

TOWNSHIP OF IRVINGTON



MUNICIPAL COUNCIL MEETING MINUTES SEPTEMBER 23, 2024 7:30 PM

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Appointments

Virtual - Zoom Meetings
Administration

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

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

Council President Dr. October Hudley 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)

Robert Shaw, 57 Coit Street
Elouise McDaniel, 214 Nesbit Terrace

5. HEARING OF COUNCIL MEMBERS

North Ward Council Member Orlander G. Vick (addressed the questions raised by the above citizens)
Council Member At-Large Dr. Charnette Frederic (addressed the questions raised by the above citizens)

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

A. Reports

1. Municipal Court - Weekly Summary Report for the Week of September 2, 2024 to September 6, 2024
2. Municipal Court - Weekly Summary Report for the Week of September 9, 2024 to September 13, 2024
3. Community Development Dept. Rep. Attiya Pennix – Report of the September 4, 2024 Redevelopment Committee Meeting
4. Business Administrator Musa Malik, Esq. – Report of September 4, 2024 Licensing Committee Meeting
5. Business Administrator Musa Malik, Esq. – Report of September 5, 2024 Finance Committee Meeting
6. A/Health Director Baffour Asare – Report of September 12, 2024 Ad Hoc Health Committee Meeting
7. A/Municipal Court Director Dolly Johnson – Mayor’s Monthly Report for the Month of August 2024

7. REPORTS OF COMMITTEES

- A. Request for Proposals – Lead Contractor, Contractor to Rehabilitate Residential Property and Environmental Consultant – September 10, 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

- Vick – Brown
1. Amending and Supplementing Chapter 650, Titled “Zoning”, to Amend Attachment 2 – Titled “Schedule of Area, Yard and Height Requirements” to Update Same
**[ZONING ORDINANCE AMENDMENTS - MUST BE REFERRED TO THE PLANNING BOARD FOR REVIEW – MEETING ON SEPTEMBER 26, 2024]
[PUBLIC HEARING AND FINAL ADOPTION – OCTOBER 28, 2024]**

**AN ORDINANCE OF THE TOWNSHIP OF IRVINGTON
ESSEX COUNTY, NEW JERSEY
ORDINANCE NO. _____**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON,
COUNTY OF ESSEX, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING
CHAPTER 650, TITLED “ZONING”, TO AMEND ATTACHMENT 2 – TITLED “SCHEDULE OF
AREA, YARD AND HEIGHT REQUIREMENTS” TO UPDATE SAME**

WHEREAS, the State of New Jersey, by enacting the Municipal Land Use Law (N.J.S.A. 40: 55d-1 et seq. ~ “MLUL”), permits municipalities to adopt and subsequently amend a zoning ordinance governing the nature and extent of the uses of land, buildings and structures within a municipality (N.J.S.A. 40:55d-62); and

WHEREAS, section 62 of the MLUL requires that a zoning ordinance be drawn “with reasonable consideration to the character of each district and its peculiar suitability for particular uses and to encourage the most appropriate use of land”; and

WHEREAS, the Township of Irvington (“Township”) first adopted a comprehensive zone plan in or about 1986; and

WHEREAS, Chapter 650, which as has been amended from time to time, is the current zone plan for the Township; and

WHEREAS, the Township Council via Resolution No. UEZ 15-0714-11, on July 14, 2015 has designated the entirety of the Township as an area in need of rehabilitation;

WHEREAS, the 2022 Master Plan Update encourages the redevelopment of vacant land, abandoned property, buildings in poor condition, and brownfield sites;

WHEREAS, the 2022 Master Plan Update further has the goal of improving the overall appearance of the Township;

WHEREAS, the 2022 Master Plan Update recommends maintaining housing that is affordable to all income levels;

WHEREAS, there are inconsistencies in the zoning requirements that create the need for variances;

WHEREAS, more than 10% of the requests for variances from the Planning & Zoning Boards since January 2023 have been for the maximum number of stories in a residential zone;

WHEREAS, more than 10% of the requests for variances from the Planning & Zoning Boards since January 2023 have been for the minimum side yard setback; and

WHEREAS, the variance process creates additional costs and slows down the development process for one and two-family residential dwellings;

WHEREAS, the Township Council believes that the revisions to Attachment 2 - titled “Schedule of Area, Yard and Height Requirements”, will encourage the redevelopment of vacant land, abandoned property, and buildings in poor condition; and

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Irvington, County of Essex, State of New Jersey, that Chapter 650 titled “Zoning” of the Township Code be and is hereby amended to revise the following Attachment 2 titled “Schedule of Area, Yard and Height Requirements:

Additions to this Chapter shall be designated by underlined text. Deletions shall be designated by ~~striketthrough text~~.

ZONING

650 Attachment 2

Township of Irvington

Schedule of Area, Yard and Height Requirements

	R-1L	R-1	R-2	R-3	R-4	R-5
Maximum residential density (units/net acre)	8.0	~~16.0~~ <u>17.4</u>	~~20.0~~ <u>21.8</u>	26.0	33.0	60.0
Minimum lot area (square feet)						
One-family	5,000	2,500	2,000	1,500	1,200	n.p.
Two- , three- , or four-family	n.p.	n.p.	2,000/ unit	1,500/ unit	1,200/u nit	n.p.
Garden apartments	n.p.	n.p.	n.p.	n.p.	1,320/ unit	1,320/ unit
High-rise apartments	n.p.	n.p.	n.p.	n.p.	n.p.	730/ unit
Maximum impervious coverage (percent)						
One- , two- , three- , or four-family	45%	55%	60%	70%	80%	n.p.
Garden or high-rise apartments	n.p.	n.p.	n.p.	n.p.	60%	60%
Minimum lot width (feet)						
One- , two- , three- , or four-family	50	35	30 ¹	28 ¹	28 ¹	n.p.
Garden or high-rise apartments	n.p.	n.p.	n.p.	n.p.	250	250
Minimum yards (feet)						
Front	20	15	15	15	15 ²	50
Side (one/both)	5/12	4/10 ³	0/0 ³	0/0 ^{3 4}	0/0 ^{2, 3 4}	20/50
Rear	20	15	15	15	15 ²	75
Maximum Stories	~~2-1/2~~ <u>3</u>	~~2-1/2~~ <u>3</u>	~~2-1/2~~ <u>3</u>	~~2-1/2~~ <u>3</u>	3	8
Maximum building height (feet)	35	35	35	35	45	100

NOTES:

1. Applies only to one-family lots. For each additional dwelling unit, the minimum lot width is increased by 10 feet.
2. Applies to one- , two- , three- , and four-family lots. For garden apartments, the minimum yards shall

be as required for the R-5 Zoning District.

3. Lots that meet the requirements of §650-10A. Undersized lots of records, shall be permitted a minimum combined side yard setback of 6 feet.
4. Applies only to one-family lots. For each additional dwelling unit, the minimum side yard (one) is increased by four feet and the minimum side yard (both) is increased by 10 feet.

IRVINGTON CODE

Schedule of Area, Yard and Height Requirements

	B-1	B-2	B-3	B-4	B-5	CBD
Maximum floor area ratio						
Ground floor only	0.60	n.a.	n.a.	n.a.	n.a.	0.75
Entire building	2.40	0.45	0.40	0.40	0.35	2.25
Minimum lot area (square feet)	3,500	2 acres	10,000	10,000	5 acres	3,500
Maximum impervious coverage (percent)	80%	80%	75%	75%	70%	85%
Minimum lot width (feet)	30	200	80	80	300	30
Minimum yards (feet)						
Front	0	40	10	10	150	0
Side (one/both)	0/0	40/100	10/25	10/25	100	0/0
Rear	20	80	25	25	150	20
Maximum stories	3	1	1	1	1	3
Maximum building height (feet)	45	30	20	20	30	45

	O-1	P-1	P-2	M-1	M-2	M-3
Maximum floor area ratio	0.50	0.30	0.35	0.40	0.50	0.60
Minimum lot area (square feet)	5,000	1 acre	20,000	1 acre	1 acre	2 acres
Maximum impervious coverage (percent)	60%	45%	55%	60%	75%	75%
Minimum lot width (feet)	50	100	80	150	150	200
Minimum yards (feet)						
Front	20	25	20	25	25	40
Side (one/both)	7/15	25/60	7/15	25/60	25/60	40/100
Rear	25	50	25	50	50	50
Maximum stories	2 ½	3	3	2	2	2
Maximum building height (feet)	35	45	45	35	35	35

Adopted
Absent: Beasley, Cox

C. Bills & Claims

Frederic – Brown 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD SEPTEMBER 23, 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	\$1,701,517.18
TOTAL	\$1,701,517.18

Adopted
Absent: Beasley, Cox

Evans – Brown 2. Payrolls

Payroll Date: September 6, 2024

TOTAL	\$2,397,135.49
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Adopted
Absent: Beasley, Cox

9. RESOLUTIONS AND MOTIONS

A. Resolutions

Vick – Brown 1. Waive 20 Day Time Period for Effective Date on an ordinance Amending and Supplementing Section 620-19.1 Parking Too Close To Driveway by adding a portion of Adding a Portion of Stewart Street and Melrose Avenue

WHEREAS, an ordinance entitled “**AN ORDINANCE AMENDING SECTION 620-19.1 OF THE REVISED CODE REGARDING PARKING TOO CLOSE TO A DRIVEWAY BY ADDING A PORTION OF STEWART STREET AND MELROSE AVENUE**” was duly passed on first reading by the Municipal Council on SEPTEMBER 9, 2024 and duly adopted by the Municipal Council on second reading after public hearing on SEPTEMBER 23, 2024; and

WHEREAS, pursuant to N.J.S.A. 40:69A-181 (a) and Section 7-32 (d) of the Revised Code of the Township of Irvington, an ordinance shall take effect twenty (20) days after final passage by the Municipal Council and approval by the Mayor; and

WHEREAS, pursuant to N.J.S.A. 40:69A-181 (b) and Section 7-32 (d) of the Revised Code of the Township of Irvington, two- thirds (2/3) of the full membership of the Municipal Council may declare an emergency, by written resolution, to reduce this twenty (20) day period:

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON (not less than 2/3 of the full membership thereof affirmatively concurring) that pursuant to the provisions of N.J.S.A. 40:69A-181 (b) and Section 7-32 (d) of the Revised Code of the Township of Irvington, it does hereby declare that an emergency exists that an ordinance **entitled “AN ORDINANCE AMENDING SECTION 620-19.1 OF THE REVISED CODE REGARDING PARKING TOO CLOSE TO A DRIVEWAY BY ADDING A PORTION OF STEWART STREET AND MELROSE AVENUE”** shall become effective immediately upon its approval by the Mayor.

Adopted
Absent: Beasley, Cox

Frederic – Brown 2. Accept the Home Investment Partnership Program - American Rescue Plan (Home-ARP) Allocation - \$1,738,627.00

RESOLUTION AUTHORIZING ACCEPTING THE HOME
INVESTMENT PARTNERSHIP PROGRAM - AMERICAN RESCUE PLAN
(HOME-ARP) ALLOCATION

WHEREAS, on March 11, 2021, the American Rescue Plan (ARP), Public Law 117-2, was signed into law to address the continued impact of the COVID-19 pandemic on the economy, public health, State and local governments, individuals, and businesses. HOME-ARP appropriated \$5 billion dollars in ARP funds to be administered through the HOME Investment Partnership Program to perform activities that must primarily benefit qualifying individuals and families who are homeless, at risk of homelessness, or in other vulnerable populations; and

WHEREAS, the Township was notified by the US Department of Housing and Urban Development (HUD) that it will receive an allocation of \$1,738,627.00 in HOME Investment Partnership Program-American Rescue Plan (HOME-ARP) funds to be used to help communities provide housing, shelter, and services for people experiencing homelessness and other qualifying populations; and

WHEREAS, the Township's HOME-ARP allocation plan serves as the framework that aligns and focuses funding from HOME-ARP in accordance with CPD Notice 21-10; and

WHEREAS, the HOME-ARP Allocation Action Plan has been accepted by HUD.

NOW, THEREFORE, BE IT RESOLVED, by the Irvington Township Committee as follows:
The Mayor is authorized to (a) act as a representative of the Township of Irvington, and (2) execute the grant agreement for such amounts as the U.S. Department of Housing and Urban Development is willing to make available under the specified programs.

Adopted
Absent: Beasley, Cox

Hudley – Brown 3. Ratifying Professional Services Contract for Litigation/Defense Counsel Services to defend the Township of Irvington in the matter Elgee Bradley v. Saint Jean Leneus - Lamb Kretzer, LLC - Not to Exceed \$5,000.00

RESOLUTION RATIFYING PROFESSIONAL SERVICES CONTRACT

FOR LITIGATION/DEFENSE COUNSEL SERVICES

WHEREAS resolution number TA 23-1010-40 qualified eight firms to provide litigation/defense counsel services for the Township of Irvington from November 01, 2023 until October 31, 2024; and

WHEREAS the resolution requires that all cases assigned to counsel for this purpose must be approved by the Municipal Council; and

WHEREAS, the Township Attorney has determined that Lamb Kretzer, LLC has the most experience to defend the Township of Irvington in the matter Elglee Bradley v. Saint Jean Leneus, et al, Docket No: ESX-L-5935-24; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Lamb Kretzer, LLC, 110B Meadowlands Parkway, Suite 201, Secaucus, New Jersey, 07094; 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 Lamb Kretzer, LLC, 110B Meadowlands Parkway, Suite 201, Secaucus, New Jersey, 07094 for a contract amount not to exceed \$5,000.00. The billing rate for this contract is \$150.00 per hour; and

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

BE IT FURTHER RESOLVED that funds for this service will paid from the Insurance fund for a contract amount not to exceed \$5,000.00. The billing rate for this contract is \$150.00 per hour.

Adopted
Absent: Beasley, Cox

Frederic – Brown 4. Authorize Disposal of Old/Unused Equipment with Municibid

AUTHORIZE DISPOSAL OF OLD/UNUSED EQUIPMENT WITH MUNICIBID

WHEREAS, the Township of Irvington is the owner of certain equipment that is no longer being used; and
WHEREAS, the Township of Irvington is desirous of selling said equipment in an "as is" condition without express or implied warranties.

NOW THEREFORE BE IT RESLOVED, by the Township of Irvington, in the County of Essex, as follows:

- (1) The sale of old/used equipment shall be conducted through Municibid pursuant to State of Contract T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with Municibid is available online at Municibid.com and also available in the Division of Purchasing.
- (2) The sale will be conducted online and the address of the auction site is Municibid.com
- (3) The sale is being conducted pursuant to Local Finance Notice 2008-9.
- (4) A complete list of the old/used equipment is attached to this resolution, herein apart of the record.

- (5) The equipment on the attached list shall be sold in an "as is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification agreement concerning use of said surplus property.
- (6) The Township of Irvington reserves the right to accept or reject any bid submitted.
- (7) In the event that no bids are received, the Purchasing Agent is authorized to dispose of same for the benefit of the Township.

Adopted
Absent: Beasley, Cox

Vick – Hudley 5. Refund \$1,660.00 on Escrow for Patience Ezechibueze DBA NJ Medical Career Institute LLC, 20 Marshall Street

RESOLUTION REFUNDING \$1,660.00 ON ESCROW T-18-56-860-100-100 FOR Patience Ezechibueze DBA NJ Medical Career Institute LLC, 20 MARSHALL STREET.

WHEREAS, Patience Ezechibueze applied to the Township of Irvington's Zoning Board of Adjustment for a conditional use variance to operate a certified nursing assistant and home health aide training facility at property known and designated as 20 Marshall Street Block 132 Lot 1.01.

WHEREAS, the Zoning Board Division of the Office of Community Development is seeking a refund of \$1,660.00 on behalf of Patience Ezechibueze. Patience Ezechibueze has withdrawn her application and seeks reimbursement from the Township of Irvington.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that a reimbursement of \$1,660.00 to be refunded to PATIENCE EZECHIBUEZE DBA NJ MEDICAL CAREER INSTITUTE LLC for payment.

Adopted
Absent: Beasley, Cox

Vick – Brown 6. Authorize the Execution of Property Exchange Agreement Exchanging Township-Owned Property For Privately-Owned Property To Facilitate Redevelopment Projects Within The East Ward/East Springfield Avenue Redevelopment Area

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON AUTHORIZING THE EXECUTION OF PROPERTY EXCHANGE AGREEMENT EXCHANGING TOWNSHIP-OWNED PROPERTY FOR PRIVATELY-OWNED PROPERTY TO FACILITATE REDEVELOPMENT PROJECTS WITHIN THE EAST WARD/EAST SPRINGFIELD AVENUE REDEVELOPMENT AREA

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

WHEREAS, on August 13, 2002, the Township Council, by Resolution No. UEZ 02-0813-14, the Township Council adopted a resolution designating certain properties within the east ward of the Township as an area in need of redevelopment (the “**Redevelopment Area**”); and

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

WHEREAS, the Township is the owner of certain property located within the Township, which property is designated on the official tax maps of the Township and identified in the Township tax records as Block 152, Lot 1, located at 317-323 17th Avenue within the Township (the “**Township Parcel**”); and

WHEREAS, **ZM 100 22 STREET, LLC** (“**ZM**”) is the owner of certain property located within the Redevelopment Area, which property is designated on the official tax maps of the Township and identified in the Township tax records as Block 147, Lot 17, located at 135 19th Avenue within the Township (the “**ZM Parcel**,” and together with the Township Parcel, the “**Properties**”); and

WHEREAS, the ZM Parcel is situated upon the site of a proposed redevelopment, the advancement of which would be facilitated by the Township’s acquisition of the ZM Parcel; and

WHEREAS, the swap of the Properties would facilitate redevelopment projects within the Township; and

WHEREAS, the Parties recognize the mutual benefit of a proposed exchange of the Township Parcel for the ZM Parcel;

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 Property Exchange Agreement Authorized.

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

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

(c) Upon the execution and attestation of the Property Exchange Agreement, the Mayor, upon consultation with counsel to the Township, is hereby further authorized to take any and all actions, and execute and deliver such other documents, certificates and instruments necessary, desirable or convenient to effectuate the terms thereof.

(d) Upon execution of the Property Exchange Agreement, the Township is authorized to duly pursue the transaction contemplated therein for the purposes recited herein.

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

Section 4. Availability of the Resolution. A copy of this resolution shall be available for public inspection at the office of the Municipal Clerk.

Section 5. Effective Date. This resolution shall take effect immediately.

Exhibit A

PROPERTY EXCHANGE AGREEMENT

Adopted
Absent: Beasley, Cox

Frederic – Brown 7. Introduction of the Camptown Business Improvement District’s (CBID) 2024-2025 Annual Budget **[Public Hearing is Scheduled for Monday, October 28, 2024]**

INTRODUCTION OF THE CAMPTOWN BUSINESS IMPROVEMENT DISTRICT (CBID) 2024-2025 ANNUAL BUDGET

WHEREAS, N.J.S.A. 40:56-48 requires that the budget for the Camptown Business Improvement District (CBID) 2024-25 Annual Budget be introduced in writing at a meeting of the Municipal Council for approval; and

WHEREAS, the Camptown Business Improvement District (CBID) approved it’s 2024-2025 budget on July 31, 2024:

NOW, BE IT THEREFORE RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that it hereby approves the Camptown Business Improvement District (CBID) 2024-2025 budget and that this approval is subject to all requirements of NJSA 40:56-48, which includes notice and hearing.

PROPOSED 2024 CBID BUDGET	approved by CBID Board of Directors: July 31, 2024
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2024 Budget Overview:

The 2024 budget maintains **the reduced CBID tax assessment rate, from 5% (2000-12) to 3% (2013-16) to 2.5% since 2017** to provide relief to CBID taxpayers by allocating \$75,023 from our carryover fund balance. The 2024 CBID budget continues funding the daily cleaning/maintenance of the CBID, electricity for more than 30 floodlights throughout the CBID, and our matching property improvement and security camera grant programs. We are expanding our successful "Graffiti Removal Program" to assist properties that have been cited by the Township to remove graffiti. The CBID will also create a model wall mural and paint two flower boxes subsidized by an Essex County Local Arts Program grant. Security Camera matching grants continue, while additional trash cans for the CBID have been ordered. A new, enhanced website shared with the ISABID has also been launched. Meanwhile, administrative and operations line items remain the same as in past years.

PROPOSED 2024 CBID BUDGET

REVENUES

Past Years' Carryover Funds
2024 CBID Tax
Essex County L.A.P. Grant share
Miscellaneous
TOTAL REVENUES

**2024
Budget**

82,523
160,165
3,500
8,000
254,188

2024 Budget Narrative

carryover funds transferred to meet projected 2024 budget expenditures
same 2.5% rate to commercial property owners since 2017 (effectively 1.43% on municipal tax bills)
subsidize CBID wall mural within Graffiti Removal Program interest on CD, savings, & money market accounts, website ads, donations/sponsorships

EXPENSES

Cleaning/Maintenance
Supplemental Trash Cans
Security Camera Grants Program
LAP Grant Administration
Property Improvement Grants
Graffiti Removal Program
Professional Fees
Marketing
Floodlights electricity
Operations/Insurance
Miscellaneous/Reserve
TOTAL EXPENSES

82,000
3,500
10,000
10,000
14,000
45,000
59,300
5,988
17,000
2,400
5,000
254,188

Arizona Landscaping: 5 days/week service includes removal of illegal dumping in public areas; \$1500 CBID weed whack approximately 12 wire cans with CBID logo, bags, not liners, placed strategically throughout district
individual members' matching grants @ \$2500 maximum (at least 4 grants budgeted)
solicit property owners, secure professional & student artists for 2 flower boxes & model 1343 SF wall mural @ 345 Nye Avenue
individual members' matching grants (estimate 1-4 grants depending on amounts)
wall mural & 2 flower box supplies; artists' payments (\$7900); graffiti removal (\$5 SF power wash,\$3 SF paint, coat) = appx 12,500 SF
Audit (Kayode Agunbiade, CPA)-\$6800; Management (FTM staff)-\$52,500
shared website-\$5588; ICC Awards Dinner Ad-\$400; business signs
monthly estimate: \$1400 (PSEG) for 35 floodlights
Office Supplies-\$150; D&O Insurance-\$996; General Liability insurance-\$900; Shared Phone-\$285
unanticipated projects/expenses

Adopted
Absent: Beasley, Cox

Frederic – Brown 8. Introduction of the Springfield Avenue Business Improvement District's (SACBID) 2024-2025 Annual Budget **[Public Hearing is Scheduled for Monday, October 28, 2024]**

INTRODUCTION OF THE SPRINGFIELD AVENUE CENTER BUSINESS IMPROVEMENT DISTRICT (SACBID) 2024-2025 ANNUAL BUDGET

WHEREAS, N.J.S.A. 40:56-48 requires that the budget for Springfield Avenue Center Business Improvement District's (SACBID) 2024-25 budget be introduced in writing at a meeting of the Municipal Council for approval; and

WHEREAS, the Springfield Avenue Center Business Improvement District (SACBID) approved it's 2024-25 budget on June 20, 2024:

NOW, BE IT THEREFORE RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, NEW JERSEY that it hereby approves the Springfield Avenue Center Business Improvement District's (SACBID) 2024-25 budget and that this approval is subject to all requirements of NJSA 40:56-48, which includes notice and hearing.

PROPOSED 2024-25 IRVINGTON SPRINGFIELD AVENUE BUSINESS IMPROVEMENT DISTRICT BUDGET		
<u>REVENUES</u>	<u>Proposed Budget</u>	<u>Narrative</u>
Opening Balance	199,140	from reserves
BID Tax: 4%	146,860	projecting tax payment for Jan-June 2025 only
Essex County Local Arts Program Grant	2,000	ISABID share of 2024 LAP grant for murals on 2 flower boxes & 1 traffic box
Misc: bank interest; Website ads, program fees	<u>10,000</u>	Ascendia Bank CD & money market/savings accounts' interest
Total Revenues	358,000	
<u>EXPENSES</u>	<u>Budget</u>	
BEAUTIFICATION:		
Holiday Decorations	54,000	All 2023 pole decorations, new garland wraps & banners in Irvington Center, & lighted skyline
Graffiti Removal Program	16,000	increased \$2,000 from 2023-24
Essex County LAP Grant Administration	10,000	\$833.33/month (flower boxes, traffic box mural coordination & execution)
Gateway Clock Electricity	2,100	\$170/month (PSE&G)
Sidewalk & Smith St. Parking Lot Cleaning	100,000	Arizona Landscaping crew: \$95,000 + miscellaneous
Private Security Cameras	<u>5,000</u>	reduced \$5000 from 2023-24
SUBTOTAL	187,100	
MARKETING:		
Business Improvement Matching Grant Program	10,000	reduced \$5000 from 2023-24
Promotional Business Video & Airtime	5,000	New: coordination, production & air time for 10 business profiles, broadcast on "Flavors of NJ" ABC-TV show
Website/Social Media/Advertisements	6,400	New website: content creation (\$6047); webhost fees (\$300)
Promotions (general)	7,000	same as 2023-24: shoppers' tote bags, ISABID brochure (new), senior citizen event
Holiday Santa's Photos	2,000	same as 2023-24: free photos & candy, costumed characters preceding Twp Holiday Spectacular
Professional/Service Member Events	<u>10,000</u>	4 quarterly Tri-Community events: planning seminar, social media workshop, health fair, holiday mixer
SUBTOTAL	40,400	
OPERATIONS:		
Administration	60,000	same as 2023-24 (FirstTEAManagement staff)
Organizational Expenses	2,000	same as 2023-24: Annual Meeting newsletter & mailing, telephone
Professional Fees	9,000	audit & tax return preparation (Kayode Agunbiade, CPA); general & directors/officers insurances, etc
Staff/Board Training	<u>500</u>	same as 2023-24
SUBTOTAL	71,500	
RESERVE		
*Capital Improvements, Beautification, etc.	50,000	new/replacement awning pilot project, new streetpole outlets, etc.
Donations	<u>9,000</u>	ICC Awds Dinner, community requests, \$2000 ISABID scholarship, etc.
SUBTOTAL	59,000	
Total Expenditures	358,000	

Adopted
Absent: Beasley, Cox

Frederic – Hudley

9. Authorize Appraisal Systems, Inc. to Notify Property Owners of Appraised Value of Their Properties as a Result of the Municipal-Wide Revaluation

**TOWNSHIP OF IRVINGTON
RESOLUTION AUTHORIZING APPRAISAL SYSTEMS, INC. TO NOTIFY PROPERTY
OWNERS OF APPRAISED VALUE OF THEIR PROPERTIES AS A RESULT OF THE
MUNICIPAL-WIDE REVALUATION**

WHEREAS, the Township of Irvington (the “Township”) has undergone a municipal-wide revaluation, effective in 2025; and

WHEREAS, as a result of the revaluation, properties within the Township will be assessed at current market value; and

WHEREAS, Appraisal Systems, Inc., the revaluation firm, must provide notice to property owners within the Township of the updated assessments resulting from the revaluation.

WHEREAS notice is usually provided by revaluation firms between November 10th, and December 31st in the year prior to the revaluation; and

WHEREAS the Township seeks to notify its residents prior to November 10th, in order to provide as much notice as possible; and

WHEREAS the Essex County Board of Taxation does not object to the Town notifying its residents of the revaluation prior to November 10th; and

WHEREAS the Division of Taxation does not object to the Town notifying its residents of the revaluation prior to November 10th; and

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

1. The Municipal Council of the Township of Irvington hereby authorizes Appraisal Systems, Inc. to provide notice to property owners within the Township of the new assessed value of their respective properties, as soon as is practical; and
2. That a copy of this Resolution shall be published as required by law within ten (10) days of this passage.

Adopted
Absent: Beasley, Cox

10. COMMUNICATION AND PETITIONS

A. Communications

None

11. PENDING BUSINESS

None

NON-CONSENT AGENDA

8. ORDINANCES, BILLS & CLAIMS (Continued)

B. Ordinances on Second Reading

1. Acting Council President Dr. Hudley: An Ordinance Providing Residential Parking Permits on Harding Terrace Between Stuyvesant Avenue and Coolidge Street, Seven Days A Week, 8:00 PM to 8:00 AM will be heard that this time. The Clerk will read the notice of hearing.

The Clerk will read the ordinance by title.

AN ORDINANCE PROVIDING RESIDENTIAL PARKING PERMITS ON HARDING TERRACE BETWEEN STUYVESANT AVENUE AND COOLIDGE STREET, SEVEN DAYS A WEEK, 8:00 PM TO 8:00 AM.

WHEREAS, the Township of Irvington has received concerns from its residents concerning the availability of resident parking on Harding Terrace, seven days a week, from 8:00 PM to 8:00 AM; and

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

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that parking shall be restricted and a parking permit required for residents of Harding Terrace, seven days a week, from 8:00 PM to 8:00 AM.

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

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

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

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

The Public Hearing on this ordinance is now open.

Michael Spruill, 29 Oakland Street

Vick – Brown Motion to close Public Hearing.

Adopted
Absent: Beasley, Cox

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

Adopted
Absent: Beasley, Cox

2. Acting Council President Dr. Hudley: An ordinance amending and supplementing Section 620-19.1 Parking Too Close To Driveway by adding a portion of Stewart Street and Melrose Avenue will be heard that this time. For the record, this notice is identical to the prior notice read.

The Clerk will read the ordinance by title.

AN ORDINANCE AMENDING SECTION 620-19.1 OF THE REVISED CODE REGARDING PARKING TOO CLOSE TO A DRIVEWAY BY ADDING A PORTION OF STEWART STREET AND MELROSE AVENUE

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
Stewart Street Melrose Avenue	Between Orchard Place and Krotik Place – Union Place Entire Length

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.

The Public Hearing on this ordinance is now open.

Vick – Brown Motion to close Public Hearing.

Adopted
Absent: Beasley, Cox

Vick - Brown Motion to adopt this ordinance on second reading after Public Hearing.

Adopted
Absent: Beasley, Cox

3. **Acting Council President Dr. Hudley:** An ordinance amending and supplementing Amend and Supplement Chapter 49 of the Municipal Code Entitled, “First Source Employment Linkage Program” will be heard that this time. For the record, this notice is identical to the prior notice read.

The Clerk will read the ordinance by title.

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 49 OF THE
MUNICIPAL CODE ENTITLED, “FIRST SOURCE EMPLOYMENT LINKAGE
PROGRAM”**

WHEREAS, ON May 1, 2023, the Municipal Council of the Township (the “**Township Council**”) adopted Ordinance No. MC-3822 establishing a First Source Employment Linkage Program (the “Program”) to facilitate and encourage private sector employment opportunities for Township residents; and

WHEREAS, the Township wishes to amend the Program to enhance its effectiveness and to help realize the Program’s mission;

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Irvington, that Ordinance No. MC-3822 is amended as follows:

SECTION 1. PURPOSE AND POLICY.

The Municipal Council does hereby establish a First Source Employment Linkage Program to facilitate and encourage private sector employment opportunities to qualified Irvington residents by requiring the recipient of any economic incentive to execute a first source agreement and make a good faith effort to hire qualified Irvington residents for all long-term jobs or purchases goods and/or services from a ~~Township-owned~~ business **situated within the Township but not affiliated with a Recipient (hereinafter referred to as a “Local Business”)**.

SECTION 2. INTERMEDIARY; JOB REFERRALS; REPORTING.

- A. The Department of Economics Development Grants Oversight (“DEDGO”) and the office of Community Development and Planning (“CDP”) shall serve as the intermediary between the business community and a network of service providers, job training agencies and educational institutions to best maximize the socio-economic potential of this agreement.
- B. DEDGO and CDP shall attempt to evenly distribute job referrals amongst the network of service providers, job training agencies and educational institutions. This effort is to ensure that the Township as a whole is able to benefit from this First Source Program. The network of service providers, job training agencies and educational institutions shall refer to DEDGO and CDP only qualified individuals that reside in the Township of Irvington.
- C. DEDGO and CDP shall send semiannual reports to the administration and Municipal Council outlining: how many individuals were referred by DEDGO or CDP to be interviewed during that particular semiannual period; how many individuals referred by DEDGO or CDP were hired during that particular semiannual period; the dates of termination of employment, if applicable, from which service provider, job training agency or educational institution the hired individuals were referred to DEDGO or CDP; which ward the hired individuals reside in; and the wages and benefits received by the hired individuals. If a lack of good faith has been demonstrated on the part of any recipient, this shall also be included in the report. DEDGO and CDP shall also include recommendations and suggestions about how this employment linkage program could be improved.

SECTION 3. DEFINITIONS:

(a) As used in this chapter, the following terms shall have the meanings indicated:

ECONOMIC INCENTIVE — Any of the following economic benefits approved by the Municipal Council for a recipient:

- A. **A long-term tax exemption in exchange for payments in-lieu of taxes for any redevelopment project approved by the Township under the Long-Term Tax Exemption Law or any other statute providing for long-term tax exemptions for redevelopment projects;** ~~tax abatement or exemption for a property which reduces the cumulative amount of taxes otherwise due by \$25,000 or more;~~
- B. Any federal, state, county or municipal grant or loan of \$25,000 or more;
- C. Township property which is conveyed at a private sale for no or nominal consideration, which has an actual fair market value of \$25,000 or more; and/or
- D. A Township contract for services over \$100,000.

EXCLUSIVITY PERIOD — The period of time commencing with the pre-hiring notification of DEDGO or CDP by the recipient during which time the recipient may not take any actions to fill a position, including but not limited to advertising, announcing, recruiting, or interviewing. The length of the exclusivity period shall be determined by DEDGO or CDP after consultation with the recipient, but in no event shall be less than 15 days.

FIRST SOURCE AGREEMENT — A binding agreement between the Township and any recipient of an economic incentive, wherein the recipient agrees to make a good faith effort to hire qualified individuals who reside in the Township of Irvington. The form of the agreement shall be substantially the same as the agreement to this chapter as Schedule A.¹

GOOD FAITH EFFORT — Includes, but is not limited to, all of the following activities:

- A. Pre-hiring notifications and exclusivity period: At least 15 days prior to advertising for any employees, the recipient shall submit to DEDGO or CDP a written notice of the number and qualifications of prospective employees needed for any long-term job, as well as a description of the job to be filled. This description shall include the work hours, wage scale, benefits, and hiring schedule of the positions. This will enable DEDGO or CDP to refer qualified applicants to the recipient. During this period, the recipient shall adhere to the above requirements of the exclusivity period. If any of the information submitted to DEDGO or CDP relating to the number or qualifications of prospective employees or the description of the job to be filled is modified, the recipient shall refile a pre-hiring notification and the exclusivity period shall recommence. For positions not covered by this agreement, the recipient may notify DEDGO or CDP when such positions become available so DEDGO or CDP can notify the community that such opportunities exist.
- B. Mandatory contract provisions: All contracts entered into by the recipient or the recipient's contractor shall be required to comply with this chapter and the agreement executed thereunder. The recipient will require the contractor or subcontractor, regardless of tier, to complete and provide DEDGO or CDP with a statement that it will comply with this chapter and the agreement executed thereunder.
- C. Collective bargaining agreement: The recipient will cause the contractor to submit to DEDGO or CDP copies of any collective bargaining agreements covering workers to be employed including any collective bargaining agreements of any subcontractor.
- D. Pre-hiring interviews: The recipient shall interview any applicants referred to it by DEDGO or CDP.
- E. ~~Semiannual~~ **Quarterly** reports: The recipient will submit written semiannual employment reports to DEDGO or CDP in the form to be provided by DEDGO or CDP. If the recipient failed to fill any position with any qualified applicant referred by DEDGO or CDP, the report will include the reasons why.

- F. **Post-Exclusivity Period Reports: The recipient will submit a written report no later than 14 days after the expiration of the Exclusivity Period listing the number of applicants hired under the Program, the title of each position filled and the number of applicants hired to each such title and the quantum of the salary or wage to be paid for each such position filled. In the event the number of applicants so hired falls beneath the expectations of the Program, the recipient's written report shall list the number of applicants interviewed and the reasons for the inability to hire a sufficient number of such applicants.**
- G. Other reports: The recipients shall furnish such other reports as are reasonably required by DEDGO or CDP to implement the purposes of the agreement.
- H. Record access: The recipient will insure that DEDGO or CDP will have reasonable access to all files and records reasonably necessary to confirm the accuracy of the information set forth in the reports.
- I. Work place access: The recipient shall insure that DEDGO or CDP has reasonable access to the project site to physically monitor the work site to verify the accuracy of the information set forth in the reports.
- J. **Oversight Conference: Subsequent to the expiration of the Exclusivity Period, and semiannually thereafter within the Township's discretion, the Recipient shall appear before the Redevelopment Committee of the Municipal Council, to discuss its level of compliance with the First Source Agreement and with this Section and, where compliance lags below the goals of this Section, the action steps necessary to meet said goals.**

LONG-TERM JOB — Those positions 90 to 180 days or more in duration based on job requirement/description. Positions created as a result of internal promotions, terminations, or expansions within the recipient's work force which are to be filled by new employees are included. However, positions filled through promotion from within the recipient's existing work force are not covered positions under this agreement.

RECIPIENTS — Any individual, partnership, association, organization, for-profit corporation or other entity, whether public or private, which receives an economic incentive. This includes any contractor, subcontractor or agent of the recipient.

TOWNSHIP OF IRVINGTON — Includes its employees, agents and assignees.

(b) Except where indicated within a First Source Agreement, the definitions herein shall apply within any First Source Agreement entered into pursuant to the provisions of this Chapter.

(c) Where any definition herein refers solely to hiring applicants for jobs, it is understood that, to the fullest extent possible, the definition refers in equal measure to the purchase of goods and/or services from Local Businesses, where applicable.

SECTION 4. Strategy.

Prior to implementation of this First Source Employment Linkage Program, DEDGO or CDP must prepare and present to the Municipal Council a strategy as to how it will serve as intermediary between the business community and the service providers, job training agencies and educational institutions. This strategy should include:

- A. Creating an efficient network to identify qualified job recipients between DEDGO or CDP and the network of service providers, job training agencies, and educational institutions.
- B. Creating all necessary documents to ensure compliance on the part of any recipients. At a minimum, these documents will detail the names, addresses, social security numbers, dates of hire/termination, wages, benefits and positions hired, for all new hires and terminations during each semiannual period.

- C. Designing a plan to educate employers about the First Source Job Linkage Program and the system described above.

SECTION 5. Damages.

Because damages will not be capable of determination with any reasonable degree of certainty, the Township will be entitled to liquidated damages from the recipient in the amount of \$25,000 for every worker hired where the recipient failed to make a good faith effort to hire qualified individuals who reside in the Township as outlined above. The Township reserves any other remedies it may have at law or equity, including but not limited to the termination of any economic incentives (such as the recalling of loans, repealing of tax abatements or canceling of contracts), if appropriate, for a material breach of the recipient's obligation to make a good faith effort to hire qualified individuals who reside in the Township of Irvington as outlined above. This section relating to damages is subject to the written default notice provisions and expiration of a period to correct any violations, as set forth in the First Source Agreement to be entered into by the recipient.

SECTION 6. Repealer.

All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

SECTION 7. When effective.

This chapter shall take effect 30 days after final passage and publication in accordance with the laws of the State of New Jersey.

SECTION 8. Applicability of other provisions.

If this chapter conflicts with any federal or state laws or regulations, the laws or regulation shall prevail. This chapter shall not confer upon the Township any power not otherwise provided by law to determine the legality of any collective bargaining agreement or to regulate any collective bargaining process.

SECTION 9. Severability.

Should any clause, sentence, paragraph or part of this chapter, or the application thereof to any person, circumstance, be found by a court of competent jurisdiction to be invalid, the remainder of this chapter shall remain in full force and effect.

The Public Hearing on this ordinance is now open.

Brown – Vick Motion to close Public Hearing.

Adopted
Absent: Beasley, Cox

Brown - Vick Motion to adopt this ordinance on second reading after Public Hearing.

Adopted
Absent: Beasley, Cox

9. RESOLUTIONS AND MOTIONS

A. **Acting Council President Dr. Hudley.:** An Amendment #1 to the Calendar Year 2024 Municipal Budget was introduced on **September 9, 2024**, published in the Irvington Herald on **September 19, 2024**, and Public Hearing set for this date, time and place.

The Clerk will read the notice of hearing

The Clerk will read the Budget Amendment #1

Township of Irvington
County of Essex
Resolution to Amend Budget #1

Whereas, the local Municipal Budget for the CY 2024 was approved on June 24, 2024, and

WHEREAS, the public hearing on a said Budget has been held as advertised, on July 29, 2024 and

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

THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Irvington, County of Essex, that the following amendments to the approved Budget of CY 2024 be made:

	(BROWN	(BEASLEY, PRES.	Abstained	(
	(EVANS	(		(
	(FREDERIC	(		(
RECORDED VOTE	Ayes (HUDLEY	Nays (		(COX
	(VICK	(	Absent	(

	<u>From</u>	<u>To</u>
<u>General Revenues</u>		
1. Surplus Anticipated	4,500,000.00	4,500,000.00
2. Surplus Anticipated with Prior Written Consent of Director of Local Government Services	-	-
3. Miscellaneous Revenue-Section A: Local Revenue		
Total Section A: Local Revenue	11,383,884.00	11,383,884.00
3. Miscellaneous Revenue-Section B: State Aid Without Offsetting Appropriations		
Total Section B: Local Revenue	11,779,983.00	11,779,983.00
3. Miscellaneous Revenue-Sections C: Dedicated Uniform Construction Code Fees Offset with Appropriations		
Total Section C: Local Revenue	785,000.00	785,000.00

MINUTES – REGULAR COUNCIL MEETING – SEPTEMBER 23, 2024 - PAGE 22

3. Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with

Prior written Consent of Director of Local Government Services- Public and Private Revenues Offset with Appropriations: State & Federal Grants

NJ Health CLEPP - 2024	-	1,125,054.00
NJ -ACCHO 2024	-	168,049.00
COPS Anti-Herion Task Force Grant 2022-2023	-	17,671.98
Body Warm Camera Program	-	2,020.04
Body Armor Fund 2023	-	1,360.72
NJ - ACCHO - 2023	-	108,614.58
National Opioid Fund	-	19,483.47
Robert Woods Johnson Foundation	-	34,060.00
NJ - LGAP	-	66,200.00
NJ Storm Water Grant 2023	-	15,000.00
PSEG - Energy Grant 2023	-	2,500.00

Total Section F: Special Items of General Revenue Anticipated, Public and Private

Revenue Offset with Appropriations:

2,213,543.73 2,213,543.73

3. Miscellaneous Revenue - Section G: Special Items of General Revenue Anticipated with

Prior Written Consent of Director of Local Government Services - Other Special items:

Special Tax Lien Sale Assignment	1,289,831.00	1,390,000.00
Joint Meeting Sewer Maintenance	379,694.33	22,245.83
5 Year Old Premium Foreclosed Tax Certificates	715,187.14	86,993.29
Police in School Agreement	275,000.00	240,000.00
Sale Of Town Onwed Property	597,016.00	1,344,000.00

Total Section G: Special Items of General revenue anticipated with prior written

consent of the Director of Local Government Services 6,694,488.62 6,694,488.62

4. Receipts from Delinquent Taxes 1,828,453.75 1,828,453.75

Summary of Revenues

1. Total Surplus Anticipated 4,500,000.00 4,500,000.00

MINUTES – REGULAR COUNCIL MEETING – SEPTEMBER 23, 2024 - PAGE 23

2. Surplus Anticipated with Prior Witten Consent of Director of Local Government Services	-	-
3. Miscellaneous Revenues:		
Total Section A: Local Revenue:	11,383,884.00	11,383,884.00
Total Section B: State Aid without Offsetting Appropriations:	11,779,983.00	11,779,983.00
Total Section C: Dedicated Uniform Construction Code Fees offset with Appropriations	785,000.00	785,000.00
Total Section D: Special Items of General Revenue, Inter local Muni. Services	-	-
Total Section E: Special Items of General Revenue, Additional Revenues	-	-
Total Section F: Special Items of General Revenue, Public and Private Revenue	2,213,543.73	2,213,543.73
Total Section G: Special items of General Revenue, Other Special Items	6,694,488.62	6,694,488.62
Total Miscellaneous Revenue	32,856,899.35	32,856,899.35
4. Receipts from Delinquent Taxes	1,828,453.75	1,828,453.75
5. Subtotal General Revenues (Items 1,2,3 and 4)	39,185,353.10	39,185,353.10
6. Amount to be Raised by Taxes for support of Municipal Budget:		
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	82,324,825.81	82,722,063.96
b) Addition to Local District School Tax	3,329,818.01	3,330,321.25
c) Minimum Library Tax	1,174,851.82	1,174,851.82
	\$	
7. TOTAL GENERAL REVENUES	126,014,848.74	\$ 126,412,590.13

8. GENERAL APPROPRIATIONS

(A) Operations Within "CAPS"	-	-
Total Operations (Item 8 (A) Within "CAPS"	89,506,288.09	89,506,288.09
(E) Deferred Charges and Statutory Expenditures - Municipal Within "CAPS"		
1. Overexpenditure Grant Approp.	-	14,252.04
Total Deferred Charges and Statutory Expenditures - Within "CAPS"	14,711,197.35	14,711,197.35
(H-1) Total General Appropriations for Municipal Purposes Within "CAPS"	104,217,485.44	104,217,485.44
<u>8. GENERAL APPROPRIATIONS</u>		
(A) Operations - Excluded from "CAPS"	-	-
Municipal Library	-	-
Total Other Operations - Excluded from "CAPS"	6,574,337.00	6,574,337.00

MINUTES – REGULAR COUNCIL MEETING – SEPTEMBER 23, 2024 - PAGE 24

(A) Operations - Excluded from "CAPS"

NJ Health CLEPP - 2024	-	1,125,054.00
NJ -ACCHO 2024	-	168,049.00
COPS Anti-Herion Task Force Grant 2022-2023	-	17,671.98
Body Warm Camera Program	-	2,020.04
Body Armor Fund 2023	-	1,360.72
NJ - ACCHO - 2023	-	108,614.58
National Opioid Fund	-	19,483.47
Robert Woods Johnson Foundation	-	34,060.00
NJ - LGAP	-	66,200.00
NJ Storm Water Grant 2023	-	15,000.00
PSEG - Energy Grant 2023	-	2,500.00
Public and Private Programs Offset by Revenues		
Total Public and Private Program Offset By Revenue	2,213,543.73	2,213,543.73
Total Operations Excluded from "CAPS"	8,787,880.73	8,787,880.73

8. General Appropriations

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

Total Capital Improvements - Excluded from "CAPS"	50,000.00	100,000.00
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Interest On Notes	350,772.61	510,772.61
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(D) Municipal Debt Service - Excluded from "CAPS"

Total Municipal Debt Service - Excluded from "CAPS"	4,060,447.96	4,060,447.96
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(E) Deferred Charges - Municipal - Excluded from "CAPS"

Special Emergency Authorization 5 year	-	-
Total Deferred Charges - Municipal- Excluded from "CAPS"	622,873.35	622,873.35

(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"

13,521,202.04	13,571,202.04
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(I) Type 1 District School Debt Services

Interest on Notes	-	-
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MINUTES – REGULAR COUNCIL MEETING – SEPTEMBER 23, 2024 - PAGE 25

Total Local School Purposese	6,003,081.25	6,003,081.25
(O) Total General Appropriations - Excluded from "CAPS"	19,524,283.29	19,574,283.29
(L) Subtotal General Appropriations {items (H-1) and (O)}	123,741,768.73	123,791,768.73
(M) Reserve for Uncollected Taxes	2,273,080.01	2,273,080.01
	\$	
9. Total General Appropriation	126,014,848.74	\$ 126,064,848.74

Summary of Appropriations:

(H-1) Total General Appropriations for

Municipal Purposes within "CAPS"	104,217,485.44	104,217,485.44
(a) Operations - Excluded from "CAPS"	-	-
Other Operations	6,574,337.00	6,574,337.00
Public & Private Progs Offset by Revenues	2,213,543.73	2,213,543.73
(C) Capital Improvement	50,000.00	100,000.00
(D) Municipal Debt Service	4,060,447.96	4,060,447.96
(E) Total Deferred & Statutory Charges - Excluded from "CAPS"	622,873.35	622,873.35
(F) Judgments	-	-
(G) Cash Deficit - With Prior Consent of LFB	-	-
(K) Local District School Purpose	6,003,081.25	6,003,081.25
(N) Transferred to Board of Education	-	-
(M) Reserve for Uncollected Taxes	2,873,080.01	2,873,080.01
	\$	
9. Total General Appropriation	126,614,848.74	\$ 126,664,848.74

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed in the Office of the Director of the Division of Local Government Services for his certification of the 2024 Local Municipal Budget so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S 40A:4-9, be published in the Irvington Herald in the issue of _09/19/2024 and the said publication contain notice of public hearing on said amendment to be held virtually through Zoom on September 23rd at 7:30 P.M.

It is hereby certified that this is a true copy of resolution amending the budget,
 adopted
 by the Governing Body on 23rd day of September, 2024.

Shawna Supel, Municipal Clerk

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

Faheem J. Ra' Oof, CPA, CMFO Chief Financial Officer

From: [Faheem RaOof](#)
To: [Shawna Supel](#); [Shonta Watson](#)
Subject: Corrected budget amendment
Date: Wednesday, September 25, 2024 1:01:20 PM
Attachments: [TheCorrectedAmendCY24.xlsx](#)

Shawna

Attached is the corrected amended budget. I spoke to Tina from the state I had sent her a copy of the two documents which she review and gave the okay to move forward with the corrected amendment as it was only the total that was erroneous but all of the detail line items are correct. Please make the certified copies so I can sign and send to the state and the county. If you have questions give me a call.

Thanks

Faheem J Ra'Oof
Township Of Irvington/CFO

Township of Irvington (CORRECTED COPY)
County of Essex
Resolution to Amend Budget #1

Whereas, the local Municipal Budget for the CY 2024 was approved on 12th day of June 24, 2024, and

WHEREAS, the public hearing on a said Budget has been held as advertised, on July 29, 2024
and

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

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

amendments to the approved Budget of CY 2024 be made:

			(
(BROWN		Abstained	(
(EVANS	(BEASLEY, PRES		(
(FREDERIC	(		-
RECORDED VOTE Ayes (HUDLEY	Nays (		(COX
(VICK	(	Absent	(

	<u>From</u>	<u>To</u>
<u>General Revenues</u>		
1. Surplus Anticipated	4,500,000.00	4,500,000.00
2. Surplus Anticipated with Prior Written Consent of Director of Local Government Services	-	-
3. Miscellaneous Revenue-Section A: Local Revenue		
Total Section A: Local Revenue	11,383,884.00	11,383,884.00
3. Miscellaneous Revenue-Section B: State Aid Without Offsetting Appropriations		
Total Section B: Local Revenue	11,779,983.00	11,779,983.00
3. Miscellaneous Revenue-Sections C: Dedicated Uniform Construction Code Fees Offset with Appropriations		
Total Section C: Local Revenue	785,000.00	785,000.00
3. Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with Prior written Consent of Director of Local Government Services- Public and Private Revenues Offset with Appropriations: State & Federal Grants		
NJ Health CLEPP - 2024	-	1,125,054.00
NJ -ACCHO 2024	-	168,049.00
COPS Anti-Herion Task Force Grant 2022-2023	-	17,671.98
Body Warm Camera Program	-	2,020.04

MINUTES – REGULAR COUNCIL MEETING – SEPTEMBER 23, 2024 - PAGE 28

Body Armor Fund 2023	-	1,360.72
NJ - ACCHO - 2023	-	108,614.58
National Opioid Fund	-	19,483.47
Robert Woods Johnson Foundation	-	34,060.00
NJ - LGAP	-	66,200.00
NJ Storm Water Grant 2023	-	15,000.00
PSEG - Energy Grant 2023	-	2,500.00
Total Section F: Special Items of General Revenue Anticipated, Public and Private		
Revenue Offset with Appropriations:	2,213,543.73	3,773,557.52
3. Miscellaneous Revenue - Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special items:		
Special Tax Lien Sale Assignment	1,289,831.00	1,390,000.00
Joint Meeting Sewer Maintenance	379,694.33	22,245.83
5 Year Old Premium Foreclosed Tax Certificates	715,187.14	86,993.29
Police in School Agreement	275,000.00	240,000.00
Sale Of Town Onwed Property	597,016.00	1,344,000.00
Total Section G: Special Items of General revenue anticipated with prior written consent of the Director of Local Government Services	6,694,488.62	6,520,999.27
4. Receipts from Delinquent Taxes	1,828,453.75	1,828,453.75
<u>Summary of Revenues</u>		
1. Total Surplus Anticipated	4,500,000.00	4,500,000.00
2. Surplus Anticipated with Prior Witten Consent of Director of Local Government Services	-	-
3. Miscellaneous Revenues:		
Total Section A: Local Revenue:	11,383,884.00	11,383,884.00
Total Section B: State Aid without Offsetting Appropriations:	11,779,983.00	11,779,983.00
Total Section C: Dedicated Uniform Construction Code Fees offset with Appropriations	785,000.00	785,000.00
Total Section D: Special Items of General Revenue, Inter local Muni. Services	-	-
Total Section E: Special Items of General Revenue, Additional Revenues	-	-
Total Section F: Special Items of General Revenue, Public and Private Revenue	2,213,543.73	3,773,557.52
Total Section G: Special items of General Revenue, Other Special Items	6,694,488.62	6,520,999.27

MINUTES – REGULAR COUNCIL MEETING – SEPTEMBER 23, 2024 - PAGE 29

Total Miscellaneous Revenue	32,856,899.35	34,243,423.79
4. Receipts from Delinquent Taxes	1,828,453.75	1,828,453.75
5. Subtotal General Revenues (Items 1,2,3 and 4)	39,185,353.10	40,571,877.54
6. Amount to be Raised by Taxes for support of Municipal Budget:		
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	82,324,825.81	82,722,063.96
b) Addition to Local District School Tax	3,329,818.01	3,330,321.25
c) Minimum Library Tax	1,174,851.82	1,174,851.82
	\$	
7. TOTAL GENERAL REVENUES	126,014,848.74	\$ 127,799,114.57
<u>8. GENERAL APPROPRIATIONS</u>		
(A) Operations Within "CAPS"	-	-
Total Operations (Item 8 (A) Within "CAPS"	89,506,288.09	89,506,288.09
(E) Deferred Charges and Statutory Expenditures - Municipal Within "CAPS"		
1. Overexpenditure Grant Approp.	-	14,252.04
Total Deferred Charges and Statutory Expenditures - Within "CAPS"	14,711,197.35	14,725,449.39
(H-1) Total General Appropriations for Municipal Purposes Within "CAPS"	104,217,485.44	104,231,737.48
<u>8. GENERAL APPROPRIATIONS</u>		
(A) Operations - Excluded from "CAPS"	-	-
Municipal Library	-	-
Total Other Operations - Excluded from "CAPS"	6,574,337.00	6,574,337.00
(A) Operations - Excluded from "CAPS"		
NJ Health CLEPP - 2024	-	1,125,054.00
NJ -ACCHO 2024	-	168,049.00
COPS Anti-Herion Task Force Grant 2022-2023	-	17,671.98
Body Warm Camera Program	-	2,020.04
Body Armor Fund 2023	-	1,360.72
NJ - ACCHO - 2023	-	108,614.58
National Opioid Fund	-	19,483.47
Robert Woods Johnson Foundation	-	34,060.00

MINUTES – REGULAR COUNCIL MEETING – SEPTEMBER 23, 2024 - PAGE 30

NJ - LGAP	-	66,200.00
NJ Storm Water Grant 2023	-	15,000.00
PSEG - Energy Grant 2023	-	2,500.00
Public and Private Programs Offset by Revenues		
Total Public and Private Program Offset By Revenue	2,213,543.73	3,773,557.52
Total Operations Excluded from "CAPS"	8,787,880.73	10,347,894.52
<u>8. General Appropriations</u>		
(C) Total Capital Improvements - Excluded from "CAPS"		
Total Capital Improvements - Excluded from "CAPS"	50,000.00	100,000.00
Interest On Notes	350,772.61	510,772.61
(D) Municipal Debt Service - Excluded from "CAPS"		
Total Municipal Debt Service - Excluded from "CAPS"	4,060,447.96	4,220,447.96
(E) Deferred Charges - Municipal - Excluded from "CAPS"		
Special Emergency Authorization 5 year	-	-
Total Deferred Charges - Municipal- Excluded from "CAPS"	622,873.35	622,873.35
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	13,521,202.04	15,291,215.83
(I) Type 1 District School Debt Services		
Interest on Notes	-	-
Total Local School Purposes	6,003,081.25	6,003,081.25
(O) Total General Appropriations - Excluded from "CAPS"	19,524,283.29	21,294,297.08
(L) Subtotal General Appropriations {items (H-1) and (O)}	123,741,768.73	125,526,034.56
(M) Reserve for Uncollected Taxes	2,273,080.01	2,273,080.01
9. Total General Appropriation	\$ 126,014,848.74	\$ 127,799,114.57
<u>Summary of Appropriations:</u>		
(H-1) Total General Appropriations for		
Municipal Purposes within "CAPS"	104,217,485.44	104,231,737.48
(a) Operations - Excluded from "CAPS"	-	-
Other Operations	6,574,337.00	6,574,337.00

MINUTES – REGULAR COUNCIL MEETING – SEPTEMBER 23, 2024 - PAGE 31

Public & Private Progs Offset by Revenues	2,213,543.73	3,773,557.52
(C) Capital Improvement	50,000.00	100,000.00
(D) Municipal Debt Service	4,060,447.96	4,220,447.96
(E) Total Deferred & Statutory Charges - Excluded from "CAPS"	622,873.35	622,873.35
(F) Judgments	-	-
(G) Cash Deficit - With Prior Consent of LFB	-	-
(K) Local District School Purpose	6,003,081.25	6,003,081.25
(N) Transferred to Board of Education	-	-
(M) Reserve for Uncollected Taxes	2,273,080.01	2,273,080.01
9. Total General Appropriation	\$ 126,014,848.74	\$ 127,799,114.57

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed in the Office of the Director of the Division of Local

Government Services for his certification of the 2024 Local Municipal Budget so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S 40A:4-9, be published in the Irvington Herald in the issue of _09/19/2024 and the said publication contain notice of public hearing on said amendment to be held at Town Hall on September 23rd at 1 Civic Square, Irvington, NJ at 5:30 P.M.

It is hereby certified that this is a true copy of resolution amending the budget, adopted by the Governing Body on 23rd day of September, 2024.

Shawna Supel, Municipal Clerk

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

Faheem J. Ra' Oof, CPA, CMFO Chief Financial Officer

The Public Hearing on the Amendment #1 to the Calendar Year 2024 Municipal Budget is now open.

Robert Shaw, 57 Coit Street

Vick – Brown Motion to close Public Hearing on the Amendment #1.

Adopted
Absent: Beasley, Cox

Vick – Brown Motion to Adopt Amendment Resolution #1 for the 2024 Calendar Year Municipal

Budget [Majority Vote of the Full Governing Body]

Adopted
Absent: Beasley, Cox

Vick – Brown Motion to adopt the Calendar Year 2024 Municipal Budget as Amended
[Majority Vote of the Full Governing Body]

Adopted
Absent: Beasley, Cox

**ALCOHOLIC BEVERAGE CONTROL BOARD
SEPTEMBER 23, 2024**

1. Acting Chairwoman Dr. Hudley calls the Meeting to Order

Roll Call

2. New Business

Frederic – Vick A. Authorize Refund in the Amount of \$171.90 to P&C Veterans Resource Center,
56-58 Chestnut Avenue for ABC Club License Application due to denial by State
Division of ABC

WHEREAS, on August 20, 2024, P&C Veterans Resource Center, 56-58 Chestnut Avenue, Irvington, NJ 07111 completed a 12-page application for a new Club License; and

WHEREAS, on September 12, 2024, the State Division of ABC sent notification that because the applicant is located on municipal owned property, they are unable to hold a retail liquor license; and

WHEREAS, Pursuant to NJAC 13:2-2.11, if an application for a new or renewal license is denied for any reason whatsoever or withdrawn, a statutory refund of 90 percent of the fee deposited with the municipality shall be made by the municipality to the applicant. The remaining 10 percent shall be deemed an investigation and processing fee and shall be retained by the municipality. The State filing fee required to accompany such applications shall be retained by the Director as a processing fee.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council, acting as the Alcoholic Beverage Control Board of the Township of Irvington, that the ABC application for P&C Veterans Resource Center, 56-58 Chestnut Avenue, Irvington, NJ 07111, be denied and they shall be **refunded \$171.90**, which is 90 percent of their payment to the municipality of \$191.00.

Adopted
Absent: Beasley, Cox

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)

Elouise McDaniel, 214 Nesbit Terrace

Robert Shaw, 57 Coit Street

Acting Council President Dr. Hudley advised the concerns raised by the above referenced citizens will be forwarded to the Business Administrator so he can provide responses.

13. ADJOURNMENT (*Roll Call)

There being no further business, the meeting adjourned at 8:24 P.M.

Dr. October Hudley, Acting Council President

Shawna M. Supel, Municipal Clerk

INSERT ADOPTED CY2024 MUNICIPAL BUDGET