

TOWNSHIP OF IRVINGTON



MUNICIPAL COUNCIL MEETING MINUTES SEPTEMBER 25, 2023 7:30 PM

Virtual - Zoom Meetings
Administration

Appointments

1. PLEDGE OF ALLEGIANCE

2. MOMENT OF SILENCE

3. ROLL CALL

ROLL CALL	PRESENT	ABSENT	LATE ARRIVAL	EARLY DEPARTURE
Brown	X			
Cox	X			
Evans	X			
Frederic	X			
Dr. Hudley	X			
Vick	X			
Beasley, President	X			

President Beasley read the Statement of Proper Notice pursuant to the Sunshine Law.

4. HEARING OF CITIZENS ON AGENDA ITEMS ONLY

- Limited to (3) three minutes per person and (30) thirty minutes total (MUST SIGN UP IN ADVANCE OF MEETING)

5. HEARING OF COUNCIL MEMBERS

6. REPORTS & RECOMMENDATIONS OF TOWNSHIP OFFICERS, BOARDS & COMMISSIONS

A. Reports

1. Municipal Court - Weekly Summary Report for the Week of September 4, 2023 to September 8, 2023
2. Municipal Court - Weekly Summary Report for the Week of September 11, 2023 to September 15, 2023
3. Joint Meeting – Minutes – June 15, 2023 and July 20, 2023

7. REPORTS OF COMMITTEES

- A. RFP Various Professional Services – September 13, 2023

ALL ITEMS LISTED ON THE CONSENT AGENDA ARE CONSIDERED ROUTINE BY THE MUNICIPAL COUNCIL AND HAVE BEEN LISTED FOR ONE ROLL CALL VOTE FOR ADOPTION OF ALL ITEMS

8. ORDINANCES, BILLS & CLAIMS

A. Ordinances on First Reading

Vick – Brown 1. Amend Section 365-25 Regarding Fees and Escrow Deposits

AN ORDINANCE AMENDING SECTION 365-25, OF THE REVISED CODE OF THE TOWNSHIP OF IRVINGTON ENTITLED "FEES AND ESCROW DEPOSITS" BY ADDING A SPECIAL MEETING REQUEST FEE

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON as follow:

SECTION 1. Section 365-25 of the Revised Code of the Township of Irvington is hereby supplemented by adding the following Special Meeting Request fee:

1. Fee for a “Special Meeting Request” of the Planning or Zoning Board shall be \$5,000 per application, per meeting.
2. The following meeting attendees shall receive the stipends listed below for attending said “Special Meeting”.
 - 1) Board Member \$125 Stipend
 - 2) Board Secretary \$250 Stipend
 - 3) Stenographer \$300 Stipend
 - 4) Township Planner \$500 Stipend (inclusive of prep time for meeting)
 - 5) Board Attorney \$1,000 Stipend (inclusive of prep time for meeting)
3. At the conclusion of the meeting the Board Secretary shall submit a detailed document of who attended the meeting and what stipend they shall receive in addition to any other compensation from the Township.
4. The request for a Special Meeting must be made in writing from the applicant via e-mail/hard mail. A Certified Check or Money Order in the amount of \$5,000 made payable to the Township of Irvington must be submitted at the same time of the special meeting.

SECTION 2. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of the within ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

Adopted

Vick – Beasley 2. Amend Section 240-6 Regarding Building Construction Permits; Violations and Penalties

AN ORDINANCE AMENDING SECTION 240-6, OF THE REVISED CODE OF THE TOWNSHIP OF IRVINGTON ENTITLED "BUILDING CONSTRUCTION PERMITS; VIOLATIONS AND PENALTIES"

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON as follow:

SECTION 1. Section 240-6 of the Revised Code of the Township of Irvington is hereby amended and supplemented as follows:

§ 240-6. Building construction permits; violations and penalties.

A. Any building construction permit issued by the Construction Code Official shall become invalid and any fees paid for building construction permits shall be nonrefundable if the authorized work is not commenced within 12 months after issuance of the permit or if the authorized work is suspended or abandoned for a period of six months after the time of commencing the work.

B. Interior or exterior building construction performed without a valid construction permit issued by the Township is prohibited in the Township of Irvington. Any contractor and/or property owner found performing construction work without a valid construction permit will be fined a minimum of ~~\$250~~ \$500 and a maximum of ~~\$5,000~~ \$10,000 or a maximum of ~~\$1,000~~ \$2,000 for each discipline i.e. building, electrical, mechanical, fire and plumbing or any other permit deemed necessary for the completion of the project so that it meets the Building Code.

C. In addition to the cost of applying for and obtaining the appropriate permit(s), applying for a permit does not constitute authority to start work unless written approval is provided by the Construction Official. You must have the actual permit posted on the property before work is started. In cases of emergency construction, the contractor and/or property owner performing the work must make application for the permit on the first business day after the start of the emergency construction.

D. Once a stop-work order is issued to a construction site, job site, structure, property owner, individual or contractor, all work at the site must immediately cease. Work at the site can only resume when the stop-work order is lifted, in writing, by the Director of the Department of Housing. If any work is conducted on the site after a stop-work order is issued in violation of § 240-6D, each and every person found working on the job site in addition to the contractor and the property owner shall be subject to the following: for a first offense there shall be a fine of ~~\$500~~ \$2,000 for a second offense the fine shall be ~~\$750~~, \$5,000 and for a third or subsequent offense the fine shall be ~~\$1,000~~ \$10,000. Anyone found to have unlawfully removed a posted stop-work order shall be subject to a fine of up to ~~\$500~~ \$2,000.

SECTION 2. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of the within ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

Adopted

B. Ordinances on Second Reading

None

C. Bills & Claims

Frederic – Cox

1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD SEPTEMBER 25, 2023 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	\$7,124,412.11
TOTAL	\$7,124,412.11

Adopted

Frederic – Hudley 2. Payrolls

Payroll Date: September 8, 2023

TOTAL	\$2,163,769.60
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Adopted

9. RESOLUTIONS AND MOTIONS

A. Resolutions

Hudley – Brown 1. Amendment to DA 23-0612-17 Resolution Accepting Funding from Community Services Block Grant (CSBG) - Amended to \$269,500.00

**AMENDMENT TO RESOLUTION DA 23-0612-17 ADOPTED ON June 12, 2023.
RESOLUTION ACCEPTING FUNDING FROM COMMUNITY SERVICES BLOCK GRANT (CSBG)**

WHEREAS, Irvington Neighborhood Improvement Corporation seeks to amend resolution number DA 23-0612-17 due to an increase in funding.

WHEREAS, The County of Essex, acting through its Department of Citizens Services, Division of Community Action through the Community Services Block Grant (CSBG) proposes to enter into a sub grant agreement with Irvington Neighborhood Improvement Corporation to service the low-income poverty constituents of Essex County for the contract price of \$245,000.00 during the 2023 program year of January 1, 2023– December 31, 2023 which has been amended to \$269,500.00

WHEREAS, said grant agreement has been negotiated and approved by the County Executive of Essex County and to the Board of Chosen Freeholders; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington be and hereby authorized to execute a Grant Agreement with the Essex County Division of Community Action as sub-recipient of Community Services Block Grant funds in the amount of \$269,500.00.

BE IT FURTHER RESOLVED that the Township of Irvington does hereby accept the award of \$269,500.00 for such activities.

Adopted

Hudley – Brown 2. Ratify and Approve the Provision of Lead Safe Irvington Funds in the Amount Not To Exceed \$6,259.00 for 22 Melville Place – Absolute JM Services LLC

RESOLUTION FOR LEAD SAFE IRVINGTON PROGRAM

WHEREAS, the Township of Irvington has been awarded Office of Lead Hazard Control and Healthy Homes (OLHCHH) funds by the Department of Housing and Urban Development (HUD) and it has obligated funds for the

purpose of financing its LEAD SAFE Irvington Program administered by the Department of Economic Development and Grants Oversight; and

WHEREAS, the Township of Irvington, Department of Economic Development and Grants Oversight has identified that the applicant, who is the owner of 22 Melville Place, Irvington, New Jersey, 07111 is eligible to receive assistance through the LEAD SAFE Irvington Program per the Township's policies and procedures; and

WHEREAS the Contractor selected through a competitive BID to perform the Remediation work is Absolute JM Services LLC and said funds shall be disbursed to the Contractor for the benefit of the applicant; and,

WHEREAS, the Department of Economic Development and Grants Oversight has contacted all the contractors on resolution number EDGO 23-0710-21 and two contractors (2) EnviroScience Solutions LLC and Absolute JM Services LLC provided quotes for the required work and one contractor (1) Optimum Environmental Solutions did not provide any submission before the deadline due to unavailability; and,

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington does ratify and approve the provision of LEAD SAFE Irvington funds to the applicant(s) in the amount not to exceed \$6,259.00 for a period of affordability of five (5) years; and

BE IT FURTHER RESOLVED that the aforesaid funds of \$6,259.00 will be disbursed in one (1) installments in the amount of \$6,259.00 each installment after review of work performed and proof of funds expended to facilitate the remediation; and

BE IT FURTHER RESOLVED that the aforesaid funds are to be used for the remediation of the subject property and related soft cost associated with the remediation of the subject property as set forth in Exhibit A (Scope of Work), attached hereto for the premises known as, 22 Melville Place, Irvington, New Jersey 07111, two family unit(s) and owned by homeowner; and

BE IT FURTHER RESOLVED that any such funds not expended in the remediation and related soft cost associated with the remediation of the subject property in accordance with adopted policy and procedures shall be recaptured by the TOWNSHIP OF IRVINGTON for use in assisting other HUD/OLHCHH Program applicant(s); and

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Fund Req. No. C23-0154 in the amount of \$6,259.00 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. G-02-XX-716-19A-250 in the amount of \$6,259.00.

Adopted

Hudley – Brown 3. Ratify and Approve the Provision of Lead Safe Irvington Funds in the Amount Not To Exceed \$19,250.00 for 160 Berkshire Place – EnviroScience Solutions LLC

RESOLUTION FOR LEAD SAFE IRVINGTON PROGRAM

WHEREAS, the Township of Irvington has been awarded Office of Lead Hazard Control and Healthy Homes (OLHCHH) funds by the Department of Housing and Urban Development (HUD) and it has obligated funds for the purpose of financing its LEAD SAFE Irvington Program administered by the Department of Economic Development and Grants Oversight; and

WHEREAS, the Township of Irvington, Department of Economic Development and Grants Oversight has identified that the applicant, who is the owner of 160 Berkshire Place, Irvington, New Jersey, 07111 is eligible to receive assistance through the LEAD SAFE Irvington Program per the Township's policies and procedures; and

WHEREAS the Contractor selected through a competitive BID to perform the Remediation work is EnviroScience Solutions LLC and said funds shall be disbursed to the Contractor for the benefit of the applicant; and,

WHEREAS, the Department of Economic Development and Grants Oversight has contacted all the contractors on resolution number EDGO 23-0710-21 and two contractors (2) EnviroScience Solutions LLC and Absolute JM Services LLC provided quotes for the required work and one contractor (1) Optimum Environmental Solutions did not provide any submission before the deadline due to unavailability; and,

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington does ratify and approve the provision of LEAD SAFE Irvington funds to the applicant(s) in the amount not to exceed \$19,250.00 for a period of affordability of five (5) years; and

BE IT FURTHER RESOLVED that the aforesaid funds of \$19,250.00 will be disbursed in one (1) installments in the amount of \$19,250.00 each installment after review of work performed and proof of funds expended to facilitate the remediation; and

BE IT FURTHER RESOLVED that the aforesaid funds are to be used for the remediation of the subject property and related soft cost associated with the remediation of the subject property as set forth in Exhibit A (Scope of Work), attached hereto for the premises known as, 160 Berkshire Place, Irvington, New Jersey 07111, two family unit(s) and owned by homeowner; and

BE IT FURTHER RESOLVED that any such funds not expended in the remediation and related soft cost associated with the remediation of the subject property in accordance with adopted policy and procedures shall be recaptured by the TOWNSHIP OF IRVINGTON for use in assisting other HUD/OLHCHH Program applicant(s); and

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Fund Req. No. C23-0153 in the amount of \$19,250.00 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. G-02-XX-716-19A-250 in the amount of \$19,250.00.

Adopted

Frederic - Cox

4. Resolution of Commemoration – Global Cat Day – October 16, 2023

GLOBAL CAT DAY
2023

WHEREAS, "Global Cat Day" is observed annually on October 16. Global Cat Day (2017) takes the place of National Feral Cat Day which was initiated by Alley Cat Allies in 2001; and

WHEREAS, in August of 2001, Alley Cat Allies celebrated their 10th anniversary, and launched the first annual Feral Cat Day to promote raising awareness about feral cat colonies and how to care for, and prevent them. Alley Cat Allies is a strong supporter of the 'Trap-Neuter-Return' policy, where stray cats are captured and brought in to local volunteer veterinarians to be neutered and returned to the streets. This allows the cats to live out their lives on the streets, without creating more kittens to perpetuate the problem; and

WHEREAS, Feral Cat Day is best celebrated by alerting people the various issues facing stray cats. Most cities currently catch and impound cats in shelters, briefly attempting to get them adopted before ultimately euthanizing them. Instead you can educate others about organizations like Alley Cat Allies, and the Trap-Neuter-Return policy that saves the cats lives while preventing future generations; and

WHEREAS, for many, feral cats are simply seen as a part of the community, and there's not much we can do to improve their lives. However, what many don't realize is that feral cats have an average of 1.4 litters each year, with an average of 3.5 kittens in each litter. That adds up to 420,000 kittens over seven years; and

WHEREAS, every year, nearly nine million dogs and cats are put down because the shelters can't find a home for them. By lowering the number of strays that are put in shelters in the first place, we can drastically cut back the number of animals that must be euthanized.

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that **October 16, 2023** be designated as Global Cat Day in the Township of Irvington.

Adopted

Frederic - Cox 5. Resolution of Commemoration – Make A Difference Day 2023

MAKE A DIFFERENCE DAY
2023

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

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

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

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

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

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

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

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

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

Adopted

Hudley – Cox 6. Award A Contract for Online Tax Sale Hosting Service – Realauction.com LLC - An Amount Not To Exceed \$15.00 Per Property for all Properties That are Sold at the Annual Tax Sale

AWARDING A CONTRACT FOR ONLINE TAX SALE HOSTING SERVICE

WHEREAS, sealed RFP were received on August 30, 2023 for Online Tax Sale Hosting in response to published advertisement for bids in the New Jersey Star Ledger on August 14, 2023; and

WHEREAS, one RFP was received and opened from Realauction.com LLC by the Municipal Clerk and Purchasing Agent; and

WHEREAS, said bid was referred to the Tax Collector for recommendation to the Municipal Council; and

WHEREAS, the Tax Collector has recommended that the award should be made to Realauction.com LLC, 861 SW 78th Avenue, Suite 102, Plantation, FL 33324 for an amount not to exceed \$15.00 per property for all properties that are sold at the annual tax sale; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for online tax sale hosting service be awarded to Realauction.com LLC, 861 SW 78th Avenue, Suite 102, Plantation, FL 33324 on the basis of their response to the request for proposal for \$15.00 per property for all properties that are sold at the annual tax sale.

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

BE IT FURTHER RESOLVED that the required certification of availability of funds C23-0146 in the amount of \$20,000.00 from account numbers 3-01-20-130-130-256 and 3-01-20-145-145-256 has been obtained from the Chief Financial Officer.

Adopted

Hudley – Vick 7. Authorize a Contract of Leaves, Brush and Mixed Vegetative Waste for an Amount Not To Exceed \$595,000.00 - RER Supply

RESOLUTION AUTHORIZING A CONTRACT OF LEAVES, BRUSH AND MIXED VEGATATIVE WASTE FOR AN AMOUNT NOT TO EXCEED \$595,000.00

WHEREAS, the Invitation to Bid for leaves, brush and mixed vegetative waste was publicly advertised in the New Jersey Star Ledger on August 12, 2023 with a deadline for bids to be submitted on August 30, 2023;

WHEREAS, two bids were received and opened by the Municipal Clerk and Purchasing Agent;

WHEREAS, the bid was referred to the Public Works Director and it has recommended that the contract should be awarded to the following firm based on being the lowest, responsible and responsive bidder:

RER Supply
4 South Corporate Drive, Riverdale, NJ 07457

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the award for leaves, brush and mixed vegetative waste be made to RER Supply of 4 South Corporate Drive, Riverdale, NJ 07457 for removal and disposal in the amount of: \$19.00 per cubic yards for leaves, \$19.00 per cubic yard for brush, \$26.00 per cubic yard for mixed vegetative waste and \$26.00 per cubic yard for tree/tree parts for two years for an amount not to exceed \$297,500.00 per year; and

BE IT FURTHER RESOLVED that this contract is for two years, starting on October 28, 2023 until October 27, 2025 for removal of all leaves, brush and mixed vegetative waste including leaves season for an amount not to exceed \$595,000.00 for two years.

BE IT FURTHER RESOLVED that the Township Attorney is hereby directed to prepare the necessary contracts and the Township Clerk is hereby directed to return the bid security to the unsuccessful bidders; and

BE IT FURTHER RESOLVED that the required certification of availability of funds C23-0104 in the amount of \$100,000.00 for the first three months from account number 3-01-32-465-465-118 has been obtained from the Chief Financial Officer and the remaining balance will be certified in the 2024 and 2025 budgets.

Adopted

Frederic – Cox 8. Award a Professional Services Contract for Legal Services as Redevelopment of the Irvington Outdoor Education Center, Readington, NJ - McManimon, Scotland & Bauman – Not To Exceed \$ 25,000.00

RESOLUTION TO AWARD A PROFESSIONAL SERVICES CONTRACT FOR LEGAL SERVICES AS REDEVELOPMENT OF THE IRVINGTON OUTDOOR EDUCATION CENTER, READINGTON, NEW JERSEY

Whereas, the Township of Irvington in conjunction with the Township of Irvington Board of Education plans has a desire to renovate and rehabilitate a parcel of land consisting of 123 acres in the Township of Readington, specifically Lots 6 and 20 in Block 63 and Lot 10 in Block 61, that has commonly been referred to as the Irvington Outdoor Education Center, which provided an outdoor educational experience to Irvington students; and

Whereas, the property has not been used in many years and both the Township and the Board of Education would like to resume this practice, which will require the development of plans and the issuance of building permits and related permits to accomplish this work; and

Whereas, the accomplish this work there will be a requirement to provide legal services as outside counsel on an “as needed” basis; and

Whereas the Township Engineer prepared a Request for Proposals (RFP) to acquire these services and this RFP was publicly advertised with only one firm, McManimon, Scotland & Bauman, Roseland New Jersey submitting a proposal ; and

Whereas, the Township Engineer has reviewed this RFP, finds it to be reasonable to award so professional services contract in this regard in an amount not to exceed \$ 25,000.00 to accomplish this work and recommends that a professional services contract in the amount of \$ 25, 000.00 be awarded to McManimon, Scotland & Bauman, to accomplish this work.

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a professional services contract be awarded to McManimon, Scotland & Bauman, Roseland New Jersey to provide a legal services for the Irvington Outdoor Education Center located in Readington, New Jersey at a cost not to exceed \$ 25,000.00; and

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BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Availability of Funds No. C23-0150 for the above work has been obtained from the Chief Financial Officer of the Township of Irvington and the appropriation to be charged for this expenditure is in the amount of \$ 25,000.00 is Account G-02-xx-869-22A-299.

Adopted

Cox – Hudley 9. Award a Professional Services Contract to Provide a Land Survey for the Irvington Outdoor Education Center, Readington, NJ - Harbor Consultants - Total Amount of \$87,632.00

RESOLUTION TO AWARD A PROFESSIONAL SERVICES CONTRACT TO PROVIDE A LAND SURVEY FOR THE IRVINGTON OUTDOOR EDUCATION CENTER, READINGTON, NEW JERSEY

Whereas, the Township of Irvington in conjunction with the Township of Irvington Board of Education plans has a desire to renovate and rehabilitate a parcel of land consisting of 123 acres in the Township of Readington, specifically Lots 6 and 20 in Block 63 and Lot 10 in Block 61, that has commonly been referred to as the Irvington Outdoor Education Center, which provided an outdoor educational experience to Irvington students; and

Whereas, the property has not been used in many years and both the Township and the Board of Education would like to resume this practice, which will require a new land survey; and

Whereas the Township Engineer prepared a Request for Proposals (RFP) to acquire these services and this RFP was publicly advertised with only one firm, Harbor Consultants, Cranford, New Jersey submitting a proposal in the total amount of \$ 87, 632.00; and

Whereas, the Township Engineer has reviewed this RFP, finds it to be a reasonable price to accomplish this work and recommends that a professional services contract in the amount of \$ 87, 632.00 be awarded to Harbor Consultants to accomplish this work.

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a professional services contract be awarded to Harbor Consultants, Cranford, New Jersey to provide a land survey for the Irvington Outdoor Education Center located in Readington, New Jersey at their proposal price of \$ 87, 632.00; and

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Availability of Funds No. C23-0149 for the above work has been obtained from the Chief Financial Officer of the Township of Irvington and the appropriation to be charged for this expenditure is in the amount of \$ 87,632.00 is Account G-02-xx-869-22A-299.

Adopted

Vick – Cox 10. Approve the Designation of 530 Chancellor Urban Renewal LLC as Redeveloper of Block 187, Lots 2.01 and 2.02 in the Township of Irvington, Commonly Known as 508-534 Chancellor Avenue and Authorize the Execution of a Redevelopment Agreement

RESOLUTION OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, APPROVING THE DESIGNATION OF 530 CHANCELLOR URBAN RENEWAL LLC AS REDEVELOPER OF BLOCK 187, LOTS 2.01 AND 2.02 IN THE TOWNSHIP OF IRVINGTON, COMMONLY KNOWN AS 508-534 CHANCELLOR AVENUE AND AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AGREEMENT IN CONNECTION THEREWITH

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**”) to

Law”), to determine whether certain parcels of land within the Township constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

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

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

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

WHEREAS, 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 UEZ Rehabilitation Area in accordance with the Redevelopment Plan, pursuant to *N.J.S.A. 40A:12A-4(c)*; and

WHEREAS, 530 Chancellor Urban Renewal LLC (the “**Redeveloper**”) is the owner of certain property within the UEZ Rehabilitation Area, which property is identified on the official tax map of the Township as Block 187, Lots 2.01 and 2.02 and identified in the Township tax records as 508-534 Chancellor Avenue (the “**Property**”); and

WHEREAS, the Redeveloper has submitted its plans for the design, development, financing, construction and maintenance of a new four-story U-shaped self-storage facility with approximately 1,032 rentable units to be located at the rear of the Property, with four (4) off-street parking spaces and six (6) loading spaces located in front of the Property; and certain other on-site and offsite improvements (collectively, the “**Project**”); and

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

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

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

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

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

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

(c) Upon the execution and attestation of the Redevelopment Agreement, the Mayor, upon consultation with counsel to the Township, is hereby further authorized to take any and all actions, and execute

and deliver such other documents, certificates and instruments necessary, desirable or convenient to effectuate the terms of the Redevelopment Agreement.

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

Section 3. 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

Form of Redevelopment Agreement

Adopted

Cox – Vick 11. Authorize the First Amendment to Redevelopment Agreement by and Between the Township of Irvington and Life Assets LLC

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, NEW JERSEY AUTHORIZING THE FIRST AMENDMENT TO REDEVELOPMENT AGREEMENT BY AND BETWEEN THE TOWNSHIP OF IRVINGTON AND LIFE ASSETS LLC

WHEREAS, the Township of Irvington (the “**Township**”) is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.*, as amended and supplemented (the “**Redevelopment Law**”) to determine whether certain parcels of land within the Township constitute an area in need of redevelopment; 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, pursuant to *N.J.S.A. 40A:12A-4(a)(3)* and *N.J.S.A. 40A:12A-7* the Municipal Council is empowered to adopt a redevelopment plan pursuant to which redevelopment projects are to be undertaken or carried out within an area in need of rehabilitation; and

WHEREAS, on August 11, 2015, in accordance with the provisions of *N.J.S.A. 40A:12A-7*, the Township Council duly adopted Ordinance MC. 3549 adopting the “*Township-Wide Area in need of Rehabilitation Redevelopment Plan*” for the Rehabilitation Area; 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*) for the Rehabilitation Area, to exercise the powers contained in the Redevelopment Law; and

WHEREAS, Life Assets LLC (the “**Redeveloper**”) and Township entered into that certain Redevelopment and Purchase and Sale Agreement, (the “**Redevelopment Agreement**”), with respect to the acquisition and assemblage of

the Property (as defined in the Redevelopment Agreement); and to develop, finance, construct, implement, and cohesively redevelop the Property with new one- and two-family homes (the “**Project**”); and

WHEREAS, the Parties have determined to amend the terms of the Redevelopment Agreement to authorize Redeveloper to purchase the Property under the business entity formed by Redeveloper for the purpose of acquiring the Property and completing the Project, namely as LAC IRVINGTON PORTFOLIO, LLC, a Division of Life Assets LLC (the “**First Amendment**”); and

WHEREAS, the Township and Redeveloper have determined to enter into this First Amendment to allow LAC IRVINGTON PORTFOLIO, LLC, a Division of Life Assets LLC to acquire the Property and to complete the Project, substantially in the form attached hereto,

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

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

SECTION 2. Execution of the Amendment Agreement Authorized.

- a. The Mayor is hereby authorized to execute the First Amendment to the Redevelopment Agreement, substantially in the form attached hereto as Exhibit A, subject to modification or revision deemed necessary and appropriate in consultation with counsel, and to take all other necessary and appropriate action to effectuate the Agreement, as amended.
- b. The Municipal Clerk is hereby authorized and directed, upon the execution of the Second Amendment, to attest to the signature of the Mayor upon such documents and is hereby further authorized and directed to affix the corporate seal of the Township upon such document.

SECTION 3. Severability. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

SECTION 4. Availability of the Resolution. A copy of this Resolution shall be available for public inspection at the offices of the Township.

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

EXHIBIT A

First Amendment to Redevelopment Agreement

Adopted

Vick – Cox 12. Authorize the Execution of an Escrow Agreement With 14 Bruen Ave LLC for the Redevelopment of Certain Property in the Township- 14 Bruen Avenue, Block 209, Lot 16

RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT WITH 14 BREUN AVE 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, on August 13, 2002, the Township Council, by Resolution No. UEZ 02-0813-14, the Township Council adopted a resolution designating certain properties within the East Ward of the Township as an area in need of redevelopment (the “**Redevelopment Area**”); and

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

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

WHEREAS, the Township is the owner of certain property within the Redevelopment Area designated as Block 209, Lot 16 and identified in the Township tax records as 14 Bruen Avenue (the “**Project Area**”); and

WHEREAS, 14 Breun Ave LLC (the “**Proposed Redeveloper**”) proposes to acquire and redevelop the Project Area by demolishing the existing structure and constructing thereon a low-rise, multi-family, three (3) story garden apartment building, consisting of twelve (12) residential units (the “**Project**”); and

WHEREAS, the Proposed Redeveloper 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 Project Area (each, an “**Agreement**”); and

WHEREAS, the Proposed Redeveloper has agreed to defray certain costs incurred by or on behalf of the Township arising out of or in connection with the redevelopment of the Project Area; and

WHEREAS, the Township and the Proposed Redeveloper 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

Adopted

Vick – Cox 13. Designating Certain Property Identified on the Township Tax Maps as Block 17, Lot 97, and Identified in the Township Tax Records as 66-68 Newton Place, as a Condemnation Redevelopment Area

RESOLUTION OF THE TOWNSHIP OF IRVINGTON DESIGNATING CERTAIN PROPERTY IDENTIFIED ON THE TOWNSHIP TAX MAPS AS BLOCK 17, LOT 97, QUALIFIERS C0001 THROUGH C0018 AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS AS 66-68 NEWTON PLACE, AS A CONDEMNATION REDEVELOPMENT AREA PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), authorizes a municipality to determine whether certain parcels of land in the municipality constitute an “area in need of redevelopment”; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law the Municipal council (“**Township Council**”) of the Township of Irvington (the “**Township**”) must authorize the planning board of the Township (the “**Planning Board**”) to conduct a preliminary investigation of the area and make recommendations to the Township Council; and

WHEREAS, on February 14, 2023, pursuant to Resolution No. MC 23-0214-6, the Township Council authorized and directed the Planning Board to conduct an investigation of certain parcels identified on the Tax Maps of the Township as Block 17, Lot 97, Qualifiers C0001 through C0018 (66-68 Newton Place), along with all streets and rights of way appurtenant thereto (hereinafter, the “**Study Area**”) to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A. 40A:12A-5*, and should be designated as an area in need of redevelopment, which designation would permit the Township to utilize all available powers under the Redevelopment Law, including the power of eminent domain; and

WHEREAS, the Planning Board caused ARH Associates (the “**Planning Consultant**”) to conduct a preliminary investigation of the Study Area in accordance with the Redevelopment Law; and

WHEREAS, the Planning Consultant conducted a preliminary investigation of the Study Area to determine whether the Study Area should be designated an area in need of redevelopment, and prepared a preliminary investigation report of the above-referenced Study Area in accordance with the Redevelopment Law, dated July 20, 2023 (the “**Study**”); and

WHEREAS, the Study sets forth the basis for the investigation of the Study Area and a map depicting the Study Area, and concludes that the Study Area qualifies as an area in need of redevelopment pursuant to the Redevelopment Law, as set forth in the Study; and

WHEREAS, the Redevelopment Law requires the Planning Board to conduct a public hearing prior to making its determination whether the Study Area should be designated as an area in need of redevelopment, at which hearing the Planning Board shall hear all persons who are interested in or would be affected by a determination that the Study Area is an area in need of redevelopment; and

WHEREAS, on August 3, 2023 and August 24, 2023, the Planning Board, after providing due notice, conducted public hearings in accordance with the Redevelopment Law, considered the Study, heard the comments of the Planning Consultant, opened the meetings for public comments, deliberated on the matter using the criteria set forth in the Redevelopment Law, and determined that the Study Area qualified as an area in need of redevelopment for the reasons

set forth in the Study and further recommended such designation pursuant to *N.J.S.A. 40A:12A-5* of the Redevelopment Law; and

WHEREAS, after the conclusion of the public hearings described above, the Planning Board, by resolution, formally recommended that the Township Council designate the Study Area as a condemnation area in need of redevelopment pursuant to the Redevelopment Law; and

WHEREAS, the Township Council has determined that, based upon the recommendations of the Planning Board set forth herein, the Study Area should be designated a condemnation area in need of redevelopment under the Redevelopment Law, with such designation authorizing the Township to use all those powers provided by the Redevelopment Law for use in a redevelopment area, including the power of eminent domain,

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

1. **Generally.** The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The recommendations and conclusions of the Planning Board as set forth herein are hereby accepted by the Township Council.
3. **Condemnation Redevelopment Area Designated.** Based upon the findings and recommendations of the Planning Board, the Study Area is hereby designated an area in need of redevelopment with the power of eminent domain, pursuant to the Redevelopment Law (the “**Condemnation Redevelopment Area**”).
4. **Transmission of Resolution.** The Township Clerk is hereby directed to transmit a copy of this Resolution to the Commissioner of the New Jersey Department of Community Affairs pursuant to *N.J.S.A. 40A:12A-6b(5)(c)* of the Redevelopment Law.
5. **Mailing of Notice.** The Township Clerk is hereby directed to serve, within ten days hereof, a copy of this resolution upon (i) all record owners of the Study Area, as reflected on the Tax Assessor’s records, and (ii) any person who filed a written objection with respect to the designation of the Study Area as an area in need of redevelopment.
6. **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.
7. **Resolution on File.** A copy of this resolution shall be available for public inspection at the offices of the Township Clerk.
8. **Effective Date.** This Resolution shall take effect immediately.

Adopted

~~14. Ratify Memorandum of Agreement – Firefighters Local 14 – July 1, 2023 through June 30, 2028~~ **REMOVED BY ADMINISTRATION**

WHEREAS, the Township of Irvington and the Irvington Firefighter (FMBA) Local 14 has engaged in labor negotiations for the purpose of establishing salaries and other conditions of employment for members of said association if the Township of Irvington; and

WHEREAS, the Township of Irvington and the Irvington Firefighter (FMBA) Local 14 have mutually agreed to the salaries and other conditions of employment for the period beginning July 1, 2023 and ending June 30, 2028:

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

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

Vick – Cox 15. Authorize Assignment of Multiple Tax Sale Certificates to Irvington Redevelopment 2022 LLC

RESOLUTION AUTHORIZING ASSIGNMENT

WHEREAS, N.J.S.A. 54:5-112 and 54:5-113, provide the Mayor and Council with the authority to sell real estate tax liens held by the municipality at a private sale for sums not less than the amount of municipal liens charged against same, and,

WHEREAS, the Tax Collector has notified the owner of record as appearing on the most recent Tax Duplicate at least five days prior to the affirmation of this resolution and a public notice of the pending sale was posted in three (3) public places within the Township of Irvington, and advertised once in The Star-Ledger.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Mayor and Council hereby assign municipal held liens recorded as:

Block/Lot	Owner Property Address	Cert No.	Sale Date	Amount of Sale	Amount As of September 29, 2023
86/39	Williams, Dwayne & Williams, Carolyn 77-79 Brookside Ave.	12-00046	6/19/2012	\$1,859.41	\$43,802.91
106/12	Wright, Betty J. 30 Vailsburg Terr. (Rear)	100630	7/12/2010	\$99.45	\$2,196.49
110/2	Lindor, Patrick 96 Eastern Pkwy.	14-00532	12/22/2014	\$8,064.31	\$139,105.52
136/10	Hegazy, Yehia & Ahmed 194-96 Ellis Ave.	090866	6/29/2009	\$693.60	\$30,035.24
197/33	Adeoti, Adekunle 281 Coit St.	18-00778	12/27/2018	\$1,440.62	\$21,280.17
256/8	Evans, Michael 24 Mt Vernon Ave	20-01122	12/29/2020	\$387.85	\$969.68
270/10	AW Property LLC, 81 Cleremont Ave.	16-01120	12/20/2016	\$997.33	\$13,369.36
308/28.01 C0225	Bucaro, Oscar 1020 Stuyvesant Av C0225	14-01279	12/22/2014	\$357.48	\$4,504.57
308/28.01 C0239	Deutsche Bank Nat'l Trust(MSNSV103) 1018 Stuyvesant Av C0239	15-01476	12/21/2015	\$161.83	\$1,635.54

together with subsequent liens thereon, at private sale to:

Irvington Redevelopment 2022 LLC
4921 Bay Parkway
Brooklyn, NY 11230

Adopted

Vick – Beasley 16. Authorize Assignment of Multiple Tax Sale Certificates to CFW Holdings LLC

RESOLUTION AUTHORIZING ASSIGNMENT

WHEREAS, N.J.S.A. 54:5-112 and 54:5-113, provide the Mayor and Council with the authority to sell real estate tax liens held by the municipality at a private sale for sums not less than the amount of municipal liens charged against same, and,

WHEREAS, the Tax Collector has notified the owner of record as appearing on the most recent Tax Duplicate at least five days prior to the affirmation of this resolution and a public notice of the pending sale was posted in three (3) public places within the Township of Irvington, and advertised once in The Star-Ledger.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Mayor and Council hereby assign municipal held liens recorded as:

Block/Lot	Owner Property Address	Cert No.	Sale Date	Amount of Sale	Amount As of September 29, 2023
99/22	G Global Group LLC, 119 Brookside Ave.	12-01716	12/27/2012	\$1,827.48	\$89,079.49
142/17	Johnson, Annie M. 295 21 st St.	111103	6/28/2011	\$4,209.77	\$69,194.04
142/22	Fairbanks Capital As Servicing 309 21 st St.	18-00648	12/27/2018	\$1,826.98	\$9,482.46
162/39	Chandler, Willie T.&MC Dermott ,Antho 455 21 st St.	13-00849	12/27/2013	\$4,706.24	\$61,709.59
163/1	Presitgious Friends Buiders, LLC 462 21 st St.	081462	6/27/2008	\$3,007.72	\$83,488.21
163/13	21st Street Homes LLC 432 21 st St.	12-02064	12/27/2012	\$2,735.48	\$42,235.82
163/15	Crest Community Development Corp. 428 21 st St.	101062	7/12/2010	\$3,123.30	\$80,543.87
163/16	Crest Community Development Corp. 426 21 st St.	101063	7/12/2010	\$3,123.30	\$80,439.18
165/1	Person Donald 941 Clinton Ave.	101072	7/12/2010	\$1,867.50	\$69,540.06
165/32	Person Builders, LLC 939 Clinton Ave.	101081	7/12/2010	\$867.79	\$75,662.18
214/21	1008 Clinton Ave NJ LLC 1008 Clinton Ave..	20-00901	12/29/2020	\$3,415.20	\$19,591.75
218/18	Warren, Oznie & Joan E. 11 May St.	18-00918	12/27/2018	\$1,036.18	\$47,307.86

together with subsequent liens thereon, at private sale to:

CFW Holdings LLC
756 Stirling Drive
Orange, NJ 07050

Adopted

Vick – Beasley 17. Authorize Assignment of Multiple Tax Sale Certificates to Realis Holdings Inc.

RESOLUTION AUTHORIZING ASSIGNMENT

WHEREAS, N.J.S.A. 54:5-112 and 54:5-113, provide the Mayor and Council with the authority to sell real estate tax liens held by the municipality at a private sale for sums not less than the amount of municipal liens charged against same, and,

WHEREAS, the Tax Collector has notified the owner of record as appearing on the most recent Tax Duplicate at least five days prior to the affirmation of this resolution and a public notice of the pending sale was posted in three (3) public places within the Township of Irvington, and advertised once in The Star-Ledger.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Mayor and Council hereby assign municipal held liens recorded as:

Block/Lot	Owner Property Address	Cert No.	Sale Date	Amount of Sale	Amount As of September 29, 2023
58/10	M Credit, Inc. 195 Columbia Ave.	090366	6/29/2009	\$3,574.87	\$98,982.22
62/22	North Jersey Tire, Auto & Truck 59-61 Western Pkwy.	15-00615	12/21/2015	\$1,449.13	\$86,004.28
116/27	Henderson, John & Carmen L. 8 Grove Terr.	001587	4/6/1994	\$205.09	\$19,712.76
123/18	Creed, James 679 Grove St.	13-00695	12/27/2013	\$13,631.34	\$67,421.59
138/3	Ohamadike, Ifeoma 720 Springfield Ave.	111048	6/28/2011	\$3,673.39	\$93,360.43
139/10	Parrish, Daniel L. 746 Grove St.	100859	7/12/2010	\$2,192.82	\$30,821.93
166/38.01	Okoro, Vivian 85 Hopkins Place	101092	7/12/2010	\$752.29	\$45,495.11
166/39.01	Okoro, Vivian 89 Hopkins Place	101093	7/12/2010	\$752.79	\$46,889.34
210/61	PCB Real Estate Venture, LLC 979-981 Grove St.	101268	7/12/2010	\$8,095.94	\$93,068.43
213/34	Isaac, Sabeca 39 Grace St.	12-00123	6/19/2012	\$1,214.99	\$73,095.20
216/21	C & F Real Estate Investment 1093 Grove St.	18-00906	12/27/2018	\$5,259.97	\$42,844.60
225/21 C0002	Royal Development, Inc 41-43 Normandy Pl C0002	091407	6/29/2009	\$1,681.93	\$52,532.40
339/8	Walker, Nadine 26 Durand Pl.	18-01390	12/27/2018	\$2,727.04	\$46,352.36

together with subsequent liens thereon, at private sale to:
 Realis Holding Inc
 11-43 Raymond Blvd.
 Newark, NJ 07102

Adopted

Hudley – Brown 18. Introduction of CY 2023 Municipal Budget Amendment #2

**Township of Irvington
 County of Essex
 Resolution to Amend Budget #2**

Whereas, the local Municipal Budget for the CY 2023 was approved on 26th day of July, 2023, and

WHEREAS, the public hearing on a said Budget has been held as advertised, on August 23, 2023
 and

WHEREAS, it is desires to amend said approved Budget, now

THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Irvington, County of Essex, that the following

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amendments to the approved Budget of CY 2023 be made:

	((
	(Abstained	(
	(((
	(((
RECORDED VOTE	Ayes	(Nays	((
	((Absent	(

	<u>From</u>	<u>To</u>
<u>General Revenues</u>		
1. Surplus Anticipated	-	-
2. Surplus Anticipated with Prior Written Consent of Director of Local Government Services	-	-
3. Miscellaneous Revenue-Section A: Local Revenue		
License Other	-	-
Fees and Permits	-	-
Sewer Usage Charges	-	-
Total Section A: Local Revenue	10,286,077.00	10,286,077.00
3. Miscellaneous Revenue-Section B: State Aid Without Offsetting Appropriations		
Total Section B: Local Revenue	12,936,134.00	12,936,134.00
3. Miscellaneous Revenue-Sections C: Dedicated Uniform Construction Code Fees Offset with Appropriations		
Total Section C: Local Revenue	656,137.00	656,137.00
3. Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with Prior written Consent of Director of Local Government Services- Public and Private Revenues Offset with Appropriations: State & Federal Grants		
Municipal Alliance Grant - 2024	-	17,953.27
UEZ - Clean Sweep Program	-	692,664.00
Total Section F: Special Items of General Revenue Anticipated, Public and Private		
Revenue Offset with Appropriations:	3,374,355.62	4,084,972.89
3. Miscellaneous Revenue - Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special items:		
Sale of Town Owned Property	-	-
5 year old Premiums & Foreclosed Tax Sale Certificates	-	-
State School Building Aid Allowance		
Joint Meeting Maintenance Surplus	342,633.63	379,694.33
FEMA COVID19	-	306,386.54
Total Section G: Special Items of General revenue anticipated with prior written consent of the Director of Local Government Services	4,754,810.85	5,098,258.09
4. Receipts from Delinquent Taxes	2,162,281.50	2,162,281.50

Summary of Revenues

1. Total Surplus Anticipated	7,000,000.00	7,000,000.00
2. Surplus Anticipated with Prior Witten Consent of Director of Local Government Services	-	-

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3. Miscellaneous Revenues:

Total Section A: Local Revenue:	10,286,077.00	10,286,077.00
Total Section B: State Aid without Offsetting Appropriations:	12,936,134.00	12,936,134.00
Total Section C: Dedicated Uniform Construction Code Fees offset with Appropriations	656,137.00	656,137.00
Total Section D: Special Items of General Revenue, Inter local Muni. Services	-	-
Total Section E: Special Items of General Revenue, Additional Revenues	-	-
Total Section F: Special Items of General Revenue, Public and Private Revenue	3,374,355.62	4,084,972.89
Total Section G: Special items of General Revenue, Other Special Items	4,754,810.85	5,098,258.09
Total Miscellaneous Revenue	32,007,514.47	33,061,578.98

4. Receipts from Delinquent Taxes 2,162,281.50 2,162,281.50

5. Subtotal General Revenues (Items 1,2,3 and 4) 41,169,795.97 42,223,860.48

6. Amount to be Raised by Taxes for support of Municipal Budget:

a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	80,716,844.10	80,543,396.86
b) Addition to Local District School Tax	3,257,569.25	3,257,569.25
c) Minimum Library Tax	995,481.86	995,481.86

7. TOTAL GENERAL REVENUES

\$
126,139,691.18 \$ 127,020,308.45

8. GENERAL APPROPRIATIONS

(A) Operations Within "CAPS"

-

Total Operations (Item 8 (A) Within "CAPS"

87,117,414.50 87,117,414.50

(E) Deferred Charges and Statutory Expenditures - Municipal Within "CAPS"

1. Deferred Charges

Recreation Activities Trust Account	-	-
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Total Deferred Charges and Statutory Expenditures - Within "CAPS"

14,263,118.43 14,263,118.43

(H-1) Total General Appropriations for Municipal Purposes Within "CAPS"

101,380,532.93 101,380,532.93

8. GENERAL APPROPRIATIONS

(A) Operations - Excluded from "CAPS"

-

Municipal Library

- -

Total Other Operations - Excluded from "CAPS"

6,096,538.00 6,096,538.00

(A) Operations - Excluded from "CAPS"

Municipal Alliance Grant - 2024	-	17,953.27
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UEZ - Clean Sweep Program	-	692,664.00
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Public and Private Programs Offset by Revenues

Total Public and Private Program Offset By Revenue 3,374,355.62 4,084,972.89

Total Operations Excluded from "CAPS"

9,470,893.62 10,181,510.89

8. General Appropriations

(C) Total Capital Improvements - Excluded from "CAPS"

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Total Capital Improvements - Excluded from "CAPS"	50,000.00	50,000.00
(D) Municipal Debt Service - Excluded from "CAPS"		
Total Municipal Debt Service - Excluded from "CAPS"	6,028,194.82	6,028,194.82
(E) Deferred Charges - Municipal - Excluded from "CAPS"		
Special Emergency Authorization 5 year	482,895.55	652,895.55
Total Deferred Charges - Municipal- Excluded from "CAPS"	482,895.55	652,895.55
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	16,031,983.99	16,912,601.26
(I) Type 1 District School Debt Services		
Interest on Notes	-	-
Total Local School Purposes	5,854,094.25	5,854,094.25
(O) Total General Appropriations - Excluded from "CAPS"	21,886,078.24	22,766,695.51
(L) Subtotal General Appropriations {items (H-1) and (O)}	123,266,611.17	124,147,228.44
(M) Reserve for Uncollected Taxes	2,873,080.01	2,873,080.01
	\$	
9. Total General Appropriation	126,139,691.18	\$ 127,020,308.45

Summary of Appropriations:

(H-1) Total General Appropriations for		
Municipal Purposes within "CAPS"	101,380,532.93	101,380,532.93
(a) Operations - Excluded from "CAPS"	-	-
Other Operations	6,096,538.00	6,096,538.00
Public & Private Progs Offset by Revenues	3,374,355.62	4,084,972.89
(C) Capital Improvement	50,000.00	50,000.00
(D) Municipal Debt Service	6,028,194.82	6,028,194.82
(E) Total Deferred & Statutory Charges - Excluded from "CAPS"	482,895.55	652,895.55
(F) Judgments	-	-
(G) Cash Deficit - With Prior Consent of LFB	-	-
(K) Local District School Purpose	5,854,094.25	5,854,094.25
(N) Transferred to Board of Education	-	-
(M) Reserve for Uncollected Taxes	2,873,080.01	2,873,080.01
	\$	
9. Total General Appropriation	126,139,691.18	\$ 127,020,308.45

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed in the Office of the Director of the Division of Local Government Services for his certification of the 2023 Local Municipal Budget so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S 40A:4-9, be published

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in the Irvington Herald in the issue of **09/28/2023** and the said publication contain notice of public hearing on said amendment

to be held virtually through Zoom on **October 2nd, 2023 at 5:30 P.M.**

It is hereby certified that this is a true copy of resolution amending the budget, adopted by the Governing Body on 2nd day of October, 2023.

Shawna Supel, Municipal Clerk

It is hereby certified that all changes are in proof and the budget remains in balance.

Faheem J. Ra' Oof, CPA, Director of Revenue & Finance

Adopted

Vick – Frederic 19. Cancellation of \$3,092,969.18 in Bond Authorizations and/or Bond Proceeds Not Needed for Their Original Purposes

RESOLUTION OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY PROVIDING FOR THE CANCELLATION OF \$3,092,969.18 IN BOND AUTHORIZATIONS AND/OR BOND PROCEEDS NOT NEEDED FOR THEIR ORIGINAL PURPOSES AND TO AVAILABLE FOR FUTURE CAPITAL PROCEEDS.

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

Section 1. Pursuant to N.J.S.A 40 A:2-39, it is hereby determined that certain bond authorizations and/or bond proceeds in the aggregate amount of \$3,092,969.18 provided for in the various bond ordinances listed below are no longer needed for the purposes referenced therein. The Township of Irvington, in the County of Essex, New Jersey (the "Township") desires, therefore, to cancel the following bond authorizations and a reduction to Deferred Charges to Future Taxation - Unfunded, or increase to the Capital Fund Balance for the funded items:

<u>Ordinance Number</u>	<u>Description/Improvement</u>	<u>Amount</u>
Unfunded		
3676	Joint Meeting Capital Assessment	\$ 2,330,000.00
3585	Refunding Bonds	<u>465,000.00</u>
	Unfunded Total	2,795,000.00
Funded		
3478	Demo of Unsafe Buildings #1	12,349.27
3586	Demo of Unsafe Buildings #2	<u>285,619.91</u>
	Funded Total	297,269.18
	Grand Total	<u>\$ 3,092,969.18</u>

Section 2. The capital budget of the Township is hereby amended to conform with the provisions of this resolution to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and the capital program as approved by the Director of the Division of Local Government Services is on the file with Clerk and is available there for public inspection.

Adopted

~~20. Ratify 2021 Corrective Action Plan~~ **MOVED TO OCTOBER 10, 2023 AGENDA
AND NO RESOLUTION RECEIVED**

Vick – Brown 21. Resolution to Award an Emergency Contract for Collection of Recycling Waste –
Integrity Recycling and Waste \$120,000.00

**RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR COLLECTION OF RECYCLING
WASTE**

WHEREAS, on August 1, 2023, DPW needed to dispose of recyclable waste and;

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

WHEREAS, the Public Works Director declared an emergency on September 19, 2023 to provide an emergency contract to dispose of recycling waste and;

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

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

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

WHEREAS, the total cost to provide emergency service to the Township was \$120,000.00

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Administration to authorize an emergency contract to Integrity Recycling and Waste Solutions Inc of 111 Route 31, suite 223, Flemington, NJ 08822, for an amount not to exceed \$120,000.00

BE IT FUTHER RESLOVED, that the required certification of availability of funds C23-0044 in the amount of \$120,000.00 from account number 3-01-32-465-465-118 has been obtained from the Chief Financial Officer.

Adopted

10. COMMUNICATION AND PETITIONS

A. Communications

None

11. PENDING BUSINESS

None

12. MISCELLANEOUS

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

Samuel Cherilus, 90 40th Street

Elouise McDaniel, 214 Nesbit Terrace

Natasha Beauliere, 13 Lindsley Avenue

Yazmin Navarro, 17 Lindsley Avenue

Lauren Shears, County of Essex, Office of Public Information

Council President Beasley responded to the issues raised by the above referenced citizens.

13. ADJOURNMENT

There being no further business, the meeting adjourned at 8:08 P.M.

Jamillah Z. Beasley, Council President

Shawna M. Supel, Municipal Clerk