

REGULAR COUNCIL MEETING
MAY 31, 2022

Virtual Zoom Meeting
Irvington, N.J. – Monday Evening
May 31, 2022 - 7:30 P.M.

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

Present: Jamillah Z. Beasley, Vernal Cox, Charnette Frederic, October Hudley, Renee C. Burgess

Absent: Sean C. Evans, Orlander G. Vick

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 - Monthly Report For April 2022
2. Municipal Court - Weekly Summary Report for the Week of May 9, 2022 to May 13, 2022
3. Joint Meeting - Surplus Check - \$393,986.55
4. Joint Meeting - 2021 Annual Operational Report
5. Joint Meeting - Schedule of Surplus Check Amounts for 2021
6. Joint Meeting - 2021 Annual User Charge Apportionment Report
7. Joint Meeting - Schedule of Allocation of Surplus - December 31, 2021
8. Municipal Court - Weekly Summary Report for the Week of May 13, 2022 to May 16, 2022

7. Reports of Committees

- A. Request for Proposals Results – Various Professional Services – May 18, 2022
- B. Request for Proposal Results - Private Debt Collection - May 25, 2022
- C. Request for Proposals Results - Workers Compensation Counsel - May 25, 2022

ALL ITEMS LISTED ON THE CONSENT AGENDA ARE CONSIDERED ROUTINE BY THE

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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

Burgess - Beasley

1. Establish Additional Penalties for Parking in Designated Handicapped Parking Spaces

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 620 OF THE REVISED CODE OF THE TOWNSHIP OF IRVINGTON ENTITLED “VEHICLES AND TRAFFIC” PERTAINING TO PENALTIES FOR PARKING IN DESIGNATED HANDICAPPED PARKING SPACES
BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON**

Adopted

Absent: Evans, Vick

B. Ordinances on Second Reading

None

C. Bills & Claims

Burgess – Hudley

1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD MAY 31, 2022 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

CALENDAR YEAR 2022

\$4,993,247.27

Adopted

Absent: Evans, Vick

Hudley - Burgess

2. Payrolls

May 20, 2022

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REGULAR	OVERTIME	OTHER	TOTAL
\$1,695,108.39	\$197,960.90	\$134,086.41	\$2,027,155.70

Adopted
Absent: Evans, Vick

9. Resolutions and Motions

A. Resolutions

Frederic - Hudley 1. Ratify the 2020 Municipal Audit

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the Calendar Year 2020 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirement of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the Annual Audit entitled: GENERAL COMMENTS AND RECOMMENDATIONS

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED THAT THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON MAY 31, 2022.

Harold E. Wiener, R.M.C. #C-0327, M.M.C., Municipal Clerk

Adopted
Absent: Evans, Vick

Burgess – Beasley

2. Authorize The Ceremonial Naming Of Orange Park to David Lyons Park and Smith Street From Springfield Avenue to Clinton Avenue to David Lyons Way, “In Memoriam”

**HONORABLE DAVID LYONS PARK
HONORABLE DAVID LYONS WAY
– IN HONORARIUM”**

WHEREAS, on August 11, 2019, the Lord took from amongst our ranks Irvington Municipal Council President David Lyons; and

WHEREAS, David Lyons was born in Thomaston, Georgia on April 26, 1950, a small community of about 10,000 in West Central Georgia. He attended elementary school at Drake Elementary school where he was an honor student. David attended Albany State College in Albany, Georgia; and

WHEREAS, in 1984 David moved to Irvington where he soon became a voice for the tenants of the building he lived in. Seeking to better the conditions of the tenants of the building, David met Lil Maurice, who was the founder of the Irvington Tenants Association. Seeing the passion that David showed in speaking up for others, Ms. Maurice and others chose David as the president of the Irvington Tenants Association. Not satisfied with the lack of progress made in his dealings with landlords, David soon began attending council meetings in hopes of getting the town to force landlords to be held accountable for their lack sensitivity toward tenants; and

WHEREAS, David Lyons became a regular at council meetings and soon began to speak on all issues that he felt the Council Members should have been more proactive in on a daily basis. In 1994, David was arrested at a council meeting and charged with being disorderly, simply because he turned to the audience to make a point. At a subsequent trial held in Maplewood, New Jersey, David was found “NOT GUILTY” of the charges. Two (2) years later in 1996, David was elected to the Irvington Municipal Council after running at the urging of people who liked the passion that he showed at council meetings. Since that time, David has been reelected 5 times by his constituents; and

WHEREAS, David Lyons served admirably as the Chairman of Irvington’s Alcoholic Beverage Control Board for four years, from 1996 to 2000; and

WHEREAS, on July 1, 2016, David was elected President of the Township Council by his colleagues. He was Chairman of the Legal Committee, Finance Committee and Public Safety Committee and he also served as a member of the ABC Board, as well as a member of the Taxi/Livery, Rent Leveling, Licensing/Permit Constable Committee and Cable TV & Technology Committees; and

WHEREAS, David Lyons was inducted in New Jersey League Of Municipalities Elected Officials Hall of Fame on Wednesday, February 8, 2017 in recognition of his over twenty years of elected service in the Township of Irvington, at that point culminating his political career; and

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WHEREAS, in addition to serving on Irvington’s Township Council, David was also employed with the Veteran’s Administration. Himself a veteran, David gave the Veterans that he served the same passion he gave his township. Displaying the same passion that he always brings to positions he served; and

WHEREAS, David has served his community for over twenty-three (23) years and he continued to give his all, until his untimely death. He was happiest knowing that he now had a Mayor and Council that worked together as they move to make Irvington the place that he thought it always could be. A Mayor and Council working to keep Irvington strong:

WHEREAS, the Irvington Municipal Council is desirous of renaming **Orange Park** to “HONORABLE DAVID LYONS PARK” in honor of the hard work of the late Honorable Council President and North Ward Council Member David Lyons and to erect street signs on **Smith Street between Springfield Avenue and Clinton Avenue** in the Township of Irvington signifying “HONORABLE DAVID LYONS WAY” in recognition of his many years of service to the Township of Irvington:

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP OF IRVINGTON that street signs signifying “HONORABLE DAVID LYONS WAY” be placed above all street signs on **Smith Street between Springfield Avenue and Clinton Avenue** to recognize his many years of service as a community leader and commitment to the Township of Irvington; and

BE IT FURTHER RESOLVED that the **Orange Park** shall hereinafter be known and designated as “HONORABLE DAVID LYONS PARK” in honor of this great man; and

BE IT FURTHER RESOLVED that the Department of Public Works and the Department of Parks and Recreation be authorized and directed to take all the necessary steps to see that proper signage is erected to so designate the Orange Park as the “HONORABLE DAVID LYONS PARK” and to erect street signs signifying “HONORABLE DAVID LYONS WAY” above all street signs on Smith Street between Springfield Avenue and Clinton Avenue.

Adopted
Absent: Evans, Vick

Burgess – Hudley

3. Authorize The Ceremonial Naming Of The Irvington Senior Citizen Center at 1077 Springfield Avenue to Lebbly C. Jones Senior Citizen Theater “ in Memoriam”

**RESOLUTION NAMING THE
IRVINGTON SENIOR CITIZEN CENTER
1077 SPRINGFIELD AVENUE
“HONORABLE LEBBY C. JONES SENIOR CITIZEN THEATER”
IN HONORARIUM**

WHEREAS, the late Honorable Freeholder Lebbly C. Jones was born on March 3, 1943, to the late Harris and Flossie Jones in Lake City, South Carolina; and

WHEREAS, a longtime resident of the great Township of Irvington, the late Honorable Freeholder Lebbly C. Jones served her Irvington community with commitment, diligence, distinction and honor; and

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WHEREAS, the late Honorable Freeholder Lebbby C. Jones was elected to her first term as a Essex County Freeholder At-Large in November of 2014 and re-elected in November 2017; and

WHEREAS, her electoral career began in the 1980's, when she won a position in Irvington's Democratic County Committee representing the South Ward, 8th District and having secured re-election for numerous consecutive terms until June 2016; and

WHEREAS, following her appointment as the South Ward Council Member in 1994, she was elected to the position in 1996. In 1998, she was elected as an At-Large Council Member and re-elected in 2002, 2006 and again in 2010, until she retired from the Municipal Council on June 30, 2014; and

WHEREAS, Freeholder Jones also served on the Irvington Board of Education, as its President from 1993-94; as a Member and President of the Irvington Branch of the NAACP; as President of the Dr. Martin Luther King Jr. Commemorative Committee of Irvington; President of the Laventhal Avenue Block Association; and President of the Irvington NJ Chapter of the National Action Network; and

WHEREAS, she enjoyed a 33-year career as an educator working as both a teacher and guidance counselor in the Newark Public Schools, is a former member of the American and Essex County Guidance Associations, and served as a shop steward for the Newark Teachers' Union; and

WHEREAS, in recognition of her exemplary record, Freeholder Jones was bestowed with the following awards, honors and appointments: Proclamation in recognition of accomplishments from former Irvington Mayor Wayne Smith; Proclamation in recognition of civic service by former Governor James E. McGreevey; Chairperson of the Joint Meeting of Essex and Union Counties for 2002-2003; Community Service Award by former Irvington Council President Wayne Smith; Irvington Small Fry Community Service Award; Community Leadership by the Citizens for Good Government; ECESC Board of Directors; Newark Board of Education Service Award for 1992 and 1993; D. Bilal Beasley Civic Association Community Service Award; Mt. Moriah A.M.E. Church Service Award; Irvington High School Peer Leadership Program; lifetime membership with the NAACP; Award for Service from the Irvington Democratic Committee; Women's History Month Community Service Award; Political Action Committee of Orange, East Orange and Irvington Community Service Award; and Determined to Achieve Parent Network for Community Service; and

WHEREAS, she received a Bachelor of Arts degree in Social Studies from Claflin University in Orangeburg, South Carolina; and a Master of Arts degree from the School of Counseling and Social Work from Kean University in Union, New Jersey. She continued studies at Kean University, where she earned 30 graduate credits above the Master's degree level in the field of Education. She was also certified at the university in Elementary Education; and

WHEREAS, Freeholder Jones was an active member of Franklin Saint John United Methodist Church of Newark; and

WHEREAS, the Irvington Municipal Council is desirous of renaming the **Irvington Senior Citizen Center** at 1077 Springfield Avenue to "HONORABLE LEBBY C. JONES SENIOR CITIZEN THEATER" in honor of the hard work and in recognition of the many years of service to the Township of Irvington of the late Honorable Freeholder Lebbby C. Jones:

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP OF IRVINGTON that the **Irvington Senior Citizen Center** shall hereinafter be known and designated as "HONORABLE LEBBY C. JONES SENIOR CITIZEN THEATER" in honor of this great woman; and

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BE IT FURTHER RESOLVED that the Department of Public Works and the Department of Health and Senior Services be authorized and directed to take all the necessary steps to see that proper signage is erected to so designate the Irvington Senior Citizen Center at 1077 Springfield Avenue as the “HONORABLE LEBBY C. JONES SENIOR CITIZEN THEATER”.

Adopted
Absent: Evans, Vick

Beasley - Cox

4. Authorize The Ceremonial Naming Of Eastern Parkway From Highland Terrace To 18th Avenue Reverend Dr. Leroy Hodges, Sr. Way, “In Memoriam”

RESOLUTION AUTHORIZING THE CEREMONIAL NAMING OF EASTERN PARKWAY FROM HIGHLAND TERRACE TO 18TH AVENUE “REVEREND DR. LEROY HODGES, SR. WAY, IN MEMORIAM”.

WHEREAS, Reverend Dr. Leroy Hodges Sr. had served the community of Irvington for many years; and

WHEREAS, Reverend Dr. Leroy Hodges Sr. was appointed Chaplain to the Police Department of Newark and Chaplain to the Police Department, Fire Department and Department of Public Works of Irvington, which he served each assignment with fervor and support; and

WHEREAS, after more than 25 years of operating businesses, he retired to rest and concentrate on health matters when, in 1980, he felt the calling of the Lord to ministry and was ordained a Licensed Minister in the Church of God In Christ organization under Bishop Chandler Owens at Wells Cathedral Church of God In Christ and through faithful dedication at Wells Cathedral, he also became an ordained Elder and continued to serve until 1991 when he founded and incorporated Strangers Home Church of God In Christ, the first Church of God In Christ congregation in Irvington; and

WHEREAS, Reverend Dr. Leroy Hodges Sr., after more than 25 years of active pastoring, retired and relocated to Princeton, NJ; and

WHEREAS, family meant the world to him and he always wanted his family members to gather and support one another, he wanted love to always be a priority and it was the only thing he desired the family to embrace because as he said, “when you love one another, nothing is impossible” and he also loved to recollect on memories of Mississippi and music, which were always in his heart; and

WHEREAS, wherever he went, it was always noted that he would bring smiles to all whether through a joke, life experience recollection or an encouraging word and his warm smile and jovial nature were always a welcome sight that will be missed by all; and

WHEREAS, the Township of Irvington wishes to honor Reverend Dr. Leroy Hodges Sr. for his unending dedication, commitment and spiritual guidance to the Township residents by naming Eastern Parkway from Highland Terrace to 18th Avenue, “REVEREND DR. LEROY HODGES, SR. WAY, IN MEMORIAM” to recognize his many contributions and spiritual guidance to the residents of Irvington, as well as the surrounding areas:

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP OF IRVINGTON, that a street sign stating “REVEREND DR. LEROY HODGES, SR. WAY, IN MEMORIAM” be placed above the street sign on

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Eastern Parkway from Highland Terrace to 18th Avenue in recognition of his many years of dedicated community and religious service to those in need in the Township of Irvington as well the surrounding area; and

BE IT FURTHER RESOLVED that the Department of Public Works be authorized and directed to take all the necessary steps to see that proper street signs are erected signifying “REVEREND DR. LEROY HODGES, SR. WAY, IN MEMORIAM” be placed above the street sign on Eastern Parkway from Highland Terrace to 18th Avenue.

Adopted
Absent: Evans, Vick

Burgess - Hudley 5. Resolution of Sorrow – Jah’Que Benbow

**RESOLUTION OF SORROW
JAH’QUE BENBOW**

WHEREAS, the Municipal Council of the Township of Irvington wishes to express their deepest sorrow on the passing of Jah’Que Benbow, beloved son of our dear Syesha Benbow-Dozier; and

WHEREAS, Jah’Que Benbow was born on April 8, 1999, to Syesha Benbow-Dozier and Jared Fudge in Newark, New Jersey. He departed this life on May 11, 2022; and

WHEREAS, Jah’Que was educated in the Irvington School System. He was a member of the basketball team & J.R.O.T.C. He worked for Irvington Township Summer Program and Clean Team. Jah’Que worked in Auto Sales where he loved to bid on cars at the auction. He later worked as a Supervisor at the Conoco Gas Station where he departed this life; and

WHEREAS, as a Young Adult he loved to ride dirt bikes, motorcycles and go-carts. In his spare time, he loved to go fishing, and his favorite football team was the Green Bay Packers; and

WHEREAS, Jah’Que was known for his caring and respectful ways. He would always try to make sure everyone was taking care of. Before he left, he would ask, “ARE YOU GOOD?”

WHEREAS, Jah’Que was silly, funny, loving, and loved to tell jokes. He would try to help anyone who would ask him, whether he could or not he would find a way; and

WHEREAS, Jah’Que leaves to cherish his memory: his mother Syesha (Earl) Dozier, his father Jared Fudge, his son Aasir Jah’Que Benbow, his Stepson Aiden Delva, his sisters Keonah Stephens, Zy-Lanni Dozier, Zhanae Fudge, Jaslene Fudge, and Azziyah Stephens, his brothers Quasim Stephens, Ralph Jones III, Syie Dozier and Xaiver Fudge, his two nephews Sy’Kee Stephens and Mark Boyd, one God sister Sajadah Dawson, his grandfather Michael (Alice) Lockett, his Aunts Iesha Benbow, Assata Benbow, Mecca and Medina Lockett, Aireal Fudge-Holder and Latasha Stephens, his Uncles Shakur Benbow and Amadu Benbow of Newark, N.J. A significant other Insonjee Delva. A host of cousins, Great Aunts and Uncles, relatives and friends. He was preceded in death by his grandmother Katherine Benbow-Lockett, and his grandparents Geraldine and Sherman Stephens; and

WHEREAS, Jah’Que was loved by so many family and friends; he will truly be missed by all:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the passing of Jah'Que Benbow and extends our most 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 in lasting tribute to Jah'Que Benbow.

Adopted
Absent: Evans, Vick

Cox – Frederic 6. Authorize the Use of Wagner Place Firehouse as a Polling Place

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that the following public buildings are hereby authorized for election purposes for the Local Primary and General Elections during the year 2022:

WARD	DISTRICT	LOCATION
West	3	Wagner Place Fire House

Adopted
Absent: Evans, Vick

Beasley - Hudley 7. Amend Designating Black Union LLC As Redeveloper For The
Redevelopment of Certain Property 178 Union Avenue Block 264, Lot 9 and
Authorize the Execution of the Amended and Restated Redevelopment and Land
Disposition Agreement and Transfer

**AMENDED RESOLUTION OF THE TOWNSHIP OF IRVINGTON DESIGNATING
BLACK UNION LLC AS REDEVELOPER FOR THE REDEVELOPMENT OF
CERTAIN PROPERTY IDENTIFIED AS BLOCK 264, LOT 9 ON THE OFFICIAL TAX
MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS AS
178 UNION AVENUE, AND AUTHORIZING THE EXECUTION OF THE AMENDED
AND RESTATED REDEVELOPMENT AND LAND DISPOSITION AGREEMENT AND
THE TRANSFER OF 178 UNION 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 264, Lot 9 on the tax maps of the Township and identified in the Township tax records as 178 Union Avenue (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, Black Union LLC (the “**Redeveloper**”) proposed the acquisition of the Property from the Township and the design, development, financing, conversion, rehabilitation and maintenance thereon of a six (6) unit commercial building to be redeveloped to market rate residential units consisting of 2-3 bedrooms and 1-2 bathrooms (with the potential to expand to a seventh residential (7th) unit, depending on final approved designs) as well as certain other on-site and off-site 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, on November 9, 2020 the Township Council adopted Resolution #OCDP 20-1109-25 authorizing the execution of a redevelopment agreement in order to designate the Redeveloper as the “redeveloper”, as that term is used in the Redevelopment Law, to redevelop the Property, and to set forth the terms and conditions with respect to such development (the “**Original Agreement**”, which was not executed); and

WHEREAS, in order to effectuate the Redevelopment Plan and the Project, the Township has determined to modify the Amended Agreement and 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 Amended 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 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
Absent: Evans, Vick

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Burgess – Beasley 8. Authorize a Professional Services Contract for Foreclosure Counsel Services - Goldenberg, Mackler, Sayeh, Mintz, Pfeffer, Bonchi & Gill

AMENDED RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT FOR FORECLOSURE COUNSEL SERVICES

WHEREAS, resolution number TA 21-0712-15 qualified two firms to foreclosure counsel services for the Township of Irvington from July1, 2021 to June 30, 2022; 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 has assigned Goldenberg, Mackler, Sayeh, Mintz, Pfeffer, Bonchi & Gill to represent the Township for foreclosure matters; and

WHEREAS, the Township Attorney needs Goldenberg, Mackler, Sayeh, Mintz, Pfeffer, Bonchi & Gill to represent the Township for general foreclosure matters; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Goldenberg, Mackler, Sayeh, 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, Sayeh, Mintz, Pfeffer, Bonchi & Gill, 660 New Road, Suite 1A, Northfield, NJ 08225 for a contract amount not to exceed \$5,000.00. The billings rate shall exceeded \$1,200.00 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 C22-0071 was obtained from the Chief Financial Officer and the appropriation to be charged for this expenditure is TA-21-0712-15 in the amount of \$2,500.00. The amount of the contract will be \$7,500.00 however, the full budget has yet to be adopted therefore the Certification of Availability of Funds is for a portion of the contracted amount.

Adopted
Absent: Evans, Vick

Hudley – Cox 9. Authorize the Execution of an Escrow Agreement with New Life Construction & Property Management for the Redevelopment of 475 Stuyvesant Avenue (Block 17, Lot 62); 50 Smith Street (Block 81, Lot 29); 16-18 Orange Avenue (Block 38, Lot 31); 49 Oak Avenue (Block 110, Lot 11); 13 Highland Terrace (Block 122, Lot 20); 9-15 Bryant Court (Block 224, Lot 16.01); 11 May Street (Block 218, Lot 18); 178 Linden Avenue (Block 91, Lot 3); 85 Hopkins Place (Block 166, Lot 38.01); 89 Hopkins Place (Block 166, Lot 39.01); and 58 Oak Ave (Block 115, Lot 5)

RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT WITH NEW LIFE CONSTRUCTION &

**PROPERTY MANAGEMENT FOR THE REDEVELOPMENT OF CERTAIN
PROPERTY IN THE TOWNSHIP**

WHEREAS, the Municipal Council (the “**Township Council**”) of 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.* (the “**Redevelopment Law**”), 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, pursuant to the Redevelopment Law, the Township Council has duly designated the entire Township as an area in need of rehabilitation and has further adopted the *Township-Wide Area in Need of Rehabilitation Redevelopment Plan* in accordance with the procedures set forth in the LRHL; 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, New Life Construction & Property Management (the “**Company**”) and the Township, in its capacity as redevelopment entity, intend to intend to pursue pre-development activities, including but not limited to a review of the Company’s proposal, the acquisition and conveyance of certain properties within the Township, the negotiation in good faith and preparation of a redevelopment agreement (the “**Agreement**”), and other related actions (the “**Pre-Development Activities**”); and

WHEREAS, the Company proposes to explore the acquisition of certain properties identified on the official tax maps of the Township and identified in the Township tax records as 475 Stuyvesant Avenue (Block 17, Lot 62); 50 Smith Street (Block 81, Lot 29); 16-18 Orange Avenue (Block 38, Lot 31); 49 Oak Avenue (Block 110, Lot 11); 13 Highland Terrace (Block 122, Lot 20); 9-15 Bryant Court (Block 224, Lot 16.01); 11 May Street (Block 218, Lot 18); 178 Linden Avenue (Block 91, Lot 3); 85 Hopkins Place (Block 166, Lot 38.01); 89 Hopkins Place (Block 166, Lot 39.01); and 58 Oak Ave (Block 115, Lot 5) (collectively, the “**Property**”) and to undertake the rehabilitation or redevelopment of same (the “**Project**”); and

WHEREAS, the Company has agreed to defray certain costs incurred by or on behalf of the Township arising out of or in connection with the proposed Predevelopment Activities; and

WHEREAS, the Township and the Company wish to enter into an escrow and funding agreement establishing the mechanism for the deposit and disposition of funds to cover the Township’s costs,

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 Agreement. The Township Council hereby authorizes the Mayor to execute the escrow and funding agreement substantially in the form attached hereto as Exhibit A, with such changes, deletions, and modifications in consultation with counsel as may be necessary or desirable to effect the transaction contemplated by this resolution. However, neither the adoption of this resolution, nor the execution of the escrow and funding agreement authorized hereby, shall be construed in any way to bind the Township to execute one or more definitive agreements with respect to the Project.

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 office of the Municipal Clerk.

Section 5. Effective Date. This resolution shall take effect immediately.

Exhibit A

ESCROW AGREEMENT

[ON FILE IN OFFICE OF COMMUNITY DEVELOPMENT]

Adopted

Absent: Evans, Vick

Beasley – Hudley 10. Authorize the Execution of an Escrow Agreement with Irvington Advance Renewal LLC for the Redevelopment of Various Properties

RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT WITH IRVINGTON ADVANCE RENEWAL LLC FOR THE REDEVELOPMENT OF CERTAIN PROPERTY IN THE TOWNSHIP

WHEREAS, the Municipal Council (the “**Township Council**”) of 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.* (the “**Redevelopment Law**”), 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, pursuant to the Redevelopment Law, the Township Council has duly designated the entire Township as an area in need of rehabilitation and has further adopted the *Township-Wide Area in Need of Rehabilitation Redevelopment Plan* in accordance with the procedures set forth in the LRHL; 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, Irvington Advance Renewal LLC (the “**Company**”) and the Township, in its capacity as redevelopment entity, intend to intend to pursue pre-development activities, including but not limited to a review of the Company’s proposal, the acquisition and conveyance of certain properties within the Township, the negotiation in good faith and preparation of a redevelopment agreement (the “**Agreement**”), and other related actions (the “**Pre-Development Activities**”); and

WHEREAS, the Company proposes to explore the acquisition of certain properties identified on the official tax maps of the Township and identified in the Township tax records as:

Block	Lot	Address
44	39	86 W Allen

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		Street
59	11	207 Munn Avenue
79	36	90 Cummings Street
87	4	41 Washington Avenue
115	18	497 Grove Street
116	25	587 Grove Street
119	7	749 15 th Avenue
124	7	47 Breakenridge Terr
126	24	615 Grove Street
127	9	45 Grove Terrace
127	10	41 Grove Terrace
137	19	9 20 th Avenue
139	22	265 Ellis Avenue
140	2	710 Grove Street
140	19	303 Ellis Avenue
141	10	324 Ellis Avenue
143	10	296 21 st Street
149	32	676 18 th Avenue
156	28	14-16 Roosevelt Terrace
173.01	1	14-24 S. 20 th Street
185	8	479-487 Chancellor Ave
209	19	4 Bruen Avenue
212	15	1048 Clinton Avenue
213	21	11 Grace Street
214	33	145-147 Maple Avenue
219	16	70 Grace Street
219	28	171 Maple Avenue
224	1	71-75 Mt Vernon Ave
251	19	674-80 Chancellor Ave
262	19	21 Osborne Place

267	32	64 Fern Avenue
315	22	994 Stuyvesant Avenue
378	21	72 Elmwood Terrace

(the “**Property**”) and to undertake the rehabilitation or redevelopment of same (the “**Project**”); and

WHEREAS, the Company has agreed to defray certain costs incurred by or on behalf of the Township arising out of or in connection with the proposed Predevelopment Activities; and

WHEREAS, the Township and the Company wish to enter into an escrow and funding agreement establishing the mechanism for the deposit and disposition of funds to cover the Township’s costs,

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 Agreement. The Township Council hereby authorizes the Mayor to execute the escrow and funding agreement substantially in the form attached hereto as Exhibit A, with such changes, deletions, and modifications in consultation with counsel as may be necessary or desirable to effect the transaction contemplated by this resolution. However, neither the adoption of this resolution, nor the execution of the escrow and funding agreement authorized hereby, shall be construed in any way to bind the Township to execute one or more definitive agreements with respect to the Project.

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 office of the Municipal Clerk.

Section 5. Effective Date. This resolution shall take effect immediately.

Exhibit A

ESCROW AGREEMENT

[ON FILE IN OFFICE OF COMMUNITY DEVELOPMENT]

Adopted
Absent: Evans, Vick

Burgess Beasley

11. Accept Essex County COVID-19 Mitigation Funding from the United Way of Greater Newark in the Amount of \$100,000.00

**RESOLUTION TO ACCEPT “ESSEX COUNTY COVID-19 MITIGATION FUNDING”
UNITED WAY OF GREATER NEWARK**

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WHEREAS, in April 2022, the Township of Irvington, Department of Health and Senior Services received funds in the amount of \$100,000 from the United Way of Greater Newark to support COVID-19 education and vaccination within the Township of Irvington.

WHEREAS, the United Way of Greater Newark has made said one-time grant funds available to the Township of Irvington, Department of Health and Senior Services for COVID-19 mitigation efforts in support of education and vaccinations.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON are hereby authorized to accept and utilize the ESSEX COUNTY COVID-19 MITIGATION funding from the United Way of Greater Newark awarded to the Irvington Department of Health and Senior Services for COVID-19 mitigation efforts.

Adopted
Absent: Evans, Vick

Hudley – Frederic 12. Establish Handicapped Parking Spaces in Front of 311 Isabella Avenue
and 79 Norwood Avenue

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 311 Isabella Avenue and 79 Norwood Avenue:

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 311 Isabella Avenue and 79 Norwood Avenue; and

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

Adopted
Absent: Evans, Vick

Frederic – Hudley 13. Remove Handicapped Parking Space in Front of 60 - 40th Street –
Handicapped Resident No Longer Resides There

WHEREAS, N.J.S.A. 39:4-197.5 provides that a Municipality may by resolution provide for restricted parking spaces in front of residences for use by any person who has been issued a special vehicle identification card pursuant to the provisions of N.J.S.A. 39:4-205, when using a motor vehicle on which is displayed a certificate, for which a special vehicle identification card has been issued pursuant to N.J.S.A. 39:4-206; and

WHEREAS, a restricted handicapped parking space has been previously established at 60 - 40th Street; and

WHEREAS, it has been determined that the handicapped resident for which the restricted handicapped parking space in front of 60 - 40th Street no longer lives at that location:

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 60 - 40th Street 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 60 40th Street.

Adopted
Absent: Evans, Vick

Beasley – Frederic 14. Resolution Awarding a Contract for Towing and Impoundment Services
Based Upon Sole Bid Submitted - MTS Towing

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

WHEREAS, the Request for bids for Towing and Impoundment service was publicly advertised in the New Jersey Star Ledger on April 09, 2022 with a deadline for bids to be submitted on April 27, 2022; and

WHEREAS, one qualification was received and publicly opened; and

WHEREAS, said qualification was referred to the Public Safety Director; and

WHEREAS, the qualification satisfied the bid requirement; and

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

NOW THEREFORE BE, IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for towing and impoundment be awarded to MTS Towing, 480 Chancellor Ave, Irvington, NJ 07111 for three years starting on June 17, 2022 - June 18 2025; and

BE IT FURTHER RESOLVED, that MTS Towing Company will follow all Township ordinances regarding this service and provide the appropriate insurance to the Township Attorney; and

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

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to return the bid security to the vendor.

Adopted
Absent: Evans, Vick

Beasley – Frederic 15. Amend Time Frame of Outdoor Education Center Lease Agreement
With the Irvington Board of Education

**A RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING
THE EXTENSION OF THE TIMEFRAME TO SATISFY CERTAIN**

**CAPITAL CONDITIONS SET FORTH IN A LEASE AGREEMENT WITH
THE BOARD OF EDUCATION OF THE TOWNSHIP OF IRVINGTON
FOR THE IRVINGTON OUTDOOR EDUCATION CENTER**

WHEREAS, the Board of Education of the Township of Irvington (the “**Board**”) is the owner of certain real estate, commonly known as the “**Irvington Outdoor Education Center**” consisting of Block 63, Lots 6 and 20 and Block 61, Lot 10 on the official Tax Maps of the Township of Readington, in the County of Hunterdon, New Jersey (the “**Property**”); and

WHEREAS, the Irvington Outdoor Education Center opened in 1928 and has successfully operated as a camp since the spring of 1961; and

WHEREAS, the Property consists of approximately 123 acres, including two ponds and lakes and camp buildings, which were last occupied in 2001; and

WHEREAS, the Board and the Township of Irvington (the “**Township**”) previously entered into an Agreement of Lease (the “**Lease Agreement**”), pursuant to which the Board agreed to lease the Property to the Township for recreational and educational use for a period of twenty (20) years (January 1, 2019 to December 31, 2038) at a rental rate of \$1.00 per annum; and

WHEREAS, Section 7 of the Lease Agreement provides that, if the Township cannot secure the appropriate funding for, or undertake a commitment to secure the appropriate funding for, the improvements, renovations and new additions to the Property required by the Lease Agreement by January 8, 2022, then the Lease Agreement shall be deemed void, unless the Township and Board agree otherwise (the “**Cancellation Clause**”); and

WHEREAS, the Township and the Board mutually agree that it is in the best interest of the parties to extend the date set forth in the Cancellation Clause to January 8, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the Township hereby agrees to amend Section 7 of the Lease Agreement by replacing the date "January 8, 2022" with the date "January 8, 2023", and that this resolution shall evidence the Township's agreement to such amendment in writing pursuant to the requirements of the Lease Agreement; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Secretary of the Board.

Adopted
Absent: Evans, Vick

Beasley - Burgess 16. Authorize Pool of Two Law Firms For Legal Foreclosure Services Based
On Requests for Qualifications

RESOLUTION AUTHORIZING QUALIFYING LIST OF FORECLOSURE COUNSELS

WHEREAS, the Request for Qualifications for professional Foreclosure counsel services was publicly advertised in the New Jersey Star Ledger on April 22, 2022 with a deadline for qualifications to be submitted on May 18, 2022; and

WHEREAS, two qualifications were received and publicly opened; and

WHEREAS, said qualifications were referred to the Township Attorney; and

WHEREAS, the Township Attorney has recommended that award should be made to the following firm:

Goldenberg, Mackler, Sayeih GMS Law	Eric M. Bernstein & Associates LLC
Keith A. Bonchi	Eric M. Bernstein
660 New Road, Suite 1A Northfield, NJ 08225	34 Mountain Blvd, Warren, NJ 07059

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the above vendor is qualified for the services of professional foreclosure services and the Township Attorney will prepare separate resolutions for all cases assigned to the above vendor.

BE IT FURTHER RESOLVED, that this qualification is for one year starting on July 01, 2022 and ending on June 30, 2023; 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: Evans, Vick

Beasley - Burgess

17. Authorize Purchases Over the Pay to Play Threshold for Signs

**AUTHORIZING PURCHASES OVER THE PAY TO PLAY THRESHOLD OF \$17,500.00 FOR SIGNAGE
AND PARTS FOR DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Township wishes to purchase various signs and the total purchase will exceed the pay to play threshold; and

WHEREAS, the Township has obtained three quotes from Highway Traffic Supply, All traffic Solutions, Robco Supply LLC herein attached; and

WHEREAS, Robco Supply LLC has provided the lowest quote for an amount not to exceed \$26,520.00; and

WHEREAS, in compliance with 19:44a-20.13 et, seq., Robco Supply LLC will exceed the Pay-to-Play threshold of \$17,500.00 for calendar year 2022; and,

WHEREAS, Robco Supply LLC 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 award a contract to Robco Supply LLC for \$26,520.00 for the purchase of signs.

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 that the required certification of availability of funds C22-0058 in the amount of \$26,520.00 from account number G-02-xx-912-21A-299 has been obtained from the Chief Financial Officer.

Adopted
Absent: Evans, Vick

Frederic - Cox 18. Authorize Tax Payment Agreement – 18 Orange Avenue, Block 82,
Lot 16

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, Salim Blanka, owner of record of **Block 82 Lot 16**, also known as 18 Orange Avenue, Municipality of Irvington, is desirous of satisfying Tax Title Lien # **20-00403** in the amount of **\$8,704.48** 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 **\$798.03**, as set forth on the attached schedule and that in addition to said installments being promptly paid on the first of each month, for **12 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 to 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 promptly3- made in accordance with the attached schedule, then the municipality will suspend any action to cut 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
Absent: Evans, Vick

Cox - Hudley 19 Ratify IAFF Memorandum of Understanding – Contract – July 1, 2021 –
June 30, 2025

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WHEREAS, the Township of Irvington and the IAFF Local 2004 - Irvington Deputy Fire Chiefs Association, the (DFCA), have engaged in labor negotiations for the purpose of establishing salaries and other conditions of employment for members of the said association of the Township of Irvington; and

WHEREAS, the Township of Irvington and the IAFF Local 2004 - Irvington Deputy Fire Chiefs Association, the (DFCA), have mutually agreed to the salaries and other conditions of employment for the period beginning July 1, 2022 and ending June 30, 2025:

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

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

Adopted
Absent: Evans, Vick

Cox - Hudley 20. Authorize Change Order Number 1 and Final for The 2020 Trust Fund
Resurfacing Project To American Asphalt & Milling Services, LLC - Final
Amount of Contract - \$1,207,573.85 - Net Change of 11.52%

RESOLUTION TO APPROVE CHANGE ORDER NUMBER 1 (AND FINAL) FOR THE 2020 TRUST FUND RESURFACING PROJECT

WHEREAS, a contract for 2020 Trust Resurfacing Project was awarded to American Asphalt & Milling Services, LLC on April 26, 2021 as Resolution DPW 21-0426-14 in the amount of \$ 1,364,777.42; and

WHEREAS, this project is now complete as the project has been inspected by the New Jersey Department of Transportation (NJDOT) and the Township's engineering consultant, Greenman-Pedersen, Inc. and all the necessary corrections have been made to the project so that it is now complete; and

WHEREAS, during the course of the project certain field changes were necessary resulting in a net change to the contract in the amount of - \$ 157,203.57 so that the final amount of the contract is \$1,207,573.85 for a net change of – 11.52%; and

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a change order, Change Order No. 1 and Final to the contract for the 2020 Trust Resurfacing Project is granted in the amount of - \$ 157,203.57 to American Asphalt & Milling Services, LLC so that the final amount of the contract is \$1,207,573.85 for a net change of – 11.52% and that the Mayor is authorized to sign the necessary NJDOT Change Order form on behalf of the Township.

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, a Certificate of Availability of Funds for the above work is not required as the final contract amount is below that of the original contract and no additional funds are required.

Adopted
Absent: Evans, Vick

Beasley - Frederic 21. Authorize Preparation of an Engineering Study of the Intersection of
North Union Avenue And Mill Road In The Townships Of Irvington And

Hillside

RESOLUTION TO PREPARE AN ENGINEERING STUDY OF THE INTERSECTION OF NORTH UNION AVENUE AND MILL ROAD IN THE TOWNSHIPS OF IRVINGTON AND HILLSIDE

WHEREAS, the intersection of North Union Avenue and Mill Road exists in both the Township of Irvington and the Township of Hillside, and;

WHEREAS, the current design of this intersection is not sufficient to safely accommodate the traffic volume that currently uses this intersection, resulting in several accidents, and;

WHEREAS, the number of vehicular accidents appears to satisfy the warrants for the redesign, realignment or installation of a traffic signal at this intersection, and;

WHEREAS, the unique location of this intersection, being in both the Township of Irvington and the Township of Hillside, and being in both Essex and Union Counties, requires the approval and cooperation of all of the governing bodies in order to accomplish this needed project.

NOW, THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, THAT the concept of a redesign of the intersection of North Union Avenue and Mill Road is approved and that the Township Engineer is authorized to seek professional engineering proposals to redesign this intersection, and;

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Mayor and Municipal Council of the Township of Hillside so that they may concur in the concept the redesign of this intersection.

Adopted
Absent: Evans, Vick

10. Communication and Petitions

A. Communications

1. Mayor Vauss Replacement Appointment - Planning Board - Jadeh Williams Replacing Allison Bryant Who Resigned Effective April 11, 2022

11. Pending Business

None

BEVERAGE CONTROL BOARD

MAY 31, 2022

1. Chair Cox calls the Meeting to Order

2. Roll Call

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Present: Commissioners Beasley, Burgess, Frederic, Hudley, Chairman Cox

Absent: Evans, Vick

3. New Business

Cox - Beasley A. Renewal of Plenary Retail Consumption Licenses for the 2022-2023 Licensing Year

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Club licenses for the Year 2022-2023 to sell alcoholic beverages under the provisions of NJSA 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; and

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 name clubs for the sale of alcoholic beverages by the glass or other open receptacles to be consumed on the licensed premises, for the Year 2022-2023 at the address set opposite their name.

License Number	Name	Address
0709-31-101-001	The Most Worshipful Garden State Grand Lodge Ancient Free DBA/Club 875	875 Sanford Avenue

BE IT FURTHER RESOLVED, that the said license be issued in the name and under the seal of the Township of Irvington and be signed by the ABC Board Secretary, in order to fulfil the provisions of Chapter 158 of the Irvington Township Code, known as Ordinance MC 3635, which license, after being so signed, shall be released by the ABC Board Secretary to the licensee .

Adopted
Absent: Evans, Vick

Cox - Beasley B. Renewal of Plenary Retail Distribution Licenses for the 2022-2023 Licensing Year

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Plenary Retail Consumption Licenses for the Year 2022-2023 to sell alcoholic beverages under the provisions of NJSA 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 Plenary Retail Consumption Licenses should be issued; and

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 on the licensed premises, for the Year 2022-2023 at the address set opposite their name.

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License Number	Name	Address
0709-33-018-004	Dairy King, Inc. DBA/Mugs Pub	63 New Street
0709-33-034-002	Vic's Place Inc. DBA/Vic's Place	395 Stuyvesant Avenue
0709-33-042-004	Cricket Productions, Inc. DBA/Cricket Club	415-42116"Ave.
0709-33-048-006	Kay, LLC DBA/Kay	193-197 Western Parkway
0709-33-068-007	Nnanna C. Okoro	Pocket License
0709-33-075-006	LVJ Planning, LLC DBA/LVJ Planning, LLC	665 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 the ABC Board Secretary, in order to fulfil the provisions of Chapter 158 of the Irvington Township Code, known as Ordinance MC 3635, which license, after being so signed, shall be released by the ABC Board Secretary to the licensee.

Adopted
Absent: Evans, Vick

Cox - Beasley C. Renewal of Plenary Retail Club Licenses for the 2022-2023 Licensing Year

WHEREAS, the following named individuals, partnerships or corporations, being applicants for Plenary Retail Distribution Licenses for the year 2022-2023, to sell alcoholic beverages under the provisions of N.J.S.A. Title 33 having been investigated as required by said Law, and the Alcoholic Beverage Control Board being satisfied that said applicants in all things have met the requirements of the law and are suitable and proper individuals, partnerships or corporations to whom Plenary Retail Distribution Licenses for the sale of alcoholic beverages should be issued:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL ACTING AS THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE TOWNSHIP OF IRVINGTON that permanent Plenary Retail Distribution Licenses be issued to the following named individuals, partnerships and corporations for the sale of alcoholic beverages in original containers for consumption off the licensed premises for the year 2022-2023 at the address set opposite their respective name, viz:

0709-44-003-013	Smrutri Corporation t/a Rajashri Wine & Liquors	751 Lyons Avenue
0709-44-004-004	Irvington Liquors, LLC D/B/A Irvington Liquors	1398 Springfield Avenue
0709-44-014-003	Puni Liquors, LLC D/B/A Home Wine and Liquors	1269-77 Springfield Avenue
0709-44-031-009	Prit, Inc. t/a Sam's Gourmet Liquors & Grocery	990 Clinton Avenue
0709-44-032-003	Arnav Liquor, Inc. t/a Irvington Discount Liquor	876 Springfield Avenue
0709-44-046-009	Bhargav Liquor, Inc. t/a JRC Liquors	728 Springfield Avenue
0709-44-053-008	Mahashakti, Inc. t/a Mueller's Star Liquors	1050 Clinton Avenue
0709-44-065-010	Cordier Liquors, Inc.	13-29 Cordier Street

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0709-44-069-005	D/B/A Lyons Discount Liquors Pankil Corporation	1070 Springfield Avenue
0709-44-084-011	D/B/A International Liquors Gold Key Liquor & Grocery Deli, Inc.	1117 Grove Street
0709-44-086-006	D/B/A Al-Liquor Satgurudev, Inc.	580 Chancellor Avenue
0709-44-097-006	D/B/A Chancellor Liquor Maharaj, Inc., D/B/A Krauszer's Food & Wine	649 - 18th Avenue

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

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

Adopted
Absent: Evans, Vick

4. Adjournment

NON-CONSENT AGENDA ITEMS

12. Miscellaneous

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

There were no requests to be heard.

13. Adjournment

There being no further business, the meeting adjourned at 7:40 P.M.

Renee C. Burgess, Council President

Harold E. Wiener, Municipal Clerk