

TOWNSHIP OF IRVINGTON



MUNICIPAL COUNCIL MEETING MINUTES AUGUST 12, 2024 7:30 PM

Join Zoom Meeting: <https://us02web.zoom.us/j/88146888099>
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Members of the public who would like to attend the meeting and offer public comment, you must sign up via the registration link: https://us02web.zoom.us/webinar/register/WN_ACMvimQTRfSo_UeZWXXKyIQ

Appointments

Virtual - Zoom Meetings
Administration

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

ROLL CALL	PRESENT	ABSENT	LATE ARRIVAL	EARLY DEPARTURE
Brown		X		
Cox	X			
Evans			X (7:36 PM)	
Dr. Frederic			X (7:38 PM)	
Dr. Hudley	X			
Vick	X			
Beasley, President	X			

Council President Jamillah Z. Beasley reads the following Statement of Proper Notice Pursuant to the Sunshine Law.

In accordance with the Open Public Meetings Act, adequate notice of this virtual meeting has been provided to the Irvington Herald and Star Ledger, posted on the Municipal Bulletin Board, the township's website, and filed 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)

Elouise McDaniel, 214 Nesbit Terrace

5. HEARING OF COUNCIL MEMBERS

There were no requests to be heard.

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

A. Reports

1. Municipal Court - Weekly Summary Report for the Week of July 1, 2024 to July 3, 2024
2. Municipal Court - Weekly Summary Report for the Week of July 8, 2024 to July 12, 2024
3. Recreation Director Donald Malloy – Report of June 27, 2024 Recreation Committee
4. Community Development Dept. Rep. Attiya Pennix – Report of the July 3, 2024 Redevelopment Committee Meeting
5. Township Attorney Ramon Rivera Esq. – Report of July 15, 2024 Legal Committee Meeting
6. A/Health Director Baffour Asare – Report of July 17, 2024 Grants Committee Meeting
7. Business Administrator Musa Malik, Esq. – Report of July 18, 2024 Cannabis Committee Meeting
8. Business Administrator Musa Malik, Esq. – Report of July 18, 2024 Finance Committee Meeting
9. A/Municipal Court Director Dolly Johnson – Mayor’s Monthly Report for the Month of June 2024
10. Municipal Court - Weekly Summary Report for the Week of July 15, 2024 to July 19, 2024
11. A/Health Director Baffour Asare – Report of July 17, 2024 Ad Hoc Health Committee Meeting
12. Joint Meeting – 2023 Annual Operational Report, User Charge Apportionment Report, and the Schedules 5 & 6 of the Financial Report
13. Municipal Court - Weekly Summary Report for the Week of July 22, 2024 to July 26, 2024
14. Municipal Court - Weekly Summary Report for the Week of July 29, 2024 to August 2, 2024
15. Township Attorney Ramon Rivera Esq. – Report of August 5, 2024 Legal Committee Meeting

7. REPORTS OF COMMITTEES

- A. Request for Proposals – Financial Consultant – July 10, 2024
- B. Bid – Portable Restrooms – July 10, 2024
- C. Request for Proposals – Sanitary Sewer Operator – July 10, 2024
- D. Request for Proposals – Grant Administrator – July 17, 2024
- E. Bid – Redevelopment Property Auction – July 17, 2024

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. Ordinance Providing a Supplemental Special Emergency Appropriation in the Amount of \$500,000.00 for the Preparation and Execution of a Complete Revaluation of Real Property and the Preparation of an Approved Tax Map of the Township of Irvington

ORDINANCE PROVIDING A SUPPLEMENTAL SPECIAL EMERGENCY
APPROPRIATION IN THE AMOUNT OF \$500,000 FOR THE
PREPARATION AND EXECUTION OF A COMPLETE REVALUATION
OF REAL PROPERTY AND THE PREPARATION OF AN APPROVED
TAX MAP OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF
ESSEX, NEW JERSEY.

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

Section 1. The Township of Irvington, in the County of Essex, New Jersey (the “Township”) hereby appropriates the amount of \$500,000 for the preparation and execution of a complete revaluation of real property and all related expenses, including the preparation of an approved tax map of the Township, such sum being in addition to the \$850,000 previously appropriated therefor by Ordinance #MC3787, finally adopted by the Township on February 28, 2022 (the “Ordinance”).

Section 2. A copy of this ordinance as finally adopted shall be filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey.

Section 3. This ordinance shall take effect in accordance with applicable law.

Adopted
Absent: Brown

~~2. Authorize the Execution of a Financial Agreement with 175 22nd Street Irvington Urban Renewal LLC., and Grant a Tax Exemption With Respect to Certain Property Identified on the Township’s Tax Map as Block 149, Lot 30 and Located at 175-177 22nd Street~~ **[REMOVED BY THE REDEVELOPMENT COMMITTEE 8-12-24]**

MC 2024-_____

ORDINANCE OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH 175 22nd STREET IRVINGTON URBAN RENEWAL LLC, AND GRANTING A TAX EXEMPTION WITH RESPECT TO CERTAIN PROPERTY IDENTIFIED ON THE TOWNSHIP’S TAX MAP AS BLOCK 149, LOT 30 AND LOCATED AT 175-177 22ND STREET, IRVINGTON, NEW JERSEY

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 149, Lot 30; and identified in the Township tax records as 175-177 22nd Street (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 four (4) story multi-family building, consisting of twenty (20) residential dwelling units and sixteen (16) parking spaces, with parking on the ground floor and residential units on the upper three (3) floors of the Property, as well as other related improvements (the “**Project**”, as more fully described in Schedule B attached hereto and made a part hereof); and

WHEREAS, the Entity is a single purpose urban renewal entity created pursuant to the Exemption Law for the development, operation and maintenance of the Project; and

WHEREAS, in order to improve the feasibility of the Project, the Entity submitted an application (the “**Application**”, attached hereto as Exhibit A), requesting a long-term tax exemption and a financial agreement

with respect to the Project pursuant to the Exemption Law, which Application is on file with the Municipal Clerk of the Township (the “**Township Clerk**”); and

WHEREAS, as further described herein, the Township has determined that the assistance provided to the Project pursuant to this Agreement will be a significant inducement for the Entity to proceed with the Project and that based on information set forth in the Application, the Project would not be feasible without such assistance; and

WHEREAS, after review of the Application, the Mayor recommended that the Application be approved; and

WHEREAS, after review of the Application, the Township Council now desires to approve the Application and to authorize the execution of the proposed form of financial agreement (the “**Financial Agreement**”) in substantially the form attached hereto as Exhibit A, and by this reference incorporated herein as may be modified in consultation with counsel as set forth herein; and

WHEREAS, the Township hereby determines that the assistance provided to the Project pursuant to the Financial Agreement will be a significant inducement for the Entity to proceed with the Project and that based on information set forth in the Application, the Project would not be feasible without such assistance,

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

I. GENERAL

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

II. APPLICATION FOR EXEMPTION APPROVED

The Application, which is on file with the Township Clerk and which has been recommended for approval to the Township Council by the Mayor, is hereby accepted and approved.

III. EXECUTION OF FINANCIAL AGREEMENT AUTHORIZED

- (a) The Mayor is hereby authorized to execute the Financial Agreement, substantially in the form attached hereto as Exhibit A, subject to modification or revision deemed necessary or appropriate by the Township in consultation with counsel, and to take all other necessary or appropriate action to effectuate such Financial Agreement.
- (b) The Township Clerk is hereby authorized and directed, upon the execution of the Financial Agreement in accordance with the terms of Section III(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) In accordance with P.L. 2015, c. 247, within ten (10) calendar days following the later of the effective date of this Ordinance or the execution of the Financial Agreement by the Entity, the Township Clerk shall transmit a certified copy of this Ordinance and the Financial Agreement

to the chief financial officer of Essex County and to the Essex County Counsel for informational purposes, as well as to the Tax Assessor of the Township.

IV. SEVERABILITY

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

V. AVAILABILITY OF THE ORDINANCE

A copy of this Ordinance shall be available for public inspection at the offices of the Township.

VI. EFFECTIVE DATE

This Ordinance shall take effect according to law.

EXHIBIT A

Form of Financial Agreement

Cox – Hudley 3. Ordinance Amending and Supplementing Section 620-19.1 Parking Too Close To Driveway By Adding a Portion of Berkshire Place, Campfield Street and 40th Street

AN ORDINANCE AMENDING SECTION 620-19.1 OF THE REVISED CODE REGARDING PARKING TOO CLOSE TO A DRIVEWAY BY ADDING A PORTION OF BERKSHIRE PLACE, CAMPFIELD STREET AND 40TH STREET

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 supplemented by adding the following street and location to this section:

Parking too close to driveway.

No person shall park or cause to be parked any type of motor vehicle within four linear feet of the crossover width of a driveway where the driveway meets the carriage way (i.e. the lower section of the driveway, which abuts the street or other public right of way) upon any of the following described streets or parts of streets:

Name of Street	Location
Berkshire Place	Between Union Avenue and Sheridan Street
Campfield Street	Between Union Avenue and Rosehill Place
40 th Street	Between Chancellor Avenue and Prospect Avenue

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
Absent: Brown

Beasley – Evans 4. Ordinance Amending and Supplementing 290-4 B (4) Regarding Fees and Licenses, Prerequisite for Issuance and Continuation of Licenses and Permits

Chapter 290. Fees and Licenses

Article I. Licensing Procedure

§ 290-4. Prerequisite for issuance and continuation of licenses and permits.

[Added 8-13-1991 by Ord. No. MC 2929^{II}; amended 12-18-2012 by Ord. No. MC 3476; 4-8-2019 by Ord. No. MC 3696; 9-23-2019 by Ord. No. MC 3712]

BUSINESS

A. Definitions. As used in this section, the following term(s) shall have the meanings as indicated:

BUSINESS

Any individual, partnership or corporation who is conducting a commercial activity within the physical boundary of the Township of Irvington.

B. Display of license or permit.

(1) Any and all license(s) or permit(s) issued to an individual, partnership or corporation to conduct business in the Township of Irvington must be current and displayed on such premises, at all times and in a conspicuous manner, within five feet of the front entrance of said business. Failure to properly display a license required to operate the business shall constitute a violation of this section subjecting the property and/or business owner to penalty as indicated by this section.

(2) This subsection shall not apply to those businesses regulated by the Alcoholic Beverage Control Act.

(3) Failure to obtain a license covering the type of commercial activity for which the property and/or business owner is engaged in shall constitute a violation of this section and subject both the property and/or business owner to a penalty as indicated by this section.

(4) Failure to obtain a Township license covering the commercial activity for which the property and/or business owner is engaged shall subject the property and/or business owner to the following penalties:

(a) **The business/entity may be issued a “Cease & Desist” order to close and stop all operations until such time it is properly licensed by the township with all of the necessary inspections and approvals 100% complete.**

(b) **A Code Violation Summons will be issued with a minimum fine of \$1,000, and a maximum fine \$5,000 for the first offense. For subsequent violations the fines will double. For a third offense the fines will triple.**

(c) **If the cease and desist order is violated a minimum fine of \$200 per day will be imposed for every day the business/entity is open from the date of the order.**

- (5) Failure to display a license covering the commercial activity for which the property and/or business owner is engaged shall subject the property Fourth offense: mandatory court hearing with a fine up to \$500 and prohibition on conducting any commercial activity within the Township for one year by the business entity and/or owner.

DENIAL OF LICENSE

C No license or permit shall be issued or renewed, as the case may be, to any applicant who is the owner of property wherein a business or activity for which a license or permit is sought or wherein a business or activity is to be conducted unless and until any delinquent property taxes or assessments on such property are paid and current. This subsection shall not apply to licenses issued pursuant to the Alcoholic Beverage Control Act^[2] of the State of New Jersey.

[2] *Editor's Note: See N.J.S.A. 33:1-1 et seq.*

D. The applicant shall supply a certificate from the Township Tax Collector that all property taxes and assessments are paid and current on the subject property.

E. A license issued pursuant to this chapter may be revoked or suspended when any licensee who is the owner of the property upon or within which the licensed activity is conducted has failed to pay the taxes due on the property for at least three consecutive quarters.

F. A license may be denied wherein the business has willfully conducted business activity with the intent to avoid the requirements of this Code and/or the payment necessary to conduct such activity(ies).

Adopted
Absent: Brown

C. Bills & Claims

1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD **AUGUST 12, 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	\$7,508,267.79
TOTAL	\$7,508,267.79

Adopted
Absent: Brown

2. Payrolls

Payroll Date: July 12, 2024

TOTAL \$2,412,073.39

Payroll Date: July 26, 2024

TOTAL \$2,418,302.33

Adopted
Absent: Brown

9. RESOLUTIONS AND MOTIONS

A. Resolutions

Beasley - Hudley 1. Resolution of Sorrow – Regina Dickens

**RESOLUTION OF SORROW
REGINA DICKENS**

WHEREAS, the Municipal Council of the Township of Irvington wishes to express their deepest sorrow on the passing of Regina Dickenson on July 6, 2024 in Irvington; and

WHEREAS, Regina Dickens, affectionately known as "Smutbutt," "Big Dog," and "Vergi," was born on October 23, 1961, in Tarboro, Edgecombe County, North Carolina. Regina's journey through life was marked by her vibrant spirit, unyielding strength, and enduring love for her family and friends; and

WHEREAS, Regina was the cherished daughter of Sallie and Eddie Dickens Sr. Her early years were spent in North Carolina before moving to New Jersey as a toddler when her father secured a job. After her mother, Sallie, returned to North Carolina to care for her sick sister who had raised Sallie, Regina stayed behind to continue her education. She was lovingly raised by her eldest sister, Obie Mercer, and her now deceased husband, Ronald High; and

WHEREAS, she attended George Washington Carver Grammar School and Weequahic High School, where she made the courageous decision to leave school early and start working to support her family. She dedicated twenty years to Kulite, followed by two years at Revlon, and also worked at Cleantex. Regina's work ethic was unmatched, and she was known for her resilience and determination; and

WHEREAS, in 1984, Regina had her first child, beginning her journey as a loving mother of seven. Though life presented its challenges, Regina found joy in the simple pleasures. She had a passion for music, especially gospel and rap, and loved to dance. She cherished every moment spent with her children and grandchildren, and her enthusiasm for football and "talking junk" was infectious. Whether visiting the zoo or trying her luck at the gambling, Regina lived life to the fullest; and

WHEREAS, Regina was known for her no-nonsense attitude and vibrant personality. Her humor, warmth, and unapologetic honesty will be deeply missed; and

WHEREAS, Regina's legacy is carried forward by her beloved children: Jerry Oliver, Jermel Oliver, Jerick Oliver (Kindness), Jessica Oliver, Lisa Oliver, Regin Dickens, and Tonya Dickens. She was also a loving stepmother to Hilton McDonald, Malcolm Baxter, and Kyle Baxter. Her grandchildren—Jahaad Harris, Amir Norwood, Icyiss Oliver, AZaurah Oliver, Tajiya Oliver, Tiana Harris, Skylar Gooden, and Zakai Cross—brought immense joy to her life. She is also survived by her siblings: Obie Mercer-High, William Mercer (Diane), Earl Mercer (Roxanne), Geneva Bothon, Claudia Mercer, Phyllis Mays (Raymond), Clarence Dickens, Carolyn Davis (Larry) and sister in-law Debbie Dickens; and

WHEREAS, Regina was preceded in death by her grandmother Polly Dickens, her parents Sallie and Eddie Dickens Sr., her step-father Ronald “Ronnie” High (Papa), her brother Eddie Dickens Jr., and her brother-in-law Warner Bothon; and

WHEREAS, Regina's life was a testament to the power of love and resilience, and she leaves behind a legacy that will be cherished forever:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the passing of Regina Dickens and extends our most sincerest condolences to her family and friends during this period of bereavement; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Regina Dickens.

Adopted
Absent: Brown

Beasley - Hudley 2. Resolution of Sorrow – Shawn Ian Taylor

**RESOLUTION OF SORROW
SHAWN IAN TAYLOR**

WHEREAS, the Municipal Council of the Township of Irvington wishes to express their deepest sorrow on the passing of Shawn Ian Taylor; and

WHEREAS, Shawn Ian Taylor was born in Georgetown, Guyana on June 19, 1967, to Fredrick and Waveney Taylor. He was the youngest of eight siblings, the quietest and most reserved child in the family. If he liked you, you were well liked. On June 24, 2024, five days after his 57th birthday he was called home to be with the Lord. His work on this earth plain was finished; and

WHEREAS, Shawn and his mom migrated to the United States to reunite with his siblings. They lived with his brother, Keith and his wife Beverly. He attended and graduated from Vailsburg High School, Newark, New Jersey. He was a dedicated and hardworking employee of the Irvington Board of Education where he served for more than 25 years and made many lasting friendships. He adopted his coworkers as family; and

WHEREAS, Shawn was a loving person. He loved his mom, siblings, his eight children, his friends and the women in his life. He was very helpful and was always available to lend a helping hand. He was reliable and enthusiastic when it comes to resolving issues. If you knew Shawn, you would understand and could not help but love him; and

WHEREAS, the Taylor family is closely knitted and enjoy spending time with each other. Whether it was celebrating birthdays, playing dominoes and teasing each other, it was a fun time. Weekends at his sister Sandy's home was always fun and kept the family together. He was very protective of his sisters, Sandy and Meg. Shawn had an infectious laughter that made everyone laugh. He was very loyal and plain spoken and he treated everyone with respect. His passing has left a void in his family's lives, however they are comforted in the fact that he was a believer who knew his savior; and

WHEREAS, Shawn leaves to mourn: his 98 year old mom, Waveney Taylor, his children and grandchildren: Vannessa Princess Stewart, son: Faizon Pierrevil; Bobby Rivera; Prince Stewart (Crystal) children: Kemmet and Creed; Kingsley (Aliyyah) children: Kwame, Mason and Knori Taylor Stewart; Messiah, daughter: Journee; Biasia, Shea and Aaliyah. His brothers: Coleridge, Keith, Robert, Michael, Andy and Gilbert Taylor. His sisters: Sandra Harte, Margaret Beckett, Debra Massey, Gretchen Burke, Thelma Gomes, Pam and Linda Taylor: His brothers-in-law: Jeffrey Beckett. His ex-wife: Toni Lee Taylor and son Travis, his children's mom, Camy Stewart and Deon McKenzie. His many nieces including, Cassel, Lisa, Tasha, Abby, Marsha, Keeshana; his nephews including, Carl, Kevin, Calvin, Andre Jr, Mark, Quincy, Lendelle, Anthony, Malik, Samarri, Nashiem and Kamal. A host of relatives and friends including Christopher Johnson, Linden Taylor, Mama Grace, Bernetta Rivera, Keaton & Melissa Rawlings, Candi and her daughter Kylie, Michael Lashley, Marckinson, Kenny, Rene, and many other loved ones; and

WHEREAS, Shawn was very much loved by everyone who was fortunate to have known him. He left us a legacy of love. May he rest in eternal peace until that glorious day when we all will meet in the resurrection:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the passing of Shawn Ian Taylor and extends our most sincerest condolences to his family and friends during this period of bereavement; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Shawn Ian Taylor.

Adopted
Absent: Brown

Beasley - Hudley 3. Resolution of Sorrow – Crystal Simone Clemons-Bayyan

**RESOLUTION OF SORROW
CRYSTAL SIMONE CLEMONS-BAYYAN**

WHEREAS, the Municipal Council of the Township of Irvington wishes to express their deepest sorrow on the passing of Crystal Simone Clemons-Bayyan on July 25, 2024 in Irvington; and

WHEREAS, Crystal Simone Clemons-Bayyan was born on October 25, 1967 in Newark, New Jersey; and

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WHEREAS, she was educated in both the East Orange and Newark Public school system. Upon graduating, she attended Katherine Gibbs Business School; and

WHEREAS, Crystal held several positions with various employers, but her heart has always been with the tenants of her Housing Communities; and

WHEREAS, Crystal worked for 14 years with the New York Housing Authority, where she excelled. Growing tired of her commute, she brought her talents to New Jersey. She worked briefly with Irvington Housing Authority, until she received the call she long awaited for from the Newark Housing Authority. Crystal loved her job with Newark Housing Authority, and her tenants loved her too; and

WHEREAS, Crystal was a friend extraordinaire and confidant to many. She prided herself on not being “gossipy” as she called it. Trust and believe whatever secrets you shared with her, has been taken to the grave; and

WHEREAS, she loved fashion and was infamous for her blinged out glasses. Crystal was a diehard Giants fan; and

WHEREAS, Crystal adored her family and close friends, and there wasn’t anything she wouldn’t do for them; and

WHEREAS, she had a dedication to Rufus and the Marlos family like no other. She was Rufus’s eyes, ears, and right hand; and

WHEREAS, Crystal met and married her soulmate Mustafa in 1992. They were married for nine years; and

WHEREAS, she was preceded in death by her late husband, Mustafa Bayyan, her father Arnold Gordon, Grandmother Shirley Cooper, Great Grandmother, Elma Winder and Uncle Neil Cooper; and

WHEREAS, Crystal leaves to cherish her precious memory, her mother Paige Clemons, sisters, Angela Clemons (Allison), Rakeeba Clemons (Mike), Sharonda Johnson-Ali, Valerie Mason, Ayesha Grayer, Salimah Gordon, Tharhirah Bassett-Miles, brothers; Rasheed Gordon and Ismail Bassett; nieces Ahnyah Clemons (Aljuquan), Darice Owens, Ashley Anderson; Great-niece Azhuri Thomason, Uncles; Gregory, Clarence, and Timothy Cooper, and Jeffrey White. Her God-daughter Kiyana Grayer Burwell (Ashley); her confidant & buddy; Rufus "Jefe" Edmundo; a host of other relatives and friends:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the passing of Crystal Simone Clemons-Bayyan and extends our most sincerest condolences to her family and friends during this period of bereavement; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Crystal Simone Clemons-Bayyan.

Adopted
Absent: Brown

Vick – Cox

4. Refund \$10,776.00 on Application for Springfield Gateway Partners, LLC
413-421 21st Street and 749-755 and 759-763 Springfield Avenue

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RESOLUTION REFUNDING \$10,776.00 ON APPLICATION 2-01-08-105-607 for Springfield Gateway Partners, LLC 413-421 21ST STREET & 749-755 & 759-763 SPRINGFIELD AVENUE.

WHEREAS, Springfield Gateway Partners, LLC applied to the Township of Irvington's Planning Board for preliminary and final site plan and bulk variance approval to construct a 5-story mixed-use building at property known and designated as 413-421 21ST Street & 749-755 & 759-763 Springfield Avenue, Block 162, Lots 15, 16, 17, 19, 20, 21, 22, 23, 24, & 25.

WHEREAS, the Planning Board Division of the Office of Community Development is seeking a refund of \$10,776.00 on behalf of Springfield Gateway Partners, LLC. Springfield Gateway Partners, LLC has received Planning Board approval and seeks a refund from the Township of Irvington.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a refund of \$10,776.00 to be refunded to Springfield Gateway Partners, LLC for payment.

Adopted
Absent: Brown

Vick – Beasley 5. Refund \$2,500.00 on Escrow for Springfield Gateway Partners, LLC 413-421 21ST Street and 749-755 and 759-763 Springfield Avenue

RESOLUTION REFUNDING \$2,500.00 ON ESCROW T-18-56-860-100-083 for Springfield Gateway Partners, LLC 413-421 21ST STREET & 749-755 & 759-763 SPRINGFIELD AVENUE.

WHEREAS, Springfield Gateway Partners, LLC applied to the Township of Irvington's Planning Board for preliminary and final site plan and bulk variance approval to construct a 5-story mixed-use building at property known and designated as 413-421 21ST Street & 749-755 & 759-763 Springfield Avenue, Block 162, Lots 15, 16, 17, 19, 20, 21, 22, 23, 24, & 25.

WHEREAS, the Planning Board Division of the Office of Community Development is seeking a refund of \$2,500.00 on behalf of Springfield Gateway Partners, LLC. Springfield Gateway Partners, LLC has received Planning Board approval and seeks a refund from the Township of Irvington.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a refund of \$2,500.00 to be refunded to Springfield Gateway Partners, LLC for payment.

Adopted
Absent: Brown

Vick – Evans 6. Refund \$10,260.00 on Technical Review for Springfield Gateway Partners, LLC - 413-421 21ST Street and 749-755 and 759-763 Springfield Avenue

RESOLUTION REFUNDING \$10,260.00 ON TECHNICAL REVIEW T-18-56-860-100-299 for Springfield Gateway Partners, LLC 413-421 21ST STREET & 749-755 & 759-763 SPRINGFIELD AVENUE.

WHEREAS, Springfield Gateway Partners, LLC applied to the Township of Irvington's Planning Board for preliminary and final site plan and bulk variance approval to construct a 5-story mixed-use building at property known and designated as 413-421 21st Street & 749-755 & 759-763 Springfield Avenue, Block 162, Lots 15, 16, 17, 19, 20, 21, 22, 23, 24, & 25.

WHEREAS, the Planning Board Division of the Office of Community Development is seeking a refund of \$10,26000 on behalf of Springfield Gateway Partners, LLC. Springfield Gateway Partners, LLC has received Planning Board approval and seeks a refund from the Township of Irvington.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a refund of \$10,260.00 to be refunded to Springfield Gateway Partners, LLC for payment.

Adopted
Absent: Brown

Frederic – Hudley 7. Accept New Jersey Association of County and City Health Officials (NJACCHO) Grant Award - \$168,049.00

**RESOLUTION TO ACCEPT
GRANT FUNDS FROM THE NEW JERSEY ASSOCIATION OF COUNTY AND CITY HEALTH
OFFICIALS (NJACCHO)
SUSTAINING LOCAL PUBLIC HEALTH INFRASTRUCTURE GRANT**

WHEREAS, on July 24, 2024, the New Jersey Association of County and City Health Officials (NJACCHO) has made available grant funding of \$168,049 to the Irvington Department of Health to be utilized toward activities and expenses to enhance public health infrastructure in compliance with N.J.A.C. 8:52-3.3 and N.J.A.C. 8:52-4.1.

WHEREAS the timeframe for this grant funding is authorized from July 1, 2024, through March 31, 2026.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Mayor, Business Administrator and Chief Financial Officer be hereby authorized to accept and utilize the funding from the New Jersey Association of County and City Health Officials (NJACCHO) in the amount of \$168,049 from July 1, 2024, through March 31, 2026 to enhance public health infrastructure.

Adopted
Absent: Brown

Cox – Frederic 8. Accept New Jersey Department of Health, Office of Local Public Health Childhood Lead Program (CLEP 2024-2025) Grant Award - \$1,125,054.00

**RESOLUTION TO ACCEPT
NJ DEPARTMENT OF HEALTH, OFFICE OF LOCAL PUBLIC HEALTH
CHILDHOOD LEAD PROGRAM (CLEP 2024 – 2025) GRANT AWARD**

WHEREAS, on June 25, 2024, P.I. 2017, c7 required the New Jersey Department of Health (NJDOH) regulations regarding elevated blood levels in children, and appropriate responses, to be consistent with the Centers for Disease Control and Prevention (CDC) recommendations.

WHEREAS, the New Jersey Department of Health, Office of Local Public Health, Childhood Lead Program has made available to the Township of Irvington Department of Health assistance to implement screening, case management, environmental interventions, and documentation of services for children with elevated blood lead levels, in accordance with N.J.A.C. 8:51;

WHEREAS, said assistance is from July 1, 2024, through June 30, 2025, and is designated for the Irvington Health Department of Health's Childhood Lead Exposure Prevention Program (CLEPP) targeting children younger than 17 years of age with a capillary blood lead level at or above the actionable blood lead level, as prescribed in N.J.A.C. 8:51A.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Mayor, Business Administrator and Chief Financial Officer be hereby authorized to accept the funding from the New Jersey Department of Health, Office of Local Public Health; Childhood Lead Program in the amount of \$1,125,054 from July 1, 2024, through June 30, 2025.

Adopted
Absent: Brown

Hudley – Vick 9. Ratify Professional Services Contract for Litigation/Defense Counsel
Services in the matter of Felice Mason v. Orlando Jean Charles, et al. - Murphy
Orlando LLC - Not to Exceed \$1,000.00

**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 Felice Mason v. Orlando Jean Charles, et al., Docket No: ESX-L-2539-24; 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 \$1,000.00. The billing rate for this contract is \$150.00 per hour; and

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

BE IT FURTHER RESOLVED, that funds for this service will be paid from the Insurance fund for a contract amount not to exceed \$1,000.00. The billing rate for this contract is \$150.00 per hour.

Adopted
Absent: Brown

Hudley – Vick 10. Authorize the Settlement Agreement Between the Township of Irvington and John Okafor on Behalf of Envirosience Solutions, LLC - Settlement Amount of \$121,555.00

A RESOLUTION AUTHORIZING THE SETTLEMENT AGREEMENT BETWEEN THE TOWNSHIP OF IRVINGTON AND JOHN OKAFOR ON BEHALF OF ENVIROSCIENCE SOLUTIONS, LLC.

WHEREAS, the Township of Irvington deems it to be in the best interest of both parties: The Township of Irvington and John Okafor on behalf of Envirosience Solutions, LLC. to dispose of these various matters through a settlement agreement;

WHEREAS, any and all outstanding issues between the Township of Irvington and John Okafor on behalf of Envirosience Solutions, LLC with respect to monies due for reimbursement for direct and indirect out-of-pocket expenses associated with the abatement of lead in respective properties as outlined in the attached exhibit A will be resolved through an executed settlement agreement signed by both parties;

NOW THEREFORE, in consideration of the promises and the mutual covenants herein, The Township of Irvington and John Okafor on behalf of Envirosience Solutions, LLC will agree as follows:

- a. The Township of Irvington agrees to pay John Okafor on behalf of Envirosience Solutions, LLC a settlement award of \$121,555.00 representing monies due for reimbursement for direct and indirect out-of-pocket expenses associated with the abatement of lead in respective properties as outlined in the attached exhibit A;
- b. John Okafor on behalf of Envirosience Solutions, LLC agrees to waive any and all claims against the Township of Irvington not limited to all compensation and attorney fees;
- c. John Okafor on behalf of Envirosience Solutions, LLC. hereby voluntarily agreeing to the terms of said Settlement agreement.

BE IT FURTHER RESOLVED that the settlement funds will be paid from account no. G 02-XX-716-19A-250.

Adopted
Absent: Brown

Hudley – Vick 11. Approve Additional Funds to The Antoine Law Firm for Becker Terrace, LLC v. Jameel Kearney, et al. - Not to Exceed \$10,000.00

RESOLUTION APPROVING ADDITIONAL FUNDS FOR

**BECKER TERRACE, LLC V. JAMEEL KEARNEY, ET AL,
DOCKET NO. ESX-L-006723-23**

WHEREAS, on November 13, 2023, the Antoine Law Firm was awarded a contract for Litigation Counsel Services for an amount not to exceed \$3,000.00 by resolution number TA 23-1113-47; and

WHEREAS an appeal has been filed in this matter and counsel has submitted a request to increase the contract amount to \$10,000.00 to fully defend the Township against the appeal; and

WHEREAS, the Township seeks to have the Antoine Law Firm defend the Township in this appeal and increase the contract to an amount not to exceed \$10,000.00;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Antoine Law Firm LLC is hereby appointed to defend the Township of Irvington in the filed appeal and the contract amount is hereby ratified and confirmed for an amount not to exceed \$10,000.00; and

BE IT FURTHER RESOLVED, that total contract amount for this matter is hereby increased to an amount not to exceed \$10,000.00; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are 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 \$10,000.00.

Adopted
Absent: Brown

Hudley – Vick 12. Ratify Professional Services Contract for Litigation/Defense Counsel Services in the matter of Roberta Clark v. 336 Myrtle Avenue, LLC, et al., - The Antoine Law Firm, LLC - Not to Exceed \$1,500.00

**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 of Roberta Clark v. 336 Myrtle Avenue, LLC, et al., Docket No: ESX-L-4748-24; 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 \$1,500.00. The billing rate for this contract is \$150.00 per hour; and

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

BE IT FURTHER RESOLVED, that funds for this service will paid from the Insurance fund for a contract amount not to exceed \$1,500.00. The billing rate for this contract is \$150.00 per hour.

Adopted
Absent: Brown

Frederic – Hudley 13. Approve the Fifty Percent Discount of Permit Fees for the Irvington Housing Authority

RESOLUTION APPROVING THE DISCOUNT OF PERMIT FEES FOR IRVINGTON HOUSING AUTHORITY

WHEREAS, the Irvington Housing Authority (IHA) a Federal intergovernmental agency operating in New Jersey with its offices located at the following addresses: 624 Nye Avenue, 81 Union Avenue, 141 Union Avenue, 101 Union Avenue, 115 Union Avenue, 125 Union Avenue, 127 Union Avenue and 2-12 Crescent Lane, Irvington, New Jersey and operated by the Irvington Housing Authority (IHA) for low income housing for Irvington residents; and

WHEREAS, due to a lack of federal funding the Municipal Council of the Township of Irvington has agreed to reduction by half of all permit fees which would otherwise be charged to the Irvington Housing Authority (IHA) by the Department of Housing and Building Construction; and

NOW THEREFORE IT BE RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, that the Township of Irvington will allow the Irvington Housing Authority to pay fifty percent of the permit fees for the Department of Housing and Building Construction on all standing buildings under all permit numbers.

Adopted
Absent: Brown

Beasley – Hudley 14. Resolution of Sorrow – Brian E. Coleman, Former East Ward Council Member

RESOLUTION OF SORROW – BRIAN COLEMAN

WHEREAS, The Irvington Council President and the entire Municipal Council extend heartfelt condolences to the family of Brain E Coleman who earned his wings on Sunday, July 21, 2024; and

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WHEREAS, The life journey of Brian E. Coleman began on his birth date, March 9, 1968, to Will Mack Coleman and Willie Mae Reeve. Brian was a ray of sunshine to his friends and family, whose love and admiration for him highlighted his role as an exemplary visionary to all who knew him; and

WHEREAS, Brian achieved his High School Diploma from Frank H. Morrell High School in 1986, and an associate degree at Essex County College in 1989. Shortly after, Brian proudly joined the Army Military Reserves, which marked the beginning of his dedicated career in government service. His commitment to both his country and his community would become a defining aspect of his professional journey; and

WHEREAS, Brian was elected to serve as a Councilman in the East Ward of Irvington, New Jersey from 1996 to 2000. Brian worked for Essex County at the time of his death at One Stop Career Center as a Job Developer. He also worked as an employment counselor at Essex County and as a facilitator and case manager; and

WHEREAS, He was a young man, gone too soon. Brian indeed has a drive to study theology, under the tutelage of the beloved Dr. Eugene Lawton, Newark Church of Christ, Newark, NJ which later led him to become a teacher and leader in ministry. His ministry continued at the Newark Church of Christ where he was involved in many outreach positions such as Sunday School Superintendent, Bible School Teacher, Administrator of worship service assignments, Chairman of the Prison Ministry, and Chairman of the Back-to-School Ministry. Brian also volunteered at Timothy Hill Church Ranch. In 2023, Brother Brian Coleman joined the Morristown Church of Christ as an Assistant Minister under Minister Wesley Morrow until his death; and

WHEREAS, Brian is survived by one sister Louise Coleman Nickson, three uncles Melvin D. Coleman (Zedell), Willie C. Coleman (Albertha), and Marvin Coleman; two aunts Mayetta Coleman and Elouise Coleman. A host of nieces, nephews, and friends survive him. His life included many special people. "To know him was to love him"; and

WHEREAS, Brian was an extraordinary person, and for those who loved him, for who he was, the family thanks you. You unconditionally took him into your life and gave him a circle to be safe, and for this, his family will be forever grateful. Thank you for all your kindness; and

WHEREAS, Brian was special and those that loved him for who he was, and the family thanks you. The family thank you for all your kindness:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington hereby mourns the passing of Brian E. Coleman and extends our most sincerest condolences to his family and friends during this period of bereavement.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body in lasting tribute to Brian E. Coleman.

Adopted
Absent: Brown

Vick – Beasley 15. Authorize Purchases Under the State of New Jersey Cooperative Purchasing Program Over the Bid Threshold of \$44,000.00 – Grainger

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

WHEREAS, the Township of Irvington, pursuant to N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-7.29(c) may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and,

WHEREAS, the Township of Irvington has the need on a timely basis to purchase goods or Services utilizing State contracts; and

WHEREAS, the list of vendors below will exceed the bid threshold of \$44,000.00 for calendar year 2024:-

Name of Vendor	State Contract Number	Commodity	Amount
Grainger	19-Fleet-00566	Industrial Supplies	\$160,000.00

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

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

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

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

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

Adopted
Absent: Brown

Vick – Beasley 16. Award an Emergency Contract for Tree Removal Service - Rich Tree Service, Inc.
- Removed Two Trees Located at 11 Webster Street and 28 Laventhal Avenue - Not to Exceed \$10,340.00

RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR TREE REMOVAL SERVICE

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WHEREAS, on June 28, 2024, DPW needed to remove two trees located at 11 webster street and 28 Laventhal Ave, and;

WHEREAS, DPW contacted Rich Tree Service, Inc to remove the trees, and;

WHEREAS, the Public Works Director declared an emergency on July 16, 2024 to provide an emergency contract to Rich Tree Service, Inc and;

WHEREAS, Rich Tree Service, Inc of 333 Bergen Street, South Plainfield, NJ 07080 was called and services were rendered and;

WHEREAS, this situation constitutes a threat to public health, safety, welfare, and the Public Works Director declared an Emergency. Rich Tree Service, Inc had the necessary machinery to remove the trees and was available immediately to perform the work on an emergency basis, and;

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

WHEREAS, the total cost to provide emergency service to the Township is \$10,340.00, and;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Administration to authorize an emergency contract to Rich Tree Service, Inc of 333 Bergen Street, South Plainfield, NJ 07080 for an amount not to exceed \$10,340.00

BE IT FUTHER RESLOVED, that the required certification of availability of funds C24-0111 in the amount of \$10,340.00 from account number 4-01-28-375-375-299 has been obtained from the Chief Financial Officer.

Adopted
Absent: Brown

Vick – Beasley 17. Award an Emergency Contract for Road Collapse at 3 Laventhal Avenue –
Your Way Construction - Not to Exceed \$24,985.00

**RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR ROAD COLLAPSE
AT THREE LAVENTHAL AVE**

WHEREAS, a section of the street located at 3 Laventhal Ave collapse of March 19, 2024; and

WHEREAS, the work needed to repair the street collapse 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 was called and an assessment was needed to determine the scope of required work and provided a quote of \$5,865.00; and

WHEREAS, it was determined after the work started that an additional \$19,120.00 is needed to complete the repairs; and

WHEREAS, the total emergency to complete the repair is an amount not to exceed \$24,985.00; and

WHEREAS, the Mayor has concurred with the amount and recommends that an emergency contract be awarded to Your Way Construction of 404 Coit Street, Irvington, NJ 07111; 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 \$24,985.00 to Your Way Construction of 404 Coit Street, Irvington, NJ 07111 to repair the street.

BE IT FURTHER RESOLVED that the required certification of availability of funds C24-0082 in the amount of \$24,985.00 from account number G-02-xx-912-21A-299 has been obtained from the Chief Financial Officer.

Adopted
Absent: Brown

Evans – Frederic 18. Award An Emergency Contract for Three Large Sink Hole Located At 19th Avenue, Breckenridge & Eastern Parkway, Lincoln and Yale Avenue - Messercola Excavating - Not to Exceed \$81,800.00

RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR THREE LARGE SINK HOLE LOCATED AT 19TH AVENUE, BRECKENRIDGE & EASTERN PARKWAY, LINCOLN & YALE AVENUE

WHEREAS, a large sink hole located at 19th Avenue, Breckenridge & Eastern Parkway, Lincoln & Yale Ave collapse on May 21, 2024; 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 and Messercola Excavating submitted quotes to repair the sink hole; and

WHEREAS, Messercola Excavating provided the lowest quote of \$6000.00 to complete the repairs; and

WHEREAS, it was determined after the work started that an additional \$75,800.00 is needed to complete the repairs; and

WHEREAS, the total emergency to complete the repair is an amount not to exceed \$81,800.00; 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 \$81,800.00 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 C24-0096 in the amount of \$81,800.00 from account number 4-01-32-465-465-118 has been obtained from the Chief Financial Officer.

Adopted
Absent: Brown

Vick – Beasley 19. Authorize the Irvington Urban Enterprise Zone to Make a Request to the State of NJ Urban Enterprise Zone (UEZ) for Permission to Publish a Notice of Request for Proposal (RFP) to Receive Proposals from Qualified Professionals to Assist in Developing Irvington UEZ's 5-Year Zone Development Plan

A RESOLUTION AUTHORIZING THE IRVINGTON URBAN ENTERPRISE ZONE TO MAKE A REQUEST TO THE STATE OF NJ URBAN ENTERPRISE ZONE (UEZ) FOR PERMISSION TO PUBLISH AN RFP

WHEREAS, the Township of Irvington became a participating municipality in the New Jersey Urban Enterprise Zone Program on May 7, 1996; and

WHEREAS, the Irvington Urban Enterprise Zone Program is a fully functioning component of the Township's organizational structure and promotes the economic vitality for the Urban Enterprise Zone area; and

WHEREAS, the Township is in need of professionals to assist in developing Irvington UEZ's 5-Year Zone Development Plan; and

WHEREAS, pursuant to N.J.S.A. 52:27H-68, the municipal governing body shall cause a preliminary zone development plan to be formulated, either by a zone development corporation or by the governing body, with the assistance of those officers and agencies of the municipality as the governing body may see fit; and

WHEREAS, the Township must request permission from the UEZ for authorization to publish a public notice of Request for Proposal (RFP); and

WHEREAS, the RFP would seek qualified professionals to assist in developing Irvington UEZ's 5-Year Zone Development Plan; and

WHEREAS, pursuant to N.J.S.A. 52:27H-68, the governing body of a municipality may request from the UEZ Authority an amount not to exceed 10 percent of the municipality's zone assistance fund allocation or \$125,000.00 whichever is greater to fund, in whole or in part, the costs associated with formulating a preliminary zone development plan, which amount the governing body may use to pay employees, or to retain a consultant, to formulate the plan; and

WHEREAS the dollar amount of the RFP will not exceed **TEN PERCENT (10%)** of Irvington UEZ's Zone Assistance Fund allocation for fiscal year 2024 or **ONE HUNDRED AND TWENTY FIVE THOUSAND DOLLARS (\$125,000)**, whichever is greater.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Irvington, that the Irvington Urban Enterprise Zone is authorized to submit a Letter of Request to the UEZ to authorize the publishing of a public notice of Request for Proposal (RFP) to receive proposals from qualified professionals to assist in developing Irvington UEZ's 5-Year Zone Development Plan in an amount not to exceed **TEN PERCENT (10%)** of Irvington UEZ's Zone Assistance Fund allocation for fiscal year 2024 or **ONE HUNDRED AND TWENTY FIVE THOUSAND DOLLARS (\$125,000)**, whichever is greater.

Adopted
Absent: Brown

Beasley – Hudley 20. Authorize the Submission of the 2024 Community Development Block Grant Program Annual Action Plan

**Resolution Authorizing the Submission of the
2024 Community Development Block Grant Program Annual Action Plan**

WHEREAS, the Township of Irvington is qualified as a metropolitan city by the United States Department of Housing and Urban Development for Housing ("HUD"), and as such, is entitled to apply for Community Development Block Grants funds pursuant to Title I of the Housing and Community Development Act of 1974; and

WHEREAS, the Township of Irvington was awarded \$1,107,794 in Community Development Block Grant Entitlement funds and \$458,641 in HOME Investment Partnerships funds for Program Year 2024; and

WHEREAS, the 2024 Annual Action Plan serves as the Township of Irvington's application for Community Development Block Grant Program funding and HOME Investment Partnerships funds for FY2024, summarized in Attachment A; and

WHEREAS, the draft Annual Action Plan was published on the Township website and made available at the Township Clerk's Office for review and comment beginning on July 9, 2024 and concluding on August 8, 2024; and

WHEREAS, a public hearing was conducted on July 26th, 2024 to solicit feedback and comments from the community; and

THEREFORE, BE IT RESOLVED BY THE COMMITTEE OF THE TOWNSHIP OF IRVINGTON,

1. The 2024 Annual Action Plan is hereby approved;
2. Township staff are directed to make its submission to HUD; and
3. The Mayor is authorized to execute the Community Development Block Grant Program and HOME Investment Partnerships grant agreements with the U.S. Department of Housing and Urban Development and all related Subrecipient and other agreements necessary to further the objectives of the 2024 Annual Action Plan.

Adopted
Absent: Brown

Evans – Hudley 21. Ratify and Approve the Provision of Lead Safe Irvington Program Funds in the Amount Not to Exceed \$11,650.00 for 19 Ruth Street – Optimum Environmental Solutions

RESOLUTION FOR LEAD SAFE IRVINGTON PROGRAM

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

WHEREAS, the Township of Irvington, Department of Economic Development and Grants Oversight has identified that the applicant, who is the owner of 19 Ruth Street, Irvington, New Jersey, 07111 is eligible to receive assistance through the LEAD SAFE Irvington Program per the Township’s policies and procedures; and

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

WHEREAS, the Department of Economic Development and Grants Oversight has contacted all the contractors on resolution number EDGO 23-0710-21 and (3) three contractors EnviroScience Solutions LLC and Absolute JM Services LLC and Optimum Environmental Solutions provided quotes for the required work (1) one contractor A-Arcalenz submitted a signed “Decline to Bid Form.”

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township of Irvington does ratify and approve the provision of LEAD SAFE Irvington funds to the applicant(s) in the amount not to exceed \$11,650.00 for a period of affordability of five (5) years; and

BE IT FURTHER RESOLVED that the aforesaid funds of \$11,650.00 will be disbursed in one (1) installment in the amount of \$11,650.00 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 the premises known as, 19 Ruth Street and owned by homeowner Precious Arthurs; and,

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

BE IT FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Fund Req. No. C24-0080 in the amount of \$11,650.00 for the above has been obtained from the Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. G-02-XX-716-19A-251 in the amount of \$11,650.00.

Adopted
Absent: Brown

Vick – Hudley 22. Authorize the Second Amendment of the Redevelopment Agreement By
and Between the Township of Irvington and Masjid Waarith Ud Deen, Inc.

**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF
IRVINGTON, COUNTY OF ESSEX, NEW JERSEY AUTHORIZING THE SECOND
AMENDMENT OF THE REDEVELOPMENT AGREEMENT BY AND BETWEEN
THE TOWNSHIP OF IRVINGTON AND MASJID WAARITH UD DEEN, INC.**

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.*, as amended and supplemented (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 August 13, 2002, 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 (as amended and supplemented from time to time, the “**Redevelopment Plan**”) for the Redevelopment Area; and

WHEREAS, to realize the redevelopment of the Property, the Township determined to exercise the powers of redevelopment and serve as the “redevelopment entity” responsible for carrying out redevelopment projects in accordance with the relevant Redevelopment Plan, pursuant to *N.J.S.A. 40A: 12A-4(c)*; and

WHEREAS, the Township and Masjid Waarith ud Deen, Inc. (the “**Redeveloper**”) entered into that certain Redevelopment & Land Disposition Agreement dated January 11, 2021 (the “**Original Redevelopment Agreement**”), with respect to the acquisition and redevelopment by the Redeveloper of certain parcels located within the Redevelopment Area, which parcels are identified as Block 137, Lots 13 and 14 on the

official tax maps of the Township and identified in the Township tax records, respectively, as 42 22nd Street and 21 20th Avenue (the “**Property**”); and

WHEREAS, on June 10, 2024, the Township Council adopted Resolution No. OCDP 24-0610-30 authorizing the First Amendment to Redevelopment Agreement (the “**First Amendment**”, together with the Original Redevelopment Agreement, the “**Redevelopment Agreement**”), which has not been executed by the parties, with respect to the acquisition and redevelopment of the Property by the Redeveloper and the design, development, financing, construction and maintenance of a two-story building consisting of approximately 5,500 square feet technologically equipped adult and youth religious center with on-site parking as well as certain other on-site and off-site improvements (the “**Original Project**”); and

WHEREAS, subsequent to the authorization of the First Amendment, the Original Project has been amended by the Redeveloper’s updated plans which contemplates the design, development, financing, construction and maintenance of a mosque consisting of three (3) stories with a footprint of 3,217 square feet. The house of worship will also feature a multi-purpose space consisting of classrooms, offices and multi-purpose space that can accommodate entrepreneurial training, youth and social gatherings, and community meetings, all of which will be accessory to the house of worship with eight (8) on-site parking as well as certain other on-site and offsite improvements (the “**Amended Project**”); and

WHEREAS, the Redeveloper has requested that the Township modify and update Section 9.03, Schedule B - Project Description to include the Amended Project, and Schedule C - Development Timetable of the Redevelopment Agreement (the “**Second Amendment**”); and

WHEREAS, the Township and Redeveloper have determined to enter into this Second Amendment for the purpose of amending Section 9.03 and Schedules B & C of the Redevelopment Agreement, substantially in the form attached hereto,

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

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

SECTION 2. Execution of the Second Amendment Authorized.

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

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

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

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

EXHIBIT A

Second Amendment to the Redevelopment Agreement

Adopted
Absent: Brown

~~23. Authorize a Settlement In Lieu of Litigation With Nesbitt Terrace, LLC
With Respect to Certain Properties in the Township of Irvington~~
[REMOVED BY THE REDEVELOPMENT COMMITTEE 8-12-24]

**RESOLUTION OF THE TOWNSHIP OF IRVINGTON, IN THE
COUNTY OF ESSEX, STATE OF NEW JERSEY, AUTHORIZING A
SETTLEMENT IN-LIEU OF LITIGATION WITH NESBITT TERRACE,
LLC WITH RESPECT TO CERTAIN PROPERTIES IN THE
TOWNSHIP**

WHEREAS, the Township of Irvington is a municipal corporation of the State of New Jersey established pursuant to N.J.S.A. 40A:63-1, et seq., and

WHEREAS, the Municipal Council of the Township is the duly authorized and lawfully constituted governing body of the Township, having an address of 1 Civic Square, Irvington, New Jersey 07111 (the “**Township Council**,” the Township Council and the Township of Irvington together referred to as the “**Township**”); and

WHEREAS, Nesbitt Terrace, LLC (“**Nesbitt**,” referred to together with the Township as the “**Parties**”, with each being a “**Party**”), in 2019, submitted the winning bid in a Special Tax Lien Auction held at and by the Township (hereinafter, the “**STLA**”), relating to municipal tax sale certificates held by the Township against certain real property located within the Township (the “**Property**,” as further identified within this Agreement below); and

WHEREAS, subsequent to the award of said winning bid and pursuant to underlying related agreements, Nesbitt deposited One Thousand Five Hundred Dollars (\$1,500.00) of escrow funds with the Township to proceed with the foreclosure on the right of redemption of the Property pursuant to a related Escrow Agreement; and

WHEREAS, Nesbitt believes it has cause of action against the Township in connection with transactions in connection with the STLA; and

WHEREAS, the Township of Irvington denies the claims asserted by Nesbitt; and

WHEREAS, as a condition precedent to acquiring the ownership rights to the tax sale certificates on the Property from the Township, and subject to the terms and considerations set forth herein and under the terms of the previously executed Redevelopment and Land Disposition Agreement (the “**Redevelopment Agreement**”) and Special Tax Lien Auction Agreement, both attached hereto as Schedule A and incorporated

by reference as set forth at length herein, Nesbitt agrees, among other things and without limitation, to pay the Township One Dollar (\$1.00) for each of the parcels that make up the Property, or Two Dollars (\$2.00) for the total of the two, plus any and all fees incurred by the Township or owed by Nesbitt or its principal(s) in connection with any aspect of the transaction (in total, the “**Purchase Price**”) and to relinquish any and all rights to damages in equity and/or law; and

WHEREAS, the Township, subject to the terms and consideration agreed to both above and below, is willing to convey the Property to Nesbitt; and

WHEREAS, while there is no formal adversarial proceeding filed and pending in a court or other tribunal of the State, the Parties deem it in their best interests to enter into this Agreement to avoid litigation to resolve this dispute,

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

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

Section 2. Settlement of the Litigation is hereby authorized substantially in the form attached hereto as Exhibit A, with such additions, deletions or modification, in consultation with counsel, that do not materially alter the substance of the Settlement consistent with the above Recitals. In that regard, all necessary officers, personnel and legal counsel of the Township are hereby authorized and directed to execute such documents as may be reasonably necessary, and in such form as may be approved in consultation with legal counsel, to effectuate the terms of the settlement as aforesaid. It is anticipated that such documents shall include, without limitation but only by way of example, the entry of any and all necessary orders within the Litigation to effectuate the settlement.

Section 3. All actions previously taken by any Township authorized officers, or by any employee, contractor, legal counsel or consultant employed by or engaged by the Township, in connection with the subject of this Resolution, are hereby ratified, confirmed and approved.

Section 4. If any part(s) of this Resolution shall be deemed invalid, such part(s) shall be severed and the invalidity thereof shall not affect the remaining parts of this Resolution.

Section 5. This Resolution shall take effect immediately.

Vick – Evans 24. Resolution of Need and Support for a Housing Development Proposed By Crown Village Urban Renewal, Inc., for Block 160, Lot 1 Located at 420-444 Grove Street

**RESOLUTION OF NEED AND SUPPORT FOR A HOUSING DEVELOPMENT
PROPOSED BY CROWN VILLAGE URBAN RENEWAL, INC., FOR BLOCK 160,
LOT 1 LOCATED AT 420-444 GROVE STREET IN THE TOWNSHIP OF
IRVINGTON**

WHEREAS, Crown Village Urban Renewal, Inc. (the “**Sponsor**”) presently owns and controls a fee simple interest in real property within the Township, said property being identified as Block 160, Lot 1 on the official tax maps of the Township, as assessed together with additional lots 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13,

14, 15, 16, 17 and denoted collectively as 420-444 Grove Street in the Township tax records (the “**Project Site**”); and

WHEREAS, the Sponsor proposes to develop the Project Site with a project consisting of four (4) multifamily residential buildings containing a total of two hundred and eighty seven (287) residential units (Building 3A – 56 units; Building 3B – 32 units; Building 3C – 111 units; Building 5 – 88 units) (hereinafter referred to as the “**Project**”) pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (N.J.S.A. 55:14K-1 et seq.), the rules promulgated thereunder at N.J.A.C. 5:80-1 et seq., and all applicable guidelines (the foregoing hereinafter collectively referred to as “**HMFA Requirements**”); and

WHEREAS, the Sponsor will be submitting an application issued by the New Jersey Housing and Mortgage Finance Agency (the “**Agency**”) to finance the Project; and

WHEREAS, the Sponsor will be requesting an issuance of either 4% or 9% federal low income housing tax credits from the Agency to fund the Project;

WHEREAS, the Project will be subject to the HMFA Requirements and the mortgage and other loan documents executed between the Sponsor and the Agency; and,

WHEREAS, the Sponsor will further be requesting an award of Aspire Tax Credits from the New Jersey Economic Development Authority (“**EDA**”) to fund the Project;

WHEREAS, pursuant to the HMFA Requirements, the governing body of the Township hereby determines that there is a need for this housing project in the Township and consequently supports the pursuance of same by the Sponsor.

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

1. The Municipal Council finds and determines that the Project, proposed by Crown Village Urban Renewal, Inc., the Sponsor, meets or will meet an existing housing need within the Township with the construction of a new multifamily residential project consisting of four (4) multifamily residential units (Building 3A – 56 units; Building 3B – 32 units; Building 3C – 111 units; Building 5 – 88 units) on a site to be identified on the Official Tax Map of the Township of Irvington as Block 160, Lot 1 and additional lots 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and commonly known as 420-444 Grove Street, Irvington, New Jersey; and
2. The Municipal Council does hereby adopt the within Resolution in Support of the NJHMFA 9% Federal Low Income Housing Tax Credit Application or, NJHMFA 4% Federal Low Income Housing Tax Credit Application and EDA Aspire Tax Credit Application on behalf of the Project; and
3. The Municipal Council does hereby make the determination and findings herein contained by virtue of, pursuant to, and in conformity with the provisions of the HMFA Requirements to enable the Agency to process the Sponsor's application for Agency funding to finance the Project.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the New Jersey Housing and Mortgage Finance Agency and the New Jersey Economic Development Authority.

Adopted
Absent: Brown

Frederic – Evans 25. Resolution of Need and Support for a Housing Development Proposed By Crown Village Urban Renewal, Inc., for Block 112, Lot 1 Located at 419-429 Grove Street

**RESOLUTION OF NEED AND SUPPORT FOR A HOUSING DEVELOPMENT
PROPOSED BY CROWN VILLAGE URBAN RENEWAL, INC., FOR BLOCK 112,
LOT 1 LOCATED AT 419-429 GROVE STREET IN THE TOWNSHIP OF
IRVINGTON**

WHEREAS, Crown Village Urban Renewal, Inc. (the “Sponsor”) presently owns and controls a fee simple interest in real property within the Township, said property being identified as Block 112, Lot 1 on the official tax maps of the Township, as assessed together with additional lot 4, and described as 419-429 Grove Street in the Township tax records (the “**Project Site**”); and

WHEREAS, the Sponsor proposes to develop the Project Site with thirty (30) affordable residential units, wherein ten percent (10%) of the residential units will be reserved for low income housing (hereinafter referred to as the “Project”) pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (N.J.S.A. 55:14K-1 et seq.), the rules promulgated thereunder at N.J.A.C. 5:80-1 et seq., and all applicable guidelines (the foregoing hereinafter collectively referred to as “HMFA Requirements”); and

WHEREAS, the Sponsor will be submitting an application issued by the New Jersey Housing and Mortgage Finance Agency (the “Agency”) to finance the Project; and

WHEREAS, the Sponsor will be requesting an issuance of 9% federal low income housing tax credits from the Agency to fund the Project;

WHEREAS, the Project will be subject to the HMFA Requirements and the mortgage and other loan documents executed between the Sponsor and the Agency; and,

WHEREAS, the Sponsor will further be requesting an award of Aspire Tax Credits from the New Jersey Economic Development Authority (“EDA”) to fund the Project;

WHEREAS, pursuant to the HMFA Requirements, the governing body of the Township hereby determines that there is a need for this housing project in the Township and consequently supports the pursuance of same by the Sponsor.

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

4. The Municipal Council finds and determines that the Project, proposed by Crown Village Urban Renewal, Inc., the Sponsor, meets or will meet an existing housing need within the Township

with the construction of a new multifamily residential building consisting of thirty (30) affordable rental units on a site to be identified on the Official Tax Map of the Township of Irvington as Block 112, Lot 1 and more commonly known as 419-429 Grove Street, Irvington, New Jersey; and

5. The Municipal Council does hereby adopt the within Resolution in Support of the NJHMFA 9% Federal Low Income Housing Tax Credit Application and EDA Aspire Tax Credit Application on behalf of the Project; and
6. The Municipal Council does hereby make the determination and findings herein contained by virtue of, pursuant to, and in conformity with the provisions of the HMFA Requirements to enable the Agency to process the Sponsor's application for Agency funding to finance the Project.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the New Jersey Housing and Mortgage Finance Agency and the New Jersey Economic Development Authority.

Adopted
Absent: Brown

Beasley – Cox 26. Resolution of Commendation - Irvington Chamber of Commerce - 2024
Community Service Award Recipient - John Sowell CPM

RESOLUTION OF COMMENDATION

2024 COMMUNITY SERVICE AWARD RECIPIENT JOHN SOWELL CPM

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on September 19, 2024 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Irvington Municipal Council would like to honor the Irvington Chamber of Commerce 2024 Community Service Award Recipient John Sowell; and

WHEREAS, Certified Public Manager, John Sowell was born and raised in the City of Newark, NJ, he moved to Irvington as an adult in June 1990. He was recruited by the Mayor Vauss Administration in August 2015 and formerly served as the Special Assistant to Mayor Vauss, Director of Special Projects, Manager of Demolition, Zoning Officer, Director of Quality Control. John's latest role in the Vauss Administration is serving as the Irvington UEZ (Urban Enterprise Zone) Coordinator. John has 40 years of work experience and a wealth of knowledge having worked in Municipal Government, Unionized Construction, Non-Profit and private industry. He has managed, directed, coordinated and administered projects, programs, departments, divisions, and operations for most of his work life. He is recognized for always returning telephone calls and answering questions; and

WHEREAS, John directly interacts with Mayor Vauss and he works within all municipal departments i.e. Police, Fire, Public Works, Housing, Building, Health, Court, Municipal Clerk, Finance, Economic Development, Community Development, Administration and the Municipal Council. He addresses concerns, conducts investigations, improves efficiencies, seeks solutions, clear bottlenecks, and mediates disputes; and

WHEREAS, Simply put, John is tasked with figuring it out and making it better. He is mostly known as a “fixer” around Town Hall and throughout Irvington. Whenever there is something to be done that does not fall within a particular department, it is assigned to John; and

WHEREAS, John has had a diverse and extensive involvement in various capacities within the Irvington community, demonstrating his dedication to public service and civic engagement. His experiences range from serving on the Zoning Board of Adjustment for 6 years, including 3 years as chairman, to his 8-year tenure on the Planning Board. Additionally, he has spent 12 years as a member of the Irvington Municipal Council, serving as president for 10 years, and 18 years as a Democratic District Leader. John's professional experience includes working as a Draftsman/Project Coordinator (SMWIA Local Union No. 25) for 17 years, where he also served Director of Training/Apprentice Administrator for 5 years. He has also held various management positions within the City of Newark, including Manager of Parks, Grounds & Trees for 3 years and Director of Social Enterprises at the Urban League of Essex County for 1 year. Finally, he worked as a Director of Site Operations and Chief Safety Officer (CitiLog Enterprises) for 2 years. Throughout his career, John has demonstrated a commitment to public service and civic engagement, consistently contributing to the betterment of his community; and

WHEREAS, John's life is not all work, he is an avid cyclist for the past 37 years (since 1987), cycling thousands of miles per year. He has cycled from Irvington to Atlanta, Georgia, Montreal, Canada, Ocean City, Maryland, and the cycling trip of a lifetime in summer 2011 he rode his bicycle from Oceanside, California back to Newark, New Jersey, him and his teammate covered 3,053 miles in 28 days. Prior to cycling John studied Tae Kwon Do (Korean Karate) from 1980 to 1986 and fought in “Full Contact” karate tournaments. In 1983 he won the NJ State Championship’s that qualified him to compete in the AAU (Amateur Athletic Union) National Tournament in Springfield, Illinois in which he won first place and a simulated Gold Medal. John attributes his tenacity, patience, discipline and ability to focus on his early Tae Kwon Do training; and

WHEREAS, John believes that Irvington can become the standard of urban renewal when residents, civic, religious and social leaders are dedicated, focused, committed and determined to make a difference in our neighborhoods; and

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

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

Adopted
Absent: Brown

Beasley - Vick 27. Resolution of Commendation - Irvington Chamber of Commerce - 2024
Community Service Award Recipient - Osner J. Charles

RESOLUTION OF COMMENDATION

**2024 COMMUNITY SERVICE AWARD RECIPIENT
OSNER J. CHARLES**

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on September 19, 2024 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Irvington Municipal Council would like to honor the Irvington Chamber of Commerce 2024 Community Service Award Recipient Osner J. Charles; and

WHEREAS, Osner J. Charles has a distinguished career spanning two decades in both the public and private sectors, where he has demonstrated exceptional leadership and civic engagement at state and local levels; and

WHEREAS, In the Township of Irvington, within the Office of Economic Development, Osner spearheaded efforts to support small businesses and foster economic growth. He initiated and organized the township's first Business Mixer, providing an ideal platform for attendees to connect with like-minded professionals, exchange ideas, and forge valuable partnerships within the Irvington business community. The Business Mixer offers a unique opportunity for local businesses to explore grant opportunities specifically tailored to the township, while also gaining valuable insights into various state resources available to support business growth and success; and

WHEREAS, In response to challenges faced by businesses during the recent pandemic, Osner went door to door, engaging with business owners to better understand their needs and providing them with state and local resources. This hands-on approach ensured that businesses received the support they needed to navigate difficult times and continue to thrive; and

WHEREAS, Osner served as Assistant Director of Economic Development for the City of Paterson, New Jersey. In this capacity, he oversaw a budget of approximately \$1 billion, managing real estate development, business recruitment, retention, expansion, workforce development, and the overall economic development strategy for New Jersey's third-largest city. Notably, helped to create pioneering legislation to approve the use and sale of recreational cannabis in the City of Paterson; and

WHEREAS, Previously, the Director of the Department of Recreation & Cultural Affairs for the City of East Orange, New Jersey. Under his leadership, the department significantly expanded autistic programming, including the establishment of the state's only municipally-operated Autistic Aquatics Program. This innovative program was recognized in 2017 by the New Jersey Recreation & Park Association (NJRPA) with the Excellence in Interpretive Programming Award; and

WHEREAS, Osner played a crucial role in implementing two national initiatives at the local level: President Barack Obama's "My Brother's Keeper" to increase mentorship opportunities and First Lady Michelle Obama's "Let's Move Campaign" to address adult and childhood obesity; and

WHEREAS, His contributions to civic engagement have been recognized with numerous awards, including the NJRPA Young Professional of the Year, NJRPA Excellence in Visual & Cultural Programming, Saving Our Nations (SONS) Dream Maker Award, 2015 Most Dedicated Staff at the National League of Cities, Hispanos Mano A Mano - Honor Comunitario Award, and the Ambassador Recognition Award from United Way of Greater Union County and NJ4Haiti; and

WHEREAS, A passionate public servant, Osner is a proud member of Phi Beta Sigma Fraternity, Incorporated, and serves on the Advisory Board of Rutgers University and Trapdoor Mentoring Program. He holds a Bachelor's Degree in Sociology from Bloomfield College and a Master's Degree in Public Administration from Rutgers University; and

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

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

Adopted
Absent: Brown

Beasley - Vick 28. Resolution of Commendation - Irvington Chamber of Commerce –
Irvington Fire Division 2024 Irvington Chamber Award Recipients - Capt.
Peter Sykes, Firefighter Jordan Webb, and Firefighter Yemofio Quay

RESOLUTION OF COMMENDATION

2024 FIRE VALOR AWARDS RECIPIENTS

2024 ICC AWARDS DINNER

IRVINGTON FIRE INCIDENT REPORT – APRIL 3, 2023

**CAPTAIN PETER SYKES, FIREFIGHTER JORDAN WEBB AND FIREFIGHTER YEMOFIO
QUAYE**

**IRVINGTON PUBLIC SAFETY DEPARTMENT
FIRE DIVISION**

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding its Annual Police and Fire, Civic and Community Awards Dinner on September 19, 2024 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Irvington Municipal Council would like to honor the Irvington Chamber of Commerce 2024 Community Service Award Recipient Captain Peter Sykes; and

WHEREAS, On April 3, 2023 at 14:00 hours, the 1st Platoon responded to 120 Montgomery Avenue for a reported structure fire. Upon arrival, Deputy 41 observed a two-story wood frame with heavy smoke showing on divisions 1 and 2; and

WHEREAS, Engine 44 stretched a line for fire attack. Deputy 41 was informed that there was a trapped occupant on division 2; and

WHEREAS, Ladder 41 members, Capt. Sykes and FF Webb raised a ladder to division 2 Delta side window. Ladder 42 member FF Quaye performed vent, enter search of division 2 finding a befuddled occupant and with the help of Ladder 41 brought the occupant safely down the ladder; and

WHEREAS, All members of the 1st Platoon worked together to extinguish the fire and rescued the trapped occupant; and

WHEREAS, Capt. Peter Sykes, FF Jordan Webb, and FF Yemofio Quaye are to be commended for their quick and decisive actions that resulted in a successful rescue of the occupant who was trapped on division 2 above the main body of fire with limited visibility:

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

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

Adopted
Absent: Brown

Beasley – Vick 29. Resolution of Commendation - Irvington Chamber of Commerce –
Irvington Fire Division 2024 Irvington Chamber Award Recipients – Lt. Carmine
Martignetti, Firefighter Khaleel Talle, Firefighter Navarre Wynn and Firefighter
Brendan Peter

RESOLUTION OF COMMENDATION

2024 FIRE VALOR AWARDS RECIPIENTS

2024 ICC AWARDS DINNER

IRVINGTON FIRE INCIDENT REPORT – JUNE 5, 2023

**LT. CARMINE MARTIGNETTI, FIREFIGHTER KHALEEL TALLE, FIREFIGHTER NAVARRE
WYNN, FIREFIGHTER BRENDAN PETER
IRVINGTON PUBLIC SAFETY DEPARTMENT
FIRE DIVISION**

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community

MINUTES – REGULAR COUNCIL MEETING – AUGUST 12, 2024 - PAGE 37

Awards Dinner on September 19, 2024 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Irvington Municipal Council would like to honor the Irvington Chamber of Commerce 2024 Community Service Award Recipient Lieutenant Carmine Martignetti; and

WHEREAS, On June 5, 2023, as Ladder 41 was returning on a call, they noticed an elderly woman passed out at the bus stop on the corner of Springfield Avenue and Lincoln Place. After attempting to wake her with no results, they called for EMS; and

WHEREAS, Upon arrival EMS and the Paramedics deduced that the woman had overdosed; and

WHEREAS, They administered NARCAN and were able to revive her and transport her to the hospital; and

WHEREAS, Ladder 41 was informed that if the woman had not received the NARCAN in such a timely manner, she would have died; and

WHEREAS, Lt. Carmine Martignetti, FF Khaleel Tallo, FF Navarre Wynn, and FF Brendan Peter are to be commended for their taking notice of an unconscious community member while returning to the station house and stopping to offer assistance to revive her and ensuring that she received the necessary medical care to save her life; and

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

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

Adopted
Absent: Brown

Beasley - Hudley 30. Resolution of Commendation - Irvington Chamber of Commerce –
Irvington Police Division 2024 Irvington Chamber Award Recipients - Police
Officer Najee Conley

RESOLUTION OF COMMENDATION

2024 POLICE VALOR AWARDS RECIPIENTS

2024 ICC AWARDS DINNER

IRVINGTON POLICE INCIDENT REPORT – AUGUST 9, 2023

**PATROL OFFICER NAJEE CONLEY
IRVINGTON PUBLIC SAFETY DEPARTMENT
POLICE DIVISION**

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on September 19, 2024 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Irvington Municipal Council would like to honor the Irvington Chamber of Commerce 2024 Community Service Award Recipient Patrol Officer Najee Conley; and

WHEREAS, On August 9, 2023, while off duty and sitting in the parking lot of 478 18th Avenue in the City of Newark, Patrol Officer Najee Conley's attention was drawn to a vehicle in operation by an unknown male which was previously reported stolen out of our jurisdiction; and

WHEREAS, PO Conley contacted headquarters and confirmed that the vehicle was stolen. He also contacted Newark police and advised them of the same; and

WHEREAS, The suspect returned to the parked vehicle and attempted to leave the area, however, PO Conley blocked the vehicle with his vehicle until Newark PD arrived on the scene; and

WHEREAS, The suspect attempted to flee on foot, but after a brief pursuit, he was apprehended and placed under arrest; and

WHEREAS, Patrol Officer Najee Conley is to be commended for his actions and keen investigative skills. A job well-done:

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

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

Adopted
Absent: Brown

Beasley – Cox 31. Resolution of Commendation - Irvington Chamber of Commerce –
Irvington Police Division 2024 Irvington Chamber Award Recipients - Det. Sgt.
Daditte Albert, Det. Davon Anderson, Det. Thedine Cadet, Police Officer Alex
Dorleant, Det. James Dorval, Police Officer Nytaviah Hardiman, Det. Sgt.
Christopher Jenkins, Det. Fredrick McDuffie and Det. Sydney Scruggs

RESOLUTION OF COMMENDATION

2024 POLICE VALOR AWARDS RECIPIENTS

2024 ICC AWARDS DINNER

IRVINGTON POLICE INCIDENT REPORT – JANUARY 20, 2023

DET. SGT. DADITTE ALBERT, DET. DAVON ANDERSON, DET. THEDINE CADET, PO ALEX DORLEANT, DET. JAMES DORVAL, PO NYTAVIAH HARDIMAN, DET. SGT. CHRISTOPHER JENKINS, DET. FREDERICK MCDUFFIE, DET. SYDNEY SCRUGGS

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on September 19, 2024 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Irvington Municipal Council would like to honor the Irvington Chamber of Commerce 2024 Community Service Award Recipient Det. Sgt. Daditte Albert, Det. Davon Anderson, Det. Thedine Cadet, PO Alex Dorleant, Det. James Dorval, PO Nytaviah Hardiman, Det. Sgt. Christopher Jenkins, Det. Frederick McDuffie, Det. Sydney Scruggs; and

WHEREAS, On **January 20, 2023, PO Alex Dorleant** responded to 919 Springfield Avenue (GAS-R-AMA) on a robbery report. He met with the complainant who stated that an unknown individual (suspect) entered the convenience store and stole the establishment's money.

WHEREAS, Complainant (store clerk) at approximately 1352 hours reported that a Black male (suspect) entered wearing an all-black outfit and a light-colored face mask. The store clerk was in an enclosed booth when he was approached by the suspect who demanded him to open the door. The clerk told him "no". The suspect then lifted up his jacket and brandished a handgun located in his waistband. Fearing for his life, the clerk opened the door and allowed the suspect to enter.

WHEREAS, The suspect demanded he open register #1 and register #2. Once the registers were opened, the suspect was able to retrieve approximately \$700.00 shortly thereafter, a customer entered the store, and the suspect fled the scene traveling West on Springfield Avenue then South on Sharon Avenue.

WHEREAS, A review of surveillance camera footage; at approximately 1349 hours the footage showed a Black male dressed in all-black with a face mask exited a 2014 BMW X1 bearing NJ license plates, which were registered to a female. The vehicle was parked on Sharon Avenue. The male suspect walked North on Sharon Avenue towards GAS-R-AMA and away from the view of the camera; minutes later he walked back to the vehicle, while looking north. He then entered the vehicle and drove out of his parking spot, pulled over and allowed a black older model Acura sedan (registration unknown) to drive past him. Suspect then followed behind the Acura, both traveled South on Sharon Avenue and made a left turn onto Clinton Avenue.

WHEREAS, The Detective Bureau was notified and **Det. Fredrick McDuffie** and **Det. Thedine Cadet** responded to the scene.

WHEREAS, **Det. Cadet** gained access to the surveillance camera footage located at 6 Sharon Avenue. She viewed the suspect spitting on the ground in front of the premises of 6 Sharon Avenue. He spat heading towards the gas station and then again leaving the gas station. **Det. Cadet, PO Nytaviah Hardiman, and PO Dorleant** canvassed the area, and we were able to locate the saliva. The scene was photographed, and a cotton swab of the saliva was retrieved using a SIRCHIE SWAB Kit. Photographs were downloaded onto a CD, the CD and saliva kit were placed into evidence and turned over to the jailor.

WHEREAS, Members of the Threat Assessment Criminal Intelligence Team (TACIT) were able to locate the vehicle with the owner inside of it in the area of Stuyvesant and Clinton Avenues. The vehicle was towed. Owner was transported to headquarters by **Det. McDuffie** for statements.

WHEREAS, On January 20, 2023, **Det. Davon Anderson, Det. Sgt. Christopher Jenkins** and members of TACIT continued to gather intelligence on a vehicle and suspect being sought in connection with the GAS-R-AMA armed robbery.

WHEREAS, The same suspect description was captured on surveillance cameras on four (4) separate robberies. In each of the robberies which occurred on **January 4, 2023** at 1908 hours; **January 11, 2023** at 0115 hours; **January 18, 2023** at 2158 hours; and the 4th on **January 20, 2023** at 1352 hours; the suspect exits his vehicle after parking on Sharon Avenue wearing a surgical blue mask covering his face. He then re-enters the vehicle after the robberies are committed and travels South on Sharon Avenue toward Clinton Avenue.

WHEREAS, On January 19, 2023 members of TACIT responded to the location to conduct a canvass. During the review of surveillance camera footage, the suspect is seen arriving in a BMW Wagon in which he parked on Sharon Avenue walking towards 819 Springfield Avenue. The suspect is observed a few minutes later, re-entering the vehicle and fleeing the scene. Footage was downloaded and placed into evidence.

WHEREAS, January 20, 2023 responded back out to Clinton and Sharon Avenues to continue canvassing when surveillance identified the vehicle described as a dark-colored BMW Wagon and communication broadcasted that another robbery had just occurred at GAS-R-AMA located at 919 Springfield Avenue.

WHEREAS, While walking outside of the location, a dark-colored BMW was observed driving away from the scene traveling East on Springfield Avenue with one male occupant inside wearing a hooded sweater. Communication was notified of license plate which returned a negative in being stolen, however, it was registered to a female with an address and license reflecting Newark, NJ. The vehicle was then entered as a felony vehicle with a hold for investigation.

WHEREAS, The Intelligence Office began to analyze the information regarding the vehicle and its registered owner. A check into the Integrated Law Enforcement Initiative Reporting System revealed the suspect's name and the female owner of the vehicle involved in an incident involving a black BMW under a Newark Police Report.

WHEREAS, NJ Automated Traffic System (ATS) revealed parking tickets were issued in September 2022 and November 2022 to the BMW with the same license plate registered to the same female owner in the area of Chestnut Avenue in Irvington. The system also showed that she received on more than one occasion motor vehicle summons to a vehicle owned by the suspect.

WHEREAS, Further check into ACCURINT which provides access to a comprehensive database, revealed that the female has an address listed in Irvington.

WHEREAS, Members of the Surveillance Team conducted surveillance of the Irvington address. The Detective Division conducted a motor vehicle inquiry on the BMW in the area of Stuyvesant and Clinton Avenues. The vehicle was being driven by the female registered owner, who said she had just received the vehicle from her child's father whom she identified as the suspect.

WHEREAS, **Det. James Dorval** observed a male of the same description, height, weight, and clothing of the robbery suspect from earlier leaving the apartment of the female within Irvington. Members of the Surveillance Team continued following the male suspect while observing him holding his waist and walking at a fast pace looking backwards as he walked down Chestnut Avenue.

WHEREAS, **Det. Sgt. Daditte Albert** continued providing updates until detectives in full police uniforms arrived in the area to investigate the male. He identified himself and he was later arrested by **Det. Sydney Scruggs** who retrieved the loaded firearm without a permit to carry from the suspect along with an extended magazine and ammo described as hollow points.

WHEREAS, **Det. Dorval** observed the female exit her home holding a bag and enter a black vehicle.

WHEREAS, Suspect was arrested for Robbery, Unlawful Weapons and Devices Possession and Hollow Point Ammunition.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Municipal Council hereby commends Det. Sgt. Daditte Albert, Det. Davon Anderson, Det. Thedine Cadet, PO Alex Dorleant, Det. James Dorval, PO Nytaviah Hardiman, Det. Sgt. Christopher Jenkins, Det. Frederick McDuffie, Det. Sydney Scruggs for their community involvement and service to the community and wishes their many more distinguished and productive years.

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

Adopted
Absent: Brown

Beasley – Hudley 32. Resolution of Commendation - Irvington Chamber of Commerce - 2024 Business Award Recipient - Theresa Pardalis

RESOLUTION OF COMMENDATION

2024 BUSINESS AWARD RECIPIENT THERESA PARDALIS

WHEREAS, the Irvington Chamber of Commerce has annually recognized and honored those members of the community that have performed admirable civic and community minded activities during the past year. This year the Irvington Chamber of Commerce is holding it's Annual Police and Fire, Civic and Community Awards Dinner on September 19, 2024 in recognition of the Township of Irvington's dedicated members of the community; and

WHEREAS, the Irvington Municipal Council would like to honor the Irvington Chamber of Commerce 2024 Community Service Award Recipient Theresa Pardalis; and

WHEREAS, Excelsior care group acquired Alliance Care Rehabilitation & Nursing Center in January 2022. There have been so many positive changes happening at Alliance, beginning with a change in leadership; and

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WHEREAS, Alliance Care Center is proud to be a skilled nursing facility that not only provides exceptional care but also offers specialized services such as onsite dialysis and a dedicated vent and trach unit. We believe in the power of comprehensive and compassionate care, and our goal has always been to improve the quality of life for our residents; and

WHEREAS, Our company has always believed in the power of community and collaboration. We strive to create value not only for our residents and their families but also for the community we serve; and

WHEREAS, This award is a testament to the positive impact that healthcare providers can have when they are driven by a purpose beyond profit; and

WHEREAS, The Alliance TEAM is committed to providing the best care to our residents by launching our new concierge program, focused on person centered care. We have advanced Respiratory & Cardiac Programs, with many new physicians joining our TEAM; and

WHEREAS, We have extended ourselves into the local community through volunteerism and are focused on building relationships with the residents of Irvington; and

WHEREAS, As a Nurse Navigator, my responsibilities include community service and relationship building along with assisting people with navigating and accessing care across the entire healthcare continuum, which can be a very complex medical maze; and

WHEREAS, This position has given me the opportunity to meet so many new people in the Irvington community. It was clear from the beginning that this was a special place, and I was welcomed into the community two years ago with open arms; and

WHEREAS, My proudest accomplishment is being a mom to my 3 sons and granny to my 3 grandsons. I cherish my family and friends; and

WHEREAS, I am a Registered Nurse for nearly 40 years and am grateful for my career, my colleagues and most grateful for my patients and the people I serve. They have taught me the most; and

WHEREAS, A personal goal is to empower others through education and collaboration; and

WHEREAS, The healthcare system in the U.S. is the most complex and diverse in all the world. Healthcare education can lessen suffering and help people make vital decisions; and

WHEREAS, I aspire to be a go-to resource for our community by teaching individuals what questions to ask, helping them stay on track with their personal needs and goals. These healthcare conversations are the most important conversations of our lives; and

WHEREAS, As a person of service, I feel blessed to be able to share my knowledge to help individuals understand the "language of healthcare"; and

WHEREAS, One of my favorite hobbies is advocating for animals. I have a nonprofit Animal Rescue called Journey Home Rescue. I am fortunate that I can share the joy of animals with Senior Citizens through our Kitten Cuddles Program. This program brings kittens to visit Nursing Homes, Assisted Living Centers and Senior Centers; and

WHEREAS, I also serve on the Board for a nonprofit called SAFE, Startup Assistance for Education, which my sister started. This organization assists students with various costs related to attending college:

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

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

Adopted
Absent: Brown

Vick – Beasley 33. Approve the Winning Request for Proposals for the Redevelopment of Township Owned Properties from the Redevelopment Property Auction on July 17, 2024

RESOLUTION TO AWARD RFP FOR SALE, CONVEYANCE AND REDEVELOPMENT OF MUNICIPAL OWNED PROPERTIES TO VARIOUS DEVELOPERS

WHEREAS, on May 20, 2024 by resolution number OCDP 24-0520-26 the Municipal Council authorized the issuance of an RFP to sell, covey and redeveloped municipal owned properties; and

WHEREAS, the Request for Proposal (RFP) was advertised in the New Jersey Star Ledger on June 12, 2024; and

WHEREAS, twenty-four bidders submitted proposals and were received by the Clerk and Purchasing Agent; and

WHEREAS, said qualification was referred to the Community Development Director; and

WHEREAS, an evaluation Committee was setup to review the RFP and they have recommended the award should be made to the following developers based on evaluation criteria in the RFP:

WINNING BIDDER	AMOUNT	PROPERTY LOCATION
Chester Property Care	\$60,000.00	486 Nye Avenue
Chester Property Care	\$80,000.00	125 W. Allen St
Chester Property Care	\$32,000.00	107 Linden Avenue
Concrete Property LLC	\$30,000.00	213 19th Ave
Concrete Property LLC	\$50,000.00	16 Headley Terrace
Level 61X Group LLC	\$200,000.00	205 19th Ave
		207 19th Ave
		209 19th Ave
Level 61X Group LLC	\$250,000.00	342 17th Ave
		344 17th Ave

		346 17th Ave
		350 17th Ave
Level 61X Group LLC	\$80,000.00	112 19th Ave
Level 61X Group LLC	\$100,000.00	650-656 18th Ave
Level 61X Group LLC	\$80,000.00	200 19th Ave
Level 61X Group LLC	\$80,000.00	25 Grove Terrace
Level 61X Group LLC	\$100,000.00	621 Grove Street
Level 61X Group LLC	\$80,000.00	197 19th Ave
Level 61X Group LLC	\$80,000.00	687 18th Ave
Takhani Enterprise Group LLC	\$42,000.00	86 Linden Avenue
Total:	\$1,344,000.00	

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

1. The Municipal Council accepts the RFP for the above premises, is hereby accepted and title shall be closed pursuant to the public advertisement and terms and conditions of the RFP.
2. The Township attorney is directed to prepare the appropriate contracts and deeds and the mayor, and the Municipal Clerk is directed to sign the same.
3. If the winning bidder fails to follow the indicated criteria requirements pursuant to the Request for Proposals outlined in OCDP 24-0520-6 the the municipal owned property will move to be awarded to the 1st runner up:

1st RUNNER UP WINNING BID	AMOUNT	PROP LOCATION
MB Development & Management LLP	\$36,000.00	486 Nye Avenue
Level 61X Group LLC	\$75,000.00	125 W. Allen St
MCI	\$25,000.00	107 Linden Avenue
Chester Property Care	\$50,000.00	213 19th Ave
Chester Property Care	\$80,000.00	16 Headley Terrace
Chester Property Care	\$90,000.00	205 19th Ave
		207 19th Ave
		209 19th Ave
Chiacmi Builders LLC	\$30,000.00	342 17th Ave
		344 17th Ave
		346 17th Ave
		350 17th Ave
Chester Property Care	\$20,800.00	112 19th Ave
NJ Women Create Homes LLC -	\$12,000.00	650-656 18th Ave
Chester Property Care	\$20,000.00	200 19th Ave
Chester Property Care	\$40,000.00	25 Grove Terrace
Essex973 LLC	\$86,000.00	621 Grove Street

Chester Property Care	\$20,000.00	197 19th Ave
Chester Property Care	\$30,000.00	687 18th Ave
Essex973 LLC	\$31,000.00	86Linden Avenue

4. If 1st Runner up fails to follow the indicated criteria requirements pursuant to the Request for Proposals outlined in OCDP 24-0520-6 the municipal owned property will move to be awarded to the 2nd runner up:

2nd RUNNER UP WINNING BID	AMOUNT	PROP LOCATION
Essex973 LLC	\$76,000.00	486 Nye Avenue
MCI	\$51,000.00	125 W. Allen St
Vision Investment Group LLC -	\$35,000.00	107 Linden Avenue
MCI	\$15,000.00	213 19th Ave
MCI	\$41,000.00	16 Headley Terrace
Putnam & Malcolm Inc	\$60,000.00	205 19th Ave
		207 19th Ave
		209 19th Ave
Chester Property Care	\$120,000.00	342 17th Ave
		344 17th Ave
		346 17th Ave
		350 17th Ave
N/A		112 19th Ave
N/A		650-656 18th Ave
Vision Investment Group LLC -	\$16,000.00	200 19th Ave
N/A		25 Grove Terrace
PAQ Home Improvement Inc	\$90,000.00	621 Grove Street
Vision Investment Group LLC -	\$16,000.00	197 19th Ave
MCI	\$15,000.00	687 18th Ave
Better Body Vending LLC	\$35,000.00	86 Linden Avenue

Adopted
Absent: Brown

10. COMMUNICATION AND PETITIONS

A. Communications

1. Honorable Mayor Tony Vauss - Appointment of Economic Development Director – Kyana Woolridge, Esq.
2. NJ State League of Municipalities – 2023-2024 Legislative Bulletin
3. Honorable Mayor Tony Vauss - Appointment of UEZ Coordinator – John Sowell

11. PENDING BUSINESS

None

NON-CONSENT AGENDA

8. ORDINANCES, BILLS & CLAIMS (Continued)

B. Ordinances on Second Reading

1. **President Beasley:** An Ordinance Amending Amend and Supplement Chapter 158 Entitled Alcoholic Beverage Control, Section 3 Hours of Sale will be heard at this time. The Clerk will read the notice of hearing.

The Clerk will read the ordinance by title.

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 158 (ALCOHOLIC BEVERAGE CONTROL) OF THE CODE OF THE TOWNSHIP OF IRVINGTON

WHEREAS, the Irvington Municipal Council serves as the local issuing authority for all ABC Licenses; and

WHEREAS, the Municipal Council, in its capacity as the Alcoholic Control Board for the Township of Irvington, find it prudent and in the public interest to clarify and amend **Chapter 158-3, Hours of Sale**; and

WHEREAS, no retail licensee for **CONSUMPTION** (31, 32, or 33) shall sell or serve any alcoholic beverages before 9:00 a.m. and after 2:00 a.m. on Monday, Tuesday, Wednesday, Thursday, Friday or Saturday, nor before 12:00 noon and after 2:00 a.m. on Sunday; and

BE IT RESOLVED, that on New Year's Eve, the licensee may remain open an additional three (3) hours from 2:00 a.m. to 5:00 a.m. Also, please note that the hours mentioned refer to Eastern Standard Time or daylight-saving time, whichever time shall be in effect and shall apply hereto; and

BE IT FURTHER RESOLVED, by A.B.C. Regulation (N.J.A.C. 13:2-38), no retail licensee may sell spirituous liquors in original containers (**DISTRIBUTION (44) – PACKAGE GOODS**) before 9:00 a.m. and after 10:00 p.m. on any day of the week.

BE IT ORDAINED that all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

BE IT FURTHER ORDAINED that the effective date of this ordinance shall be twenty (20) days after its final passage by the Municipal Council and approved by the Mayor at the time and in the manner provided by law.

The Public Hearing on this ordinance is now open.

Vick – Beasley Motion to close Public Hearing.

Adopted
Absent: Brown

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

Adopted
Absent: Brown

2. **President Beasley:** A bond ordinance providing for various capital improvements in and by the Township of Irvington, appropriating \$20,000,000.00 and authorizing the issuance of \$19,000,000.00 bonds or notes of the township to finance part of the cost was scheduled to be adopted at this time.

Vick – Hudley Motion to adjourn final adoption of this ordinance until after approval by the New Jersey Local Finance Board until **SEPTEMBER 9, 2024**

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL
IMPROVEMENTS IN AND BY THE TOWNSHIP OF IRVINGTON, IN THE
COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$20,000,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF \$19,000,000
BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE
COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Irvington, in the County of Essex, New Jersey (the "Township"), as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$20,000,000, including America Rescue Funds in the amount of \$2,500,000 (the "ARF Funds") for the project described in Section 3(c)(2)

and Urban Enterprise Zone funds in the amount of \$432,000 (the "UEZ Funds" and together with the ARF Funds, the "Funds") for the project described in Section 3(c)(10) and further including the aggregate sum of \$1,000,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments and in anticipation of receipt of the Funds referred to above, negotiable bonds are hereby authorized to be issued in the principal amount of \$19,000,000 pursuant to the Local Bond Law and the provisions of the Municipal Qualified Bond Act, P.L. 1976, c. 38, as amended. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) <u>Police Department</u>			
1) The acquisition of sport utility vehicles, including all related costs and expenditures incidental thereto.	\$1,575,000	\$1,496,250	5 years
2) The acquisition of a plate reader and a mobile camera platform, including all related costs and expenditures incidental thereto.	\$360,000	\$342,000	10 years

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
3) Jail cell and bathroom repairs, including all work and materials necessary therefor and incidental thereto.	\$622,000	\$590,900	15 years
4) The installation of a heating, ventilation and air-conditioning system at the Police Building, including all work and materials necessary therefore and incidental thereto.	\$95,000	\$90,250	15 years
b) <u>Fire Department</u>			
1) The acquisition of ice machines, including all related costs and expenditures incidental thereto.	\$11,000	\$10,450	15 years
2) The acquisition of personal protective gear, including all related costs and expenditures incidental thereto.	\$570,000	\$541,500	5 years
3) The acquisition of laundry equipment, including all related costs and expenditures incidental thereto.	\$140,000	\$133,000	15 years
4) Grading and paving of a section of the training tower, including all work and materials necessary therefor and incidental thereto.	\$105,000	\$99,750	10 years
5) The installation of fencing at the training tower site, including all work and materials necessary therefor and incidental thereto.	\$25,000	\$23,750	10 years
6) Repairs to Stations 2, 3 and 4, including all work and	\$260,000	\$247,000	15 years

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
materials necessary therefor and incidental thereto.			

7) The acquisition of self-contained breathing apparatus, including all related costs and expenditures incidental thereto.	\$490,000	\$465,500	5 years
8) The acquisition of vehicles, including sport utility vehicles and pick-up trucks and further including all related costs and expenditures incidental thereto.	\$415,000	\$394,250	5 years
<u>c) Department of Public Works</u>			
1) Renovations to the 16 th Avenue garage, including all work and materials necessary therefor and incidental thereto and underground storage tank abandonment or removal, including all environmental work and materials necessary therefore and incidental thereto.	\$2,025,000	\$1,923,750	20 years
2) The construction of a new building at 406 Coit Street, including all work and materials necessary therefor and incidental thereto.	\$3,745,000 (Includes the ARF Funds)	\$3,557,750	30 years
3) The installation of sprinkler systems at various buildings, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including	\$335,000	\$318,250	15 years

all related costs and expenditures incidental thereto.				
4) Renovations to the Union Avenue Building, including all work and materials necessary therefore and incidental thereto.	\$630,000		\$598,500	15 years
5) Repairs to the Town Hall elevator, including all work and materials necessary therefor and incidental thereto.	\$600,000		\$570,000	15 years
6) The acquisition of vehicles, including a sewer trucks, bucket trucks, crane trucks, dump trucks, a utility trucks, electric trucks and yard packer trucks and further including all related costs and expenditures incidental thereto.	\$2,115,000		\$2,009,250	10 years
7) The acquisition of equipment, including a small loader, a large loader, a claw attachment and wheel align lifts and further including all related costs and expenditures incidental thereto.	\$435,000		\$413,250	15 years
8) The installation of electric charging stations, including all work and materials necessary therefor and incidental thereto.	\$50,000		\$47,500	15 years
9) The acquisition of multi-function copiers, including all work and materials necessary therefor and incidental thereto.	\$110,000		\$104,500	5 years

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10) The acquisition of street sweepers, including all related costs and expenditures incidental thereto.	\$715,000 (Includes the UEZ Funds)	\$679,250	5 years
d) <u>General Projects</u>			
1) The South 20 th Street Drainage Project, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	\$435,000	\$413,250	20 years
2) Park surfacing, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	\$250,000	\$237,500	10 years
3) Improvements to the North Union Avenue and Mill Road intersection, including all work and materials necessary therefor and incidental thereto.	\$205,000	\$194,750	10 years
4) Annual Road resurfacing, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and material necessary therefor and incidental thereto.	\$657,000	\$624,150	10 years
5) The installation of a guard rail at Cleremont Avenue, including all work and	\$115,000	\$109,250	10 years

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materials necessary therefor and incidental thereto.				
6) Eberhardt Park repairs, including all work and materials necessary therefor and incidental thereto.	\$150,000		\$142,500	15 years
7) Recreation court resurfacing at various locations, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	\$160,000		\$152,000	10 years
8) Improvements to the Gatling Center roof and floor, including all work and materials necessary therefor and incidental thereto.	\$330,000		\$313,500	15 years
9) Improvements to the 40 th Street running track, including all work and materials necessary therefor and incidental thereto.	\$160,000		\$152,000	10 years
10) Orange Park pool enclosure, including all work and materials necessary therefor and incidental thereto.	<u>\$2,110,000</u>		<u>\$2,004,500</u>	20 years
Totals:	<u>\$20,000,000</u>		<u>\$19,000,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general

improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 15.97 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$19,000,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$3,000,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of

obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Adopted
Absent: Brown

**ALCOHOLIC BEVERAGE CONTROL BOARD
AUGUST 12, 2024**

1. Chairman Cox calls the Meeting to Order

Roll Call

2. New Business

Cox – Frederic A. Renewal of Plenary Retail Consumption Licenses for the 2023-2024 Licensing Year - 1425 Springfield Corporation, DBA/43rd Street Café

WHEREAS, the following named or corporation, being an applicant for a Plenary Retail Consumption License for the **Year 2023-2024**, to sell alcoholic beverages under the provisions of N.J.S.A. Title 33 having been investigated as required by said Law, and the Alcoholic Beverage Control Board being satisfied that said applicant in all things have met the requirements of the law and are suitable and a proper corporation to whom Plenary Retail Consumption Licenses for the sale of alcoholic beverages should be issued; and

NOW THEREFORE BE IT RESOLVED by the Municipal Council acting as the Alcoholic Beverage Control Board of the Township of Irvington that a permanent Plenary Retail Consumption License be issued to the following corporation for the sale of alcoholic beverages in original containers for consumption on the licensed premises for the **Year 2023-2024** at the address set opposite their respective name.

LICENSE NUMBER	NAME	ADDRESS
0709-33-063-004	1425 Springfield Corporation DBA/43 rd Street Café	1425 Springfield Avenue

BE IT FURTHER RESOLVED that said License be issued in the name and under the seal of the township of Irvington and be signed by the ABC Board Secretary or the Municipal Clerk, in order to fulfill the provisions of the Irvington Township Code, Known as Ordinance MC 3635, which license, after being so signed, shall be released by the ABC Board Secretary or the Municipal Clerk.

Adopted
Absent: Brown

Cox – Frederic B. Renewal of Plenary Retail Consumption Licenses for the 2024-2025 Licensing Year - 1425 Springfield Corporation, DBA/43rd Street Café and Mariela Inc, DBA/Paradizio Royal Club-Bar Restaurant & Hall

WHEREAS, the following named or corporation, being an applicant for a Plenary Retail Consumption License for the **Year 2024-2025**, to sell alcoholic beverages under the provisions of N.J.S.A. Title 33 having been investigated as required by said Law, and the Alcoholic Beverage Control Board being satisfied that said applicant in all things have met the requirements of the law and are suitable and a proper corporation to whom Plenary Retail Consumption Licenses for the sale of alcoholic beverages should be issued; and

NOW THEREFORE BE IT RESOLVED by the Municipal Council acting as the Alcoholic Beverage Control Board of the Township of Irvington that a permanent Plenary Retail Consumption License be issued to the following corporation for the sale of alcoholic beverages in original containers for consumption on the licensed premises for the **Year 2024-2025** at the address set opposite their respective name.

LICENSE NUMBER	NAME	ADDRESS
0709-33-063-004	1425 Springfield Corporation DBA/43 rd Street Café	1425 Springfield Avenue

LICENSE NUMBER	NAME	ADDRESS
0709-33-055-006	Mariela Inc DBA/Paradizio Royal Club-Bar Restaurant & Hall	1053-55 Clinton Ave

BE IT FURTHER RESOLVED that said License be issued in the name and under the seal of the township of Irvington and be signed by the ABC Board Secretary or the Municipal Clerk, in order to fulfill the provisions of the Irvington Township Code, Known as Ordinance MC 3635, which license, after being so signed, shall be released by the ABC Board Secretary or the Municipal Clerk.

Adopted
Absent: Brown

Cox – Frederic C. Authorize Place-to-Place Transfer (Expansion of Premises) of Plenary Retail Consumption License - 72 Lyons Avenue Corporation DBA/Marlo's Cocktail Lounge Due to the Termination of COVID-19 Expansion-of-Premises Permits on November 30, 2024

WHEREAS, an application has been filed for a place-to-place transfer (**Expansion of Premises**) of Plenary Retail Consumption License Number 0709-33-073-005 (72 Lyons Avenue Corporation DBA/Marlo's Cocktail Lounge), for purposes of expanding the premises under license wherein the sale, service, and storage of alcoholic beverages are authorized; and

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

NOW, THEREFORE BE IT RESOLVED by the Municipal Council, Acting as the Alcoholic Beverage Control Board of the Township of Irvington, New Jersey, does hereby approve, effective August 12, 2024, the expansion of the aforesaid Plenary Retail Consumption Licensed premises located at 702 Lyons Avenue, Irvington, New Jersey, to place under the license the area delineated in the application form and the sketch of the licensed premises attached thereto.

Adopted
Absent: Brown

3. Adjournment

12. MISCELLANEOUS

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

Lauren Shears Agnew, Essex County Information Officer
Elouise McDaniel, 214 Nesbit Terrace
Robert Shaw, 57 Coit Street
Doris Sherrill, 35 Augusta Street

Council Member Cox, Council Member Dr. Frederic Council Member Dr. Hudley and Council Member Vick thanked the attendees for sharing their concerns.

Council President Beasley addressed the concerns raised by the above referenced citizens and provided closing remarks.

13. ADJOURNMENT (*Roll Call)

There being no further business, the meeting adjourned at 8:12 P.M.

Jamillah Z. Beasley, Council President

Shawna M. Supel, Municipal Clerk