

REGULAR COUNCIL MEETING
DECEMBER 27, 2022

Virtual Zoom Meeting
Irvington, N.J. – Tuesday Evening
December 27, 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)

Samuel Cherilus, 90 – 40th Street

5. Hearing of Council Members

Council President Beasley indicated that the above citizen's concerns would be relayed to members of the Administration for an appropriate response.

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

- A. Reports

1. Municipal Court Weekly Summary Report For The Week Of December 5, 2022 To December 9, 2022
2. Joint Meeting – First Quarter Assessment, 2023

7. Reports of Committees

- A. Request For Qualifications Results - Licensed and Certified Contractors – December 8, 2022
- B. Bid Result - Payroll Service 2022 - December 14, 2022
- C. Bid Results - Intersection Improvements To Glorieux Street - December 21, 2022

8. Ordinances, Bills & Claims

- A. Ordinances on First Reading

Vick – Cox

1. Amend and Supplement Chapter 472 of the Revised Code Regarding Rent Control

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 472 OF THE REVISED CODE OF THE TOWNSHIP OF IRVINGTON ENTITLED RENT CONTROL

Adopted

Cox - Hudley

2. Supplement Chapter 460 Of The Revised Code Concerning Properties In Foreclosure

AN ORDINANCE SUPPLEMENTING CHAPTER 460 OF THE REVISED CODE CONCERNING PROPERTIES IN FORECLOSURE

Adopted

C. Bills & Claims

Frederic - Evans

1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD DECEMBER 27, 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	\$944,490.89
TOTAL	\$944,490.89

Adopted

Frederic - Evans

2. Payrolls

December 16, 2022

REGULAR	OVERTIME	OTHER	TOTAL
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\$1,713,258.01 \$286,489.95 \$275,648.02 \$2,269,395.98

Adopted

9. Resolutions and Motions

A. Resolutions

Vick – Frederic

1. Ratify 2020 Corrective Action Plan

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON
Corrective Action Plan
Audit Report Year: December 31, 2020**

WHEREAS, in accordance with the requirements of the Single Audit Act and the regulations of the Division of Local Government Services, all municipalities are required to prepare and file a Corrective Action Plan; and

WHEREAS, this plan must be filed with the Division of Local Government Services in accordance with regulations established by the Division; and

WHEREAS, such a plan was prepared by the Chief Financial Officer and reviewed by the members of the governing body of the Township of Irvington;

NOW THEREFORE BE IT RESOLVED, that the CY 2020 Corrective Action Plan, attached hereto, be approved by the governing body of the Township of Irvington and filed with the Division of Local Government Services.

**TOWNSHIP OF IRVINGTON
Corrective Action Plan
Audit Report Year: December 31, 2020**

A. Single Audit:

1. Finding:

The Township maintains a computerized general ledger for all funds. As of December 31, 2020, the General Ledger for all funds did not agree with various subsidiary ledgers. Cash receipts as posted contained numerous errors and did not agree with the Collector's reports, department turnovers or bank reconciliations. In addition, cash disbursements were not recorded and/or incorrectly posted.

Recommendations:

That General Ledgers be properly maintained for all funds and reconciled monthly to detailed subsidiary ledgers.

That consideration should also be given to documenting all procedures in the Finance Office to enhance the operations.

Corrective Actions:

The CFO will create a monthly closing checklist that will include the reconciliation of all the detailed subsidiary ledgers each month as part of the monthly closing process.

The Tax Collector, Comptroller and CFO will write-up all procedures for all of the critical functions in the Tax, and Finance Department, including workflow and checklist for monthly and annual procedures.

Implementation:

Workflows, checklist in the critical functions have been completed as of 08/31/2022. The completion of a complete policy and procedure will be compiled and submitted to council for approval by November 15th, 2021.

2. Finding:

Our review of cash reconciliations noted the following:

Cash reconciliations for various accounts contained numerous reconciling items which were carried forward each month without change.

Cash reconciliations were not in agreement with general ledger balances.

Outstanding check listings contained numerous errors.

It appears that the bank reconciliations were not prepared on a timely basis.

In our judgment, this finding is considered to be a significant deficiency.

Recommendations:

That more care be exercised in the preparation of Township cash reconciliations. That cash reconciliations be prepared on a timely basis.

Corrective Action:

All staff will be trained in reconciling all cash account, and will prepare journal entries for any difference to the general upon review and approval by the Comptroller.

The bank reconciliation will be completed by within 30 - 60 days of the end of the month.

Implementation:

All staff have been trained on reconciling cash accounts and are being timely completed with any adjustments made, and reviewed by the Comptroller or CFO. This has been completed and maintained as 08/30/2021.

3. Finding:

Our review of the Grant Fund General Ledger noted the following:

Individual detailed Budgets for Grants were not recorded.

Expenditures for Salaries and Wages were not recorded on a monthly basis.

Salaries and Wages for individual Grants were posted in December, 2020 and in some cases not identified to an individual Grant.

Recommendations:

That detailed Budgets for all individual Grants be recorded.

That Salaries and Wages disbursed be recorded on a monthly basis.

Corrective Actions:

All Grants approved by council will be setup in the Grants ledger in detail and will be reported to the State website for chapter 159s immediately after the approval, by the Comptroller.

All Salary and Wages are posted upon completion of payroll on a biweekly bases. The payroll will be allocated to charge directly to each grant budget directly, and posted by the payroll staff. All the grants subsidiary accounts we be reviewed as part of the monthly closing checklist, with any adjustment's that maybe necessary of the end or beginning of various grants which will be completed by the comptroller and/or CFO.

Implementation:

Completed as of April 1st, 2021.

B. Tax Collectors:

1. Finding:

A tax sale was conducted on December 27, 2020 for the Year 2020.

During 2020, the Tax Office did not accurately maintain a cash receipts book and/or prepare monthly cash reports. In addition, a list of uncollectible taxes report was not prepared and presented to the Municipal Council, as required by R.S. 54:4-91 and 91-1.

Overpayments for taxes that have been refunded by the Department of Finance were not posted on the records maintained by the Tax Office in a timely manner. As a result there were three (3) instances whereby the Tax Office authorized a tax refund previously paid to the taxpayer. In addition, there were numerous instances where the Tax Office did not correctly record all State Tax Court Judgments and the refund of taxes on a timely basis.

We found that various monthly reports were prepared from the records maintained by the Tax Office, whereby the ending balance of one month was not the beginning balance of the subsequent month. We found that numerous adjustments were posted to the Tax Collector's Records for various clerical errors on the date the clerical errors

previously occurred and not recorded on the date discovered. This caused various Tax Reports submitted for audit to be constantly changing.

In addition, a cash report for 2019 was not in agreement with the individual tax reports. We noted that adjustment reports provided for audit were not in agreement with the status audit totals for taxes, tax title liens, sewer charges, sewer lien charges and special charges.

Our review of prior years' ' taxes receivable indicated that the Tax Collector's Office has not reviewed annually all open filings of bankruptcy.

The Tax Office did not generate any reports on a monthly basis which resulted in the amounts collected per the Tax Collector's cash report and agreeing with individual computer reports.

A review of various adjusted reports indicated that adjustments for cash received from one year were combined with multi-entries of several years. In addition, a condensed lien report was prepared by the Tax Officer that included taxes, special improvements, senior citizens, cost of sale, clean up receivables and special charges. The amounts listed by various properties should be reported in their respective receivable reports.

For 2020, bank reconciliations were not accurately performed.

There were several months whereby all funds collected by the Tax Office were not remitted to the Finance Office on a monthly basis...

It was noted that authorized installment tax payment plans approved by resolutions of the Township's governing body were not reviewed by the Tax Department for compliance.

A resolution approved by Township Council for the cancellation of Tax Overpayments was not recorded on the Tax Collector's Records.

Recommendation:

That a complete tax sale be held.

That the Tax Office maintain an accurate cash receipt book and prepare monthly cash reports. That the Tax Office file and present a list of the uncollectible taxes report to the Municipal Council. That the Tax Office record all tax refunds disbursed for the year in a timely manner.

That the Tax Office collect all excess tax overpayments refunded.

That the Tax Office receive additional training for the proper use of the tax software program. That the Tax Office cash receipts report be proven to all receivable reports on a monthly basis.

That the Tax Office prepare adjustment reports to be reconciled to all receivable reports on a monthly basis.

That the Tax Office review all receivable reports for items eligible to be collected. That the Tax Office prepare all receivable reports on a monthly basis.

That the Tax Office properly classify charges to their various receivable reports. That monthly bank reconciliations be accurately performed.

That all resolutions adopted by the Township Council for the Collector's Office be recorded.

That the Tax Office date all adjustments on the date of discovery and not the date when the clerical error occurred.

That all funds collected by the Tax Office be transferred to the Finance Office on a monthly basis.

That authorized installment tax payment plans be reviewed by the Tax Department for compliance with approved resolutions.

That the Tax Office obtain the necessary documents to transfer all the deeded properties to Township-owned property.

Corrective Actions:

A complete list of all property that will appear on the Annual Tax sale will be list and any property that is not on the Annual Sale will be document as to why it not be sold and attached to the Sale List.

All daily cash receipt by cashier/batch will be printed reconciled and deposit slip prepared for all cash and all checks remotely deposit at the end of each day as a closeout routine with the cash deposit made first thing the next morning.

At the end of each month the monthly cash receipt book report be review and reconciled to the daily cash batch and reconciled to the collector's monthly report and submitted to the Council.

The Tax Collector will run a finalized report at the end of the year for Council and present with the year report of collections.

All tax refunds disbursed will be recorded before releasing of the checks and will be reviewed monthly by the Tax Collector and included in his monthly report.

The Tax Collector will review and reconcile all tax overpayments each as part of his monthly closing, and take action to collect all funds due.

The Collector will create a staff development plan for each staff person to be properly trained in their position on all the software via webinars, in house training, conferences and software company workshop ongoing review.

The assistant tax collector will review the daily deposit and reconcile them to the daily cash receipts posted daily.

As part of the Collectors monthly report a summary report of outstanding receivables by year will be list as well as overpayments. Also, as part of the report will include the varication of the adjustments made that month and submitted to the Comptroller to reconcile the general ledger to the adjusted balances.

The Tax Collector will prepare as part of its Monthly report will be a list of all adjustments made during the month and submitted to the CFO, whom will reconcile the subsidiary ledger to the control accounts.

The Tax Collector will prepare as part of his Monthly report, the amount of all open receivable accounts that reconcile to the control account.

The bank reconciliation of the tax collector account will be prepared monthly and submitted to the comptroller for review on a monthly basis within 30 - 60 days of the month ending.

After each month the assistant tax collector will submit to the comptroller the breakdown of the collection at which time the comptroller will transfer the funds to the proper fund account each month.

The tax collector will review each month all the installment tax payment plans for compliance, if any are noncompliance a notice will be mailed with possible termination of the agreement.

All township property transfer or sold, information will be forwarded to the legal, tax assessor and tax collector department for recording at the county and in the tax systems within 30 days of the closing.

Implementation:

As of December 30, 2021 all of the above have been corrected and is currently being maintained and adhered to.

C. Payment in Lieu of Taxes (P.I.L.O.T.)

1. Finding:

A review of the 2020 Valuations of Properties, the Tax Collector's separate billings and collections, and the detailed listings of 2020 Unpaid Taxes Receivable at December 31, 2020 indicated that:

Several Properties were separately billed by the Tax Office and included in the 2020 Tax Levy.

Payments received by the Tax Office for Payments in Lieu of Taxes (P.I.L.O.T.) were recorded in the Tax Collector's cash receipts computerized ledger as Municipal Payment Account (402) and Payment in Lieu of Taxes

Recommendation:

That the Tax Collector's Office review its accounting policies and procedures that allows for the accurate billings of the Payment in Lieu of Taxes (P.I.L.O.T.)

That the Tax Collector's Office accurately record the collection of revenue for the Payment in Lieu of Taxes (P.I.L.O.T.)

Corrective Action:

The tax collector will review and verify all the township PILOTs are billed in accordance to the agreements on file.

That all collections of the PILOT payments be posted to account 402 and be review as parted of monthly closing checklist by the assistant tax collector with any error adjusted at that time.

Implementation:

The PILOT list have been updated and reviewed by the Tax Collector, and correct billing are currently be made as of July 2021.

D. Revenue Collection Departments

1. Finding:

The following exceptions were noted during the course of our audit of the Township Revenue Departments:

Turnovers of revenue collections in the Fire Department, Police Department, Public Works Department, Housing Department, Licensing Department, Zoning Department and Construction Code Official were not in compliance with the provisions of N.J.S.A. 40A:5-15 "*Deposits of Funds Paid to the Local Unit*".

Cash Receipts Books for the Taxi Unit, Police Department, Housing Department, Licensing Department and Economic Development Department were not available for audit.

Marriage License fees were not submitted to the State of New Jersey on a timely basis.

Funds collected through on-line system payments for Housing and Licensing Departments were not recorded in their respective cash receipts books.

Comments with respect to the Construction Code Official are detailed as follows:

Quarterly DCA Training Fee Reports were not submitted to the State of New Jersey on a timely basis.

Permit fee logs, monthly reports and turnover slips were not in agreement. Additionally, monthly reports and permit fee logs were not mathematically correct.

Consecutively numbered permits are not issued for fees that are not required to be included on the State Permit Fee Logs.

The Uniform Construction Code Report was filed in 2020 with the State of New Jersey for the Year 2019. The amounts reported on the Uniform Construction Code Report were in agreement with the financial records maintained by the Department of Finance after audit adjustments.

The Public Works Department prepared invoices for violations for lot clearing and maintenance. However, the invoices were neither remitted to various property owners nor recorded by the Tax Office.

Recommendation:

That the Fire Department, Police Department, Public Works Department, Housing Department, Licensing Department, Zoning Department and Construction Code Official comply with the provisions of N.J.S.A. 40A:5-15.

That cash receipts books for the Taxi Unit, Police Department, Housing Department, Licensing Department and Economic Development Department be maintained and available for audit.

That marriage license fees be remitted on a timely basis.

That funds collected through on-line system payments for all departments be recorded in their respective cash receipt books.

That the DCA Training Fees collected by the Construction Code Official be submitted to the State of New Jersey on a timely basis.

That the Construction Permit Report and the Transaction Audit Report prepared by the Construction Code Official be in agreement on a monthly basis.

That more care be exercised by the Construction Code Official in the preparation of Permit Fee Logs, Monthly Reports and Turnover Forms.

That the Construction Code Official issue consecutively numbered permits for all fees collected.

That all invoices issued for lot clearings and maintenance violations be remitted to the various owners and recorded by the Tax Office.

Corrective Action:

All the departments follow the standard process to turn over deposits within 48 hrs. To the finance department for deposit along with a copy of the turnover sheet.

All departments are to use pre-numbered receipts for payments received and the copies are kept on file for review.

All departments must keep a manual or computerized cash receipts book. The cash receipts book must reconcile each month to the month's cash turnover sheet.

All marriage license will be submitted to the state in the month following the collections by the health department staff after the monthly reports are completed.

As per of the all department cash book the online payment excel report will be added and code as to the payment was via online. A copy of such will be submitted to finance each month to reconcile to the online payment received by the PT accountant.

At the end of each Quarter along with the quarterly report the Construction code Official will submit training fees to the state of New Jersey that had been collect for that period.

The Construction Code official will reconcile the permit report against the transaction audit report for agreement on a monthly basis.

Monthly reports, turnover logs and permit fee logs will be reconciled each month and corrected before submitted to state or reporting.

All permits will be distributed in numbered order and documented any exception to such on the log.

The department of public works will submit a summary list of all invoice to Tax Collector that have not been paid, with a cover sheet to be placed as a lien, each month.

Implementation:

All of above finding corrective actions have been implemented and be monitored on an ongoing base for need changes and updates with the various department heads as part of the audit review monthly meetings. Which began January 2021.

2. Findings:

Deposits of Funds collected by the Finance Department were not deposited in accordance with the provisions of N.J.S.A 40A:5-15.

Outstanding Checks:

A review of the Township's bank reconciliations revealed numerous checks actually cashed in previous months remained on the Township's outstanding checklist as of December 31, 2019 for the Current Fund and Other Trust Fund.

Bank Accounts:

Our review of the cash accounts for the Current, Animal Control, Trust and Capital Funds has indicated that the Township maintains approximately twenty-four (24) bank accounts. There are several bank accounts that have been inactive for a number of years. The Township's administration should review inactive bank accounts.

Cash Reconciliations:

Our review of cash reconciliations noted the following:

Cash reconciliations for the various accounts contained numerous reconciling items which were carried forward each month without change.

Cash reconciliations were not in agreement with general ledger balances. Outstanding check listing contained numerous errors.

Postage, bank service charges and rental fees associated with credit card transactions of the Municipal Court were not recorded and classified as expenditures.

Bank reconciliations were not prepared on a monthly and timely basis.

Recommendation:

That the Finance Department comply with the provisions of N.J.S.A. 40A:5-15. That more care be exercised in recording and classifying expenditures.

That outstanding checklists be accurately prepared on a monthly basis.

That more care be exercised in the preparation of Township cash reconciliations. That cash reconciliations be prepared on a monthly and timely basis.

Corrective Actions:

Deposit currently are made within 24 hours, checks are done each day with remote deposit each day, and the cash is deposited by the next day by remote deposit for all checks and the cash pickup in the tax office.

Posting of expenditures by the staff will be reviewed and approved by the comptroller and reviewed as part of the monthly closing check list, by the CFO.

The outstanding check list be reviewed by the comptroller after being prepared by accountant on a monthly basis.

Most bank accounts are reconciled timely and without errors. Any reconciling differences will be review and corrected by the comptroller each month before moving on to the next month.

All the bank reconciliations will be completed within 30 - 60 days from month end, along with any differences address that month.

Implementation:

The above have been implemented and be maintain on a timely bases as of August 30, 2021, by applicable staff.

E. Other Items

1. Findings:

We noted that goods and services were paid by wire transfers. Payment of expenditures by wire transfers are not in conformity with the Payment of Claims Ordinance and not listed on the resolutions approved by Township Council.

We noted that revenues collected through the on-line system for all departments were neither recorded accurately nor on a monthly basis by the Department of Finance.

Recommendation:

That the Payment of Claims Ordinance be reviewed as to determine whether the payment of expenditures by wire transfers be allowed.

That the resolution for payment of claims include expenditures by wire transfer.

That all revenue collected through the on-line system be accurately recorded on a monthly basis.

Corrective Action:

The payment of Claims Ordinance will be amended by CFO to accept wirer transfers' and will upgrade the Edmunds system to be able to send wirer/ACH from with the system.

All of the online payment will be recorded monthly and reconciled against the department monthly cash report.

Implementation:

All online payments are process timely and recorded as such and allocated to the proper departments monthly and reviewed by the comptroller and CFO, fully implemented March 31, 2021.

F. General Ledger

1. Finding:

Technical Accounting Directive No. 85-3, issued by the State of New Jersey, Division of Local Government Services, requires all municipalities to establish and maintain a general ledger. Provisions of the "Single AuditAct" and Generally Accepted Accounting Procedures also require the use of a general ledger. The general ledger is the official permanent financial record of the local unit and provides a summary of all financial transactions. It supports the "fund" basis of accounting as prescribed by the State of New Jersey.

The Township maintains a computerized general ledger for all funds. As of December 31, 2019, the general ledger did not agree with the various subsidiary ledgers. Cash receipts and disbursements, as posted, contained numerous errors and did not agree with the Collector's reports, department turnovers or bank reconciliations.

Adjustments for the following were not summarized for appropriate general ledger entry:

County and State Board Judgments, Overpayments
Senior Citizen and Veteran DeductionsMunicipal Cancellations

When the internal operations do not allow management or employees to prevent or detect a misstatement of the financial statements on a timely basis, a control deficiency exists. Control deficiencies may either be a significant deficiency or a material weakness. By definition, a material weakness "is a combination of control deficiencies that adversely affects the entity's ability to initiate, authorize, record, process or report financial data reliably such that there is more than a remote likelihood that a material misstatement of the financial statements will not be prevented or detected", except for the tax levy, there were no tax adjustments recorded in the general ledger.

During 2020, the Township accepted additional funding for several grants. However, amendments for the additional funding were not prepared and included in the Municipal Budget.

Recommendation:

That General Ledgers be properly maintained for all funds and reconciled monthly to detailedsubsidiary ledgers.

That consideration be given to documenting all procedures in the Finance Office to enhance the operations.

That additional funding for grants approved by the Township Council be appropriated and recorded in the Municipal Budget.

Corrective Actions:

The reconciliation of all subsidiary ledger monthly to the general ledger within 30 days of the closing of the prior month. All adjustments will be posted within 30 days of the current month this will be done by the comptroller and reviewed by the CFO.

The CFO, along with Tax Collector and the Comptroller will write up all of the critical procedures in the department of Revenue and Finance, to include a monthly closing and year closing checklist and workflow process.

All grants will be setup in the system and report to the state website immediately after approval by council as detail budget.

Implementation:

Reconciliation of all the subsidiary ledgers are currently being reconciled to the general ledger monthly by the CFO, accepted the Grant Fund which will be completed by December 31, 2021.

All of the grants have been setup and is included in the current budget.

G. Grant Fund

1. Finding:

That the Federal and State Grants subsidiary ledger did not agree to the control account on the general ledger.

Grant Expenditure Report:

The detailed computer report for Federal and State Grants was not in agreement with the audited.

Recommended:

That the detailed computer report for Federal and State Grants be reconciled to master control account.

There are Encumbered funds that are over one (1) year old that should be reviewed and properly liquidated.

It is recommended that all encumbered amounts in the detailed computer report for the Grant Fund be reviewed and properly liquidated.

Corrective Action:

The CFO will work with Edmunds to purge all of the back yes older than five years back, after which the CFO will reconciled and make the necessary adjustments top agree with the audit report.

All open encumbered funds open will be reviewed and will be closed and canceled, that is over 1 year old. Including POs, and Contracts by the CFO.

Implementation:

The system have been purged of the old accounts thru 2015, and the CFO is currently clearing open POs contracts, of open balance that should be closed or canceled, to be fully completed by September 30, 2021.

H. Animal Control Trust Fund

1. Finding:

Our examination of Animal Control records indicated the following deficiencies: A cash receipts book was not accurately maintained.

New Jersey State Dog Registration Fees are payable thirty (30) days after collection. Monthly reports were filed by the License Bureau. It was noted that the reports filed were neither accurate nor on a timely basis.

Turnover of revenue collections in the Animal Control were not in compliance with the provisions of N.J.S.A. 40A:5-15 "Deposits of Funds Paid to the Local Unit."

Tags were issued out of sequence.

Fees collected for the Cat Licenses were not identified in the cash receipts book maintained.

Recommendation:

That a cash receipts book be accurately maintained for animal control fees.

That the monthly State Dog Report be filed accurately and on a timely basis by the License Bureau.

That tags/licenses be issued in numerical sequence.

That fees collected for the Cat Licenses be separately recorded in the cash receipt book.

Corrective Action:

Provide a cash receipts book printed out on monthly bases and submitted to finance by the Health department.

The health department will get trained on preparing of State Dog Report and will file monthly.

The health department will maintain a log of all issue tag/license in numerical order, and document any acceptance in the log.

The health department will begin listing the Cat Licenses separately in cash receipt book upon being issued.

Implementation:

All of the above have been fully implemented by the Health department and are being maintained as of December 15, 2022.

I. Other Trust Fund

1. Due to State of New Jersey

Finding:

Amounts Due to the State of New Jersey for Building Construction, Marriage and Burial Fees, as detailed on Exhibit 8-8 herein, have remained unpaid for several years.

Recommendation:

That certain amounts Due to the State of New Jersey be reviewed for propriety and appropriate action taken as to payment or cancellation.

Corrective Action:

The Health director will review the outstanding fees due to the state and recommend action to bring balance current.

Implementation:

The Health department have reviewed all outstanding fees due state and process of payment where made. Completed as December 15, 2022.

J. Other Deposits

1. Finding:

Premium on tax sale and lien redemptions, reflected on Exhibit 8-8 herein, do not have detailed supporting documentation.

Recommendation:

That a detailed list for premiums on the tax sale and lien redemptions be maintained.

Corrective Action:

The Tax Collector will prepare and reconcile a detail list of all premium and lien redemptions of the Tax Sale and kept on file as the result of the Tax Sale.

Implementation:

The Tax Collector have reconciled the premium and the lien accounts as July 15, 2021.

K. Outside Employment of Off-Duty Police Officers

1. Finding:

Collections received by the Police Department and transferred to the Township are not reconciled to the corresponding payroll expenditures.

Recommendation:

That collections for Off-Duty Police Fees be reconciled to corresponding payroll expenditures.

Corrective Action:

The police department will submit to finance and payroll department the allocation of the payroll by the vendor of hours and wages charge.

Implementation:

The police department will submit a breakdown of the each assigned staff with hours for that period to be charge to each vendors account. This will be fully implemented with the first payroll in October 2021.

L. Escrow Deposits

1. Finding:

A list of escrow deposits was not available for audit.

Recommendation:

That the detailed listing supporting the escrow deposits be available for audit.

Corrective Actions:

The Comptroller will provide a detail run of the escrow ledger for each escrow made available for audit, and will be reconciled monthly to the master control balance.

Implementation:

Finding have been implemented and be followed as December 31, 2020.

M. CDBG Trust Fund

1. Finding:

A review by HUD officials of certain projects resulted in disallowed costs for six (6) projects.

Recommendation:

That the Township review the projects for proper disposition.

Corrective Action:

All projects will be reviewed with HUD and proper adjustments will be made by the Director close out the outstanding receivable.

Implementation:

The staff are currently review all of the HUD accounts and taken action to be completed by December 31, 2022.

2. Urban Development Action Grant (Recycled Loan Program):

Finding:

An examination of the activity of the Urban Development Action Grant Loans receivable revealed eight (8) loans currently open of which five (5) are in default. These loans total \$68,325.28 and appear on Exhibit B-3.

Recommended:

That certain Urban Development Action Grant Loans be reviewed and appropriate action taken as to collection or cancellation.

Corrective Action:

The Township Attorney will prepare a resolution for the Council to cancel the long outstanding loans as uncollectable.

Implementation:

Township Attorney will recommend to council to dispose the old outstanding UDAG loans.

N. Payroll

1. Finding:

An audit of the service provider's payroll account was not provided to the Township nor did our staff prepare such an audit. We did review certain records provided to the Township. It should be noted however, that we could not verify required payments to Federal and State agencies made by the service vendor.

Comments with respect to the Net Payroll and Payroll Agency accounts are detailed as follows:

Payroll deposits were not in agreement with the payroll requirements on a monthly basis.

Recommendation:

That effort be made to identify the other deductions and appropriate action be taken.

That all payroll reports filed with Federal and State agencies be in agreement with the payroll reports.

Corrective Action:

The payroll supervisor along with the P/T account auditor will review the payroll deductions detail and make require adjustment to identify all account balances.

The CFO will login to the Federal & State agencies and print copy of all required reports file and make available for audit.

Implementation:

The payroll deduction are being review with action being taken, the correction will be fully implemented and complete by October 31, 2021.

O. Budget Expenditures

1. Finding:

Several Council Approved Transfers. Chapter 159 Amendments and Emergency Resolutions for the year 2020 were not recorded in the Budget Account Status/Transaction Audit Trail dated.

There were several expenditures not recorded in the appropriation budgetary reports. This resulted in over expenditures in several budgetary line items.

During 2020, the Finance Department transferred expenditures to the Grant Fund from the 2020 Municipal Budget.

Recommendation:

That all expenditures be recorded in the appropriate budgetary reports.

That the expenditures transferred from the Municipal Budget to the Grant Fund be identified.

That all Council Approved Resolutions that effect Budgetary Line Items be accurately recorded.

Corrective Action:

The Comptroller will review accounts monthly to make sure all expenditures are recorded to the correct accounts.

The Grant expenditures will be allocated to the proper grants and posted at to the grant fund at the time of any adjustments are being made.

The comptroller will post all Council approved budgets action to the system and will be review by the CFO for accuracy.

Implementation:

All of the above findings is currently being implemented fully as of August 31, 2021.

2. Interfunds

The balance sheets of the various funds as of December 31, 2020 reflect Interfunds Receivable and Payable. Subsequent to year end, efforts should be undertaken to review and liquidate the interfunds that have occurred.

The cause of these interfunds relate to interest earned but not remitted to the corresponding fund, disbursements made by one fund on behalf of another fund, misposting of cash receipts and lack of transferring budget revenue and/or appropriations from one fund to another.

In the case of the Current Fund, the effect of the Interfunds not being liquidated is a charge to operations (Fund Balance) and a decrease in surplus available. In other funds, the Interfunds do not represent charges to operations but should be liquidated regardless since each fund's cash requirements should stand on their own.

Recommendation:

That all Interfunds be liquidated on a current basis.

Corrective Action:

As part of the monthly review by the CFO the interfunds will reviewed and action will take to liquidate at that time.

Implementation:

The CFO is in review and will completed this finding by December 30, 2022.

P. Municipal Court:

1. Finding:

Comments with respect to the Municipal Court are as follows: Our tests revealed the following exceptions: The December 2020 Monthly Management Report was examined and the following items were noted:

All tickets that have been assigned must be issued within six (6) months. The Tickets Assigned Not Issued Report indicated that two thousand thirty (2,030) tickets were not issued within six (6) months.

The Tickets Issued but Not Assigned Report indicated that three hundred ninety-eight (398) tickets were issued but not assigned.

The General Account and Bail Account cash receipts and disbursement books reflected numerous clerical errors, whereby adjustments to the cash receipts and disbursement books are made in subsequent months.

The Township's ending balance for POAA does not agree to the Court's records.

Checks dated by the 15th of each month to the Township were not turned over to the Finance Office as required by N.J.S.A 40A:5-15.

The Time Payment Report, Police Bail Log and Receipt Book were not available for audit. Municipal Court personnel surety bonds were not available for audit.

Recommendation:

That Tickets Assigned but Not Issued in excess of six (6) months be reviewed for proper disposition. That follow-up procedures be implemented for tickets whether issued or assigned.

That more care be utilized in the posting of the General Account and the Bail Account cash books. That the Finance Office and Municipal Court POAA records be in agreement.

That checks dated by the 15th of each month be turned over to the Township as required by N.J.S.A 40A:5-15.

That the Time Payment Report, Police Bail Log and Receipt Book be available for audit.

That Municipal Court personnel surety bonds be available for audit.

Corrective Action:

The Court direct along with department heads will implement a policy for all assigned ticket will be reviewed and or disposed of every 6 months, by an update report on issued, assigned or voided.

The Court director will review document and correct errors monthly at the time of closing out each month.

All funds will be turned to the finance department by the Court director before the 15th of each month.

The Director will review the Time payment reports and activity monthly and make all available for audit.

The Business Administrator will procure the proper surety bonds for all required staff of the township including the Courts.

Implementation:

The Court direct along with applicable departments heads have agreed on a policy, and implemented as of June 1, 2021.

Q. Corrective Action Plan:

1. Finding:

A Corrective Action Plan was prepared and submitted for items found in the 2020 Report on Examination of Accounts. However, the Corrective Action Plan was prepared not adopted within 60 days.

It is recommended:

That a Corrective Action Plan be prepared and submitted within 60 days after each yearly Report on Examination of Accounts is received.

Corrective Action:

The CFO with assistance of the Business Administrator and department will review the audit findings and compile the corrective actions to be taken into a plan that will be presented to Council for approval within the required 60 days from final receipt and acceptance of the Council.

Implementation:

The CFO have prepared the Corrective action report and submitted to Council for Approval at the 1st council meeting after acceptance of the Annual audit for 2021.

Adopted

Cox - Brown

2. Authorize Sale of Abandoned and Unclaimed Motor Vehicles

**AUTHORIZE THE PUBLIC AUCTION OF
UNCLAIMED AND ABANDONED MOTOR VEHICLES**

WHEREAS, the Irvington Police Department has taken possession of motor vehicles found abandoned and unclaimed; and

WHEREAS, pursuant to N.J.S.A. 39:10A-1 provides for the public sale in a public place of such vehicles provided certain notice requirements are met; and

WHEREAS, the Police Department has complied with the provisions of N.J.S.A. 39:10A-1 as such relates to the disposition of such vehicles as identified on the attached list; and

WHEREAS, a request has been made by the department to sell he listed vehicles in accordance with the State statute cited herein.

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

- (1) The Purchasing Agent is hereby authorized to sell unclaimed motor vehicles as described in the attached list in a manner consistent with the requirements of N.J.S.A. 39:10A-1 and pursuant to the satisfaction of any properly documented credited storage and towing lien.
- (2) The Purchasing Agent is hereby authorized to execute Motor Vehicle Title Certificates pursuant to the attached list on behalf of the Township of said vehicles.

- (3) Any and all vehicles purchased at said auction shall be removed from the Tower's lot within thirty (30) days of sale.

Adopted

Cox - Evans

3. Authorize Opt In To Examination Exemption for Civil Service Hiring Procedures for Police Officers

**TOWNSHIP OF IRVINGTON
COUNTY OF ESSEX
STATE OF NEW JERSEY**

**RESOLUTION TO OPT IN TO EXAMINATION
EXEMPTION CIVIL SERVICE HIRING PROCEDURES**

WHEREAS, the Township of Irvington, Essex County, State of Jersey (hereinafter referred to as the "Township") is a jurisdiction governed by Title 11a and the Civil Service regulations and rules established under Title 4A of the Administrative Code; and

WHEREAS, P.L.2021, C.7 permits municipalities to hire police officers who may not have taken an open competitive examination for the title of Police Officer, but are otherwise duly qualified, have completed training, and hold a valid NJ Police Training Commission Certificate as Police Officer (Basic Course for Police Officer); and

WHEREAS, recently adopted State legislation, Bill S-3220, approved as P.L.2021, C.7, would permit a municipality to exempt any person for an entry-level law enforcement person from taking the Civil Service law enforcement exam, as long as they have completed the full Basic Course for Police Officers training course at a school approved and authorized by the New Jersey Police Training commission; and

WHEREAS, the legislation would also require that a municipal or county police department may hire a person under this exemption only upon adoption of a conflict of interest and nepotism policy; and

WHEREAS, The Township has duly established written policies governing nepotism and conflicts of interest; and

WHEREAS, in order to effectuate this policy, a municipality must affirmatively "opt in" by adopting a Resolution authorizing such a hiring policy; and

WHEREAS, Director of Public Safety Tracy Bowers has recommended that the Township effectuate this policy and "opt in" to this program in the interests of efficiency, expediency, and the promotion of public safety within the Township; and

WHEREAS, this "opt in" provision shall remain valid until changed by a rescinding resolution of the Governing Body.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Irvington for the reasons set forth above that the Township hereby authorizes such hiring policies related to the examination exemption as set forth in Bill S-3220, P.L.2021, c.7.

BE IT FURTHER RESOLVED that copy of this Resolution shall be transmitted to the New Jersey Civil Service Commission.

Adopted

Hudley - Cox 4. Professional Services Contract For Litigation/Defense Counsel
Services - Murphy Orlando LLC - Shaila Powers V. Township Of
Irvington - \$150.00 Per Hour Not To Exceed \$2,500.00

**RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT
FOR LITIGATION/DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 22-1024-32 qualified six firms to provide litigation/defense counsel services for the Township of Irvington from November 01, 2022 until October 31, 2023; 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 determined that Murphy Orlando LLC has the most experience to defend the Township of Irvington in the matter of Shaila Powers v. Township of Irvington, Docket No. ESX-DC-6682-22; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Murphy Orlando LLC, 30 Montgomery Street, 11th Floor, Jersey City, NJ, 07302; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Litigation/Defense counsel services be awarded to Murphy Orlando LLC, 30 Montgomery Street, 11th Floor, Jersey City, NJ, 07302 for a contract amount not to exceed \$2,500.00. The billing rate for this contract is \$150.00 per hour; 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 FURTHER RESOLVED, that funds for this service will paid from the Insurance fund for a contract amount not to exceed \$2,500.00. The billing rate for this contract is \$150.00 per hour.

Adopted

Hudley Brown 5. Professional Services Contract For Litigation/Defense Counsel
Services - Murphy Orlando LLC - Sherly Loseil v. Ramon Rivera
- \$150.00 Per Hour Not To Exceed \$1,500.00

**RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT
FOR LITIGATION/DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 22-1024-32 qualified six firms to provide litigation/defense counsel services for the Township of Irvington from November 01, 2022 until October 31, 2023; 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 determined that Murphy Orlando LLC has the most experience to defend the Township of Irvington in the matter of Sherly Loseil v. Ramon Rivera, Esq., Docket No. ESX-DC-011477-22; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Murphy Orlando LLC, 30 Montgomery Street, 11th Floor, , Jersey City, NJ, 07302; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Litigation/Defense counsel services be awarded to Murphy Orlando LLC, 30 Montgomery Street, 11th Floor, Jersey City, NJ, 07302 for a contract amount not to exceed \$1,500.00. The billing rate for this contract is \$150.00 per hour; 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 FURTHER RESOLVED, that funds for this service will paid from the Insurance fund for a contract amount not to exceed \$1,500.00. The billing rate for this contract is \$150.00 per hour.

Adopted

Hudley - Cox 6. Professional Services Contract For Litigation/Defense Counsel
Services - Post Pollak - Trystone Capital Assets, LLC v. Jose Reyes,
LLC, et al. - \$150.00 Per Hour Not To Exceed \$2,000.00

**RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT
FOR LITIGATION/DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 22-1024-32 qualified six firms to provide litigation/defense counsel services for the Township of Irvington from November 01, 2022 until October 31, 2023; 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 determined that Post Pollak has the most experience to defend the Township of Irvington in the matter Trystone Capital Assets, LLC v. Jose Reyes, LLC, et al , Docket No. F-010543-22; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Murphy Orlando LLC, 30 Montgomery Street, 11th Floor, Jersey City, NJ, 07302; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Litigation/Defense counsel services be awarded to Post Polak, 425 Eagle

Rock, Suite 200, Roseland, NJ 07068 for a contract amount not to exceed \$2,000.00. The billing rate for this contract is \$150.00 per hour; 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 FURTHER RESOLVED, that funds for this service will paid from the Insurance fund for a contract amount not to exceed \$2,000.00. The billing rate for this contract is \$150.00 per hour.

Adopted

Hudley - Cox

7. Professional Services Contract For Litigation/Defense Counsel
Services - Post Pollak - Jerry Wiley Holdings, LLC v. Township of
Irvington - \$150.00 Per Hour Not To Exceed \$1,500.00

**RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT
FOR LITIGATION/DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 22-1024-32 qualified six firms to provide litigation/defense counsel services for the Township of Irvington from November 01, 2022 until October 31, 2023; 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 determined that Post Polak has the most experience to defend the Township of Irvington in the matter of Jerry Wiley Holdings, LLC v. Township of Irvington, Docket No. ESX-SC-000899-22; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Post Polak, 425 Eagle Rock, Suite 200, Roseland, NJ, 07068; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Litigation/Defense counsel services be awarded to Post Polak, 425 Eagle Rock, Suite 200, Roseland, NJ, 07068 for a contract amount not to exceed \$1,500.00. The billing rate for this contract is \$150.00 per hour; 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 FURTHER RESOLVED, that funds for this service will paid from the Insurance fund for a contract amount not to exceed \$1,500.00. The billing rate for this contract is \$150.00 per hour.

Adopted

8. Professional Services Contract For Litigation/Defense Counsel
Services - Murphy Orlando LLC - True Hair NJ Corp v. Township of

Irvington - \$150.00 Per Hour Not To Exceed \$3,000.00

**RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT
FOR LITIGATION/DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 22-1024-32 qualified six firms to provide litigation/defense counsel services for the Township of Irvington from November 01, 2022 until October 31, 2023; 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 determined that Post Polak has the most experience to defend the Township of Irvington in the matter of True Hair NJ Corp v. Township of Irvington, Docket No. ESX-L-006547-22; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Post Polak, 425 Eagle Rock, Suite 200, Roseland, NJ, 07068; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Litigation/Defense counsel services be awarded to Post Polak, 425 Eagle Rock, Suite 200, Roseland, NJ, 07068 for a contract amount not to exceed \$3,000.00. The billing rate for this contract is \$150.00 per hour; 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 FURTHER RESOLVED, that funds for this service will be paid from the Insurance fund for a contract amount not to exceed \$3,000.00. The billing rate for this contract is \$150.00 per hour.

ON ADVICE FROM THE TOWNSHIP ATTORNEY, THIS ITEM WAS REMOVED PRIOR TO THE CAUCUS MEETING BECAUSE IT HAD BEEN ASSIGNED BY TOWNSHIP'S INSURANCE CARRIER

Brown - Frederic

9. Authorizing Purchases Under The State Of New Jersey Cooperative Purchasing Program Over The Bid Threshold Of \$44,000.00 for Fire Engine Parts & Equipment, Gasoline/Diesel Ammunition and Copier

**AUTHORIZING PURCHASES UNDER THE STATE OF NEW JERSEY COOPERATIVE
PURCHASING PROGRAM
OVER THE BID THRESHOLD OF \$44,000.00**

WHEREAS, the Township of Irvington, pursuant to N.J.S.A. 40A:11-12(a) 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 for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and,

WHEREAS, the Township of Irvington has the need on a timely basis to purchase goods or

Services utilizing State contracts; and

WHEREAS, the list of vendors below will exceed the bid threshold of \$44,000.00 for calendar year 2022:-

Name of Vendor	State Contract Number	Commodity	Amount
Fire Fighter One	T0790	Fire Engine Parts & Equipment	\$150,000.00
Rachel's/Michele's Oil	T0083	Gasoline/Diesel	\$400,000.00
Ricoh USA Inc	40467	Copier	\$85,000.00
Witmer Public Safety Group	17-FLEET-00767	Ammunition	\$75,000.00

WHEREAS, the Township of Irvington intends to enter into contracts with State contract vendors over the bid threshold of \$44,000.00 through this resolution and properly executed purchase orders, which shall be subject to all the conditions applicable to current State contracts.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Irvington authorizes the purchase of certain goods and services from those approved New Jersey State contract vendors over the bid threshold of \$44,000.00, pursuant to all the conditions of the individual State contracts; and

BE IT FURTHER RESOLVED by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds and resolutions shall be certified at such time as the goods or services are called for prior to placing the order for good or service in excess of \$44,000.00, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2022

BE IT FURTHER RESOLVED a separate resolution will be submitted to the Municipal Council for all addition vendors exceeding the bid threshold of \$44,000.00.

Adopted

Hudley – Beasley

10. Professional Services Contract For Litigation/Defense Counsel Services - Murphy Orlando LLC - Alsheem Emmett v. City Barrel, Inc. et al. - \$150.00 Per Hour Not To Exceed \$3,500.00

**RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT
FOR LITIGATION/DEFENSE COUNSEL SERVICES**

WHEREAS, resolution number TA 22-1024-32 qualified six firms to provide litigation/defense counsel services for the Township of Irvington from November 01, 2022 until October 31, 2023; 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 determined that Murphy Orlando LLC has the most experience to defend the Township of Irvington in the matter of Alsheem Emmett v. City Barrel, Inc. et al., Docket No. ESX-L-4903-22; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Murphy Orlando LLC, 30 Montgomery Street, 11th Floor, Jersey City, NJ, 07302; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Litigation/Defense counsel services be awarded to Murphy Orlando LLC, 30 Montgomery Street, 11th Floor, Jersey City, NJ, 07302 for a contract amount not to exceed \$3,500.00. The billing rate for this contract is \$150.00 per hour; 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 FURTHER RESOLVED, that funds for this service will be paid from the Insurance fund for a contract amount not to exceed \$3,500.00. The billing rate for this contract is \$150.00 per hour.

Adopted

Cox – Frederic

11. Authorizing Contract With State Contract Vendor Gold Type Business Machines For Purchase Of Mobile Computer Equipment For Police Cars - Not to Exceed \$250,000.00

**RESOLUTION AUTHORIZING A CONTRACT WITH STATE CONTRACT VENDOR
GOLD TYPE BUSINESS MACHINES FOR PURCHASE OF MOBILE COMPUTER
EQUIPMENT FOR POLICE CARS**

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 mobile computer equipment from Gold Type Business Machines of PO Box 305, East Rutherford, NJ 07073 under State contract number 89980 for a total amount not to exceed \$250,000.00; 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 Gold Type Business Machines of PO Box 305, East Rutherford, NJ 07073 starting on December 28, 2022 until December 27, 2023 for an amount not to exceed \$250,000.000 under the New Jersey State Contract number 89980; and

BE IT FURTHER RESOLVED that the required certification of availability of funds C22-0148 in the amount of \$19,187.50 has been obtained from the Chief Financial Officer, charged to account number 2-01-

25-240-240-118 and the remaining balance of \$230,812.50 will be certified upon the adoption of the 2023 budget; 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

Evans – Frederic

12. Authorize Application For \$250,000.00 In Grant Funds Through The New Jersey Department Of Community Affairs To Upgrade The Berkeley Terrace Park Building, Basketball Court, Lighting And Drainage

A RESOLUTION TO APPLY FOR GRANT FUNDS THROUGH THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS TO UPGRADE THE BERKELEY TERRACE PARK BUILDING, BASKETBALL COURT, LIGHTING AND DRAINAGE

WHEREAS, the Township of Irvington Recreation Department desires to apply for and obtain a grant from the New Jersey Department of Community Affairs (DCA) for approximately \$250,000.00 to carry out a project to upgrade the Berkeley terrace Park building, basketball court and lighting and drainage;

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

1. The Township of Irvington Council does hereby authorize the application for such a grant; and
 2. Recognizes that the DCA may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does authorize the execution of any such grant agreement; and also upon receipt of the fully executed agreement from the DCA does further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of Irvington and the New Jersey Department of Community Affairs; and
- BE IT FURTHER RESOLVED, that the persons whose names and titles appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement and any other document(s) necessary in connection therewith:

Musa A. Malik
Business Administrator

Donald Malloy
Recreation Director

Adopted

Vick - Frederic

13. Authorize the Cancellation of Interest and Penalty with respect to Block 220, Lot 15.01, 60-72 Howard Street

Resolution Authorizing the Cancellation of Interest and Penalty with respect to Block 220 Lot 15.01, 60-72 Howard St.

WHEREAS, on May 9, 2017, the township entered into a financial agreement (the “Financial Agreement”) with PBR Urban Renewal, LLC (the “Entity”) with respect to the development of that certain property identified on the official tax maps of the township as Block 220, Lot 15.01 (the “Property”); and

WHEREAS, in implementing the Agreements in 2017, there were certain delays and corrections arising from bills prepared and reviewed by the township and entity. The entity and the township worked collaboratively to resolve these matters; and

WHEREAS, the Tax Collector has been instructed to cancel the following 2019 – 2022 interest that was paid in connection therewith:

Payment Date	Paid Interest	Year	Quarter
6/15/2022	\$15,607.06	2019	4 th
	\$ 9,655.21	2020	4 th
	\$ 3,703.37	2021	4 th
8/9/2022	\$ 782.07	2021	4 th
11/18/2022	\$ 1,027.01	2021	4 th
11/18/2022	<u>\$ 281.06</u>	2022	4 th
	\$31,055.78		

WHEREAS, the Tax Collector has been further instructed to apply credit of overpaid interest to 2022 4th quarter PILOT charges; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Irvington; hereby authorize the Tax Collector to cancel and apply credit of overpaid interest for tax years 2019 - 2022 in the amount of **\$31,055.78** to 2022 4th quarter PILOT charges.

Adopted

Evans - Vick

14. Authorizing Execution of Escrow Agreement With Vision Investment Group, LLC for the Redevelopment of Block 154, Lot 34; Block 149, Lot 32 and Block 140, Lot 19, Also Referred to as 265 21st Street, 676 18th Avenue and 303 Ellis Avenue

RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT WITH VISION INVESTMENT GROUP LLC FOR THE REDEVELOPMENT OF PROPERTY IDENTIFIED AS BLOCK 154, LOT 34; BLOCK 149, LOT 32 AND BLOCK 140, LOT 19 ON THE TAX MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS, RESPECTIVELY, AS 265 21st STREET, 676 18th AVENUE AND 303 ELLIS AVENUE

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, in accordance with the Redevelopment Law, on July 14, 2015, by resolution No. UEZ 15-0714-11, the Township Council adopted a resolution designating the entire Township as an area in need of rehabilitation (the “**Rehabilitation Area**”); and

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

WHEREAS, to realize the redevelopment of Rehabilitation Area, the Township determined to exercise the powers of redevelopment and serve as the “redevelopment entity” responsible for carrying out redevelopment projects in accordance with the Redevelopment Law; and

WHEREAS, Vision Investment Group LLC (the “**Company**”) and the Township, in its capacity as redevelopment entity, 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 and other related actions; 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
154	34	265 21 st Street
149	32	676 18 th Avenue
140	19	303 Ellis Avenue

(collectively, the “**Property**”) and to undertake the rehabilitation or redevelopment of same in accordance with the Redevelopment Plan (the “**Project**”); and

WHEREAS, the Company has requested that the Township, in its capacity as redevelopment entity, enter into negotiations for a Redevelopment Agreement and/or Financial Agreement, as may be applicable or appropriate for the redevelopment of the Property (each, an “**Agreement**”); 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 the redevelopment of the Property; 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 THE OFFICE OF COMMUNITY DEVELOPMENT AND PLANNING]

Adopted

Cox - Vick

15. Authorizing Execution of Escrow Agreement With T&L Homeworks, LLC for the Redevelopment of Block 331, Lot 13; Block 352, Lots 7 & 17; Block 353, Lot 3 And Block 362, Lot 6, Also Referred to as 684-686 Stuyvesant Avenue, 55 Leslie Place, 23 Leslie Place, 116 - 40th Street and 239 – 40th Street

RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT WITH T&L HOMEWORKS, LLC FOR THE REDEVELOPMENT OF PROPERTY IDENTIFIED AS BLOCK 331, LOT 13; BLOCK 352, LOTS 7 & 17; BLOCK 353, LOT 3 AND BLOCK 362, LOT 6 ON THE TAX MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS, RESPECTIVELY, AS 684-686 STUYVESANT AVENUE, 55 LESLIE PLACE, 23 LESLIE PLACE, 116 40th STREET AND 239 40th STREET

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, in accordance with the Redevelopment Law, on July 14, 2015, by resolution No. UEZ 15-0714-11, the Township Council adopted a resolution designating the entire Township as an area in need of rehabilitation (the “**Rehabilitation Area**”); and

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

WHEREAS, to realize the redevelopment of Rehabilitation Area, the Township determined to exercise the powers of redevelopment and serve as the “redevelopment entity” responsible for carrying out redevelopment projects in accordance with the Redevelopment Law; and

WHEREAS, T&L Homeworks, LLC (the “**Company**”) and the Township, in its capacity as redevelopment entity, 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 and other related actions; 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
331	13	684-686 Stuyvesant Ave.
352	7	55 Leslie Place
352	17	23 Leslie Place
353	3	116 40 th Street
362	6	239 40 th Street

(collectively, the “**Property**”) and to undertake the rehabilitation or redevelopment of same in accordance with the Redevelopment Plan (the “**Project**”); and

WHEREAS, the Company has requested that the Township, in its capacity as redevelopment entity, enter into negotiations for a Redevelopment Agreement and/or Financial Agreement, as may be applicable or appropriate for the redevelopment of the Property (each, an “**Agreement**”); 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 the redevelopment of the Property; 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 THE OFFICE OF COMMUNITY DEVELOPMENT AND PLANNING]

Adopted

Cox - Evans

16. Authorizing Execution of Escrow Agreement With Pioneer Construction LLC for the Redevelopment of Block 165, Lot 15 and Block 159, Lot 25, Also Referred to as 50 Ellis Avenue and 539 - 20th Street

RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT WITH PIONEER CONSTRUCTION LLC FOR THE REDEVELOPMENT OF PROPERTY IDENTIFIED AS BLOCK 165, LOT 15 AND BLOCK 159, LOT 25 ON THE TAX MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS, RESPECTIVELY, AS 50 ELLIS AVENUE AND 539 20TH STREET

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, in accordance with the Redevelopment Law, on July 14, 2015, by resolution No. UEZ 15-0714-11, the Township Council adopted a resolution designating the entire Township as an area in need of rehabilitation (the “**Rehabilitation Area**”); and

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

WHEREAS, to realize the redevelopment of Rehabilitation Area, the Township determined to exercise the powers of redevelopment and serve as the “redevelopment entity” responsible for carrying out redevelopment projects in accordance with the Redevelopment Law; and

WHEREAS, Pioneer Construction LLC (the “**Company**”) and the Township, in its capacity as redevelopment entity, 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 and other related actions; 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 Block 165, Lot 15 and Block 159, Lot 25 and identified in the Township tax records, respectively, as 50 Ellis Avenue and 539 20th Street (collectively, the “**Property**”) and to undertake the rehabilitation or redevelopment of same in accordance with the Redevelopment Plan (the “**Project**”); and

WHEREAS, the Company has requested that the Township, in its capacity as redevelopment entity, enter into negotiations for a Redevelopment Agreement and/or Financial Agreement, as may be applicable or appropriate for the redevelopment of the Property (each, an “**Agreement**”); 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 the redevelopment of the Property; 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 THE OFFICE OF COMMUNITY DEVELOPMENT AND PLANNING]

Adopted

Evans – Vick

17. Authorizing Execution of Escrow Agreement With Kuw Homes & Construction for the Redevelopment of Block 142, Lot 19; Block 139, Lot 5 and Block 86, Lot 39, Also Referred to as 303 - 21st Street, 764 Grove Street/Rear And 77-79 Brookside Avenue

RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT WITH KUW HOMES & CONSTRUCTION FOR THE REDEVELOPMENT OF PROPERTY IDENTIFIED AS BLOCK 142, LOT 19; BLOCK 139, LOT 5 AND BLOCK 86, LOT 39 ON THE TAX MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS, RESPECTIVELY, AS 303 21st STREET, 764 GROVE STREET/REAR AND 77-79 BROOKSIDE AVENUE

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, in accordance with the Redevelopment Law, on July 14, 2015, by resolution No. UEZ 15-0714-11, the Township Council adopted a resolution designating the entire Township as an area in need of rehabilitation (the “**Rehabilitation Area**”); and

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

WHEREAS, to realize the redevelopment of Rehabilitation Area, the Township determined to exercise the powers of redevelopment and serve as the “redevelopment entity” responsible for carrying out redevelopment projects in accordance with the Redevelopment Law; and

WHEREAS, KUW Homes & Construction (the “**Company**”) and the Township, in its capacity as redevelopment entity, 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 and other related actions; 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
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142	19	303 21 st Street
139	5	764 Grove Street/Rear
86	39	77-79 Brookside Avenue

(collectively, the “**Property**”) and to undertake the rehabilitation or redevelopment of same in accordance with the Redevelopment Plan (the “**Project**”); and

WHEREAS, the Company has requested that the Township, in its capacity as redevelopment entity, enter into negotiations for a Redevelopment Agreement and/or Financial Agreement, as may be applicable or appropriate for the redevelopment of the Property (each, an “**Agreement**”); 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 the redevelopment of the Property; 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 THE OFFICE OF COMMUNITY DEVELOPMENT AND PLANNING]

Adopted

Cox - Vick 18. Rescind and replacing Resolution OCDP 22-0926-27 and
Authorize the Execution of Escrow Agreement with Irvington
Redevelopment 2022, LLC for the Redevelopment of 14 Properties
in the Township

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON RESCINDING AND
REPLACING RESOLUTION OCDP 22-0926-27 AND AUTHORIZING THE
EXECUTION OF AN ESCROW AGREEMENT WITH IRVINGTON
REDEVELOPMENT 2022 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, in accordance with the Redevelopment Law, on July 14, 2015, by resolution No. UEZ 15-0714-11, the Township Council adopted a resolution designating the entire Township as an area in need of rehabilitation (the “**Rehabilitation Area**”); and

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

WHEREAS, pursuant to *N.J.S.A. 40A:12A-4*, the Township has determined to act as the “redevelopment entity”, as such term is defined at *N.J.S.A. 40A:12A-3*, responsible for carrying out redevelopment projects in the Rehabilitation Area in accordance with the Redevelopment Plan, pursuant to *N.J.S.A. 40A:12A-4(c)*; and

WHEREAS, Irvington Redevelopment 2022 LLC (the “**Company**”) and the Township, in its capacity as redevelopment entity, 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, and other related actions; and

WHEREAS, the Township Council previously adopted Resolution OCDP 22-0926-27, authorizing the execution of an Escrow Agreement between the Township and the Company (which was not executed by the parties) in connection with the conveyance and redevelopment of fourteen (14) properties within the Township; and

WHEREAS, the Township Council now desires to rescind and replace Resolution OCDP 22-0926-27 and to authorize the execution of an Escrow Agreement between the Township and Company in connection with the transfer and redevelopment of the properties listed below; and

WHEREAS, the Company has requested that the Township, in its capacity as redevelopment entity, enter into negotiations for a Redevelopment and Land Disposition Agreement and/or Financial Agreement, as may be applicable or appropriate for the redevelopment of the Property; 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
99	2	134 Myrtle Avenue
123	23	16 Highland Terrace
137	19	9 20 th Avenue
142	8	132-134 22 nd Street
142	9	136 22 nd Street
149	21	205 22 nd Street (REAR)
149	22	201 22 nd Street
149	23	199 22 nd Street
151	3	244 22 nd Street
151	7	258 22 nd Street
151	8	260 22 nd Street
151	10	266 22 nd Street
151	27	211 21 st Street
213	5	28 Howard Street

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

WHEREAS, certain parcels identified above are located both within the Rehabilitation Area and within a redevelopment area designated by the Township in accordance with the Redevelopment Law, as the Scattered Sites Redevelopment Area. These lots identified on the Township tax maps as Block 149, Lots 21-23 and Block 151, Lot 10 are subject to the superseding zoning of the *Scattered Sites Redevelopment Plan* (as amended, the “**Scattered Sites Redevelopment Plan**”); and

WHEREAS, certain parcels identified above are located both within the Rehabilitation Area and within a redevelopment area designated by the Township in accordance with the Redevelopment Law, as the East Ward/Springfield Avenue Redevelopment Area. These lots identified on the Township tax maps as Block 137, Lot 19; Block 142, Lot 8-9; and Block 149, Lots 21-23 and 28 are subject to the superseding zoning of the *East Ward/East Springfield Avenue Redevelopment Plan* (as amended, the “**East Ward Redevelopment Plan**”, together with the Township-Wide Redevelopment Plan and the Scattered Sites Redevelopment Plan, the “**Redevelopment Plan**”); 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 the redevelopment of the Property; 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 THE OFFICE OF COMMUNITY DEVELOPMENT AND PLANNING]

Adopted

Frederic – Vick

19. Authorize Exemption of a Portion Of Taxes in the Amount of \$8,527.68 and Issue a Refund in the Amount of \$8,360.69 to Mortgage Servicer Corelogic and Apply a Sewer Credit in the Amount of \$166.99 on Behalf of Marco Lee Santana as a 100% Disabled Veteran at 43 Naden Avenue, Block 243, Lot 13

**RESOLUTION TO CANCEL AND REFUND PROPERTY TAXES
43 Naden Avenue, Block 243 Lot 13**

WHEREAS, Marco Lee Santana purchased 43 Naden Avenue, Block 243, Lot 13 on October 13, 2020 and Marco Lee Santana is a 100% disabled veteran and;

WHEREAS, Marco Lee Santana has filed an application for 100% tax exemption with the tax assessor Silvia Forbes and said application has been approved for the property tax exemption on March 18, 2022 and;

WHEREAS, the 2022 taxes on 43 Naden Avenue were billed in the amount of \$10,807.29 and;

WHEREAS, the exempt portion of taxes is \$8,527.68 and the mortgage servicer Corelogic has paid \$8,360.69 and;

WHEREAS, the property owner is entitled to a refund in the amount of \$8,360.69 from the date of application approval by the tax assessor on March 18, 2022.

WHEREAS, the property owner is entitled to a credit in the amount of \$166.99 to be applied to the sewer account.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Tax Collector's office is authorized and directed to cancel the exempt portion of taxes in the amount of \$8,527.68 and issue a refund in the amount of **\$8,360.69** to mortgage servicer Corelogic and apply a sewer credit in the amount of \$166.99 on behalf of Marco Lee Santana as a 100% Disabled Veteran at 43 Naden Avenue on Block 243, Lot 13.

Adopted

Frederic - Vick

20. Authorize Transfers of Funds in CY 2022 Municipal Budget

**TOWNSHIP OF IRVINGTON
APPROPRIATIONS TRANSFER
RESOLUTION
CY - 2022**

#1

<u>Within "CAP"</u>	<u>Accounts</u>	<u>From</u>	<u>To</u>
Mayor Office S&W			122,187.00
Clerk Office S&W		5,000.00	-
Council S & W		12,000.00	-
Broad Of Adjustment S&W		1,000.00	
Tax Assessor S&W		6,000.00	
Tax Assessor O&E		7,400.00	-
Legislative Aide S&W		-	-
Purchasing S & W			

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	10,000.00	
Township Attorney S & W		25,750.00
Township Attorney O & E		
Business Admin S & W	-	112,500.00
Business Admin O & E	55,000.00	
Police Dept S&W	40,000.00	
Police Dept O&W	185,000.00	
School Guards S&W	34,000.00	-
Fire Dept S&W		225,033.00
Fire Dept O&E	95,000.00	
Finance Department S&W	97,500.00	
Tax Collector S&W	49,000.00	
Street & Sewers S&W		136,200.00
Engineering S&W	42,000.00	
Motorized Equip. S&W		35,475.00
Public Buildings (DPW) S&W	-	150,600.00
Shade Tree S&W		29,500.00
Community Dev & Planning S&W	19,000.00	-
Park Maintenance S & W		101,000.00
Recreation S&W	4,000.00	-
Senior Citizens S&W	2,000.00	
Housing Services S&W	2,500.00	-
Building Construction Code S&W	8,000.00	-
Municipal Courts S&W		

	9,000.00	
Telephone	49,575.00	
Telephone leases	50,000.00	-
Electric, Gas	66,270.00	
Street Lighting	89,000.00	
SUB-TOTAL INSIDE CAPS	938,245.00	938,245.00
OUTSIDE CAPS	-	-
SUB-TOTAL OUTSIDE CAPS	-	-
GRANT TOTAL	938,245.00	938,245.00

Adopted

Frederic - Vick 21 Authorizing Purchase Over The Pay To Play Threshold For
General Code Minutes Program Upgrade - \$11,940.00

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

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

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

WHEREAS, General Code Publishers Corp, 781 Elmgrove Road, Rochester, NY 14624 will exceed the Pay-to-Play threshold; and

WHEREAS, General Code Publishers Corp has completed the Township C-271, elect reports and political disclosure forms, which forms are on file in the Division of Purchasing Office and the Municipal Clerk; and

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

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

BE IT FURTHER RESOLVED the required Certificate of Funds Number C22-0159 for this expenditure has been obtained from the Chief Financial Officer. The appropriation to be charged for this expenditure is Account Number 2-01-20-120-120-256 in the amount of \$11,940.00.

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2022.

Adopted

Frederic - Cox 22. Approve Change Order Number 1 for the Renovation of the Irvington Senior Center - Credit of \$136, 077.45 - Amended Contract - \$1,638, 267.55
Net Change of – 8.3

RESOLUTION TO APPROVE CHANGE ORDER NUMBER 1 FOR THE RENOVATION OF THE IRVINGTON SENIOR CENTER

WHEREAS, a contract for the Renovation of the Irvington Senior Center was awarded to R. J. Michaels & Co. of 333 Dodd Street, East Orange, NJ on February 28, 2022 as Resolution DPW 22-0228-12 in the amount of \$1,774, 345.00 based on public bids received on January 3, 2022; and

WHEREAS, construction has proceeded on this project since that date, during which certain unknown conditions have been encountered, as detailed in a memorandum by John A. Wiggins, P.E., Township Engineer date December 19, 2022; and

WHEREAS, contingent funds were established within the contract bid to address the bulk of these changes, resulting in a change order, Change Order No. 1 which yields a credit of \$136, 077.45 which is more specifically detailed in the above memorandum from the Township Engineer; and

WHEREAS, these changes have been constructed and have been reviewed and recommended for approval by the project architect, The Musial Group as well as the Township Engineer, who both recommend that a change order memorializing these changes be approved.

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a change order, Change Order No. 1 for the contract for Renovation of the Irvington Senior Center is granted in the amount of a credit of \$136, 077.45 to R. J. Michaels & Co. of 333 Dodd Street, East Orange, NJ so that the amended amount of the contract by virtue of this change order is \$1,638, 267.55 for a net change of – 8.3 and that the Mayor is authorized to sign the necessary 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 Is not required for the approval of this change order as same does not require the encumbrance of any additional funds.

Adopted

Cox – Frederic 23. Approve Change Order Number 2 for the Renovation of the Irvington Senior Center - Credit of \$40,445.54 - Amended Contract - \$1,597,822.01
Net Change of – 10.2

RESOLUTION TO APPROVE CHANGE ORDER NUMBER 2 FOR THE RENOVATION OF THE IRVINGTON SENIOR CENTER

WHEREAS, a contract for the Renovation of the Irvington Senior Center was awarded to R. J. Michaels & Co. of 333 Dodd Street, East Orange, NJ on February 28, 2022 as Resolution DPW 22-0228-12 in the amount of \$ 1,774, 345.00 based on public bids received on January 3, 2022; and

WHEREAS, construction has proceeded on this project since that date, during which certain unknown conditions have been encountered, as detailed in a memorandum by John A. Wiggins, P.E., Township Engineer date December 19, 2022; and

WHEREAS, contingent funds were established within the contract bid to address the bulk of these changes, resulting in a change order, Change Order No. 1 which yielded a credit of \$136, 077.45 which is more specifically detailed in the above memorandum from the Township Engineer; and

WHEREAS, other changes have been encountered that exceed the contingent funds for this project resulting in additional costs in the amount of \$95, 631.91 , resulting in remaining credit of \$40, 445.54 which changes are more specifically detailed in the above memorandum from the Township Engineer; and

WHEREAS, these changes and have been reviewed and recommended for approval by the project architect, The Musial Group as well as the Township Engineer, who both recommend that a change order memorializing these changes be approved.

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a change order, Change Order No. 1 for the contract for Renovation of the Irvington Senior Center is granted in the amount of a credit of \$40,445.54 to R. J. Michaels & Co. of 333 Dodd Street, East Orange, NJ so that the amended amount of the contract by virtue of this change order is \$1,597,822.01 for a net change of – 10.2 and that the Mayor is authorized to sign the necessary 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 Is not required for the approval of this change order as same does not require the encumbrance of any additional funds.

Adopted

Frederic - Cox

24. Award Bid – Upgrade to Tax Maps - Civil Solutions, DBA Admas, Rehmann & Heggan - Lowest Responsible, Responsive Bid – \$54,500.00

RESOLUTION AWARDING A BID FOR UPDATING EXISTING TOWNSHIP TAX MAPS

WHEREAS, sealed bids were received on November 16, 2022 for Updating Existing Township Tax maps to published advertisement for bids in the New Jersey Star Ledger on October 24, 2022; and

WHEREAS, two bids were received and opened by the Purchasing Agent and Municipal Clerk from Neglia Engineering Associates (Neglia Group) and Civil Solutions; and

WHEREAS, the bids were reviewed by the Tax Assessor and Chief Financial Officer and they recommend to award a contract to the lowest responsible, responsive bidder, Civil Solutions; and

WHEREAS, it has recommended that the award should be made to Civil Solutions DBA Admas, Rehmann & Heggan Associates of 215 Bellevue Ave, PO Box 579, Hammonton, NJ 08037 on the basis of their lowest responsible, responsive bid of \$54,500.00; and

BE IT FURTHER RESOLVED, the Municipal Clerk is hereby authorized the return the bid bonds to the unsuccessfully bidders; and

BE IT FURTHER RESOLVED that a contract be awarded to to Civil Solutions DBA Admas, Rehmann & Heggan Associates of 215 Bellevue Ave, PO Box 579, Hammonton, NJ 08037 for a total not to exceed \$54,500.00

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 FUTHER RESLOVED that the required certification of availability of C22-0147 in the amount of \$54,500.00 from account number C-04-56-858-021-901 has been obtained from the Chief Financial Officer.

Adopted

Vick – Frederic 25. Authorize Fair and Open Contract for Dental Insurance
Brokerage Services - Alamo Insurance Group For The 2023
Calendar Year – Fees To Be Paid By The Provider

**RESOLUTION AUTHORIZING FAIR AND OPEN PROFESSNAL SERVICE CONTRACT
FOR DENTAL INSURANCE BROKERAGE SERVICES
FOR CALENDAR YEAR 2023**

WHEREAS, the Request for Proposals for Insurance Brokerage Services for dental was publicly advertised in the New Jersey Star Ledger on October 23, 2022 with a deadline for qualifications to be submitted on November 16, 2022; and

WHEREAS, one qualification was received and publicly opened; and

WHEREAS, said qualifications was referred to the Business Administrator; and

WHEREAS, the qualifications satisfied the bid requirement and;

WHEREAS, the Business Administrator has recommended award should be made to the following firm:

Alamo Insurance Group
55 Flanagan Way Secaucus, NJ 07094

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for dental Insurance Brokerage Services be awarded Alamo Insurance Group, 55 Flanagan Way, Secaucus, NJ 07094 on the basis of their response to the request for proposal meeting the selection criteria and qualifications at no cost to the township, the fees will be paid by brokerage and commission fees will be disclosed to the Township; for one year starting on January 01, 2023 and ending on December 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

Cox – Vick

26. Authorize Fair and Open Contract for Insurance Brokerage Services for Health Benefits – Fairview Insurance Agency Associates For The 2023 Calendar Year – Vendor Paid Directly From Insurance

**RESOLUTION AUTHORIZING FAIR AND OPEN PROFESSIONAL SERVICE
CONTRACT FOR HEALTH INSURANCE BROKERAGE SERVICES
FOR CALENDAR YEAR 2023**

WHEREAS, the Request for Proposals for Insurance Brokerage Services for health was publicly advertised in the New Jersey Star Ledger on October 24, 2022 with a deadline for qualification to be submitted on November 16, 2022; and

WHEREAS, one qualification was received and publicly opened; and

WHEREAS, said qualification was referred to the Business Administrator; and

WHEREAS, the qualification satisfied the bid requirement and;

WHEREAS, the Business Administrator has recommended award should be made to the following firm:

Fairview Insurance Agency Associates
25 Fairview Ave, Verona, NJ 07044

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for health Insurance Brokerage Services be awarded Fairview Insurance Agency Associates, 25 Fairview Ave, Verona, NJ 07044 on the basis of their response to the request for proposal meeting the selection criteria and qualifications at no cost to the township, the fees will be paid by brokerage and total compensation will be disclosed to the Township; for one year starting on January 12, 2023 and ending on January 11, 2024; 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

Frederic – Brown 27. Authorize Fair and Open Contract for General Liability, Workers' Compensation, Property Casualty and Risk Services Insurance Brokerage Services - Conner Strong and Buckelew For The 2023 Calendar Year – Applicable Commission To Be Paid by Carriers

RESOLUTION AUTHORIZING FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR INSURANCE BROKERAGE SERVICES (GENERAL LIABILITY, WORKER'S COMPENSATION, PROPERTY CASUALTY & RISK SERVICES) FOR CALENDAR YEAR 2023

WHEREAS, the Request for Proposals for Insurance Brokerage Services (General Liability, Worker's Compensation, Property Casualty & Risk Services) was publicly advertised in the New Jersey Star Ledger on October 24, 2022 with a deadline for qualification to be submitted on November 16, 2022; and

WHEREAS, three qualifications were received and publicly opened; and

WHEREAS, said qualifications were referred to the Business Administrator; and

WHEREAS, the qualifications satisfied the RFP requirement and;

WHEREAS, the Business Administrator has recommended award should be made to the following firm:

CONNER STRONG & BUCKELEW
9 CAMPUS DRIVE, PARSIPPANY, NJ 07054

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Insurance Brokerage Services (General Liability, Worker's Compensation, Property Casualty & Risk Services) be awarded to Conner Strong & Buckelew., 9 Campus Drive, Parsippany, NJ 07054 on the basis of their response to the request for proposal. Vendor will be paid by applicable commission to be paid by the carriers, which will be disclosed to the Township on a quarterly basis; for one year starting on January 01, 2023 and ending on December 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

Cox – Frederic 28. Authorize Fair and Open Contract for Insurance Prescription Brokerage Services - RD Parisi Associates For The 2023 Calendar Year - Vendor Paid

Directly From Insurance Carrier

**RESOLUTION AUTHORIZING FAIR AND OPEN PROFESSIONAL SERVICE
CONTRACT FOR INSURANCE PRESCRIPTION BROKERAGE SERVICES
FOR CALENDAR YEAR 2023**

WHEREAS, the Request for Proposals for Insurance Prescription Brokerage was publicly advertised in the New Jersey Star Ledger on October 24, 2022 with a deadline for qualifications to be submitted on November 16, 2022; and

WHEREAS, one qualifications were received and publicly opened; and

WHEREAS, said qualification was referred to the Business Administrator for review and written recommendation; and

WHEREAS, the qualifications satisfied the bid requirement and;

WHEREAS, the Business Administrator has recommended award should be made to the following firm:

RD Parisi Associates
100 Executives Drive, Suite 338 West Orange, NJ 07052

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Insurance Prescription Brokerage services be awarded to RD Parisi Associates, 100 Executives Drive, Suite 338, West Orange, NJ 07052 on the basis of their response to the request for proposal meeting the selection criteria and qualifications at no cost to the township, the fees will be paid by brokerage and said fee will be disclosed to the Township; for one year starting on January 12, 2023 and ending on January 13, 2024; 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

Frederic – Beasley

29. Authorize Use of CDBG Funds for 2021-2022 – Irvington Public Library - \$25,000.00

Irvington Public Library

WHEREAS, the Township of Irvington is a recipient of 2021-2022 Community Development Block Grant (CDBG) Program funds administered by the U.S. Department of Housing and Urban Development; and

WHEREAS, the Township of Irvington wishes to award CDBG grant funds in the amount

\$25,000.00 to **Irvington Public Library**, a private Non-Profit corporation of the State of New Jersey with principal offices **CIVIC SQUARE, IRVINGTON, NEW JERSEY 07111** for the provision of public services, which constitute an eligible CDBG activity; and,

WHEREAS, the Township of Irvington has allocated sufficient CDBG funds to fund a proposed grant agreement in the amount of **\$25,000.00** with the **Irvington Public Library**, a private Non-Profit Corporation of the State of New Jersey; and

WHEREAS, the U.S. Department of Housing and Urban Development has issued federal regulations which revise 24 CFR 570 Sub-Part J, requiring all CDBG recipients to enter into formal legal agreements with private non-profit organizations, called "CDBG sub-recipients", in order for these organizations to receive CDBG funding from the Township of Irvington; and

WHEREAS, the Township of Irvington is also subject to the provisions of federal OMB Circular A-102 Attachment 0, "Procurement Standards" which apply the Township's procurement of services, supplies and property with CDBG funds; and

WHEREAS, OMB Circular A-102 also requires the Township to conform to all applicable state and local laws relating to formal legal agreements by municipal government procurement of goods and services; and

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

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

1. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with **Irvington Public Library**, for the purchase of computers for technology lab, Public access use and network printers to meet public service requirements.

2. Pursuant to N.J.A.C. 5:34-5.2, the required certificate of Availability of Funds No. C22-0151 in the amount of **\$25,000.00** for the above has been obtained from the Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. **T-21-41-850-22E-802**.

Adopted

Frederic – Cox

30. Authorize Use of CDBG Funds for 2021-2022 –
C.O.M.B.A.T.T. – Grant Amount – 13,824.40

C.O.M.B.A.T.T.

(Community Organization Making Better Alternatives Today for Tomorrow, Inc.)

WHEREAS, the Township of Irvington is a recipient of 2021-2022 Community Development Block Grant (CDBG) Program funds administered by the U.S. Department of Housing and Urban Development; and

WHEREAS, the Township of Irvington wishes to award CDBG grant funds in the amount **\$15,000.00** to **C.O.M.B.A.T.T. (Community Organization Making Better Alternatives Today for Tomorrow, Inc.,** a private Non-Profit corporation of the State of New Jersey with principal offices **1763 SIXTH STREET, EWING, NEW JERSEY 08638** for the provision of public services, which constitute an eligible CDBG activity; and,

WHEREAS, the Township of Irvington has allocated sufficient CDBG funds to fund a proposed grant agreement in the amount of **\$15,000.00** with the **C.O.M.B.A.T.T. (Community Organization Making Better Alternatives Today for Tomorrow, Inc.,** a private Non-Profit Corporation of the State of New Jersey; and

WHEREAS, the U.S. Department of Housing and Urban Development has issued federal regulations which revise 24 CFR 570 Sub-Part J, requiring all CDBG recipients to enter into formal legal agreements with private non-profit organizations, called "CDBG sub-recipients", in order for these organizations to receive CDBG funding from the Township of Irvington; and

WHEREAS, the Township of Irvington is also subject to the provisions of federal OMB Circular A-102 Attachment 0, "Procurement Standards" which apply the Township's procurement of services, supplies and property with CDBG funds; and

WHEREAS, OMB Circular A-102 also requires the Township to conform to all applicable state and local laws relating to formal legal agreements by municipal government procurement of goods and services; and

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

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

1. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with **C.O.M.B.A.T.T. (Community Organization Making Better Alternatives Today for Tomorrow, Inc.,** for **an after-school behavior modification project, an educational, social and recreational experience to at-risk youths who reside in Irvington, New Jersey.**
2. Pursuant to N.J.A.C. 5:34-5.2, the required certificate of Availability of Funds No. C9-00185 in the amount of **\$15,000.00** for the above has been obtained from the Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. T-21-41-850-19C-806.

Adopted

Frederic – Vick

31. Authorize Use of CDBG Funds for 2021-2022 –
FamiCare - \$10,000.00

FamiCare Inc.

WHEREAS, the Township of Irvington is a recipient of 2021-2022 Community Development Block Grant (CDBG) Program funds administered by the U.S. Department of Housing and Urban Development; and

WHEREAS, the Township of Irvington wishes to award CDBG grant funds in the amount **\$10,000.00** to **FamiCare Inc.**, a private Non-Profit corporation of the State of New Jersey with principal offices **50 UNION AVENUE, IRVINGTON, NEW JERSEY 07111** for the provision of public services, which constitute an eligible CDBG activity; and,

WHEREAS, the Township of Irvington has allocated sufficient CDBG funds to fund a proposed grant agreement in the amount of **\$10,000.00** with the **FamiCare Inc.**, a private Non-Profit Corporation of the State of New Jersey; and

WHEREAS, the U.S. Department of Housing and Urban Development has issued federal regulations which revise 24 CFR 570 Sub-Part J, requiring all CDBG recipients to enter into formal legal agreements with private non-profit organizations, called "CDBG sub-recipients", in order for these organizations to receive CDBG funding from the Township of Irvington; and

WHEREAS, the Township of Irvington is also subject to the provisions of federal OMB Circular A-102 Attachment 0, "Procurement Standards" which apply the Township's procurement of services, supplies and property with CDBG funds; and

WHEREAS, OMB Circular A-102 also requires the Township to conform to all applicable state and local laws relating to formal legal agreements by municipal government procurement of goods and services; and

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

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

1. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with **FamiCare Inc., targeting health, education and economic disparities and its root causes with emphasis on at-risk residents and the immigrant community by providing families with services and referrals to facilitate the necessary soft and hard skills needed to become gainfully employed.**
2. Pursuant to N.J.A.C. 5:34-5.2, the required certificate of Availability of Funds No. C9-00184 in the amount of **\$10,000.00** for the above has been obtained from the Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. T-21-41-850-22C-813.

Adopted

Frederic – Vick

32. Authorize Use of CDBG Funds for 2021-2022 – Irvington
Irvington Counseling Center – \$19,000.00

Irvington Counseling Center

WHEREAS, the Township of Irvington is a recipient of 2021-2022 Community Development Block Grant (CDBG) Program funds administered by the U.S. Department of Housing and Urban Development; and

WHEREAS, the Township of Irvington wishes to award CDBG grant funds in the amount **\$19,000.00** to **Irvington Counseling Center**, a private Non-Profit corporation of the State of New Jersey with principal offices **21-29 Wagner Place, Irvington, NJ 07111** for the provision of public services, which constitute an eligible CDBG activity; and,

WHEREAS, the Township of Irvington has allocated sufficient CDBG funds to fund a proposed grant agreement in the amount of **\$19,000.00** with the **Irvington Counseling Center**, a private Non-Profit Corporation of the State of New Jersey; and

WHEREAS, the U.S. Department of Housing and Urban Development has issued federal regulations which revise 24 CFR 570 Sub-Part J, requiring all CDBG recipients to enter into formal legal agreements with private non-profit organizations, called "CDBG sub-recipients", in order for these organizations to receive CDBG funding from the Township of Irvington; and

WHEREAS, the Township of Irvington is also subject to the provisions of federal OMB Circular A-102 Attachment 0, "Procurement Standards" which apply the Township's procurement of services, supplies and property with CDBG funds; and

WHEREAS, OMB Circular A-102 also requires the Township to conform to all applicable state and local laws relating to formal legal agreements by municipal government procurement of goods and services; and

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

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

1. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with **Irvington Counseling Center, to provide a complete mental health program for seniors in need of services, which includes Individual, Family and Group Counseling with activities, as well as Psychiatric Services, Home visits and crisis intervention are provided for the frail and elderly that cannot leave their homes.**

2. Pursuant to N.J.A.C. 5:34-5.2, the required certificate of Availability of Funds No. C9-00188 in the amount of **\$19,000.00** for the above has been obtained from the Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. T-21-41-850-19C-801.

Adopted

Frederic – Vick

33. Authorize Use of CDBG Funds for 2021-2022 –
The Partnership for Maternal and Child Health of Northern
NJ - \$19,000.00

The Partnership for Maternal and Child Health of Northern NJ

WHEREAS, the Township of Irvington is a recipient of 2021-2022 Community Development Block Grant (CDBG) Program funds administered by the U.S. Department of Housing and Urban Development; and

WHEREAS, the Township of Irvington wishes to award CDBG grant funds in the amount **\$19,000.00** to **The Partnership for Maternal and Child Health of Northern NJ**, a private Non-Profit corporation of the State of New Jersey with principal offices at **50 Park Place, Suite 700, Newark, NJ 07102** for the provision of public services, which constitute an eligible CDBG activity; and,

WHEREAS, the Township of Irvington has allocated sufficient CDBG funds to fund a proposed grant agreement in the amount of **\$19,000.00** with the **The Partnership for Maternal and Child Health of Northern NJ**, a private Non-Profit Corporation of the State of New Jersey; and

WHEREAS, the U.S. Department of Housing and Urban Development has issued federal regulations which revise 24 CFR 570 Sub-Part J, requiring all CDBG recipients to enter into formal legal agreements with private non-profit organizations, called "CDBG sub-recipients", in order for these organizations to receive CDBG funding from the Township of Irvington; and

WHEREAS, the Township of Irvington is also subject to the provisions of federal OMB Circular A-102 Attachment 0, "Procurement Standards" which apply the Township's procurement of services, supplies and property with CDBG funds; and

WHEREAS, OMB Circular A-102 also requires the Township to conform to all applicable state and local laws relating to formal legal agreements by municipal government procurement of goods and services; and

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

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

1. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with **The Partnership for Maternal and Child Health of Northern NJ**, for which **activities provided by the Partnership's IFDC Family Success Center for families to build self-sufficiency, foster family stability, and encourage goal setting. All services are free and open to all residents.**

2. Pursuant to N.J.A.C. 5:34-5.2, the required certificate of Availability of Funds No. C9-00190 in the amount of **\$19,000.00** for the above has been obtained from the Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. T-21-41-850-19C-803.

Adopted

Vick – Frederic

34. Authorize Use of CDBG Funds for 2021-2022 –
The Bridge - \$15,000.00

The Bridge Inc.

WHEREAS, the Township of Irvington is a recipient of 2021-2022 Community Development Block Grant (CDBG) Program funds administered by the U.S. Department of Housing and Urban Development; and

WHEREAS, the Township of Irvington wishes to award CDBG grant funds in the amount **\$15,000.00** to **The Bridge Inc.**, a private Non-Profit corporation of the State of New Jersey with principal offices **50 UNION AVENUE, IRVINGTON, NEW JERSEY 07111** for the provision of public services, which constitute an eligible CDBG activity; and,

WHEREAS, the Township of Irvington has allocated sufficient CDBG funds to fund a proposed grant agreement in the amount of **\$15,000.00** with **The Bridge Inc.**, a private Non-Profit Corporation of the State of New Jersey; and

WHEREAS, the U.S. Department of Housing and Urban Development has issued federal regulations which revise 24 CFR 570 Sub-Part J, requiring all CDBG recipients to enter into formal legal agreements with private non-profit organizations, called "CDBG sub-recipients", in order for these organizations to receive CDBG funding from the Township of Irvington; and

WHEREAS, the Township of Irvington is also subject to the provisions of federal OMB Circular A-102 Attachment 0, "Procurement Standards" which apply the Township's procurement of services, supplies and property with CDBG funds; and

WHEREAS, OMB Circular A-102 also requires the Township to conform to all applicable state and local laws relating to formal legal agreements by municipal government procurement of goods and services; and

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

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

1. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with **The Bridge Inc.**, for **counseling services suffering from addiction and/or mental health for individuals and families living in the Irvington area with low/moderate income levels.**

2. Pursuant to N.J.A.C. 5:34-5.2, the required certificate of Availability of Funds No. C9-00191 in the amount of **\$15,000.00** for the above has been obtained from the Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. T-21-41-850-19C-804.

Adopted

Vick – Brown

35. Authorize the Cancellation of the Exempt Portion of Taxes in the Amount of \$1,476.01 and Issue a Refund in the Amount of **\$1,476.01** to the taxpayer Keith Carthen as a 100% Disabled Veteran at 24 Clinton Terrace, Block 9, Lot 20

RESOLUTION TO CANCEL AND REFUND PROPERTY TAXES

24 Clinton Terrace, Block 9 Lot 20

WHEREAS, Keith Carthen is the owner of 24 Clinton Terrace, Block 9 Lot 20 and Keith Carthen is a 100% disabled veteran and;

WHEREAS, Keith Carthen has filed an application for 100% tax exemption with the tax assessor Silvia Forbes and said application has been approved for the property tax exemption on October 25, 2022 and;

WHEREAS, the 2022 taxes on 24 Clinton Terrace were billed in the amount of \$8,041.39 and the exempt portion of taxes is \$1,476.01 and;

WHEREAS, the property owner is entitled to a refund in the amount of \$1,476.01 from the date of the approved tax exemption application.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Tax Collector's office is authorized and directed to cancel the exempt portion of taxes in the amount of \$1,476.01 and issue a refund in the amount of **\$1,476.01** to the taxpayer Keith Carthen as a 100% Disabled Veteran at 24 Clinton Terrace on Block 9 Lot 20.

Adopted

Vick – Frederic

36. Authorize the Cancellation of Certificate of Sale #22-00893 and Refund the lienholder, Pro Cap 8 FBO Firsttrust Bank, the Charges Paid for the Purchase of Lien in the amount of \$5,058.33 and Refund the Paid Premium in the amount of \$7,200.00

**Resolution Authorizing Cancellation and Refund of Tax Sale Certificate
Due to Mailing of Returned Check to Incorrect Party in Error Block 239 Lot 37 Tsc#22-00893**

WHEREAS, Certificate of Sale #22-00893 was issued to Pro Cap 8 FBO Firsttrust Bank for delinquent taxes on Block 239 Lot 37 commonly known as 28 Laventhal Avenue, at a Tax Sale held on December 15, 2022; and

WHEREAS, by the way of evidence, official check number 401361221 in the amount of \$4,857.24 was remitted by Atlantic Title & Settlement Service, LLC and mailed from the Tax Collector's Office to Corelogic in error for incorrect amount; and

WHEREAS, the Tax Collector requests permission to cancel Certificate of Sale #22-00893; and

WHEREAS, the Tax Collector request to refund the lienholder, Pro Cap 8 FBO Firsttrust Bank, the charges paid on lien in the amount of \$5,058.33 as well as refund the paid premium in the amount of \$7,200.00.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Tax Collector's office is authorized and directed to cancel Certificate of Sale #22-00893 and refund the lienholder, Pro Cap 8 FBO Firsttrust Bank, the charges paid for

the purchase of lien in the amount of \$5,058.33 as well as refund the paid premium in the amount of \$7,200.00.

Adopted

Frederic - Brown 37. Commemoration - Shella Jean – In Commemoration of Haitian Independence Day

Shella Jean

**RESOLUTION OF COMMENDATION
IN COMMEMORATION OF HAITIAN INDEPENDENCE DAY, 2023**

WHEREAS, Shella Jean was born in Anse-Rouge, a seacoast town in northwestern Haiti, located midway between Môle Saint-Nicolas and Gonaïves on December 28, 1949; and

WHEREAS, she had her primary education at the Catholic Academy Sacre Coeur in her birthplace, and then she went on to receive her secondary education at the Seventh-day Adventist College of Diquini.

WHEREAS, she has always had a profound respect for human dignity and an innate ability to sense the need of other people, even at a young age. She is able to show compassion for everyone in her immediate environment. Shella began her career as a nurse in 1967 when she enrolled in nursing school and began working in the field. She had four wonderful children after getting married in 1969. She was an employee at the Haitian American Community and Health Organization in 1970.

WHEREAS, in 1986, Shella and her four children fled the political instability in their homeland of Haiti, which they considered their motherland. After moving to the United States, they made the decision to establish their new home in the beautiful community of Irvington, New Jersey.

WHEREAS, Mrs. Jean is continuing her work in the medical field as a nurse. She was an employee at the Nursing Home in Morris Hill for more than twenty years. She maintained a respectful, polite, and dignified demeanor toward both the patients and the coworkers she encountered.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington commends and applauds the many achievements of Shella Jean in commemoration of Haitian Independence Day; and

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

Adopted

Cox – Vick 38. Authorize Special Emergency Notes in the Amount of \$1,102,588.51 for the Payment of Contractual Required Severance Liabilities for the year 2022

**RESOLUTION AUTHORIZING SPECIAL EMERGENCY NOTES IN THE AMOUNT OF
\$1,102,588.51 FOR THE PAYMENT OF CONTRACTUAL REQUIRED SEVERANCE**

**LIABILITIES FOR THE YEAR 2022, IN THE BY THE TOWNSHIP OF IRVINGTON,
COUNTY OF ESSEX, NEW JERSEY**

WHEREAS, it has been found necessary to make an Emergency Appropriation to meet severance liabilities for 2022 and,

WHEREAS, NJS40A:4-53(l) provides that it shall be lawful to make such appropriation, which appropriation and/or the “special emergency notes” issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least one-fifth or one-third of the amount authorized pursuant to this act.

NOW, THEREFORE BE IT RESOLVED, (by not less than two-thirds of all governing body members affirmatively concurring) that in accordance with the provisions of NJS 40A:4-55:

1. An emergency appropriation is hereby made for Severance Liabilities in the total amount of \$1,102,588.51.
2. That the emergency appropriation shall be provided for in the budgets of the next succeeding years by the inclusion of not less than \$220,517.70 per year for five years.
3. That an “emergency note”, not in excess of the amount authorized pursuant to law, be provided.
4. That such note shall be executed by Chief Financial Officer.
5. That said note shall be dated May 20, 2023, may be renewed from time to time provided that such note and any renewals shall mature and be paid in the amount of not less than one-fifth or one-third of the total amount appropriated by this resolution in each year after the authorization.
6. That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services
7. That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

Adopted

Frederic – Vick

39. Authorized Waiver of Interest Charged in the Amount of \$11.72 on 82 Chestnut Avenue and Apply Amount to Current Taxes Due

**Resolution to Waive Interest on Late Payments
82 Chestnut Avenue, Block 191 Lot 4**

WHEREAS, an erroneous tax payment in the amount of \$1,647.12 was applied to the 2022 Q2 and Q3 taxes on 82 Chestnut Avenue also known as Block 191 Lot 4; and

WHEREAS, once the erroneous tax payment was realized it was reversed on 82 Chestnut and re-applied to the correct property as intended; and

WHEREAS, the payment adjustment on 82 Chestnut Avenue created an open balance due in the amount of \$585.93 on the 2022 Q3 taxes; and

WHEREAS, the mortgage company remitted a payment for the 2022 Q4 taxes that resulted in the 2022 Q3 tax balance being paid with interest in the amount of \$11.72 and a partial payment on the 2022 Q4 taxes; and

WHEREAS, the taxpayer should not be charged interest in the amount of \$11.72 due to the erroneous payment that created the 2022 Q3 open tax balance; and

WHEREAS, the interest charged in the amount of \$11.72 should be waived and applied to the current taxes.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Tax Collector is authorized to waive the interest charged in the amount of \$11.72 on 82 Chestnut Avenue and apply said amount to the current taxes due.

Adopted

Beasley – Brown

40. Resolution of Sorrow – Retired Police Detective Lieutenant Sharon E. Noel, Wife of Retired Police Officer Jeffrey Noel

**RESOLUTION OF SORROW
RETIRED POLICE DETECTIVE LIEUTENANT SHARON E. NOEL
IRVINGTON POLICE DEPARTMENT**

WHEREAS, the Municipal Council of the Township of Irvington wishes to express their deepest sorrow on the passing of Retired Police Detective Lieutenant Sharon E. Noel, the beloved wife of Retired Police Officer Jeffrey Noel; and

WHEREAS, Sharon Elizabeth Noel was born on April 1, 1967, in Brooklyn, New York, to Mrs. Ellen M. Austin and the late John Austin; and

WHEREAS, Sharon moved to Newark, New Jersey, at the age of 9 and attended Peshine Avenue followed by George Washington Carver Public Schools in Newark, New Jersey. She attended Irvington Vocational Technical High School in Irvington, New Jersey. While she was a freshman, she met the love of her life, an upper classman named Akbar, better known as Jeff Noel; and

WHEREAS, Sharon loved to play sports, particularly softball and basketball. She was always an avid reader and she especially loved reading Nancy Drew books. Sharon was voted in as the senior class president and graduated with distinction; and

WHEREAS, after graduating, Sharon and Jeff Noel were married, and she joined him in Washington State where they resided until Jeff completed his United States Army obligation. The couple left Washington in 1987 and moved to Irvington, New Jersey; and

WHEREAS, while residing in Irvington, Sharon noticed an advertisement to become an Irvington Police Officer. She convinced Jeff to take the exam and they both passed. Sharon and Jeff both began their police academy training on February 12, 1990; and

WHEREAS, Sharon's career as an Irvington Police Officer took off quickly. She became the first African American woman of the Irvington Police Department to make Detective. She was also the first African American woman to be promoted to the rank of Sergeant and the first woman to be in a command position as Lieutenant in the Detective Bureau. Sharon created the first D.A.R.E. program, set up the Director's summer program to send children to camp, planned the first Director's dinner dance, and arranged the first Christmas event for children at the Christ Gatling Center in Irvington; and

WHEREAS, after being a Patrol Sergeant, Sharon was assigned to the Federal Bureau of Investigation Task Force. She went through extensive training outside of New Jersey where she had to pass a rigorous schedule and top clearances in order to become a part of the team. Sharon was assigned to the F.B.I. for over five years where she excelled and help decrease violent crime perpetrated by violent gangs. As a Detective Lieutenant, Sharon oversaw the sergeants and detectives in the Detective Bureau. She worked with great admiration for her captain and best friend, Tracy Bowers; and

WHEREAS, Sharon was a no-nonsense leader; she was a great teacher who had compassion for the people and the cases in which she participated and oversaw. Her drive was second to none—she would work 24 hours to get a crime solved; and

WHEREAS, Sharon retired from the Irvington Police Department as a Detective Lieutenant after completing twenty-five years of distinguished service; and

WHEREAS, during her retirement, she worked for the government as a consultant and conducted background investigations for government applicants; and

WHEREAS, Sharon loved the New York Yankees and everyone knew it. She even had a dedicated room in her home with all Yankees memorabilia. Sharon had a great sense of humor, and if you did not want to hear the truth, you did not ask Sharon; and

WHEREAS, Sharon married the love of her life, her husband Jeff Noel on May 10, 1985. This union with her long-life partner and friend of 37 years produced a beautiful daughter named Amanda M. Noel. Sharon loved and adored Amanda and would do anything for her. Sharon would often express how proud she was of Amanda and what a great daughter and human being she had become; and

WHEREAS, Sharon was preceded in death by her father, John Austin, and her bonus Dad, Robert Crump; and

WHEREAS, she leaves to cherish precious memories: her husband, Jeff; daughter, Amanda; mother, Ellen Austin; sisters, Yvette Austin-Gilliam and Nancy Austin; aunts, Mamie and Nancy Austin; and a host of nieces, nephews, cousins, godchildren, and friends:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the passing of Retired Police Detective Lieutenant Sharon E. Noel and extends our most sincerest condolences to Jeff, her 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 Retired Police Detective Lieutenant Sharon E. Noel.

Adopted

10. Communication and Petitions

A. Communications

1. Mayor Vauss - Re-Appointment - Planning Board - Township Engineer John Wiggins
2. Nutley Resolution – Seeking Relief And Parity With State Workers n Related To State Health Benefits Healthcare Premiums
3. Local Finance Notice 2022-22 - CY 2023 Budget Matters -12-15-2022
4. League of Municipalities – Legislative Bulletin # 2

11. Pending Business

None

ALCOHOLIC BEVERAGE CONTROL BOARD

DECEMBER 27, 2022

1. Chairman Cox calls the Meeting to Order

Roll Call

2. New Business

Hudley – Brown

A. Authorize Expansion of Premises – Yunga’s, 1383 Springfield Avenue

WHEREAS, an application has been filed for a place-to-place transfer (**Expansion of Premises**) of Plenary Retail Consumption License Number 0709-33-041-006, for purposes of expanding the premises under license wherein the sale, service, and storage of alcoholic beverages are authorized; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council, Acting as the Alcoholic Beverage Control Board of the Township of Irvington, New Jersey, does hereby approve, effective December 27, 2022, the expansion of the aforesaid Plenary Retail Consumption licensed premises located at 1383 Springfield Avenue, Irvington, New Jersey, to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto.

Adopted

3. Adjournment

12. Miscellaneous

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

There we no citizens that requested to speak.

All of the Council Members individually thanked the public for their civic participation during 2022 and wished all a happy and healthy 2023.

13. Adjournment

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

Jamillah Z. Beasley, Council President

Harold E. Wiener, Municipal Clerk