

REGULAR COUNCIL MEETING
OCTOBER 24, 2022

Virtual Zoom Meeting
Irvington, N.J. – Monday Evening
October 24, 2022 - 7:30 P.M.

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

Present: Darlene Brown, Vernal Cox, Sean C. Evans, Charnette Frederic October Hudley, Orlander G. Vick, Jamillah Z. Beasley, President

Absent: None

President Beasley 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 for the Week Of October 3, 2022 to October 7, 2022
2. Municipal Court – Weekly Summary Report for the Week Of October 10, 2022 to October 14, 2022
3. Municipal Court – Collection Report for the Month of September 2022

7. Reports of Committees

A. None

8. Ordinances, Bills & Claims

Vick – Cox

1. Ordinance Authorizing The Execution Of A Financial Agreement With 124-130 Ellis Avenue Urban Renewal LLC, And Granting A Tax Exemption With Respect To Certain Property Identified On The Township's Tax Map As Block 162, Lots 5-7 And Identified In The City Tax Records As 124-130 Ellis Avenue, Irvington, New Jersey

ORDINANCE OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH 124-130 ELLIS AVENUE URBAN RENEWAL LLC, AND GRANTING A TAX EXEMPTION WITH RESPECT TO CERTAIN PROPERTY IDENTIFIED ON THE TOWNSHIP'S TAX MAP AS BLOCK 162, LOTS 5-7 AND IDENTIFIED IN THE CITY TAX RECORDS AS 124-130 ELLIS AVENUE, IRVINGTON, NEW JERSEY

Adopted

Frederic - Vick

2. Bond Ordinance Funding An Emergency Appropriation Providing For The Township's Allocable Share Of The Unfunded Portion Of Phase I Of The Flood Mitigation Facilities Project Of The Joint Meeting Of Essex And Union Counties, By And In The Township Of Irvington; Appropriating \$3,945,000.00 Therefor And Authorizing The Issuance Of \$3,945,000.00 Bonds Or Notes To Finance The Cost

BOND ORDINANCE FUNDING AN EMERGENCY APPROPRIATION PROVIDING FOR THE TOWNSHIP'S ALLOCABLE SHARE OF THE UNFUNDED PORTION OF PHASE I OF THE FLOOD MITIGATION FACILITIES PROJECT OF THE JOINT MEETING OF ESSEX AND UNION COUNTIES, BY AND IN THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY; APPROPRIATING \$3,945,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,945,000 BONDS OR NOTES TO FINANCE THE COST THEREOF

Adopted

C. Bills & Claims

Evans – Frederic

1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD OCTOBER 24, 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 AMINISTRATION, 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 \$1,267,902.13

TOTAL \$1,267,902.13

Adopted

Frederick - Vick

2. Payrolls

October 7, 2022

| REGULAR | OVERTIME | OTHER | TOTAL |
|----------------|--------------|--------------|----------------|
| \$1,680,381.64 | \$256,149.95 | \$115,543.58 | \$2,052,075.17 |

October 21, 2022

| REGULAR | OVERTIME | OTHER | TOTAL |
|----------------|--------------|--------------|----------------|
| \$1,672,404.47 | \$216,714.70 | \$871,807.92 | \$2,760,927.09 |

Adopted

9. Resolutions and Motions

A. Resolutions

Vick - Brown

1. Resolution of Commendation – Irvington Chamber of Commerce – 2022 Civic Award Recipient – Jamillah Z. Beasley, Council President

**RESOLUTION OF COMMENDATION
IRVINGTON CHAMBER OF COMMERCE
2022 CIVIC AWARD RECIPIENT
JAMILLAH Z. BEASLEY, COUNCIL PRESIDENT
SOUTH WARD COUNCIL MEMBER**

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on October 20, 2022 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Irvington Municipal Council would like to honor the Irvington Chamber of Commerce 2022 Civic Award Recipient the Honorable Jamillah Z. Beasley, Council President; and

WHEREAS, Council President Jamillah Z. Beasley is the South Ward Councilwoman and long-time resident of the Township of Irvington; and

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WHEREAS, she is a product of the Irvington Public School system and graduate of Irvington's Frank H. Morrell High School; and

WHEREAS, understanding the importance of education, Council President Beasley continued her studies at Katherine Gibbs Business School and Essex County College where she majored in Criminal Justice and is currently matriculating at Strayer University as a Business Administration Major with a concentration in Management; and

WHEREAS, the proud daughter of the Late Great Civic Leader, D Bilal Beasley and Chairwoman A. Baseemah Beasley, Council President Beasley understood the importance of civic duty and civic responsibility at an early age; and

WHEREAS, from a young woman she worked in the Irvington Public Safety Department where she helped to maintain the integrity of the Records Management Division's vital function and mission of safeguarding and protecting citizen's expectation of privacy in records entrusted to the Irvington Police Division; and

WHEREAS, the Council President's work at the Department of Neighborhood Preservation was so impactful, she was tapped by the Mayor to manage the Department until she departed. She currently works at the Department of Policy, Planning and Redevelopment in East Orange, New Jersey; and

WHEREAS, on June 3, 2008, the Council President's political career began when she was elected to serve as District Leader to represent the West Ward's 2nd District. In that position, she worked tirelessly to create change and help resolve the concerns of residents throughout the district; and

WHEREAS, in 2015, Council President Beasley was appointed to serve on the Irvington School Board. In 2017, she was elected to fill the position's unexpired term and on April 17, 2018 Council President Beasley was elected to serve in the position full term; and

WHEREAS, on April 22, 2019, Council President Beasley was unanimously appointed by the Irvington Municipal Council to serve as South Ward Councilwoman to fill the vacant office of the late Sandra R. Jones.

WHEREAS, it was an honor and privilege for her to have been voted by the Council to serve as the South Ward Councilwoman. The seat has a special place in the Council President's heart. It is the seat once held by her father, D. Bilal Beasley; and

WHEREAS, Council President Beasley has been serving the office of South Ward Council with such distinction, that in September 2022, the Irvington Municipal Council unanimously voted to appoint her President of the Irvington Municipal Council; and

WHEREAS, A mother of four and a grandmother of six beautiful grandchildren, Council President Beasley remains passionate about the well being of children and believe that children should receive quality care, a quality education, and safe spaces to not only learn, but also play and flourish; and.

WHEREAS, Council President Beasley's sense of civic duty and responsibility goes beyond that. She has been a member of the Shahid F. Bilal Beasley Memorial Scholarship Committee which has given scholarships to 12th graders and Barnes and Nobles Book Gift Cards to 8th graders for over twenty years; and

WHEREAS, Council President Beasley enjoys planning, organizing, reading and spending time with family and friends. Above all, Council President Beasley is a proud mother, grandmother, daughter, sister, aunt, cousin and friend whose main goal in life is to continue to help provide South Ward residents, and the Township of Irvington as a whole, a better quality of life:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Municipal Council hereby commends Council President Beasley for her community involvement and service to the community and wishes her many more distinguished and productive years.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the Municipal Council as a lasting tribute to her many contributions to the Township of Irvington.

Adopted

Frederic - Beasley

2. Resolution of Commendation – Irvington Chamber of Commerce –
2022 Community Service Award Recipient – Rev. H. Grady James, III

**RESOLUTION OF COMMENDATION
IRVINGTON CHAMBER OF COMMERCE
2022 COMMUNITY SERVICE AWARD RECIPIENT
REV. H. GRADY JAMES, III**

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on October 20, 2022 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Irvington Municipal Council would like to honor the Irvington Chamber of Commerce 2022 Community Service Award Recipient Rev. H. Grady James, III; and

WHEREAS, called to Pastor First Bethel, September 17, 1997 ordained to the Gospel Ministry, May 17, 1998. Previously located at 62 19th Avenue, Newark, N.J The Lord answered the prayers of the congregation and provided them with a new church home. March 30, 2010 First Bethel Baptist Church was planted at 854-860 18th Avenue, Irvington, N.J. Miraculously the Church relocated from its previous 2,500 sq. ft. edifice in Newark to its current location of over 14,000 square feet three million dollar church home; and

WHEREAS, under Pastor James the church implemented several outreach and in-reach ministries, including adoption of University Middle School, Community Lunch Program, Winter Coat Drives, Out mates Prison Ministry, Neighborhood Sun Fest. Such programs as S.O.L.O. – Survivors of Loved Ones, Marriage Counseling, Youth Development, visits to HBCUs – Historically Black Colleges and Universities, Men and Women's Ministries, are an intricate part of the First Bethel Baptist Church Mission and Ministries; and

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WHEREAS, First Bethel Baptist Church during the Pandemic Crisis 2020-2021 provided 150 meals twice a week within the Church community. Also every September from 2010 to the present, 200 book bags fully stocked with school supplies have been distributed throughout the neighborhood and community; and

WHEREAS, through Pastor James' commitment to build lives every year he is a conduit seeking out young people to receive college scholarships. Pastor James has been recognized for recruiting over a 40-year period more than 1,000 young people to attend Delaware State University; and

WHEREAS, On a yearly basis the church continues to provide over 100 Thanksgiving Baskets to needy families and during Advent Season as well; and

WHEREAS, First Bethel Baptist Church has provided a safe haven in which the youths in the community can study within the church walls and play in the church lot; and

WHEREAS, Pastor James has served as President of the Baptist Minister's Conference of Newark and Vicinity, 2006-2008. He held elected offices for the North Jersey District Missionary Baptist Association and chaired the Constitution Revision Committee of that Organization. He served as Recording Secretary of the General Baptist Convention of NJ and chaired its Constitution Revision Committee. He served as a Teacher in the Congress of Christian Education Department, GBC, NJ, Inc.; and

WHEREAS, he attended Delaware State University graduated 1963-1968. Majored in History and Political Science, minored in Secondary Education. He was a member of the Student Non Violent Coordinating Committee and the Delaware State College NAACP Chapter; and

WHEREAS, Pastor James earned a Master of Arts Degree-Administration and Supervision of Public Schools at Kean University and attended New Brunswick Theological Seminary and received a Masters of Divinity Degree Program; and

WHEREAS, he was a Teacher in the Paterson Board of Education, Administrative Assistant to the Principal, Coordinator for the Career Academy for Urban Planning and Applied Technology, Teacher of the Year -1969, 1974 and 1982. Life Member New Jersey Educational Association; and

WHEREAS, he served on the East Orange Democratic Committee 1971-1988 and Third Ward Democratic Chairman, 1977-1987; and

WHEREAS, Pastor James was elected to the East Orange City Council from the Third Ward in 1980-1992 and served as the East Orange City Council President 1988; and

WHEREAS, he is a Brother of Omega Psi Phi Fraternity, Inc. initiated 1988, Upsilon Phi Chapter, Newark, New Jersey. Omega Man of the Year, 2015. Serves as Chaplain for the Chapter. "Friendship Is Essential to The Soul"!; and

WHEREAS, he is a member of Bethel Lodge No. 10, F&AM Prince Hall Affiliation, Orange, New Jersey and serves as Chaplain for the Lodge; and

WHEREAS, Pastor James is married to First Lady Sharon A. James, father of Christina J. Dickens (husband Richard), Henry Grady James, IV (wife Bianca). By way of marriage Kia Blackwell (husband Craig) and Kendall M. Little:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Municipal Council hereby commends Rev. H. Grady James, III for his community involvement and service to the community and wishes him many more distinguished and productive years.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the Municipal Council as a lasting tribute to her many contributions to the Township of Irvington.

Adopted

Frederic – Vick

3. Resolution of Commendation – Irvington Chamber of Commerce – 2022 Fire Valor Awards Recipients – Fire Incident Report August 22, 2021 - Capt. Danny Cruz, FF Deon Bascom, FF Miguel Picon, DC Aide Rodriguez, Capt. Todd Nixon, Capt. Theodore Mack, FF Quintin Ponder, FF Walter Yurkunas

RESOLUTION OF COMMENDATION

**IRVINGTON CHAMBER OF COMMERCE
2022 FIRE VALOR AWARDS RECIPIENTS**

**2022 ICC AWARDS DINNER
IRVINGTON FIRE INCIDENT REPORT – AUGUST 22, 2021**

**CAPT. DANNY CRUZ, FF DEON BASCOM, FF MIGUEL PICON, DC AIDE RODRIGUEZ,
CAPT. TODD NIXON, CAPT. THEODORE MACK, FF QUINTIN PONDER, FF WALTER
YURKUNAS
IRVINGTON PUBLIC SAFETY DEPARTMENT
FIRE DIVISION**

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on October 20, 2022 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Municipal Council of the Township of Irvington wishes to acknowledge the 2022 Fire Valor Award Recipients for their professional achievements and honor the men and women in public safety who have given the most to protect and serve the community; and

WHEREAS, the Irvington Public Safety Department-Fire Division, Capt. Danny Cruz, FF Deon Bascom, FF Miguel Picon, DC Aide Rodriguez, Capt. Todd Nixon, Capt. Theodore Mack, FF Quintin Ponder, and FF Walter Yurkunas are to be admired for their bravery and perseverance in risking their own lives in a noble way to save the lives of others; and

WHEREAS, on **August 22, 2021**, at 0250 hours, the members of the Third Platoon responded to 123 Elmwood Avenue on a telephone alarm reporting a structure fire. There were several simultaneous incidents at the time of alarm due to the severe weather conditions in the area and the initial response

included just 1 Engine and 1 Ladder Co. At the time of arrival, IFD units found an occupied 2 ½ story frame dwelling with smoke and fire showing from Division 1 on the “D” side, and heavy smoke showing on Divisions 2 and 3. There was an adult male occupant hanging out a third floor window on the delta side of the structure with heavy smoke pushing out around him. He was threatening to jump while other occupants also reported persons trapped in both Division 2 and the basement Division. A second alarm was transmitted, bringing Maplewood Engine 32 and Newark Engines 18, 6, Ladder 5 and Battalion 4 to the scene. Ladder 41 and Engine 44 were the first two units to arrive and immediately began rescue/fire attack. Engines 41, 42 arrived later and immediately joined the firefighting operation; and

WHEREAS, Ladder 41 crew members **Capt. Cruz**, **FF Bascom**, and **DC Aide Rodriguez** raised a 35’ ladder to the third floor window and **Capt. Cruz** ascended the ladder and rescued the adult male from the window under heavy smoke condition. The occupant was removed safely to the exterior and placed in the care of EMS; and

WHEREAS, Engine 44 crew members **Capt. Mack** and **FF Ponder** stretched and charged an attack line to Division 1 through the side door. While searching off the line under heavy smoke and pre-fire control, **Capt. Mack** located a downed adult female occupant in the first floor living area. The occupant had suffered severe smoke inhalation and was only semi-conscious. **Capt. Mack** removed the occupant to the exterior via the front door, where Ladder 42 crew members **Capt. Nixon** and **FF Picon** assisted. The occupant was placed in the care of EMS and later transported to St. Barnabas Medical Center; and

WHEREAS, Engine 41 crew member **FF Yurkunas** located an adult male occupant, who had re-entered the structure in search of his family members, in the first floor living area and assisted the occupant out the front door to the exterior; and

WHEREAS, after completing the ladder rescue, Ladder 41 crew members **Capt. Cruz** and **FF Bascom** entered the structure to assist with primary search in Division 2. While completing the search, the members became trapped in a second floor bedroom and issued MAYDAY. Ladder 42 crew members **Capt. Nixon** and **FF Picon**, while also engaged in primary search, forced entry through a locked bedroom door, located the trapped firefighters, and assisted the members down the stairs to the exterior; and

WHEREAS, while all responding members on the scene operated with teamwork, capability and dedication, resulting in the successful rescue of three trapped occupants and the prompt extinguishment of the fire, the actions of the noted members stand above the rest; and

WHEREAS, the members of the Third Platoon who on August 22, 2021, acted with dedication and capability in the finest traditions of the Irvington Fire Department are to be commended. Their ability to act immediately, with limited resources, and under difficult conditions, is a testament to their collective courage, abilities, and devotion to duty:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that each one of these heroic firefighters are being honored for the good they have done and for their brave actions, in the name of everyone they have saved, of their families and friends, for putting their lives at risk for someone else and for placing others before themselves.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the Irvington Municipal Council as a lasting tribute to the outstanding achievements of these brave firefighters in public

safety for their Actions, Bravery, Valor and Dedication in the highest esteem of the Irvington Public Safety Department.

Adopted

Frederic – Vick

4. Resolution of Commendation – Irvington Chamber of Commerce –
2022 Fire Valor Awards Recipients – Irvington Fire Incident Report November 17,
2021 - Acting Captain Bierwisch

RESOLUTION OF COMMENDATION

**IRVINGTON CHAMBER OF COMMERCE
2022 FIRE VALOR AWARDS RECIPIENT**

**2022 ICC AWARDS DINNER
IRVINGTON FIRE INCIDENT REPORT NOVEMBER 17, 2021**

ACTING CAPTAIN BIERWISCH

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on October 20, 2022 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Municipal Council of the Township of Irvington wishes to acknowledge the 2022 Fire Valor Award Recipient for his professional achievements and honor him for giving the most to protect and serve the community; and

WHEREAS, the Irvington Public Safety Department-Fire Division, Acting Captain Bierwisch is to be admired for his bravery and perseverance in risking his life in a noble way to save the lives of others; and

WHEREAS, on **November 17, 2021**, **Acting Captain Bierwisch** arrived ahead of DC DeLome to Box #3287. He risked personal well-being by running into a building which was heavily smoke charged to do a quick search of division 1 and 2. He did this before DC DeLome could stop him and tell him to wait for the responding first due; and

WHEREAS, **Act. Capt. Bierwisch** was able to search all apartments of the first and second floors of a large apartment building and exit before first due units arrived. He did this without the protection of a hose line or a FAST team; and

WHEREAS, **Acting Captain Bierwisch** acted unselfishly as well he went above and beyond his duty by putting himself at risk to save others:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that **Acting Captain Bierwisch** is being honored for the good he has done and for his brave actions, for putting his live at risk for someone else and for placing others before his.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the Irvington Municipal Council as a lasting tribute to the outstanding achievements of **Acting Captain Bierwish** in public safety for his Actions, Bravery, Valor and Dedication in the highest esteem of the Irvington Public Safety Department.

Adopted

Brown - Beasley

5. Resolution of Commendation – Irvington Chamber of Commerce –
2022 Police Valor Awards Recipients - Irvington Police
Incident Report - February 24, 2021 - Det. James Dorval, Det.
Kabirah Outlaw and Det. Sgt. Gregory Mitchell

RESOLUTION OF COMMENDATION

**IRVINGTON CHAMBER OF COMMERCE
2022 POLICE VALOR AWARDS RECIPIENTS**

**2022 ICC AWARDS DINNER
IRVINGTON POLICE INCIDENT REPORT - FEBRUARY 24, 2021**

**DET. JAMES DORVAL, DET. KABIRAH OUTLAW AND
DET. SGT. GREGORY MITCHELL
IRVINGTON PUBLIC SAFETY DEPARTMENT
POLICE DIVISION**

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on October 17, 2022 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Municipal Council of the Township of Irvington wishes to acknowledge the 2021 Police Valor Award Recipients for their professional achievements and honor the men and women in public safety who have given the most to protect and serve the community; and

WHEREAS, the Irvington Public Safety Department-Police Division's, Det. James Dorval, Det. Kabirah Outlaw and Det. Sgt. Gregory Mitchell are to be admired for their courageousness and diligence in risking their lives in a honorable way; and

WHEREAS, on **February 24, 2021**, at approximately 1400 hours, while conducting surveillance on an unrelated incident in the area of Stuyvesant and Springfield Avenues, Reporting Officer, **Det. Sgt. Jenkins** observed a suspicious male pacing on Springfield Avenue area after placing a black ski mask over his head. As the suspicious male remained in the area, he adjusted a silver handgun in a black pouch strapped to his shoulder; and

WHEREAS, **Det. Sgt. Jenkins** immediately notified back up units and provided a description and direction of the suspicious male. As the male positioned himself near the Wells Fargo bank located at 732 Nye

Avenue, he realized that the front door was not accessible. He remained in the area looking up and down Springfield Avenue until he walked up the driveway on the Nye Avenue entrance; and

WHEREAS, upon the arrival of **Det. Dorval**, **Det. Outlaw**, and **Det. Sgt. Mitchell**, the male was unable to be located outside of the bank but was believed to have made entry into the Nye Avenue parking lot entrance; and

WHEREAS, the responding units observed the male described inside the bank. As they approached him they immediately identified themselves as the police and began to interview him. After he was advised why he was being interviewed he remained still. At this time a protective pat down was initiated. During the protective pat down for officer safety, a handgun was felt inside the pouch strapped to his shoulder. Due to the number of people inside the bank, **Det. Dorval** retrieved the handgun. The handgun was a silver .38 special revolver loaded with 2 hollow point rounds, and three ball ammunition rounds. The serial number was defaced; and

WHEREAS, the male identified himself and was asked if he had a permit to possess or carry a handgun. He replied by saying “no”. He was placed under arrest and transported to Irvington Police Headquarters for processing; and

WHEREAS, the bank manager was interviewed and stated that the male never made contact but was waiting to talk with her. A check with employees and patrons inside the bank, checked OK. A security officer said he first observed the male walking into the bank and that he began talking to him as if he knew him and stood in the same location until the police arrived inside; and

WHEREAS, at the Irvington Police Headquarters, the suspect was read his Miranda Rights and signed that he understood them. He provided a video-taped statement leading up to why he possessed the handgun; and

WHEREAS, during processing, suspect was in possession of 17 tubes and six clear plastic bags containing marijuana, a black ski mask, black fanny pack and a jar containing THC residue were placed into evidence and handed to the Evidence Officer and jailor at the front desk; and

WHEREAS, a check into NCIC revealed that the suspect is on supervised release with NJ State Parole and that he is a convicted felon. The NJ State Parole were notified:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that each one of these heroic officers are being honored for the good they have done and for their heroic actions, in the name of everyone they have saved, of their families and friends, for putting their lives at risk for someone else and for placing others before themselves.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the Irvington Municipal Council as a lasting tribute to the outstanding achievements of these men and women in public safety for their Actions, Bravery, Valor and Dedication in the highest tradition of the Irvington Public Safety Department - Police Division.

Adopted

2022 Police Valor Awards Recipients - Irvington Police Incident Report -
October 13, 2021 - Det. James Dorval, Det. Brechner Jeannot, Officer David
Dort and Officer Daditte Albert

RESOLUTION OF COMMENDATION

**IRVINGTON CHAMBER OF COMMERCE
2022 POLICE VALOR AWARDS RECIPIENTS**

**2022 ICC AWARDS DINNER
IRVINGTON POLICE INCIDENT REPORT - OCTOBER 13, 2021**

**DET. JAMES DORVAL, DET. BRECHNER JEANNOT, OFFICER DAVID DORT AND OFFICER
DADITTE ALBERT
IRVINGTON PUBLIC SAFETY DEPARTMENT
POLICE DIVISION**

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on October 20, 2022 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Municipal Council of the Township of Irvington wishes to acknowledge the 2022 Police Valor Award Recipients for their professional achievements and honor the men and women in public safety who have given the most to protect and serve the community; and

WHEREAS, the Irvington Public Safety Department-Police Division's, Det. James Dorval, Det. Brechner Jeannot, Officer David Dort and Officer Daditte Albert are to be admired for their courageousness and diligence in risking their lives in a noble way; and

WHEREAS, on **October 13, 2021**, members of the T.A.C.I.T. were instructed by Det. Sgt. Jenkins to conduct intelligence gathering throughout the Township's "Hot Spot" locations due to an influx in gun violence and narcotic activity. At approximately 1310 hours, we decided to direct our attention to Stuyvesant Avenue when Reporting Officer, **Det. Dorval** observed several individuals alongside of 378 Stuyvesant Avenue, where "No Loitering" signs are clearly posted; and

WHEREAS, **Det. Dorval** observed one male actor wearing a blue hooded sweatshirt and blue jeans. He had a shiny black item protruding from the side of his sweatshirt front pocket which appeared to be the rear slide and handle of a handgun; and

WHEREAS, the suspect appeared to have noticed our presence as our windows were rolled down and due to how frequent we patrol this area with this vehicle. He immediately placed his right arm into the front pocket of his sweatshirt, clutching the item and began walking swiftly westbound from the parking lot into the street, failing to use the crosswalk, into the path of a vehicle, nearly causing it to collide into him; and

WHEREAS, upon observing the clutched item and the suspect's traffic offenses, **Det. Dorval** exited his vehicle and instructed him to stop, with intent of investigating the possible weapon possession and to

enforce the traffic violations. He suddenly began running full speed westbound on Mountainview. **Det. Dorval** gave chase, while shouting commands to him to stop running. **Det. Jeannot** exited his police vehicle and also gave chase, taking lead and shouting commands, advising suspect that he was under arrest for obstruction; and

WHEREAS, the suspect disregarded our commands and continued running west on Mountainview Place until he reached 9 Mountainview and entered the rear yard through a driveway. **Det. Jeannot** entered the rear yard in pursuit of the suspect, who now had his firearm; a black Ruger LC9S 9MM handgun pointed in the direction of **Det. Jeannot**, in his right hand; and

WHEREAS, **Det. Jeannot** quickly backpedaled and exited the yard for cover as he shouted “gun, gun.” The suspect then climbed over a fence eastbound back towards Stuyvesant Avenue and over a second fence, causing him to fall into the rear parking lot of 385-387 Stuyvesant Avenue, where **Officer Dort** waited to intercept him. Upon observing **Officer Dort**, the suspect raised the firearm a second time, in the direction of **Officer Dort**. **Officer Dort** brandished his weapon and ordered the suspect to “drop the weapon” however he disregarded and continued running towards Stuyvesant Avenue. He jumped over multiple smaller gates until he reached Stuyvesant Avenue; and

WHEREAS, as the suspect hopped over the last gate, he fell into a tall metal control box head first and fell to the ground. He recovered and began running across the street until he lost his footing and fell in the middle of the street, in view of **Officer Albert**; and

WHEREAS, observing his weapon still in hand, **Officer Albert** withdrew her weapon, pointed it at the suspect and held him at gunpoint until **Officer Dort** arrived and safely placed him in handcuffs and under arrest without further incident. The handgun was recovered and made safe by **Officer Albert**, which revealed the weapon having one live bullet in the chamber and 6 live bullets in the inserted magazine which was ejected and secured separately; and

WHEREAS, the suspect was transported to police headquarters for processing. At police headquarters, he complained of pain throughout his body, so he was transported to East Orange General Hospital for treatment. At the hospital, x-rays were taken and he was prescribed 600mg of ibuprofen; and

WHEREAS, the Internal Affairs office was notified prior and members of their office responded to police headquarters to inspect the suspect’s injuries and interview him; and

WHEREAS, the suspect was charged with unlawful possession of a handgun, possession of a weapon with an unlawful purpose, resisting arrest, obstruction, hindering, certain persons not to possess and two counts of aggravated assault on a police officer. The charges were placed on warrant complaints. He was placed in a cell block pending transport to the Essex County Correctional Facility. Suspect declined to make a statement in regards to the incident; and

WHEREAS, the handgun, magazine and 7 rounds of ammunition were logged into the BEAST evidence system and turned over to the police jailor to be placed in the evidence locker:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that each one of these heroic officers are being honored for the good they have done and for their heroic actions, in the name of everyone they have saved, of their families and friends, for putting their lives at risk for someone else and for placing others before themselves.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the Irvington Municipal Council as a lasting tribute to the outstanding achievements of these men and women in public safety for their Actions, Bravery, Valor and Dedication in the highest tradition of the Irvington Public Safety Department - Police Division.

Adopted

~~7. Resolution Authorizing A Non Fair And Open For Hearing Officer For The Police Division— Ambrose Group LLC For A Total Sum Of \$250.00 Per Hour For An Amount Not To Exceed \$100,000.00 For One Year~~

[REMOVED AT CAUCUS MEETING]

Evans – Frederic

8. Resolution Authorizing A Non-Fair And Open For Hearing Officer For The Legal Department – Ambrose Group LLC For A Total Sum Of \$250.00 Per Hour For An Amount Not To Exceed \$100,000.00 For One Year

A RESOLUTION AUTHORIZING A NON-FAIR AND OPEN CONTRACT FOR HEARING OFFICER

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

WHEREAS, the Township Attorney would like to retain the service of The Ambrose Group LLC for Hearing Officer Service for the Legal Department; and

WHEREAS, The Ambrose Group LLC has provide the Township with a proposal to provide this service for a total sum of \$250.00 per hour for an amount not to exceed \$100,000.00 for one year; and

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

WHEREAS, the C-271 Political Contribution Disclosure forms were on file in the Office of the Municipal Clerk and Purchasing Agent on September 29, 2022; and

WHEREAS, the Township would like to award a Non Fair and Open contract to The Ambrose Group LLC of 2 Village Park Road, Cedar Grove, NJ 07009; and

WHEREAS, the term of this contract will expire on October 25, 2023; and

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

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

BE IT FUTHER RESOLVED that the required certification of availability of funds C22-0118 in the amount of \$44,000.00 from account number 2-01-20-155-155-299 has been obtained from the Chief Financial Officer.

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

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

Adopted

Beasley – Hudley

9. Resolution Authorizing A Contract With State Contract Vendor Ricoh USA Inc For The Purchase Of Four Copiers For Police Division - Total Amount Not To Exceed \$45,145.80

**RESOLUTION AUTHORIZING A CONTRACT WITH STATE CONTRACT VENDOR
RICOH USA INC FOR THE PURCHASE OF FOUR COPIERS FOR POLICE
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 Police Department wishes to purchase four copiers from Ricoh USA Inc., P.O Box 827577, Philadelphia, PA 191827577 under State contract number A40467 for a total amount not to exceed \$45,145.80; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Irvington hereby authorizes the Qualified Purchasing Agent to enter into a contract with Ricoh USA Inc Philadelphia, PA 191827577 calendar year 2022 for an amount not to exceed \$45,145.80 under the New Jersey State Contract number A40467; and

BE IT FURTHER RESOLVED that the required certification of availability of funds C22-0133 in the amount of \$45,145.80 has been obtained from the Chief Financial Officer, charged to account number 2-01-25-240-240-118; 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.

Adopted

Vick – Frederic 10. Resolution Authorizing Fair And Open Professional Service Contract For Tax Appeals Counsel – Inglesino, Webster, Wyciskala, Taylor Inc. - Not To Exceed \$100,000.00 - October 26, 2022 Until October 27, 2023

**RESOLUTION AUTHORIZING FAIR AND OPEN PROFESSIONAL SERVICE
CONTRACT FOR TAX APPEALS COUNSEL**

WHEREAS, the Request for Proposals for professional Tax Appeals counsel services was publicly advertised in the New Jersey Star Ledger on August 17, 2022 with a deadline for proposals to be submitted on September 15, 2022; and

WHEREAS, four proposals 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:

| |
|---|
| Inglesino Webster, Wyciskala, Taylor Inc., |
| 600 Parsippany Road, suite 204, Parsippany, NJ 07054 |

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Tax Appeals Attorney be awarded to Inglesino Webster, Wyciskala, Taylor Inc., 600 Parsippany Road, suite 204, Parsippany, NJ 07054, on the basis of their response to the request for proposal selection criteria and qualifications, for an amount not to exceed \$100,000.00. The provider will be paid \$150.00 per hour for tax appeal services for one year starting on October 26, 2022 until October 27, 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

BE IT RESOLVED that the required Certification of Availability of Funds, certification number C22-0137 for the first month of service was obtained from the Chief Financial Officer and the appropriation to be charged for this expenditure is 2-01-20-155-155-256 in the amount of \$24,999.99 and the remaining balance of \$75,000.01 will be certified on the adoption of the Calendar 2023 budget.

Adopted

Frederic – Cox 11. Resolution Qualifying Seven Law Firms Pursuant To A Fair And Open Process For Special Conflict Attorney

**RESOLUTION QUALIFYING LAW FIRMS PURSUANT TO A FAIR AND OPEN
PROCESS FOR SPECIAL CONFLICT ATTORNEY**

WHEREAS, the Request for Qualifications for Special Conflict attorney was publicly advertised in the New Jersey Star Ledger on August 17, 2022 with a deadline for qualifications to be submitted on September 15, 2022; and

WHEREAS, such services are to be acquired through a fair and open process pursuant to the provisions of NJSA 19:44A-20.4; and

WHEREAS, seven qualifications were received and publicly opened; and

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

WHEREAS, the Township Attorney has recommended that the following firms are qualified:

| |
|--|
| Florio Perrucci Steinhardt & Fader |
| 218 RT. 17N, Suite 410 Rochelle Park, NJ 07662 |

| |
|--|
| Eric M. Bernstein & Associates, LLC |
| 34 Mountain Blvd., Building A, P.O. Box 4922, Warren NJ 07059 |

| |
|---|
| Law Office Elvin Esteves LLC |
| 460 Bloomfield Ave, Suite 200, Montclair, NJ 07042 |

| |
|---|
| Weiner Law Group |
| 629 Parsippany, road, Parsippany, NJ 07054 |

| |
|---|
| Lamb Kreutzer |
| 110 B Meadowlands Parkway, Suite 201, Secaucus, NJ 07094 |

| |
|--|
| Chasan Lamparello Mallon & Cappuzzo |
| 300 Lighting Way, Suite 200, Secaucus, NJ 07094 |

| |
|--|
| Murphy Orlando LLC |
| 30 Montgomery Street, 11th Floor, Jersey City, NJ 07302 |

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

1. The Township Attorney will provided separate resolution with respect to particular matter to the Municipal Council.
2. The Township Attorney will prepare the appropriate contract for this service.
3. The above five vendors are qualified for one year from November 01, 2022 until October 31, 2023

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.

Adopted

Cox – Frederic

12. Resolution Qualifying Eleven Vendors In Fair And Open Manner For Litigation/Defense Counsel Service

RESOLUTION QUALIFYING VENDORS IN FAIR AND OPEN MANNER FOR LITIGATION/DEFENSE COUNSEL SERVICE

WHEREAS, the Request for Qualifications for professional Litigation/Defense counsel services was publicly advertised in the New Jersey Star Ledger on August 17, 2022 with a deadline for qualifications to be submitted on September 15, 2022; and

WHEREAS, eleven qualifications were received and publicly opened; and

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

WHEREAS, the Township Attorney has recommended that all eleven firms should be added to list of qualified vendors for Litigation/Defense counsel:

| |
|---|
| Chasan Lamparello Mallon & Cappuzzo 300 Lighting Way, Suite 200, Secaucus, NJ 07094 |
|---|

| |
|--|
| Murphy Orlando LLC 30 Montgomery Street, 11th Floor, Jersey City, NJ 07302 |
|--|

| |
|--|
| Antonelli Kantor PC 354 Eisenhower Parkway, Suite 1000, Livingston, NJ 07039 |
|--|

| |
|---|
| Florio, Kenny and Raval 125 Chubb Ave, suite 310-N, Lyndhurst, NJ |
|---|

| |
|--|
| Hoplite 197 Route 18, suite 3000, East Brunswick, NJ 08816 |
|--|

| |
|---|
| Steinhardt Cappelli Tipton & Taylor LLC 430 Mountain Ave, Suite 103, New Providence, NJ 07974 |
|---|

| |
|---|
| Eric M. Bernstein & Associates, LLC 34 Mountain blvd., Building A, P.O. Box 4922, Warran NJ 07059 |
|---|

| |
|--|
| Law Office Of Michael A. D'Aquanni LLC 1481 Oak Tree Road, Iselin, NJ 08830 |
|--|

| |
|---|
| Weiner Law Group 629 Parsippany, road, Parsippany, NJ 07054 |
|---|

| |
|---|
| Lamb Kretzer 110 B Meadowalnds Parkway, Suite 201, Secaucus, NJ 07094 |
|---|

| |
|------------------|
| Simmons Laws LLC |
|------------------|

| |
|--|
| 1349 Lake Street, Plainfield, NJ 07060 |
|--|

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the above eleven vendors are qualified for the services of professional Litigation/Defense Counsel and the Township Attorney will prepare separate resolutions for all cases assigned to each of the above vendors.

BE IT FURTHER RESOLVED The Township Attorney will provided separate resolution with respect to particular matter to the Municipal Council.

BE IT FURTHER RESOLVED, that this qualification is for one year starting on November 01, 2022 and ending on October 31, 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.

Adopted

Vick – Frederic

13. Constable Appointment – Douglas G. Worthen – Effective October 24, 2022

BE AND IT IS HEREBY RESOLVED by the Municipal Council of the Township of Irvington, New Jersey that Douglas G. Worthen, 40 Grant Pl, in the Township of Irvington, be and he is hereby appointed to the Office of Constable for a term of three years from the date of October 24, 2022; and

BE IT FURTHER RESOLVED THAT the above named person shall be notified of his appointment for the term aforesaid by the Township Clerk and directed to present himself to him and take and subscribe to the oath as provided by law, and to file with the Township Clerk at the same time a surety bond in the sum of \$1,000.00 to remain in force for the full term set forth, the surety on said bond being a surety company duly authorized to do business in the State of New Jersey, said bond to be conditioned as provided by law, and that said bond be approved as to form by the Township Attorney.

Adopted

Vick – Frederic

14. Constable Appointment – Willard A. Wilson – Effective October 24, 2022

BE AND IT IS HEREBY RESOLVED by the Municipal Council of the Township of Irvington, New Jersey that Willard A. Wilson, 14 Herpers Street, in the Township of Irvington, be and he is hereby appointed to the Office of Constable for a term of three years from the date of October 24, 2022; and

BE IT FURTHER RESOLVED THAT the above named person shall be notified of his appointment for the term aforesaid by the Township Clerk and directed to present himself to him and take and subscribe to the oath as provided by law, and to file with the Township Clerk at the same time a surety bond in the sum

of \$1,000.00 to remain in force for the full term set forth, the surety on said bond being a surety company duly authorized to do business in the State of New Jersey, said bond to be conditioned as provided by law, and that said bond be approved as to form by the Township Attorney.

Adopted

Vick – Evans

15. Resolution Of The Township Of Irvington Directing The Planning Board To Reexamine The East Ward/East Springfield Avenue Redevelopment Plan, And Provide Recommendations To The Township Council As To Redevelopment Plan Revisions

RESOLUTION OF THE TOWNSHIP OF IRVINGTON DIRECTING THE PLANNING BOARD TO REEXAMINE THE EAST WARD / EAST SPRINGFIELD AVENUE REDEVELOPMENT PLAN, AND PROVIDE RECOMMENDATIONS TO THE TOWNSHIP COUNCIL AS TO REDEVELOPMENT PLAN REVISIONS

WHEREAS, the Township of Irvington (the “**Township**”), a public body corporate and politic of the State of New Jersey, 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 within the Township constitute an area in need of rehabilitation or an area in need of redevelopment; and

WHEREAS, in accordance with the Redevelopment Law, the Municipal Council of the Township (the “**Township Council**”), has previously identified certain areas within the Township as in need of redevelopment and in need of rehabilitation, and wishes to develop and adopt plans for the redevelopment of such areas, all as part of an overall comprehensive redevelopment initiative; and

WHEREAS, on August 13, 2002, in accordance with the criteria set forth in the Redevelopment Law, the Township Council designated as an “area in need of redevelopment” certain property then identified on the official tax maps of the Township, the entirety of Blocks 132-137; Block 138, Lots 1-13; Block 139, Lots 1-38; Block 140, Lots 1-10, 12-26; Block 141, Lots 1-25; Block 142, Lots 1-30; Block 143, Lots 1-17; Block 144, Lots 1-12; Block 145, Lots 1-12; Block 146, Lots 1-12; Block 147, Lots 1-40; Block 148, Lots 1-40; Block 162, Lots 7-32; Block 164, Lots 1-8; Block 206, Lots 6-25; Block 207, Lots 12-28; Block 208, Lots 8-24; Block 209, Lots 14-34; and Block 210, Lots 23-42 (collectively, the “**Original Redevelopment Area**”); and

WHEREAS, in accordance with the requirements of the Redevelopment Law, on July 14, 2015, by Resolution No. UEZ 15-0714-11, the Township Council designated the entirety of the Township, including certain properties identified on the tax maps of the Township as 941 Grove Street (Block 210, Lot 48) and 951 Grove Street (Block 210, Lots 51 & 52) as an “area in need of rehabilitation”; and

WHEREAS, on November 23, 2020, in accordance with the criteria set forth in the Redevelopment Law, the Township Council adopted Resolution No. OCDP 20-1123-30 designating as a “non-condemnation area in need of redevelopment” certain properties located on Grove Street, 17th Avenue, 22nd Street, 18th Avenue, Ellis Avenue, 21st Street, Hopkins Place, Madison Avenue and Springfield Avenue; identified on the official tax maps of the Township as Block 149, Lots 1-37; Block 162, Lots 1-6; Block 165, Lots 15 & 16; Block 166, Lots 1-19 & 39.01; Block 207, Lots 21, 22, 23.01, 23.02 & 24-48 (collectively, the “**Expanded Redevelopment Area**”); and

WHEREAS, on March 22, 2021, by Resolution No. OCDP 21-0322-3, the Township Council instructed the Township Planning Board (the “**Planning Board**”) to amend the Original Redevelopment Plan by incorporating therein certain properties adjacent to the Original Redevelopment Area, which properties are identified in the Township tax records as 941-951 Grove Street, and designated as Block 210, Lots 48-52 on the official tax maps of the Township (the “**Grove Parcels**”)

WHEREAS, the Township wishes to provide for the effective, cohesive redevelopment of the Grove Parcels, the Original Redevelopment Area and the Expanded Redevelopment Area (the “**Redevelopment Plan Area**”),

WHEREAS, pursuant to N.J.S.A. 40A:12A-7 of the Redevelopment Law and in accordance with the procedures set forth therein, the Township Council duly adopted the East Ward/East Springfield Avenue Redevelopment Plan (as amended, the “**Redevelopment Plan**”) to govern the redevelopment of the Redevelopment Plan Area; and

WHEREAS, the Township Council now desires to amend the Redevelopment Plan to provide additional permitted and conditional uses, including, but not limited to the following:

- Clinics
- Philanthropic or eleemosynary uses
- Indoor recreational facilities
- Municipal uses (City of Irvington)
- Parks and Playgrounds
- Places of Worship
- Public garages and parking lots
- Public utility uses
- Quasi-public buildings and recreational facilities
- Schools

and to provide development standards and requirements for same, in order to encourage and facilitate further redevelopment within the Redevelopment Plan Area; and

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

1. **Generally.** The foregoing recitals are incorporated herein as if fully set forth at length.
2. **Reexamination of the Redevelopment Plan Authorized.** The Planning Board is hereby authorized to undertake a reexamination of the Redevelopment Plan and to provide recommendations to the Township Council for amending the Redevelopment Plan.
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.
4. **Availability of the Resolution.** A copy of this Resolution shall be available for public inspection at the offices of the Township Clerk.

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

Adopted

~~16. Ratify The 2022 Best Practices Checklist~~

[REMOVED AT CAUCUS MEETING]

Vick - Cox

17. Resolution Making Application To The Local Finance Board For Its Review And Approval Of A \$3,945,000/\$3,945,000 Bond Ordinance Providing For The Funding Of An Emergency Appropriation Providing For The Township's Allocable Share Of The Unfunded Portion Of Phase I Of The Flood Mitigation Facilities Project Of The Joint Meeting Of Essex And Union Counties

RESOLUTION OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY, MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:3-1 *ET SEQ.*

WHEREAS, the Township of Irvington, in the County of Essex, New Jersey (the "Township"), desires to make application to the Local Finance Board pursuant to N.J.S.A. 40A:3-1 *et seq.* for its review and approval of a \$3,945,000/\$3,945,000 bond ordinance providing for the funding of an emergency appropriation providing for the Township's allocable share of the unfunded portion of Phase I of the Flood Mitigation Facilities Project of the Joint Meeting of Essex and Union Counties; and

WHEREAS, the Township believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the local unit;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the local unit and will not create an undue financial burden to be placed upon the local unit.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY, AS FOLLOWS:

Section 1. The application to the Local Finance Board is hereby approved, and the Township's Bond Counsel and Municipal Advisor, along with other representatives of the Township, are hereby authorized to prepare such application and to represent the Township in matters pertaining thereto.

Section 2. The Clerk of the Township is hereby directed to prepare and file a copy of the proposed bond ordinance and this resolution with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its approval as provided by the applicable New Jersey statute.

Adopted

Frederic - Beasley

18. Commemoration – Make A Difference Day, 2022

**MAKE A
DIFFERENCE DAY 2022**

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Municipal Council hereby commemorates October 22, 2022 as "Make A Difference Day" in the Township of Irvington and applauds all the volunteers in our Township, our State and in our Nation as this is an investment in the future we all must share;

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

Adopted

Frederic – Hudley

19. Resolution Honoring the Irvington Neighborhood

Improvement Corporation (INIC), the National Action Network (NAN) – Irvington Chapter and the Newark Community Health Center (NCHC) – Irvington

WHEREAS, The 2022 Freedom Fund Dinner, Sponsored by the Irvington NAACP, will be held on Friday, November 4, 2022 at 6 PM at the D’Lorice Banquet Hall, located at 665 Stuyvesant Avenue, Irvington, New Jersey; and

WHEREAS, this year’s honorees will include the Irvington Neighborhood Improvement Corporation (INIC), the National Action Network (NAN) – Irvington Chapter and the Newark Community Health Center (NCHC) – Irvington; and

WHEREAS, all three of the community based organizations have served the residents of Irvington through a wide variety of social needs for several years; and

WHEREAS, as a result, the residents have benefitted enormously from their selfless contributions:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township joins with the Irvington Chapter of the NAACP in honoring the Irvington Neighborhood Improvement Corporation (INIC), the National Action Network (NAN) – Irvington Chapter and the Newark Community Health Center (NCHC) – Irvington for their dedication to the needs of the residents of this community; and

WHEREAS, a copy of this resolution be spread upon the minutes of this governing body in lasting tribute to the Irvington Neighborhood Improvement Corporation (INIC), the National Action Network (NAN) – Irvington Chapter and the Newark Community Health Center (NCHC) – Irvington for dedicating their time, knowledge and skills to assist the residents of Irvington with their basic social as well and other needs.

Adopted

10. Communication and Petitions

A. Communications

1. Local Finance Notice 2022-17 – Best Practices Notice
2. Essex County - Legal Notice of Public Hearing - Safety Improvements To Seven Intersections

11. Pending Business

None

NON-CONSENT AGENDA ITEMS

8. Ordinances, Bills & Claims

A. Ordinances on Second Reading

1. Council President Beasley: An Ordinance Re-Adopting the Sixth Amendment to the Redevelopment Plan for the Urban Enterprise Zone Rehabilitation Area will be heard at this time. The Clerk will read the notice of hearing.

Clerk will read the ordinance by title

AN ORDINANCE OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY RESCINDING AND REPLACING ORDINANCE MC 3800 AND ADOPTING THE SIXTH AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE URBAN ENTERPRISE ZONE REHABILITATION AREA

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 within the Township constitute an area in need of rehabilitation and/or an area in need of redevelopment and to create redevelopment plans which provide development controls for any area so designated; and

WHEREAS, the Township Council, by Resolution 94-0809-5 dated August 9, 1994, created the Township Urban Enterprise Zone (the “UEZ”) pursuant to the New Jersey Urban Enterprise Zones Act, N.J.S.A. 52:27H-60 et seq.; and

WHEREAS, the Township Council designated certain properties within and contiguous to the UEZ as an area in need of rehabilitation (the “Rehabilitation Area”) by Resolution UEZ 07-0227-5, dated February 27, 2007 in accordance with the requirements of N.J.S.A. 40A:12A-14; and

WHEREAS, the Township Council duly adopted a redevelopment plan by Ordinance MC No. 3351, dated September 11, 2007, to govern the redevelopment of the Rehabilitation Area (as amended, the “Redevelopment Plan”) in accordance with N.J.S.A. 40A:12A-7; and

WHEREAS, the Redevelopment Plan was amended multiple times; and

WHEREAS, on September 12, 2022, the Township Council previously adopted Ordinance No. MC 3800 adopting the 6th amendment to the Redevelopment Plan; and

WHEREAS, the previously adopted Ordinance No. MC 3800 included the incorrect attachment as Exhibit A; and

WHEREAS, the Township Council now desires to rescind and replace Ordinance No. MC 3800 and to adopt a sixth amendment to the Redevelopment Plan; and

WHEREAS, the Nishuane Group (the “Planning Consultant”) prepared an amendment to the Redevelopment Plan to provide for updates to permitted uses, bulk and design standards, and other associated amendments as specifically set forth on the amendment attached hereto as Exhibit A (the “Plan Amendment”); and

WHEREAS, the Township Planning Board reviewed the Plan Amendment at its meeting on July 21, 2022 and after extensive discussions and testimony, the Township Planning Board determined that the Plan Amendment is not inconsistent with the Township master plan and recommended the adoption of the Plan Amendment as proposed by the Township Council; and

WHEREAS, the Township Council desires to adopt the Plan Amendment,

NOW THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Irvington, in the County of Essex, New Jersey, as follows:

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

Section 2. The Township Council hereby rescinds Ordinance No. MC 3800; and Ordinance No. MC 3800 shall be deemed null and void as of the adoption of this Ordinance.

Section 3. The Plan Amendment, as filed in the Office of the Municipal Clerk, and attached hereto as Exhibit A, is hereby approved and adopted pursuant to the terms of the Redevelopment Law.

Section 4. The zoning district map in the zoning ordinance of the Township is hereby amended to incorporate the provisions of the Plan Amendment, and all of the provisions of the Plan Amendment shall supersede the applicable provisions of the Redevelopment Plan, as and where indicated.

Section 5. In case any one or more of the provisions of this Ordinance or the Plan Amendment shall, for any reason, be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Ordinance or the Plan Amendment, and this Ordinance shall be construed and enforced as if such illegal or invalid provision had not been contained herein.

Section 6. A copy of this Ordinance and the Plan Amendment shall be available for public inspection at the office of the Municipal Clerk during regular business hours.

Section 7. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

Section 8. This Ordinance shall take effect as provided by law.

EXHIBIT A

Amendment #6

The public hearing on this Ordinance is now open

There were no requests to be heard.

Vick - Frederic

Motion to close public hearing

Adopted

Vick - Frederic

Motion to adopt this ordinance on second reading after public hearing

Adopted

B. Essex County – Presentation Of Plans For Improvements To Seven Intersections In Irvington Township And The City Of Newark

The Intersections To Be Improved Are:

1. Springfield Avenue & Becker Terrace
2. Springfield Avenue & 42nd Street
3. Springfield Avenue & Smith Street
4. Springfield Avenue & Orange Avenue
5. Springfield Avenue & Clinton Avenue / Union Avenue / Myrtle Avenue
6. Springfield Avenue & Grove Street
7. Springfield Avenue & South 17th Street

President Beasley: The public hearing on planned improvements to seven intersections in the Township of Irvington and the City of Newark, as listed on the October 24, 2022 agenda, will be heard at this time. The Clerk will read the notice of hearing.

The clerk read the notice of hearing.

The public hearing is now open.

There were no requests to be heard.

Frederic – Vick

Motion to close 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)

There were no requests to be heard.

13. Adjournment

There being no further business, the meeting adjourned at 8:09 P.M.

Jamillah Z. Beasley, Council President

Harold E. Wiener, Municipal Clerk