

# TOWNSHIP OF IRVINGTON



## MUNICIPAL COUNCIL MEETING MINUTES FEBRUARY 13, 2024 7:30 PM

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Appointments

Virtual - Zoom Meetings  
Administration

1. PLEDGE OF ALLEGIANCE
2. MOMENT OF SILENCE
3. ROLL CALL

| ROLL CALL          | PRESENT | ABSENT | LATE<br>ARRIVAL | EARLY<br>DEPARTURE |
|--------------------|---------|--------|-----------------|--------------------|
| Brown              | X       |        |                 |                    |
| Cox                |         |        | X (7:34 p.m.)   |                    |
| Evans              | X       |        |                 |                    |
| Frederic           | X       |        |                 |                    |
| Dr. Hudley         | X       |        |                 |                    |
| Vick               | X       |        |                 |                    |
| Beasley, President | X       |        |                 |                    |

**President Beasley reads the following Statement of Proper Notice Pursuant to the Sunshine Law.**

Pursuant to Chapter 231, Public Laws of 1975 and Public Laws of 2020, Chapter 11, this is to state for the record that adequate notice of this virtual meeting has been provided to the public by posting a notice on the Municipal Bulletin Board, township's website, by mailing, emailing and faxing a notice of the meeting to the Irvington Herald and the Star Ledger on December 22, 2023, and by filing said notice in the office of the Municipal Clerk.

#### **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)

There were no requests to be heard.

#### **5. HEARING OF COUNCIL MEMBERS**

There were no requests to be heard.

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

##### **A. Reports**

1. Chief Finance Officer Faheem Ra'Oof – Report of January 18, 2024 Finance Committee Meeting
2. Community Development Director Kyana Woolridge, Esq. - Report of January 17, 2024 Redevelopment Committee Meeting
3. Business Administrator Musa Malik Esq. – Report of January 23, 2024 Human Resources Committee Meeting
4. Municipal Court - Weekly Summary Report for the Week of January 15, 2024 to January 19, 2024
5. A/Municipal Court Director Dolly Johnson - Collections Project as of December 2023
6. A/Health Director Baffour Asare – Report of January 25, 2024 Ad Hoc Health Committee Meeting
7. Public Safety Director Tracy Bowers – Report of January 23, 2024 Public Safety Committee
8. Municipal Court - Weekly Summary Report for the Week of January 22, 2024 to January 26, 2024
9. Municipal Court - Weekly Summary Report for the Week of January 29, 2024 to February 2, 2024
10. Planning Board Secretary Dorinda Francis-McKenzie – January 25, 2024, Planning Board Adopted Resolution – Resolution Recommending an Amended Redevelopment for the East Ward/East Springfield Avenue Area Pursuant to the New Jersey Local Redevelopment and Housing Law

#### **7. REPORTS OF COMMITTEES**

A. Bid Results – January 31, 2024 - Animal Control and Sewerage Sale

**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**

Hudley – Vick                      1. Amend Ordinance Prohibiting Prohibit Parking Too Close To Driveways – Remove Tremont Terrace

**MINUTES – REGULAR COUNCIL MEETING – FEBRUARY 13, 2024 - PAGE 3**

AN ORDINANCE AMENDING SECTION 620-19.1 OF THE REVISED CODE REGARDING PARKING TOO CLOSE TO A DRIVEWAY BY REMOVING THEREFROM TREMONT TERRACE IN ITS ENTIRETY.

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

SECTION 1. Section 620-19.1 of the Revised Code of the Township of Irvington is hereby amended by deleting therefrom Tremont Terrace in its entirety.

SECTION 2. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of the within ordinance are hereby repealed to the extent of any conflict or inconsistency therewith.

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

Adopted

Cox - Hudley                      2. Providing Residential Parking Permits on Hollywood Avenue, Seven Days a Week, 24 Hours Per Day

AN ORDINANCE PROVIDING RESIDENTIAL PARKING PERMITS ON HOLLYWOOD AVENUE, SEVEN DAYS A WEEK, 24 HOURS PER DAY.

WHEREAS, the Township of Irvington has received concerns from its residents concerning the availability of resident parking on Hollywood Avenue, seven days a week, 24 hours a day; and

WHEREAS, the difficulty of the residents in these area to locate parking at or near their homes has caused undue hardship on the residents of this area.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that parking shall be restricted and a parking permit required for residents of Hollywood Avenue, seven days a week, 24 hours a day.

Resident's vehicles must receive and display a valid parking permit provided by the Township of Irvington; and

Vehicles parked in violation of this ordinance will be subject to towing and the vehicle owners shall be subject to a fine as set forth in Chapter 1, General Provisions, Article III; and

All ordinances or parts thereof that are inconsistent herewith are hereby repealed; and

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

Adopted

Vick – Brown                      3. Amend Chapter 650-1.1 Zoning Officer  
[MUST BE REFERRED TO THE PLANNING BOARD FOR REVIEW –  
MEETING ON MARCH 28, 2024]  
[PUBLIC HEARING AND FINAL ADOPTION – APRIL 8, 2024]

**AN ORDINANCE AMENDING CHAPTER 650-1.1  
OF THE REVISED CODE OF THE TOWNSHIP OF IRVINGTON**

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

**SECTION 1. 650-1.1 Zoning Officer is amended to include the following language:**

- A. The Zoning Officer and/or Assistant Zoning Officer upon appointment by the Mayor shall be the Administrative Officer as referred to in the Municipal Land Use Law (MLUL) and shall function under the direction and supervision of the Director of Housing and the Director of Community Development and Planning.
- B. The Zoning Officer and/or Assistant Zoning Officer shall administer, interpret and enforce the Township of Irvington Zoning Codes/Ordinances. In addition to any other required County, State, Federal and International Codes, Standards, Laws, Rules and Regulations related to the development, land use, occupancy, health and safety. In addition to enforcing of the Township of Irvington Municipal Codes.
- C. Zoning Application and Determinations. The Zoning Officer and/or Assistant Zoning Officer is responsible for the review of all Zoning Applications and Determinations and construction permit applications including but not limited to major and minor subdivisions, site plans, us and bulk variances.
- D. The Zoning Officer and/or Assistant Zoning Officer is also responsible for the issuing of Zoning Permits, Zoning Determinations, and Zoning Verifications for the erection, construction, alternation, repair, remodeling, conversion, removal or destruction of any building or structure and the use of occupancy of any building, structure, or land. In addition to, attending meetings, providing testimony, preparing report, reviews and analyses when requested by other departments.
- E. The Zoning Officer and/or Assistant Zoning Officer shall be responsible for the enforcement of the Township of Irvington Zoning Codes/Ordinances and is authorized to issue Summonses, Violations, Citations, Stop Work Orders, Corrective Actions and Orders to Abate to compel compliance to the Zoning Code. This includes appearing in Municipal Court to provide testimony when required.
- F. The person(s) appointed as Zoning Officer and/or Assistant Zoning Officer must possess a current Certification as a Zoning Official from Rutgers, Center for Government Services or obtain the certification within 12 months after the date of appointment. If not obtained within that time the appointment shall be canceled.
- G. In the absence of a Zoning Officer and/or Assistant Zoning Officer the Township Planner Construction Official/Building Inspector shall serve as the Zoning Officer.

**SECTION 2.** All ordinances or parts thereof that are inconsistent herewith are hereby repealed.

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

Adopted

Vick – Cox                      4. Ordinance Adopting the East Ward/East Springfield Avenue Amended and Restated Redevelopment Plan

**ORDINANCE OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, NEW JERSEY ADOPTING THE EAST WARD/EAST SPRINGFIELD AVENUE AMENDED AND RESTATED REDEVELOPMENT PLAN**

**WHEREAS**, the Township of Irvington (the “**Township**”), a public body corporate and politic of the State of New Jersey, is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), to determine whether certain parcels of land within the Township constitute an area in need of rehabilitation or an area in need of redevelopment; and

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

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

**WHEREAS**, 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” for the Original Redevelopment Area (the “**Original Redevelopment Plan**”); and

**WHEREAS**, on July 11, 2006, by Resolution No. UEZ 06-0711-12, the Township Council designated certain properties identified on the official tax maps of the Township as 943-949 Grove Street (Block 210, Lots 49 & 50) as an “area in need of redevelopment”; and

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

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

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

**WHEREAS**, the Township wishes to provide for the effective, cohesive redevelopment of the Grove Parcels, the Original Redevelopment Area and the Expanded Redevelopment Area (together with the parcels discussed and defined below as the “**Madison Avenue Parcels**,” the “**Amended Plan Area**”), and has determined that substantial changes to the Original Redevelopment Plan will be necessary to provide for such effective, cohesive redevelopment; and

**WHEREAS**, on March 25, 2021 the Planning Board considered and recommended the adoption of an amended and restated redevelopment plan which encompasses the Amended Plan Area; and updates and clarifies the development standards, the uses and the requirements of the Original Redevelopment Plan (the “**Amended Redevelopment Plan**”, attached hereto as Exhibit A), and acting by resolution, memorialized such action; and

**WHEREAS**, On October 24, 2022, the Municipal Council directed the Planning Board to amend the *East Ward/East Springfield Redevelopment Plan* via Resolution Number OCDP 22-1024-29, to provide additional permitted and conditional uses, including, but not limited to the following: clinics, philanthropic or eleemosynary uses, indoor recreational facilities, municipal uses (Township of Irvington), parks and playgrounds, places of worship, public garages and parking lots, public utility uses, quasi-public buildings and recreational facilities, and schools, and to provide development standards and requirements to encourage further redevelopment within the Expanded Redevelopment Area; and

**WHEREAS**, on June 12, 2023, the Township Council adopted Resolution No. OCDP 23-0612-13 directing the Planning Board to conduct an investigation to determine whether or not lands then designated as the Madison Avenue Study Area, more particularly described as Block 166, Lots 20-22 on the official tax maps of the Township of Irvington (the “**Madison Avenue Parcels**”), qualifies as a non-condemnation area in need of redevelopment; and

**WHEREAS**, on December 14, 2023, the Planning Board considered and recommended to the Township Council that the area under Investigation qualifies and therefore should be designated as a non-condemnation area in need of redevelopment; and

**WHEREAS**, on January 25, 2024, the Planning Board adopted a Resolution recommending the adoption of the Amended Redevelopment Plan; and

**WHEREAS**, the Township Council has reviewed the Amended Redevelopment Plan, is satisfied that it meets its purpose to facilitate the orderly ongoing planning and redevelopment of the East Ward/East Springfield Redevelopment Area and desires to adopt and implement same,

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

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

Section 2. The Amended AND Restated Redevelopment Plan as filed in the Office of the Municipal Clerk, and attached hereto as Exhibit A, is hereby approved and adopted pursuant to the terms of the Redevelopment Law.

Section 3. The “Amended Plan Area” shall heretofore have the same meaning as “East Ward/East Springfield Avenue Redevelopment Area” and shall include the Madison Avenue Parcels as well as the Grove Parcels, the Original Redevelopment Area and the Expanded Redevelopment Area.

Section 4. The zoning district map in the zoning ordinance of the Township is hereby amended to include the Amended Plan Area per the boundaries described in the Amended Redevelopment Plan, and all of the provisions of the Amended Redevelopment Plan shall supersede the applicable development regulations of the Township’s municipal code, as and where indicated.

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

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

Section 7. This Ordinance shall take effect as provided by law.

## **EXHIBIT A**

### **Amended Redevelopment Plan**

Adopted

#### **C. Bills & Claims**

Cox – Vick 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD **FEBRUARY 13, 2024** 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 | \$6,387,858.07 |
| TOTAL     | \$6,387,858.07 |

Adopted

Cox - Frederic                      2. Payrolls

Payroll Date: January 26, 2024

|       |                |
|-------|----------------|
| TOTAL | \$2,278,726.47 |
|-------|----------------|

Adopted

## 9. RESOLUTIONS AND MOTIONS

### A. Resolutions

|             |   |
|-------------|---|
| Brown – Cox | 1. Authorize a Contract with State Contract Vendor Gold Type Business Machines for the 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 RESLOVED, 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 January 01, 2024 until December 31, 2024 for an amount not to exceed \$250,000.000 under the New Jersey State Contract number 89980; and

BE IT FUTHER RESLOVED that the required certification of availability of funds C23-0192 in the amount of \$19,712.50 has been obtained from the Chief Financial Officer, charged to account number 3-01-25-240-240-118 and the remaining balance of \$230,812.50 will be certified upon the adoption of the 2024 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; and

Adopted

Vick – Frederic                      2. Commemoration - African American History Month, 2024

COMMEMORATION - 2024  
AFRICAN AMERICAN HISTORY MONTH  
98<sup>th</sup> ANNUAL OBSERVANCE

WHEREAS, February is AFRICAN AMERICAN HISTORY MONTH and marks the 98th annual observance since inaugurated as Negro History Week in February 1926 by Dr. Carter G. Woodson, Jr., a Ph.D. from Harvard University, born to parents who were former slaves; and

WHEREAS, history is filled with the far reaching accomplishments of African Americans such as W.E.B. DuBois, Frederick Douglas, Paul Robeson, Harriet Tubman, Booker T. Washington, Hank Aaron, Ralph Bunch, Benjamin Banneker and more recently Colin Powell, Clarence Thomas, Condoleeza Rice and President Barack H. Obama and many others whose efforts continue to contribute to the growth of this nation; and

WHEREAS, America and the world continues to benefit from the achievements of African Americans, such as Dr. Martin Luther King, Jr., Nelson Mandela, Coretta Scott King, Fannie Lou Hamer, Stokeley Carmichael, Gloria Richardson and Angela Davis who strove to make America a better place for all Americans no matter what their race, color, creed or economic status; and

WHEREAS, America continues to benefit from the struggle of African Americans for equality, and progress is made manifest through the presence of persons of African American heritage in all branches of government and public life including the Congress of the United States, the New Jersey State Legislature, as Mayors of various cities, the Irvington Municipal Council, the Irvington Chamber of Commerce, and the Irvington Board of Education, as well as other numerous commissions, committees and local agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that February, 2024 is hereby proclaimed as African American History Month in the Township of Irvington in recognition of the many contributions to the struggle for dignity and equality made by African American people.

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Irvington Public Library, the African American Heritage Committee and to the local branch of the N.A.A.C.P.

Adopted

Cox – Hudley                      3. Amend MC 24-0122-2 Appointment of Library Board of Trustee Lionel Leach –  
Amend Term Expiration Date to December 31, 2028

**AMEND TERM EXPIRATION DATE ON RESOLUTION MC 24-0122-2 APPOINTING LIONEL LEACH TO THE LIBRARY BOARD OF TRUSTEES**

WHEREAS, resolution number MC 24-0122-2 was passed by the Municipal Council on January 22, 2024 to fill a vacancy due to the expiration of the term of a member; and

WHEREAS, the resolution adopted contained an error in the term's expiration date for Lionel Leach; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that resolution number MC 24-0122-2 is hereby amended to reflect the following appropriate expiration date:

| NAME | TERM TO EXPIRE |
|------|----------------|
|------|----------------|

|              |            |
|--------------|------------|
| Lionel Leach | 12-31-2028 |
|--------------|------------|

Adopted

Hudley – Evans      4. Resolution of Commendation – Fannie Joe Neal Gordon – 100<sup>th</sup> Birthday Milestone

FANNIE JOE NEAL GORDON  
CELEBRATION OF  
ONE-HUNDREDTH BIRTHDAY MILESTONE  
JANUARY 4, 2024

WHEREAS, the Municipal Council wishes to acknowledge and honor Fannie Joe Neal Gordon on this momentous occasion of her 100th birthday celebration on January 4, 2024; and

WHEREAS, Fannie Joe Neal Gordon was born on January 4, 1924 in Stanaford, West Virginia; and

WHEREAS, since she didn't like the middle name "Joe", she changed it to "Mae". She was the oldest of five siblings. She attended Stratford High School. She later went on to marry at the tender age of 20 to John Gene Gordon, a coal miner. This union brought forth 10 children, 50 grandchildren, 89 great-grandchildren, and 27 great-great-grandchildren; and

WHEREAS, after many years living the "somewhat" good life in Beckley, West Virginia, they decided to load up the truck and moved to Newark New Jersey, in 1954; and

WHEREAS, sadly, the marriage dissolved and she was left, willingly, to raise her 10 children alone. Despite the many years of hardship and a progressive decline in vision, she persevered on with a positive outlook and the love of God, seeing the world through her children and friends eyes. Although she doesn't do any cooking now, she is stilled known for her southern culinary skills, and knack for interior design; and

WHEREAS, Fannie was an active member of the Mount Carmel Guild, where she was learning braille. She loved going on camping trips with the guild, and participating in their craft programs, such as jewelry making, wood working, and crocheting. Being that she was family oriented, she would invite us to attend the parties at the guild with her as long as we showed respect to her friends, which we always did. However, at one of the parties, we (the adult children) had a "little too much wine", and became just a "little too rowdy". Well she did forewarn us. That was the last time we got to party with her at her club; and

WHEREAS, Fannie loved traveling to Beckley, Virginia and the family had no problem driving her there. Her one stipulation was that she must eat at her favorite restaurant "Shoneys". The family respected that and took great measures not to pass it by; and

WHEREAS, she is a strong willed and self-determined person. She has a love of God and family; and

WHEREAS, Fannie continues to exert her independence living here at Edward F. Gray Apartments for the past 40+ years; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby commends and congratulates Fannie Joe Neal Gordon on the occasion of her one-hundredth birthday and wishes her good health and continued birthday celebrations.

BE IT FURTHER RESOLVED that an engrossed copy of this resolution be presented to Fannie Joe Neal Gordon as a lasting tribute to her as an individual who continues to withstand the test of time.

Adopted

Frederic – Cox            5. Authorize Use of Public Buildings as Polling Places for the 2024 Election Cycle

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that the following public buildings are hereby authorized for election purposes for the Local School Board, Municipal, Primary and General Elections during the year 2024:

| WARD | DISTRICT | LOCATION                              |
|------|----------|---------------------------------------|
| East | 2 & 3    | Shelter House, Parkway Playground     |
| East | 4        | Grove Street Firehouse                |
| West | 3        | Wagner Place Fire House               |
| West | 8        | Shelter House, 40th Street Playground |

Adopted

Hudley – Evans            6. Authorize the Ceremonial Naming of Myrtle Avenue from Springfield Avenue to Madison Avenue to “Grandmaster Eugene D Floyd Way, In Honorarium”

**RESOLUTION NAMING MYRTLE AVENUE, BETWEEN SPRINGFIELD AVENUE AND  
MADISON AVENUE TO  
GRANDMASTER EUGENE D. FLOYD IN HONORARIUM**

WHEREAS, Grandmaster Eugene D. Floyd, owner of the Ninja University martial arts school for well over 30 years, not only taught the art of Ninja to Karate, but served as a beacon of hope to many children, young adults and families through his many selfless and tireless acts, often preventing many from the perils associated with inner-city living; and

WHEREAS, a philanthropist in his own right, Eugene Floyd, was innovative in taking martial arts to unprecedented heights, leading him to be recognized, locally, nationally, and beyond. He is well-respected

for his commitment in keeping our youth off the streets and fostering positive relationships that have resulted in well-rounded, respectful, and successful adults; and

WHEREAS, once located at 33 Myrtle Avenue, Ninja University relocated to 1095 Clinton Avenue in Irvington Center where he continued to serve the families of Irvington and its surrounding municipalities until recent ill health; and

WHEREAS, through Eugene Floyd, Ninja University provided a haven that encouraged accountability and discipline while challenging others to live life honorably, but without fear. The doors to Ninja University remained open those in need at any time needs arose; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP OF IRVINGTON that a street sign stating “GRANDMASTER EUGENE D. FLOYD WAY-IN HONORARIUM” be placed above the street sign at Myrtle Avenue, between Springfield Avenue and Madison Avenue in the Township of Irvington to recognize Grandmaster Eugene D. Floyd for his many years of community service to the Township of Irvington; and

BE IT FURTHER RESOLVED that the Department of Public Works be authorized and directed to take all the necessary steps to see that proper street signs are erected signifying “GRANDMASTER EUGENE D. FLOYD WAY-IN HONORARIUM” above the street sign at Myrtle Avenue, between Springfield Avenue and Madison Avenue in the Township of Irvington.

Adopted

Hudley – Evans        7. Authorize the Ceremonial Naming of Tremont Terrace to “Rosie Mae Winston Greggs Way, In Memoriam”

**RESOLUTION NAMING BRIGHTON TERRACE  
TO  
ROSIE MAE GREGGS WAY-IN MEMORIAM**

WHEREAS, on Thursday, May 23, 2019, The Lord took from amongst our ranks Rosie Mae Winston Greggs peacefully with her children at her side. Rosie Mae Winston Greggs, affectionately called, “Baby Doll” or “Rose” was born on August 30, 1945 in Macon, (Noxubee County) Mississippi to the late Willie C Winston and the late Fannie Mae Windham. She was the second oldest and the only daughter out of three siblings. Rosie accepted Christ as her personal Savior at the tender age of nine and was reared in the Baptist faith. Rosie defeated the odds of being a Mississippi cotton share- cropper, and receiving an education from decade old textbooks to becoming an educated, honorable Christian woman; and

WHEREAS, Rosie earned her Bachelors of Science Degree in Business Education from Rust College (HBCU) in Hollis Springs, Mississippi in 1968 and then briefly studied at the University of Iowa. She taught for two years in the St. Louis, Missouri Public Schools. On June 21, 1970 in South Carolina, she joined in holy matrimony to Wayman Greggs, Jr. and they relocated to Newark, New Jersey. Shortly afterwards, she joined St. Luke African Methodist Episcopal Church where Rev. Tyson was the Pastor. From this union, two beautiful children were born and they were one of her greatest joys in her life; and

WHEREAS, after her children were old enough to attend school, Rosie began her quest for employment. For her interview, she wore a fascinator with a pair of white gloves to compliment her attire. In addition to her credentials, the interviewer was very impressed and she was immediately hired. Rosie began working for the

Newark Public Schools. She worked in several high schools prior to her final assignment to Science High School (Rector Street) now called Science Park High School. Rosie later earned a Masters of Arts Degree in Education with a concentration in Administration and Supervision from the former Kean College (now Kean University) of Union, New Jersey in 1984. She also performed as an Adjunct Professor of the Essex County Community College as a Computer Technology Instructor. She believed that every child (including her own children) deserved the very best, quality education possible. After a commitment of distinguished service to the educational community for thirty seven (37) years, Rosie retired from the Newark Public School district in July 2008; and

WHEREAS, Rosie was an active and faithful member of the St. Luke AME Church. Shortly after the passing of the late Bro. Crump (the former Sunday School Superintendent), both Rosie and Sis. Ethel Heyward sprung into action to continue his legacy. Rosie became the Adult Sunday School Instructor in 1983. She was a vital member of the Lay Organization and the Scholarship Club (Rev. J. Ragin) where book scholarships were offered to church youth upon entering college, military or vocational school. In 1994, Rosie became the Christian Education Director (Local Level). And later, promoted and installed to Christian Education Director for the entire Newark Area by the Elder Howard L. Grant. During her tenure, she developed and instituted the Saturday Academy where the youth of each sister church are prepared for the Youth Of The Year Contest for the Newark area; and

WHEREAS, Rosie was an integral component to the Township of Irvington for many years from being the President of the Block Association, to advocating on behalf of citizens as a Community Leader to being a hardworking, results driven member of the Irvington Board of Education. Rosie coordinated a large Community Garden on 19th Avenue where she and other community members grew beautiful flowers and fresh vegetables that were shared with the community. She also coordinated summer BBQs in the garden and taught gardening techniques to the youth in the area; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP OF IRVINGTON that a street sign stating “ROSIE MAE GREGGS WAY-IN MEMORIAM” be placed above the street sign at Brighton Terrace in the Township of Irvington to recognize Ms. Greggs for her many years of community service to the Township of Irvington; and

BE IT FURTHER RESOLVED that the Department of Public Works be authorized and directed to take all the necessary steps to see that proper street signs are erected signifying “ROSIE MAE GREGGS WAY-IN MEMORIAM” above the street sign at Brighton Terrace in the Township of Irvington.

Adopted

Frederic – Hudley      8. Amend EDGO 23-1113-32 Ratify and Approve the Home Rehabilitation Program Funds in the Amount Not To Exceed \$31,950.00 for 31 Rich Street – Amend Incorrect Language

**AMEND RESOLUTION EDGO 23-1113-32 FOR HOME REHABILITATION PROGRAM**

WHEREAS, the Township of Irvington has been awarded HOME Partnership Funds by the Department of Housing and Urban Development (HUD) and it has obligated funds for the purpose of financing its HOMEOWNER Housing Rehabilitation 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 31 Rich Street, Irvington, New Jersey, 07111 is eligible to receive assistance through the HOME Rehabilitation Program per the Township's policies and procedures; and

**WHEREAS** the Contractor selected through a competitive BID to perform the Remediation work is Maharaj General Contracting 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 23-02149. Three contractors (3) EnviroScience Solutions LLC, Absolute Abatement and Constructions Services and Maharaj General Contracting LLC provided quotes for the required work; two contractors (2) Tekcon Construction Inc and A-Arcalenz LLC declined to participate in the applicant(s) in the amount not to exceed \$31,950.00 for a period of affordability of ten (10) years; and

**BE IT FURTHER RESOLVED** that the aforesaid funds of \$31,950.00 will be disbursed in one (1) installments in the amount of \$31, 950.00 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, 31 Rich Street, 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 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. C23-0174 in the amount of \$31,950.00 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-21-41-850-18A-801 in the amount of \$2,964.25; Account No. T-21-41-850-19A-801 in the amount of \$24,350.00 and Account No. T-21-41-850-21A-801 in the amount of \$4635.75. bidding and one contractor (1) did not provide any submission or correspondence before the deadline; 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 HOME Rehabilitation Program funds to the

Adopted

Hudley – Brown      9. Acceptance of Grant Funding for Housing and Related Services For People Living With HIV/AIDS in the Amount of \$427,593.00 - January 1, 2024 – December 31, 2024

**WHEREAS**, The City of Newark, acting through its Housing Opportunities for Persons with AIDS (HOPWA) Services Office of Partnerships and Grants Management proposes to enter into a sub grant agreement with Irvington Neighborhood Improvement Corporation to provide Housing and related services to people living

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with HIV/AIDS for the contract price of \$427,593.00 during the 2024 program year of January 1, 2024 – December 31, 2024 and

WHEREAS, said grant agreement is part of a federal grant award made possible by the United States Department of Housing and Urban Development (HUD); and

BE IT FURTHER RESOLVED that the Mayor of the Township of Irvington be and hereby is authorized to execute a Grant Agreement with the City of Newark as sub-recipient of H.O.P.W.A Funds in the amount of \$427,593.00.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington does hereby accept the award of \$427,593.00 for such activities.

Adopted

Grants Committee     ~~10. Award a Contract for the ADA Ramp Improvements to the Municipal Police and Fire Divisions – A.A. Berms, LLC – \$143,890.00~~  
**{2-8-24 REMOVED BY QPA HEADLEY – BID/RFP EXPIRED}**

RESOLUTION TO AWARD A CONTRACT FOR THE ADA RAMP IMPROVEMENTS TO THE MUNICIPAL POLICE AND FIRE DEPARTMENTS

WHEREAS, the Township of Irvington is interested in improving handicapped accessibility to the buildings at the Municipal Complex located on Civic Square and the first phase of accomplishing this task is the installation of handicapped accessible ramps and appurtenances to the Police and Fire Department buildings; and

WHEREAS, the Township of Irvington awarded professional services contracts to Greenman Pedersen, Inc. to prepare plans and specifications for this project as resolutions DPW 18-0214-2, DPW 19-0211-4 and DPW 23-0911-25 and bids for this project were publicly received and opened on November 29, 2023; and

WHEREAS, six (6) were received for this project and those bids were reviewed by the Township Engineer and, in a memorandum dated December 4, 2023, he has summarized the bid results and recommended the award of this project to A.A. Berms, LLC of Belleville, New Jersey at their bid price of \$ 143, 890.00 ; and,

WHEREAS, a contract for the first phase of this project was awarded by the Municipal Council as Resolution DRF-19-04222-17, and;

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract be awarded to A.A. Berms, LLC of Belleville, New Jersey at their bid price of \$ 143, 890.00 for the ADA Ramp Improvements to the Municipal Police and Fire Departments.

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Availability of Funds No. 24-0022 for the above 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 \$ 143, 890.00 is Account No. T-21-41-850-208-804.

Vick – Brown            11. Authorize the Execution of an Escrow Agreement With Diverse LLC for the Redevelopment of Property Identified as Block 206, Lot 11 on the Tax Maps of the Township and Identified in the Township Tax Records as 900-906 Grove Street

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT WITH DIVERSE LLC FOR THE REDEVELOPMENT OF PROPERTY IDENTIFIED AS BLOCK 206, LOT 11 ON THE TAX MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS AS 900-906 GROVE STREET**

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

**WHEREAS**, the Township is the owner of certain property within the Redevelopment Area designated as Block 206, Lot 11 and identified in the Township tax records as 900-906 Grove Street (the “**Project Area**”); and

**WHEREAS**, the Proposed Redeveloper proposes to redevelop the Project Area by constructing thereon a thirty (30) unit multifamily building with 59 parking spaces, including ground-level parking and stacked parking spaces (the “**Project**”); and

**WHEREAS**, the Proposed Redeveloper has requested that the Township, in its capacity as redevelopment entity, enter into negotiations for a Redevelopment Agreement for the redevelopment of the Project Area (the “**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

Redev. Committee     ~~12. Authorize the Execution of a Redevelopment Agreement With 14 Bruen Ave LLC for the Redevelopment of Property Identified as Block 206, Lot 16; on the Tax Maps of the Township and Identified in the Township Tax Records as 14 Bruen Avenue~~ **{REMOVED BY REDEVELOPMENT COMMITTEE 2-7-24}**

#### **RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH 14 BREUN AVE LLC FOR THE REDEVELOPMENT OF PROPERTY IDENTIFIED AS BLOCK 206, LOT 16; ON THE TAX MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS AS 14 BRUEN AVENUE**

**WHEREAS**, the Municipal Council (the “**Township Council**”) of the Township is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “**Redevelopment Law**”), to determine whether certain parcels of land within the Township constitute an area in need of rehabilitation and/or an area in need of redevelopment and to create redevelopment plans which provide development controls for any area so designated; and

**WHEREAS**, by resolutions duly adopted in accordance with the Redevelopment Law, the Township Council designated certain properties within the East Ward of the Township as an area in need of redevelopment (the “**Redevelopment Area**”); and

**WHEREAS**, the Redevelopment Law authorizes municipalities to adopt a redevelopment plan for an area designated as an “area in need of redevelopment” pursuant to which redevelopment projects are to be undertaken; 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 (as amended, the “**Redevelopment Plan**”) for the Redevelopment 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, responsible for carrying out redevelopment projects within the Redevelopment Area in accordance with the Redevelopment Plan, pursuant to N.J.S.A. 40A:12A-4(c); and

**WHEREAS**, the Redeveloper is the owner of certain property located within the Redevelopment Area, which property is identified on the official tax map of the Township as Block 209, Lot 16; and identified in the Township tax records as 14 Bruen Avenue (the “**Property**”, as further described in Schedule A attached hereto and made a part hereof); and

**WHEREAS**, the Redeveloper has submitted to the Township its plans for the design, development, financing, construction and maintenance of a low-rise, multi-family, three (3) story garden apartment building, consisting of twelve (12) residential units, with ground-level parking spaces and certain other on-site and offsite improvements (the “**Project**”, as more fully described in Schedule B attached hereto and made a part hereof); and

**WHEREAS**, Redeveloper desires to be designated by the Township as the “redeveloper” (as defined in the Redevelopment Law) for the Property, and has provided information evidencing financial responsibility and capability, a concept plan and a construction schedule with respect to the Project; and

**WHEREAS**, the Township Council has determined that the Redeveloper meets all necessary criteria, including financial capabilities, experience, expertise and project concept descriptions, and, as a result, has determined to engage in negotiations with Redeveloper for the purpose of entering into this Agreement; and

**WHEREAS**, Redeveloper has agreed to implement the Redevelopment Plan to effectuate the Project and in connection therewith, Redeveloper has agreed to devote substantial assets and funds to complete the Project; and

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

**WHEREAS**, in order to implement the development, financing, construction, operation and management of the Project, the Township has determined to enter into this Agreement with Redeveloper, which specifies the rights and responsibilities of the Township, and specifies the rights and responsibilities of Redeveloper with respect to the Project,

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

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

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

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

(c)     Upon 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**

#### **ESCROW AGREEMENT**

Redev. Committee   ~~13. Authorize the Execution of a Redevelopment Agreement With 175 22<sup>nd</sup> Street Irvington LLC for the Redevelopment of Property Identified as Block 149, Lot 30; on the Tax Maps of the Township and Identified in the Township Tax Records as 175-177 22<sup>nd</sup> Street~~ **{REMOVED BY REDEVELOPMENT COMMITTEE 2-7-24}**

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE  
EXECUTION OF A REDEVELOPMENT AGREEMENT WITH 175 22<sup>ND</sup> STREET**

**IRVINGTON LLC FOR THE REDEVELOPMENT OF PROPERTY IDENTIFIED AS BLOCK 149, LOT 30; ON THE TAX MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS AS 175-177 22<sup>ND</sup> STREET**

**WHEREAS**, the Municipal Council (the “**Township Council**”) of the Township is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “**Redevelopment Law**”), to determine whether certain parcels of land within the Township constitute an area in need of rehabilitation and/or an area in need of redevelopment and to create redevelopment plans which provide development controls for any area so designated; and

**WHEREAS**, by resolutions duly adopted in accordance with the Redevelopment Law, the Township Council designated certain properties within the East Ward of the Township as an area in need of redevelopment (the “**Redevelopment Area**”); and

**WHEREAS**, the Redevelopment Law authorizes municipalities to adopt a redevelopment plan for an area designated as an “area in need of redevelopment” pursuant to which redevelopment projects are to be undertaken; 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 (as amended, the “**Redevelopment Plan**”) for the Redevelopment 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, responsible for carrying out redevelopment projects within the Redevelopment Area in accordance with the Redevelopment Plan, pursuant to N.J.S.A. 40A:12A-4(c); and

**WHEREAS**, the Redeveloper is the owner of certain property located within the Redevelopment Area, which property is identified on the official tax map of the Township as Block 209, Lot 16; and identified in the Township tax records as 14 Bruen Avenue (the “**Property**”, as further described in Schedule A attached hereto and made a part hereof); and

**WHEREAS**, the Redeveloper has submitted to the Township its plans for the design, development, financing, construction and maintenance of a new 4-story residential, multifamily dwelling with ground floor parking and fifteen (15) apartments on the second (2<sup>nd</sup>) through fourth (4<sup>th</sup>) floors (the “**Project**”, as more fully described in Schedule B attached hereto and made a part hereof); and

**WHEREAS**, Redeveloper desires to be designated by the Township as the “redeveloper” (as defined in the Redevelopment Law) for the Property, and has provided information evidencing financial responsibility and capability, a concept plan and a construction schedule with respect to the Project; and

**WHEREAS**, the Township Council has determined that the Redeveloper meets all necessary criteria, including financial capabilities, experience, expertise and project concept descriptions, and, as a result, has determined to engage in negotiations with Redeveloper for the purpose of entering into this Agreement; and

**WHEREAS**, Redeveloper has agreed to implement the Redevelopment Plan to effectuate the Project and in connection therewith, Redeveloper has agreed to devote substantial assets and funds to complete the Project; and

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

**WHEREAS**, in order to implement the development, financing, construction, operation and management of the Project, the Township has determined to enter into this Agreement with Redeveloper, which specifies the rights and responsibilities of the Township, and specifies the rights and responsibilities of Redeveloper with respect to the Project,

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

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

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

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

(g) 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.

(h)     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

ESCROW AGREEMENT

Redev. Committee     ~~14. Designate D&S Housing LLC as Redeveloper for the Redevelopment of Certain Property Identified as Block 166, Lot 24.01 on the Official Tax Maps of the Township and Identified in the Township Tax Records as 471 21<sup>st</sup> Street; and Authorize the Execution of a Redevelopment and Land Disposition Agreement and the Transfer of the Property~~ **{REMOVED BY REDEVELOPMENT COMMITTEE 2-7-24}**

**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON IN THE COUNTY OF ESSEX, NEW JERSEY, DESIGNATING D&S HOUSING LLC AS REDEVELOPER FOR THE REDEVELOPMENT OF CERTAIN PROPERTY IDENTIFIED AS BLOCK 166, LOT 24.01 ON THE OFFICIAL TAX MAPS OF THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP TAX RECORDS AS 471 21<sup>ST</sup> STREET; AND AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AND LAND DISPOSITION AGREEMENT AND THE TRANSFER OF THE PROPERTY 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 Law**”), to determine whether certain parcels of land within the Township constitute an area in need of rehabilitation and/or an area in need of redevelopment and to create redevelopment plans which provide development controls for any area so designated; and

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

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

**WHEREAS**, the Township is the owner of certain property located within the Rehabilitation Area, which property is identified as Block 166, Lot 24.01 on the official tax maps of the Township and identified in the Township tax records as 471 21st Street (the “**Property**”); and

**WHEREAS**, D&S Housing LLC (the “**Redeveloper**”) has submitted to the Township its plans for the acquisition of the Property, and the design, development, financing, rehabilitation and maintenance thereon of the existing vacant and dilapidated residential structure and certain other on-site and offsite improvements (the “**Project**”); and

**WHEREAS**, Redeveloper desires to be designated by the Township as the “redeveloper” (as defined in the Redevelopment Law) for the Property, and has provided information evidencing financial responsibility and capability, a concept plan and a construction schedule with respect to the Project; and

**WHEREAS**, the Township Council has determined that the Redeveloper meets all necessary criteria, including financial capabilities, experience, expertise and project concept descriptions, and, as a result, has determined to engage in negotiations with Redeveloper for the purpose of entering into this Agreement; and

**WHEREAS**, Redeveloper has agreed to implement the Redevelopment Plan to effectuate the Project and in connection therewith, Redeveloper has agreed to devote substantial assets and funds to complete the Project; and

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

**WHEREAS**, in order to implement the development, financing, construction, operation and management of the Project, the Township has determined to enter into this Agreement with Redeveloper, which specifies the rights and responsibilities of the Township, and specifies the rights and responsibilities of Redeveloper with respect to the Project,

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

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

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

(k) 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.

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

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

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

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

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

**Section 4.     Severability.** If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

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

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

**Exhibit A**

**REDEVELOPMENT AND LAND DISPOSITION AGREEMENT**

Recreation Comm.   ~~15. Authorize a Fair and Open Professional Services Contract for Architectural Services for the Irvington Outdoor Education Center in Readington – The Musial Group, PA – Not to Exceed \$193,663.00~~  
**{2-8-24 REMOVED BY QPA HEADLEY – BID/RFP EXPIRED}**

RESOLUTION AUTHORIZING A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT FOR  
ARCHITECTURAL SERVICES FOR THE IRVINGTON OUTDOOR EDUCATION CENTER,  
READINGTON, NEW JERSEY

Whereas, a Request for Proposals for architectural services for the Irvington Outdoor Education Center, Readington, New Jersey was publicly advertised in the New Jersey Star Ledger on October 10, 2023 with a deadline for proposals to be submitted on November 1, 2023; and

Whereas, two proposals for this project were received and publicly opened by the Purchasing Agent and Assistant Municipal Clerk; and

Whereas said proposals were referred to the Township Engineer; and

Whereas, the Township Engineer has recommended an award of this professional services should be made to the following firm based on their proposal for an amount not to exceed \$ 193, 663.00.

The Musial Group, PA  
191 Mill Lane  
Mountainside, NJ 07902

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a professional services contract be awarded to The Musial Group, PA, 191 Mill Lane, Mountainside, NJ 07902 to provide architectural services for the Irvington Outdoor Education Center, on the basis of their response to the request for proposals selection criteria and qualifications for an amount not to exceed \$ 193, 663.00; and

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Availability of Funds No. C23-0179 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 \$ 193,660.00 is Account G-02-xx-869-22A-299.

Recreation Comm. ~~16. Award a Professional Services Contract for Improvements to Center Playground – Design Services – Pennoni Associates – \$49,450.00~~  
**{2-8-24 REMOVED BY QPA HEADLEY – BID/RFP EXPIRED}**

RESOLUTION TO AWARD A PROFESSIONAL SERVICES CONTRACT FOR  
IMPROVEMENTS TO CENTER PLAYGROUND

WHEREAS, the Township of Irvington for received a grant in the amount of \$ 750,000 from the New Jersey Department of Environmental Protection – Green Acres Urban park Grant program for constructing improvements to Center Playground, located on Civic Square; and

WHEREAS, the preparation of plans and specifications for public bidding of this project is beyond the current capabilities of township staff; and

WHEREAS, the Township Engineer prepared an distributed a Request for Quotes to the consulting engineering and architectural firms that are part of the Township’s annual professional services contract; and,

WHEREAS, based on that Request for Quotes, three (3) proposals were received for this project with the most cost efficient proposal received was from Pennoni Associates at their quoted price of \$ 49, 450.00; and;

WHEREAS the Township Engineer has summarized and reviewed these proposals in a memorandum dated January 8, 2024 and recommends that a professional services contract for this project be awarded to Pennoni Associates at their quoted price of \$ 49,450.00.

NOW, THEREFORE, BE IT RESOLVED BY MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a professional services contract be awarded to Pennoni Associates, of Newark, New Jersey at their quoted price of \$ 49,450.00 for the Center Playground Improvements.

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Availability of Funds No. 24- 0023 for the above 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 \$ 49,450.00 is G-02-xx-869-23B-299.

Frederic – Vick            17. Authorize the Township to Join Metropolitan Health Insurance Fund

**RESOLUTION NO. \_\_\_\_\_**  
**METROPLOITAN HEALTH INSURANCE FUND RESOLUTION to JOIN**

**WHEREAS**, a number of public entities in the State of New Jersey have joined together to form the **Metropolitan Health Insurance Fund** hereafter referred to as “FUND”, as permitted by N.J.S.A 11:15-3, 17:1-8.1, and 40A: 10-36 et seq., and;

**WHEREAS**, the FUND was approved to become operational by the Departments of Insurance and Community Affairs and has been operational since that date, and;

**WHEREAS**, the statues and regulations governing the creation and operation of a joint insurance fund, contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a FUND;

**WHEREAS**, the governing body of Irvington Township, hereinafter referred to as “LOCAL UNIT” has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

**NOW, THEREFORE, BE IT RESOLVED** that the governing body of the Township of Irvington hereby agrees as follows:

- i. Become a member of the FUND for the period outlined in the Township of Irvington Indemnity and Trust Agreements.
- ii. Will participate in the following type (s) of coverage (s).
  - a) Health Insurance and/or Prescription Insurance and/or Dental Insurance and/or Medicare Advantage/Employer Group Waiver Program as defined pursuant to N.J.S.A 17B: 17-4, the FUND’s Bylaws, and Plan of Risk Management.

- iii. Adopts and approves the FUND's Bylaws.
- iv. Execute an application for membership and any accompanying certifications

**BE IT FURTHER RESOLVED** that the governing body of the Township of Irvington is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND Bylaws, and to deliver these documents to the FUND's Executive Director with the express reservation that these documents shall become effective only upon:

- i. Approval of the Township of Irvington by the FUND.
- ii. Receipt from the Township of Irvington of a Resolution accepting assessment.
- iii. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

**ADOPTED:** \_\_\_\_\_

**Date**

**BY:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_

Adopted

Sanitation Comm.     ~~18. Award a Bid for Inspections and Maintenance of Tree in the Township of Irvington Rich Tree Services Inc. – Not to Exceed \$150,000.00~~  
**{2-8-24 REMOVED BY QPA HEADLEY – BID/RFP EXPIRED}**

**RESOLUTION AWARDED A BID FOR INSPECTIONS AND MAINTENANCE OF TREE IN THE TOWNSHIP OF IRVINGTON**

WHEREAS, sealed bids were received on October 18, 2023 for Inspections and Maintenance of Tree in the Township of Irvington to published advertisement for bids in the New Jersey Star Ledger on October 02, 2023; and

WHEREAS, two bids were received and opened from Downes Tree Service Company Inc and Rich Tree Services Inc; and

WHEREAS, said bid was referred to the Public Works Director for recommendation to the Municipal Council; and

WHEREAS, the Public Works Director has recommended that the award should be made to Rich Tree Services Inc., of 325 Bergen Street, South Plainfield, NJ 07080 on the basis of their lowest responsible, responsive bid for an amount not to exceed \$150,000.00 per year for starting on November 27, 2023 until November 26, 2024; 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 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 C23-0155 in the amount of \$30,000.00 from account number 3-01-26-310-312-299 and 3-01-28-375-375-299 has been obtained from the Chief Financial Officer for the first month of service and the remaining balance of \$120,000.00 will be certified upon the adoption of the 2024 budgets.

Cox – Vick                      19. Award an Emergency Sewer Repair Contract Located at 38th Street and Prospect Avenue - Your Way Construction - \$7,912.00

**RESOLUTION TO AWARD AN EMERGENCY SEWER REPAIR CONTRACT LOCATED AT 38TH STREET AND PROSPECT AVE**

WHEREAS, a portion of the sanitary sewer located at 38<sup>th</sup> Street and Prospect Ave collapse on April 07, 2023; and

WHEREAS, the work needed to repair this sewer is beyond the current capabilities of the Department of Public Works and it is not practical for the Department of Public Works, and

WHEREAS, this situation constitutes a threat to public health, safety and welfare and the Director of Public Works has declared an emergency, and

WHEREAS, Your Way Construction provided a quote of \$7,912.00 to complete the repairs, and

WHEREAS, the Mayor has concurred with the amount and recommends that an emergency contract be awarded to Your Way Construction for \$7,912.00, and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Director of Public Works and the Mayor to authorize an emergency contract in the amount of \$7,912.00 to Your Way Construction of 404 Coit Street, Irvington, NJ 07111 to repair the sanitary sewer located at 38<sup>th</sup> Street and Prospect Ave.

BE IT FURTHER RESOLVED that the required certification of availability of funds C23-0078 in the amount of \$7,912.00 from account number 3-01-26-290-290-118 has been obtained from the Chief Financial Officer.

Adopted

Sanitation Comm.     ~~20. Emergency Sewer Repair Contract Located at Isabella Avenue and University Place—Messercola Excavating—\$36,200.00~~  
**{2-8-24 REMOVED BY QPA HEADLEY – PENDING REVIEW}**

**RESOLUTION TO AWARD AN EMERGENCY SEWER REPAIR CONTRACT LOCATED AT ISABELLA AVE AND UNIVERSITY AVENUE**

WHEREAS, a portion of the sanitary sewer located at Isabella Ave and University collapse on November 22, 2023; and

WHEREAS, the work needed to repair this sewer is beyond the current capabilities of the Department of Public Works and it is not practical for the Department of Public Works, and

WHEREAS, this situation constitutes a threat to public health, safety and welfare and the Director of Public Works has declared an emergency, and

WHEREAS, Messercola Excavating was called and provided a quote of \$36,200.00 to complete the repairs, and

WHEREAS, the Mayor has concurred with the amount and recommends that an emergency contract be awarded to Messercola Excavating Inc of 549 East Third Street, Plainfield, NJ 07060, and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Director of Public Works and the Mayor to authorize an emergency contract in the amount of \$36,200.00 to Messercola Excavating of 549 East Third Street, Plainfield, NJ 07060 to repair the sanitary sewer located at Isabella Ave and University Avenue

BE IT FURTHER RESOLVED that the required certification of availability of funds C23-0181 in the amount of \$36,200.00 from account number 3-01-21-165-165-299 has been obtained from the Chief Financial Officer.

Sanitation Comm.     ~~21. Authorize Service Agreement to Repair Sole Source Sewer Jet—Sewer Equipment—Not to Exceed \$60,000.00~~  
**{2-8-24 REMOVED BY QPA HEADLEY – PENDING REVIEW}**

**AUTHORIZE SERVICE AGREEMENT TO REPAIR SOLE SOURCE SEWER JET**

WHEREAS, Public Works is in need of repairs and parts of sewer jet; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(d)(d), parts and services can only be purchased from Sewer Equipment of 1590 Dutch Road, Dixon, IL 61021

WHEREAS, the Administration would like to request a sole source exemption for parts and services of the sewer jet; and

WHEREAS, the Administration will like to award a contract to Sewer Equipment of 1590 Dutch Road, Dixon, IL 61021 for an amount not to exceed \$60,000.00

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Irvington in the County of Essex, and State of New Jersey, that Public Works is authorized to purchase parts and service from Sewer Equipment of 1590 Dutch Road, Dixon, IL 61021 starting on February 13<sup>th</sup>, 2024 for an amount not to exceed \$60,000.00

BE IT FURTHER RESOLVED that the required certification of availability of funds C24-0012 in the amount of \$30,000.00 from account number 4-01-26-290-292-299 has been obtained from the Chief Financial Officer.

Sanitation Comm.     ~~22. Authorize Purchases Under the Essex County Co-Op of New Jersey Cooperative Purchasing Program Over the Bid Threshold for the Disposal of Type 13 Solid Waste – Advanced Enterprises Recycling DBA Dart – Not to Exceed \$650,000.00~~  
**{2-8-24 REMOVED BY QPA HEADLEY – PENDING REVIEW}**

**AUTHORIZING PURCHASES UNDER THE ESSEX COUNTY CO-OP 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 Essex County Cooperative Purchasing Program on behalf of their members; and,

WHEREAS, Essex County Co-op has awarded solid waste transfer fee for type 13 solid waste to Advanced Enterprises Recycling DBA Dart; and,

WHEREAS, Advanced Enterprises Recycling DBA Dart located at 540 Doremus Ave Newark, NJ 07105 will exceed the bid threshold of \$44,000.00 for calendar year 2024; and

WHEREAS, based on the estimated tonnage, the total amount that will be paid to this vendor is an amount not to exceed \$650,000.00 for the year; and

WHEREAS, the Township of Irvington intends to enter into this contract with Advanced Enterprises Recycling DBA Dart over the bid threshold of 44,000.00 through this resolution and properly executed purchase orders for disposal of type 13 solid waste for an amount not to exceed \$650,000.00.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Irvington authorizes the purchasing agent to pay this vendor over the bid threshold of \$44,000.00 pursuant to all the conditions of Essex County Co-op contract; and

BE IT FURTHER RESOLVED, that the total payments to this vendor for calendar year 2024 shall not exceed \$650,000.00

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2024

BE IT FURTHER RESOLVED that the required certification of availability of funds, C24-0009 in the amount of \$400,000.00 was obtained from the Chief Financial Officer from account number 4-01-32-465-465-118 and the remaining balance of \$250,000.00 will be certified upon the adoption of the 2024 budget.

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.

Sanitation Comm.     ~~23. Purchase Recycle Coach Software Technology for the Department of Public Works (Recycling) – Municipal Media (Recycle Coach) – \$12,950.00~~  
**{2-8-24 REMOVED BY QPA HEADLEY – PENDING REVIEW}**

**RESOLUTION TO PURCHASE RECYCLE COACH SOFTWARE TECHNOLOGY FOR DPW(RECYCLING)**

WHEREAS, the Township of Irvington would like to use the pro-package software for the Recycle Coach App/Web; and

WHEREAS, the technology and maintenance are proprietary software for Municipal Media Corp.(Recycle Coach); and

WHEREAS, the total cost of this software will exceed the quote threshold: and

WHEREAS, under New Jersey Local Public Contract (NJSA 40A:11-5dd), the Township may award a contract for proprietary software in lieu of bidding; and

WHEREAS, the Township would like to take advantage of provisions of NJSA 40:11-5 (dd) and award a service contract to Municipal Media Corp.(Recycle Coach) of 14781 Memorial Drive #1284, Houston TX, 77079.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON hereby authorizes a service contract for the Recycle Coach App/Web Pro-package from 2024-2027 to Municipal Media (Recycle Coach) of 14781 Memorial Drive #1284, Houston TX, 77079.

BE IT FURTHER RESOLVED that the required availability of funds C24-0025 in the amount of \$12,950.00 has been obtained from the Chief Financial Officer, charged to budget account number 4-01-32-465-465-118.

Hudley – Vick             24. Authorize an Agreement Between the Township of Irvington and Helpsy, LLC  
- Proposal Rate of \$40 Per Ton For Salable Items Collected

**A RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE TOWNSHIP OF IRVINGTON AND HELPSY, LLC.**

**WHEREAS**, Township of Irvington received a proposal from HELPSY to provide clothing collection and recycling services to its residents; and

**WHEREAS**, HELPSY will collect clothes, footwear, and related goods as the official textile recycling partner for the Township of Irvington; and

**WHEREAS**, the intent is to efficiently divert textile waste, to give residents, businesses, and visitors convenient textile recycling options, and to provide funds for Township's budget; and

**WHEREAS**, HELPSY agrees to pay the Township the proposal rate of **\$40** per ton for salable items collected; and

**WHEREAS**, the proposal has been reviewed by the Certified Recycling Coordinator; and

**WHEREAS**, the Certified Recycling Coordinator has recommended to enter into agreement with HELPSY.

**NOW, THEREFORE, BE IT RESOLVED** by the Township of Irvington, County of Essex, NJ, as follows:

1. The agreement between the Township of Irvington and HELPSY, which will collect clothes, footwear and related goods as the official textile recycling partner for Township of Irvington, for a 2 year term commencing on February 1, 2024 and terminating on December 31, 2026.
2. That this agreement shall automatically renew for an additional two (2) year term on the same terms and conditions, unless either party provides the other party with written notice of termination no less than sixty (60) days prior to December 31, 2026. Either party may terminate the agreement at any point during the agreement's term on 60 days' written notice to the other.

Adopted

Frederic – Brown      25. Support from Local Governing Body Authorizing the Sustainable Jersey Grant Application in the Amount of \$2,000.00

**Irvington**

**Resolution of Support from Local Governing Body Authorizing the Sustainable Jersey Grant Application**

**WHEREAS**, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

**WHEREAS**, Irvington strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

**WHEREAS, Irvington is participating in the Sustainable Jersey Program; and**

**WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants Program. The Irvington Green Team is applying for the \$2000 grant to maintain the community garden; and**

**THEREFORE, the Irvington's Governing Body of Irvington has determined that Irvington should apply for the aforementioned Grant.**

**THEREFORE, BE IT RESOLVED**, that Irvington’s Governing Body of the Irvington, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant.

Adopted

Hudley – Vick                      26. Approve Additional Funds for Larry Belton v. Taneisha Scarlett, et al. – Lamb Kretzer LLC. – Not to Exceed \$22,550.00

**RESOLUTION APPROVING ADDITIONAL FUNDS FOR  
LARRY BELTON V. TANEISHA SCARLETT, ET ALS.  
DOCKET NO. L-7539-22**

WHEREAS, on February 14, 2023 the law firm of Lamb Kretzer, LLC. was awarded a contract for Litigation Counsel Services for an amount not to exceed \$2,500.00 by resolution number TA 23-0214-14; and

WHEREAS the law firm of Lamb Kretzer, LLC. has submitted an estimated budget in the amount of \$22,550.00 to litigate this matter;

WHEREAS, the Township seeks to pay the law firm of Lamb Kretzer, LLC. for services provided within the scope of the contract, during the contract period but in excess of the contract amount;

WHEREAS, the total contract amount for this matter is hereby increased to an amount not to exceed \$22,550.00.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the services performed by the firm of Lamb Kretzer, LLC. in excess of the contract amount is hereby ratified and confirmed for an amount not to exceed \$22,550.00; and

BE IT FUTHER RESOLVED, that total contract amount for this matter is hereby increased to an amount not to exceed \$22,550.00; and

BE IT FUTHER RESOLVED, that the Mayor and Municipal Clerk is hereby authorized to sign and execute an amended contract for Litigation Counsel Service; and

BE IT RESOLVED, that funds for this service will be paid from the Insurance Fund for a contract amount not to exceed \$22,550.00.

Adopted

Hudley – Cox                      27. Approve Additional Funds for Benjamin Nduagubu v. Essex County, et al. – Murphy Orlando, LLC. - Not to Exceed \$35,550.00

**RESOLUTION APPROVING ADDITIONAL FUNDS FOR  
BENJAMIN NDUAGUBU V. ESSEX COUNTY, et al.  
CASE NO. 2:23-CV-00961-JMV-ESK**

WHEREAS, on May 8, 2023 the law firm of Murphy Orlando, LLC. was awarded a contract for Litigation Counsel Services for an amount not to exceed \$3,500.00 by resolution number TA 23-0508-22; and

WHEREAS the law firm of Murphy Orlando, LLC. has submitted an estimated budget in the amount of \$35,550.00 to litigate this matter;

WHEREAS, the Township seeks to pay the law firm of Murphy Orlando, LLC. for services provided within the scope of the contract, during the contract period but in excess of the contract amount;

WHEREAS, the total contract amount for this matter is hereby increased to an amount not to exceed \$35,550.00.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the services performed by the firm of Murphy Orlando, LLC. in excess of the contract amount is hereby ratified and confirmed for an amount not to exceed \$35,550.00; and

BE IT FUTHER RESOLVED, that total contract amount for this matter is hereby increased to an amount not to exceed \$35,550.00; and

BE IT FUTHER RESOLVED, that the Mayor and Municipal Clerk is hereby authorized to sign and execute an amended contract for Litigation Counsel Service; and

BE IT RESOLVED, that funds for this service will be paid from the Insurance Fund for a contract amount not to exceed \$35,550.00.

Adopted

Hudley – Brown      28. Approve Additional Funds for Ahmed Screven v. Barnabas Health Newark Beth Israel, et al. - Murphy Orlando, LLC - Not to Exceed \$17,200.00

**RESOLUTION APPROVING ADDITIONAL FUNDS FOR  
AHMED SCREVEN V. BARNABAS HEALTH NEWARK BETH ISRAEL, et al.  
DOCKET NO: L-4495-22**

WHEREAS, on February 14, 2023 the law firm of Murphy Orlando, LLC. was awarded a contract for Litigation Counsel Services for an amount not to exceed \$3,000.00 by resolution number TA 23-0214-7; and

WHEREAS the law firm of Murphy Orlando, LLC. has submitted an estimated budget in the amount of \$17,200.00 to litigate this matter;

WHEREAS, the Township seeks to pay the law firm of Murphy Orlando, LLC. for services provided within the scope of the contract, during the contract period but in excess of the contract amount;

WHEREAS, the total contract amount for this matter is hereby increased to an amount not to exceed \$17,200.00.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the services performed by the firm of Murphy Orlando, LLC. in excess of the contract amount is hereby ratified and confirmed for an amount not to exceed \$17,200.00; and

BE IT FUTHER RESOLVED, that total contract amount for this matter is hereby increased to an amount not to exceed \$17,200.00; and

BE IT FUTHER RESOLVED, that the Mayor and Municipal Clerk is hereby authorized to sign and execute an amended contract for Litigation Counsel Service; and

BE IT RESOLVED, that funds for this service will be paid from the Insurance Fund for a contract amount not to exceed \$17,200.00.

Adopted

Cox – Hudley            29. Ratify Professional Services Contract for Litigation/Defense Counsel Services in the matter Cynthia Woodard, et al. v. Township of Irvington, et al. - Murphy Orlando LLC - Not to Exceed \$15,000.00

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

WHEREAS, resolution number TA 23-1010-40 qualified eight firms to provide litigation/defense counsel services for the Township of Irvington from November 01, 2023 until October 31, 2024; 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 Cynthia Woodard, et al v. Township of Irvington, et al., Docket No: ESX-L007994-23; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Murphy Orlando LLC, 494 Broad Street, 5th Floor, Newark, NJ, 07102; 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, 494 Broad Street, 5th Floor, Newark, NJ, 07102 for a contract amount not to exceed \$15,000.00. 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 \$15,000.00. The billing rate for this contract is \$150.00 per hour.

Adopted

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Hudley – Cox                      30. Rescind TA 23-1113-46 for Litigation Services to Simmons Law in the Matter of the Estate of Ella Mandelbaum v. Township of Irvington

**WHEREAS**, on, the Municipal Council awarded a contract for Litigation Services to Simmons Law, LLC under Resolution No. TA 23-1113-46; and

**WHEREAS**, the Township of Irvington has determined that Resolution No. TA 23-1113-46 should be rescinded;

**NOW THEREFORE BE IT RESOLVED** by the Council of Township of Irvington, in the County of Essex, that Resolution No. TA 23-1113-46 approved on November 13, 2023 is hereby rescinded.

Adopted

Brown – Vick                      31. Ratify Professional Services Contract for Litigation/Defense Counsel Services in the Matter of the Estate of Ella Mandelbaum v. Township of Irvington - The Antoine Law Firm, LLC - Not to Exceed \$5,000.00

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

WHEREAS, resolution number TA 23-1010-40 qualified eight firms to provide litigation/defense counsel services for the Township of Irvington from November 01, 2023 until October 31, 2024; 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 The Antoine Law Firm, LLC has the most experience to defend the Township of Irvington in the matter Estate of Ella Mandelbaum v. Township of Irvington, Docket no: ESX-C-172-23; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to The Antoine Law Firm, LLC, 52 Underwood Street, #11, Newark, NJ, 07106; 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 The Antoine Law Firm, LLC, 52 Underwood Street, #11, Newark, NJ, 07106 for a contract amount not to exceed \$5,000.00. 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 \$5,000.00. The billing rate for this contract is \$150.00 per hour.

Adopted

~~32. Approve the Final Disposition of Mark Spivey V. Township of Irvington, et als. in the Matter of Mark Spivey v. Township of Irvington – Settlement Amount Not to Exceed \$1,200,000.00~~

**{2-13-24 REMOVED BY MUNICIPAL COUNCIL - NO CERTIFICATION OF FUNDS}**

**RESOLUTION APPROVING THE FINAL DISPOSITION OF  
MARK SPIVEY V. TOWNSHIP OF IRVINGTON, ET. ALS  
DOCKET NO. ESX-L-8867-18**

WHEREAS, the matter of Mark Spivey v. Township of Irvington , was filed in the Superior Court of New Jersey, Law Division, Essex County under Docket No. ESX-L-8867-18; and

WHEREAS, the Township of Irvington Administration and the Municipal Council deem it in the best interest to bring this matter to a resolution, thus saving the Township further expense in the defense thereof and curtailing any excessive liability that could result from this litigation; and

WHEREAS, the Office of the Township Attorney has reviewed, monitored and consulted with counsel and all relevant municipal officials and pursuant thereto recommend that this matter be concluded:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby agrees to a settlement of the above matter in the amount not to exceed One Million Two Hundred Thousand Dollars (\$1,200,000.00), subject to the execution of a Release and Settlement agreement and executed Stipulation of Dismissal with Prejudice; and

BE IT FURTHER RESOLVED that this matter is hereby concluded with absolutely no admission of liability on behalf of the Township of Irvington, its Police Department or any agents, officers or personnel; and

BE IT FURTHER RESOLVED that the settlement funds will be processed through D&H Alternative Risk Solutions, the Township's third party liability administrator.

Hudley – Brown        33. Authorize Fair and Open Professional Services Contract for Animal Control Services for Calendar Year 2024 – Aranwood Kennel LLC. - \$103,500.00

**RESOLUTION AUTHORIZING FAIR AND OPEN PROFESSIONAL SERVICE  
CONTRACT FOR ANIMAL CONTROL SERVICES FOR CALENDAR YEAR 2024**

WHEREAS, the Request for Proposals for Animal Control service was publicly advertised in the New Jersey Star Ledger on January 10, 2024 with a deadline for qualifications to be submitted on January 31, 2024; and

WHEREAS, one qualification was received and publicly opened; and

WHEREAS, said qualification was referred to the Acting Health Director for review and written recommendation; and

WHEREAS, the qualifications satisfied the bid requirement and;

WHEREAS, the Acting Health Director has recommended award should be made to the following firm:

|   |
|---|
| Aranwood Kennel LLC DBA Aranwood Animal Control |
| 100 Stag Hill Road, Mahwah, NJ 07430            |

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for Animal Control services be awarded to Aranwood Kennel LLC DBA Aranwood Animal Control of 100 Stag Hill Road, Mahwah, NJ 07430 on the basis of their response to the request for proposal meeting the selection criteria and qualifications at \$103,500.00; for one year starting on February 15, 2024 and ending on February 14, 2025; and

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

Adopted

Vick – Frederic      34. Authorize Billing of Annual Sewer Charge of \$180.00 for 2024

**RESOLUTION TO BILL ANNUAL SEWER CHARGE**

**WHEREAS**, the Joint Meeting of Essex and Union County Sewer Commission has forwarded a schedule of assessments to the Chief Financial Officer covering domestic and industrial unit sewer user charges; and

**WHEREAS**, the Chief Financial Officer has analyzed the said schedule and costs of collection attached thereto; and

**WHEREAS**, the Chief Financial Officer has recommended that the domestic unit user charge be \$180.00 for 2024; and

**WHEREAS**, the due date for the annual sewer charge is **March 1.**

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON** that the Tax Collector, Supervisor of Sewer User Charges be and is hereby authorized to charge and bill for 2024 at the unit rate of **\$180.00.**

Adopted

Redev. Committee      ~~35. Authorize Professional Services Contract for Zoning Board Attorney for Calendar Year 2024 – Eric M. Bernstein & Associates, LLC~~  
**{2-8-24 REMOVED BY QPA HEADLEY – BID EXPIRED}**

**RESOLUTION AUTHORIZING PROFESSIONAL SERVICE CONTRACT FOR ZONING BOARD ATTORNEY FOR CALENDAR YEAR 2024**

WHEREAS, the Request for Proposals for Zoning Board Attorney was publicly advertised in the New Jersey Star Ledger on October 18, 2023 with a deadline for qualification to be submitted on November 08, 2023; and

WHEREAS, one qualification was received and publicly opened; and

WHEREAS, said qualification was referred to the Zoning Board; and

WHEREAS, one qualification satisfied the RFP requirement and;

WHEREAS, the Zoning Board Secretary has recommended award should be made to the following firm:

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

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for the Zoning Board Attorney be awarded to Eric M. Bernstein & Associates, LLC, 34 Mountain Blvd. Building A, Warren NJ 07059 on the basis of their response to the request for proposal meeting the selection criteria and qualifications. The provider will be paid \$115.00 per hour for attorneys, \$60.00 per hour for paralegals, \$500.00 per meeting and escrow related items will be charged escrow account as per developer escrow agreement for one year starting on January 01, 2024-December 31, 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; and

BE IT RESOLVED that the required Certification of Availability of Funds number C23-00178 in the amount not to exceed \$1000.00 has been obtained from the Chief Financial Officer charge to account number 3-01-21-185-185-256.

Redev. Committee     ~~36. Authorize Professional Services Contract for Planning Board Attorney for Calendar Year 2024 – Eric M. Bernstein & Associates, LLC~~  
**{2-8-24 REMOVED BY QPA HEADLEY – BID EXPIRED}**

**RESOLUTION AUTHORIZING PROFESSIONAL SERVICE CONTRACT FOR  
PLANNING BOARD ATTORNEY FOR CALENDAR YEAR 2024**

WHEREAS, the Request for Proposals for Planning Board Attorney was publicly advertised in the New Jersey Star Ledger on October 18, 2023 with a deadline for qualification to be submitted on November 08, 2023; and

WHEREAS, one qualification was received and publicly opened; and

WHEREAS, said qualification was referred to the Planning Board; and

WHEREAS, one qualification satisfied the RFP requirement and;

WHEREAS, the Planning Board Secretary has recommended award should be made to the following firm:

|  |
|--|
| ERIC M. BERNSTEIN & ASSOCIATES, LLC ERIC<br>M. BERNSTEIN |
| 34 Mountain Blvd. Building A Warren, NJ 07059            |

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a contract for the Planning Board Attorney be awarded to Eric M. Bernstein & Associates, LLC, 34 Mountain Blvd. Building A, Warren NJ 07059 on the basis of their response to the request for proposal meeting the selection criteria and qualifications. The provider will be paid \$115.00 per hour for attorneys, \$60.00 per hour for paralegals and \$500.00 per meeting and escrow related work will be billed to escrow at fee per redeveloper agreement for one year starting on January 01, 2024 - December 31, 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; and

BE IT RESOLVED that the required Certification of Availability of Funds C23-0177 in the amount \$500.00 has been obtained from the Chief Financial Officer charge to account number 3-01-21-180-180-256 and the remaining balance of \$500.00 will be certified upon the adoption of the 2024 budget.

Vick – Frederic      37. Authorize a Contract With Sourcewell Coop Vendor Gabrielli Truck Sales /DBA/HH Mack Sales for the Purchase of One Class 4-8Chassis Truck With Related Equipment and Services for the Department of Public Works - Not to Exceed \$245,661.97

**RESOLUTION AUTHORIZING A CONTRACT WITH SOURCEWELL COOP VENDOR GABRIELLI TRUCK SALES /DBA/HH MACK SALES FOR THE PURCHASE OF ONE CLASS 4-8CHASSIS TRUCK WITH RELATED EQUIPMENT AND SERVICES FOR DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Township of Irvington became a member of Source Well National Co-operative purchasing by resolution number DPW 22-1212-39; and

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 cost savings determination is on file and now part of this contract; and

WHEREAS, Pursuant to, N.J.S.A. 52:34 6.2, all procurement forms has been submitted to the Qualified Purchasing Agent and is now part of this contract; and

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WHEREAS, Pursuant to, N.J.S.A. 52:34 6.1, a notice of intent/Legal notice for this purchase was advertised in the New Jersey Start Ledger on January 12, 2024 and no comments were submitted by deadline date of February 13, 2024; and

WHEREAS, the Department of Public Works wishes to purchase one (1) new Class4-8 Chassis with related equipment and services (2025 Kenworth T280 Conventional Chassis with Leach 10.5 Yd Mini RLw/winch Lights, Camera, 5yr/100 k miles warranties:-engine, trans, after- treatment, AC/rad/Heat, towing through Gabrielli Truck Sales of NJ/DBA/HH Mack Sales located at 80 Green Pond Road, Rockaway, NJ 07866 under Source well contract number Contract No. 060920-KTC for a total amount not to exceed \$245,661.97; and

NOW, THEREFORE, BE IT RESLOVED, that the Municipal Council of the Township of Irvington hereby authorizes the Qualified Purchasing Agent to enter into a contract with Gabrielli Truck Sales of NJ/DBA/HH Mack Sales located at 80 Green Pond Road, Rockaway, NJ 07866 for an amount not to exceed \$245,661.97 under the Source Well Contract number Contract No. 060920-KTC; and

BE IT FUTHER RESLOVED that the required certification of availability of funds C23-0158 in the amount of \$245,661.97 has been obtained from the Chief Financial Officer, charged to account number G-02-xx-890-23C-119; and

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

Adopted

Cox – Vick                      38. Authorize a Contract With Sourcewell Coop Vendor Trius for the Purchase of One Multihog CV350 Sweeper for the Department Of Public Works - Not To Exceed \$185,353.00

**RESOLUTION AUTHORIZING A CONTRACT WITH SOURCEWELL COOP VENDOR TRIUS FOR THE PURCHASE OF ONE MULTIHOG CV350 SWEEPER FOR DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Township of Irvington became a member of Source Well National Co-operative purchasing by resolution number DPW 22-1212-39; and

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 cost savings determination is on file and now part of this contract; and

WHEREAS, Pursuant to, N.J.S.A. 52:34 6.2, all procurement forms has been submitted to the Qualified Purchasing Agent and is now part of this contract; and

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WHEREAS, Pursuant to, N.J.S.A. 52:34 6.1, a notice of intent/Legal notice for this purchase was advertised in the New Jersey Start Ledger on January 12, 2024 and no comments were submitted by February 13, 2024; and

WHEREAS, the Department of Public Works wishes to purchase one (1) new Multihog CV350 Street Sweeper will through Trius Inc., located at 5049 Industrial Road, Farmingdale, NJ 07727 under Source well contract number Contract No. 111522-MUL for a total amount not to exceed \$185,353.00; and

NOW, THEREFORE, BE IT RESLOVED, that the Municipal Council of the Township of Irvington hereby authorizes the Qualified Purchasing Agent to enter into a contract with Trius Inc., of 5049 Industrial Road, Farmingdale, NJ 07727 for an amount not to exceed \$185,353.00 under the Source Well Contract number Contract No. 111522-MUL; and

BE IT FUTHER RESLOVED that the required certification of availability of funds C23-0159 in the amount of \$185,353.00 has been obtained from the Chief Financial Officer, charged to account number G-02-xx-890-23C-119; and

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

Adopted

Beasley - Vick            39. Authorize Removal of Handicap Parking Space In Front of 65 Coit Street

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

WHEREAS, a restricted handicapped parking space has been previously established at 65 COIT STREET; and

WHEREAS, the Police Department has determined that the handicapped resident for which the restricted handicapped parking space in front of 65 COIT STREET longer reside at that address and that there is no longer any need to for the restricted handicapped parking space in front of 65 COIT STREET:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the restricted handicapped parking space heretofore established in front of 65 COIT STREET be and the same is hereby rescinded; and

BE IT FURTHER RESOLVED that the Department of Public Works is directed to remove the restricted handicapped parking sign located in front of 65 COIT STREET.

Adopted

**10. COMMUNICATION AND PETITIONS**

**A. Communications**

1. Honorable Mayor Tony Vauss - Appointment of Acting Health Director Baffour Asare
2. Honorable Mayor Tony Vauss – Appointment of Acting Housing Director Joseph Ouseley

**11. PENDING BUSINESS**

None

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**NON-CONSENT AGENDA**

**8. ORDINANCES, BILLS & CLAIMS (Continued)**

**B. Ordinances on Second Reading**

1. President Beasley: An ordinance amending MC 3848 providing for residential parking permits on Oakland Street between Orange Avenue and Lenox Avenue will be heard a time. The Clerk will read the notice of hearing.

The Clerk will read the ordinance by title

AN ORDINANCE AMENDING MC 3848 PROVIDING FOR RESIDENTIAL PARKING PERMITS ON OAKLAND STREET BETWEEN ORANGE AVENUE AND LENOX AVENUE

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

SECTION 1. Ordinance MC 3848 providing for resident permit parking on Oakland Avenue between Orange Avenue and Lenox Avenue is hereby amended and supplemented as follows:

The parking shall be restricted and a parking permit required for residents of Oakland Street between Orange Avenue and Lenox Avenue, from 6:00 PM to 6:00 AM from MONDAY to FRIDAY. Resident's vehicles must receive and display a valid parking permit provided by the Township of Irvington; and

Vehicles parked in violation of this ordinance will be subject to towing and the vehicle owners shall be subject to a fine as set forth in Chapter 1, General Provisions, Article III; and

SECTION 2. All ordinances or parts thereof that are inconsistent herewith are hereby repealed; and

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

The Public Hearing on this ordinance is now open

Vick – Hudley                      Motion to close Public Hearing

Adopted

Vick – Hudley            Motion to adopt this ordinance on second reading after Public Hearing

Adopted

**12. MISCELLANEOUS**

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

Robert Shaw, 57 Coit Street

Jason Dauphine, 60 41<sup>st</sup> Street

Council President Beasley, Council 2<sup>nd</sup> Vice President Frederic and Council Member Vick addressed the concerns raised by the above referenced citizens.

**13. ADJOURNMENT (\*Roll Call)**

There being no further business, the meeting adjourned at 7:38 P.M.

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Jamillah Z. Beasley, Council President

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Shawna M. Supel, Municipal Clerk