2021 at 7:30 o'clock PM at which time and place objections to the Budget and Tax Resolution for the year 2020 may be presented by taxpayers or other interested persons. Please monitor the township's website at [www.irvington.net](http://www.irvington.net) or e-mail the Municipal Clerk's Office at [townclerk@irvingtonnj.org](mailto:townclerk@irvingtonnj.org) for instructions on how to access the meeting.

Adopted

**10. Communication and Petitions**

**A. Communications**

1. Joint Meeting Surplus Check Notice – 2020 - \$345,655.15

**11. Pending Business**

None

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**NON-CONSENT AGENDA ITEMS**

**B. Ordinances on Second Reading**

1. President Burgess: An ordinance to regulate the use of fireworks will be heard at this time. The Clerk will read the notice of hearing.

The Clerk will read the ordinance by title.

## **An Ordinance Amending Chapter 439. Peace and Good Order; Article II. Public Health Nuisances**

### **Section 439-36E. Unlawful Acts**

#### **AN ORDINANCE AMENDING CHAPTER 439-PEACE AND GOOD ORDER; ARTICLE II. PUBLIC HEALTH NUISANCES SECTION 439-36E**

BE IT ORDAINED by the Municipal Council of the Township of Irvington as follows: Chapter 439-36E is hereby amended to read as follows:

**Prohibition.** It shall be prohibited within the Township of Irvington to possess, sell, distribute, discharge, or set off, or otherwise cause to explode, discharge, or burn any firecrackers, torpedo rockets, roman candles, carbide cannon, dynamite cap, rocket, or other fireworks or explosives within the Township of Irvington and in accordance with N.J.S.A. 21:3-2 et seq.

**Permissible fireworks** are limited to hand held or ground based sparklers, snakes, and glow worms; smoke devices; and trick noisemakers, including party poppers, snappers, and drop pops. The sale, possession and use of all other fireworks requires a valid permit.

**To use Permissible fireworks** a person must be 16 years of age or older. But they may not use such fireworks or novelty sparkling devices under the following conditions:

- Between the hours of 9 p.m. and 9 a.m.
- On public or private property without the express permission of the owner.
- Within or from a motor vehicle or building.
- Into or at a motor vehicle, building or another person.
- While under the influence of alcohol or drugs.
- Within 150 feet of an occupied structure. An "occupied structure" for purposes of this section is defined as a structure, vehicle or place adapted for overnight accommodation of persons or for conducting business whether or not a person is actually present.

**Penalty.** Any person violating Section 439-36E of this Chapter will be subject to a fine of \$50.00 for the first offense; \$250.00 for a second offense; \$500.00 for a third offense and up to \$1000.00 for a fourth or subsequent offense. Any person under the age of 18 found to be in violation of this section is subject to a term of community service of not less than three (3) days.

All ordinances and provisions thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

If any article, section, sub-section, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision of invalidity shall not affect the remaining portions of provisions of this Ordinance.

The public hearing on this ordinance is now open.

There were no requests to be heard.

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Hudley – Vick                      Motion to close public hearing

Adopted

Hudley - Vick                      Motion to adopt this Ordinance after public hearing.

Adopted

12. Miscellaneous

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

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**BEVERAGE CONTROL BOARD**

JUNE 14, 2021

1. Chair Cox calls the Meeting to Order

2. Roll Call

Present: Commissioners Beasley, Burgess, Evans, Frederic, Dr. Hudley, Vick, Cox, Chair

Absent: None

3. New Business

Cox – Frederic                      A. Renewal of Plenary Retail Consumption Licenses for the 2021-2022 Licensing Year

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Plenary Retail Consumption Licenses for the year 2020-2021, to sell alcoholic beverages under the provisions of N.J.S.A. Title 33 having been investigated as required by said Law, and the Alcoholic Beverage Control Board being satisfied that said applicants in all things have met the requirements of the law and are suitable and proper individuals, partnerships or corporation to whom Plenary Retail Consumption Licenses for the sale of alcoholic beverages should be issued:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL ACTING AS THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE TOWNSHIP OF IRVINGTON that permanent Plenary Retail Consumption Licenses be issued to the following named individual, partnerships and corporations for the sale of alcoholic beverages in original containers for consumption off the licensed premises for the year 2020-2021 at the address set opposite their respective name, viz:

LICENSE NUMBER	NAME	ADDRESS
0709-33-017-007	Antojito's Restaurant, Inc. t/a Antojito's Restaurant	1240 Springfield Avenue

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0709-33-030-003	Point Tavern, Inc. t/a Point Tavern	712 Grove Street
0709-33-047-002	Brothers 521 Lounge and Café Corp. t/a Candy Girls Gentlemen's Club	554 Lyons Avenue
0709-33-075-005	Linden Branche t/a LVJ Planning	665 Stuyvesant Avenue
0709-33-009-008	Funhouse Entertainment, LLC	1162 Stuyvesant Avenue

BE IT FURTHER RESOLVED that the said licenses be issued in the name and under the seal of the Township of Irvington and be signed by a representative of the License Bureau, in order to fulfill the provisions of the Irvington Township Code, known as Ordinance MC 3635, which license, after being so signed, shall be release by the License Bureau to the licensee.

Adopted

Cox - Frederic                      B. Renewal of Plenary Retail Distribution Licenses for the 2021-2022 Licensing Year

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Plenary Retail Distribution Licenses for the year 2021-2022, to sell alcoholic beverages under the provisions of N.J.S.A. Title 33 having been investigated as required by said Law, and the Alcoholic Beverage Control Board being satisfied that said applicants in all things have met the requirements of the law and are suitable and proper individuals, partnerships or corporation to whom Plenary Retail Distribution Licenses for the sale of alcoholic beverages should be issued:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL ACTING AS THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE TOWNSHIP OF IRVINGTON that permanent Plenary Retail Distribution Licenses be issued to the following named individual, partnerships and corporations for the sale of alcoholic beverages in original containers for consumption off the licensed premises for the year 2021-2022 at the address set opposite their respective name, viz:

LICENSE NUMBER	NAME	ADDRESS
0709-44-001-010	Vighnavinashanaya Corporation t/a Roseway Liquors & Deli	701 Lyons Avenue
0709-44-012-005	Dhanshree, Inc.	170 Hayes Mill Road Atco, NJ 08004
(Pocket with Special 12:39 State ABC Ruling)		
0709-44-046-008	JRC Liquors, Inc. t/a JRC Liquors	728 Springfield Avenue

BE IT FURTHER RESOLVED that the said licenses be issued in the name and under the seal of the Township of Irvington and be signed by a representative of the License Bureau, in order to fulfill the provisions of the Irvington Township Code, known as Ordinance MC 3635, which license, after being so signed, shall be release by the License Bureau to the licensee.

Adopted

Cox - Frederic                      C. Renewal of Plenary Retail Club Licenses for the 2021-2022 Licensing

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Year

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Club Licenses for the year 2021-2022 to sell alcoholic beverages under the provisions of N.J.S.A. Title 33, having been investigated as required by said Law, and the Alcoholic Beverage Control Board being satisfied that said applicants in all things have met the requirements of the law and are suitable and proper organizations to whom Club Licenses for the sale of alcoholic beverages should be issued:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL ACTING AS THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE TOWNSHIP OF IRVINGTON that permanent Club Licenses for the sale of alcoholic beverages be issued to the following named clubs for the sale of alcoholic beverages be issued to the following named club for the sale of alcoholic beverages by the glass or other open receptacles to be consumed on the licensed premises, for the year 2021-2022 at the address set opposite their name, viz

LICENSE NUMBER	NAME	ADDRESS
0709-31-093-001	Ukrainian Community Center, Inc.	140-146 Prospect Avenue

BE IT FURTHER RESOLVED that the said licenses be issued in the name and under the seal of the Township of Irvington and be signed by a representative of the License Bureau, in order to fulfill the provisions of Chapter 158 of the Irvington Township Code, known as Ordinance MC 3635, which license, after being so signed, shall be release by the License Bureau to the licensee.

BE IT FURTHER RESOLVED that any inconsistencies in Resolution ABC 20-0810-8 relative to state laws, rule and regulations are hereby repealed.

Adopted

4. Adjournment

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**COUNCIL MEETING RESUMED**

12. Miscellaneous

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

Maxine Miller, 20 Sunset Terrace  
Brickman House, Sustainable Ne Jersey

Council President Burgess addressed the concerns raised by the above referenced citizens and thanked them for their interest in the community.

13. Adjournment

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



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Renee C. Burgess, Council President

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Harold E Wiener, Municipal Clerk