

TOWNSHIP OF IRVINGTON



MUNICIPAL COUNCIL MEETING MINUTES APRIL 20, 2026 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
Antilus	X			
Brown	X			
Dr. Frederic	X			
Dr. Hudley	X			
Vauss, Jr.	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)

No public members requested to be heard.

5. HEARING OF COUNCIL MEMBERS

No Council Members requested to be heard.

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

A. Reports

1. Essex County Board of Taxation - 2026 100% Ration Resolution
2. Licensing Clerk Gloria Goyco- Lewis – Report of the April 1, 2026 Licensing and Permits Committee Meeting

7. REPORTS OF COMMITTEES

- A. April 1, 2026 - Bid – Road Resurfacing Capital Project, ADA Ramp Improvement, Gatling Center's Roof Repair

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 – Beasley 1. An Ordinance Amending and Supplementing Chapter 158 Entitled Alcoholic Beverage Control

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 Alcoholic Beverage Control 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 am and after 3:00 am on Monday, Tuesday, Wednesday, Thursday, Friday or Saturday, nor before 12:00 noon and after 3:00 am on Sunday. Further, on New Year's Eve, the licensee may remain open an additional two hours from 3:00 am to 5:00 am. Also, please note that the hours mentioned

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refer to Eastern Standard Time or daylight savings time, whichever time shall be then in effect and shall apply hereto; and

WHEREAS, by ABC Regulation (NJAC 13:2-38, no retail licensee may sell spirituous liquor in original contains (DISTRIBUTION (44) - PACKAGE GOODS) before 9:00 am and after 10:00 pm on any day of the week.

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RESOLVED that all ordinances or parts of this ordinance inconsistent with the provisions of this ordinance are hereby repealed.

Adopted

Vick – Brown 2. An Ordinance Amending and Supplementing Chapter 290 Entitled Fees and Licenses

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 290 OF THE REVISED CODE ENTITLED FEES AND LICENSES

ARTICLE I Licensing Procedure

§ 290-1. Applications.

Except as otherwise expressly provided by the Revised Code or other ordinances of the Town, all types of licenses required by the various provisions of the Revised Code and other ordinances of the Town shall be applied for by proper application to the Division of Licensing of the Department of Revenue and Finance of the Town.

§ 290-2. Issuance of licenses.

Except as otherwise expressly provided by the Revised Code or other ordinances of the Town, all licenses of every type and kind as regulated by the provisions of the Revised Code and the various other ordinances of the Town shall be issued, after proper application as set forth in § 290-1, through the Division of Licensing.

§ 290-3. Applicability to certain licenses.

This article shall not apply to the various types of licenses which are specifically delegated to be applied for, issued and regulated by any municipal department or municipal agency pursuant to the direction of any law or statute of the state.

§ 290-4. Prerequisite for issuance and continuation of licenses and permits. [Added 8-13-1991 by Ord. No. MC 2929²; 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) Any and all individuals, partnerships or corporations conducting business in the Township of Irvington must also display their current hours of operation conspicuously on the front entrance of business. Failure to properly display business hours of operation shall also constitute a violation of this section subjecting the property and/or business owner to penalty as indicated by this section.
- (3) This subsection shall not apply to those businesses regulated by the Alcoholic Beverage Control Act.
- (4) 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.
- (5) 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: **[Amended 9-9-2024 by Ord. No. MC 3876]**
 - (a) The business/entity may be issued a "Cease and 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.
 - (d) In addition to daily fines, the Township will seek an Order from the Essex County Superior Court for Judgement of Possession of the property; and forfeiture of the contents therein.
- (6) Failure to display a license for 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) Fines:
 - [1] First offense: \$50.
 - [2] Second offense: \$150.
 - [3] Third offense: \$250.
 - [4] 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.

- (7) Failure to display hours of operation on the front window of a business conducting commercial activity for which the property and/or business owner is licensed shall subject the property and/or business owner to the following penalties:

(a) Fines:

[5] First offense: \$250.

[6] Second offense: \$350.

[7] Third offense: \$550.

[8] Fourth offense: mandatory court hearing with a fine up to \$700 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 Act³ of the State of New Jersey.
- D. No new licenses or permits shall be issued to business with names containing the following: “budget,” “discount,” “dollar store,” “money transfer.” This rule shall not apply to existing commercial enterprises containing these words or phrases. They shall be grandfather in and be allowed to recertify as required.
- E. 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.
- F. 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.
- G. 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).

ARTICLE II

Miscellaneous Fees

§ 290-5. Fees under Chapter 313, Flood Damage Prevention. [Amended 9-22-1977 by Ord. No. MC 2508; 1-22-1980 by Ord. No. MC 2594; 8-11-1987 by Ord. No. MC 2834; 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

- A. The fee for the service of the Construction Officer in giving advice and making a decision as to compliance with Chapter 313 of the Revised Code of the Town of Irvington shall be \$55.

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- B. The fee for information supplied by the Township Engineer as to whether a particular block and/or lot is located in the special flood hazard area shall be the sum of \$22.

§ 290-6. Administrative fee for building construction or rehabilitation permit. [Added 12-11-2007 by Ord. No. MC 3362; amended 12-29-2009 by Ord. No. MC 3413]

Any permits taken out for building construction or rehabilitation shall be subject to an administrative fee of 35% in the event that such work is not performed and a refund is sought.

§ 290-7. Miscellaneous business fees. [Added 3-25-1980 by Ord. No. MC 2601; amended 2-24-1981 by Ord. No. MC 2623; 6-26-1984 by Ord. No. MC 2731; 11-27-1984 by Ord. No. MC 2757; 8-11-1987 by Ord. No. 2834; 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 3-11-2008 by Ord. No. MC 3375; 12-29-2009 by Ord. No. MC 3413]

License or permit fees shall be paid annually to the Division of Licensing of the Township of Irvington for the period beginning April 1 of each year for the conduct of the following businesses, such fees to be for the purpose of regulation, control and revenue to offset the cost of services:

- A. To conduct or operate a telephone answering service, the license fee shall be \$65.
- B. To conduct or operate the business of manufacturing, distributing or selling cosmetics (liquids, creams or sprays) or beauty parlor or barbershop supplies, the fee shall be \$235 initially and \$65 annually thereafter.
- C. To conduct or operate the business of automobile washing, the fee shall be \$397 initially and \$160 annually thereafter.
- D. To conduct or operate the business of check cashing, the fee shall be \$535.
- E. To conduct or operate the business of body art (tattoo, permanent cosmetics, ear and body piercing) establishments, the initial license fee shall be \$500. Thereafter, the annual renewal fee to conduct or operate the business of body art (tattoo, permanent cosmetics, ear and body piercing) shall be \$250.
- F. To conduct or operate the business of buying or selling used merchandise, the license fee shall be \$217.
- G. To conduct or operate the business of a hotel or motel, the license fee shall be \$1,082 initially and \$325 annually thereafter.
- H. Every person who desires a topographic sheet or a sewer master plan sheet shall pay the sum of \$108 for each copy thereof.
- I. General business fee. Any business not falling within any category outlined in any other section of this chapter shall not be issued a license to conduct commercial activity within the Township of Irvington. Existing miscellaneous businesses will be recertified under different categorical licenses where possible. Business that cannot limit their operations to a specified category may lose their license, until such time that they can limit business operations so that they fall within a specific licensing category. **[Added 4-8-2019 by Ord. No. MC 3696; 9-23-2019 by Ord. No. MC 3712].**
- J. **Existing miscellaneous business shall be recategorized as follows:**

- (1) **Retail excluding food, the fee for recertification under this license shall be \$250.00 Two hundred and fifty dollars;**
- (2) **Auto maintenance the fee for recertification under this license shall be \$200.00 Two hundred dollars;**
- (3) **Professional Services the fee for recertification under this license shall be \$150.00 One hundred and fifty dollars; and**
- (4) **Cargo, logistics or shipping the fee for recertification under this license shall be \$400.00 four hundred dollars;**

§ 290-8. Birth, marriage and death certificates.

A. Every person who desires a certified copy of a birth, marriage or death certificate or an amendment/correction to the record thereto shall complete and submit an application form accompanied by the full amount of the application fees to the Registrar of Vital Statistics of the Township of Irvington as follows: **[Amended 3-26-2013 by Ord. No. MC 3485]**

- (1) For each certified copy of a birth certificate, the fee shall be \$25 for the first copy and \$9 for each copy thereafter per transaction.
- (2) For each certified copy of a death certificate, the fee shall be \$25 for the first copy and \$9 for each copy thereafter per transaction.
- (3) For each certified copy of a marriage certificate, the fee shall be \$25 for the first copy and \$9 for each copy thereafter per transaction.
- (4) For any correction to a birth, marriage or death certificate, the fee shall be \$25.

B. Inmate birth certificates. **[Added 2-23-2011 by Ord. No. MC 3432]**

- (1) Inmates who are enrolled in the STARS program and successfully complete it before release shall be entitled to discount fee of \$4 from the birth certificate fee of \$25.
- (2) The aforementioned shall apply only after the Township receives \$5 to cover birth certificate fees from the New Jersey Department of Corrections.
- (3) The aforementioned discount only applies to inmates in the STARS program and who are Irvington residents.

§ 290-9. Fees for use of the Nye Avenue Parking Garage. [Added 10-23-1984 by Ord. No. MC 2752; amended 8-11-1987 by Ord. No. MC 2834; 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134]

A. Parking fees for the Nye Avenue Parking Garage shall be as follows:

- (1) Up to three hours: \$1.
- (2) Over three hours, per day: \$4.

B. Parking permits for the Nye Avenue Garage shall be as follows:

- (1) Per month: \$60.

- (2) Initial deposit for entry card: \$5 (deposit is refunded when card is returned).⁴

§ 290-10. Fees for parking lots. [Added 8-11-1987 by Ord. No. MC 2834; amended 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The license fee for a parking lot shall be \$423 initially and \$217 annually thereafter.

§ 290-11. Fees for used car lots. [Added 8-11-1987 by Ord. No. MC 2834; amended 3-14-1989 by Ord. No. MC 2880; 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The license fee for a used car lot shall be \$108 per year with a display of five cars or less and \$645 with more than five cars on display.

§ 290-12. Fees for incinerators. [Added 8-11-1987 by Ord. No. MC 2834; amended 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The license fee for an incinerator shall be \$693 initially and \$96 annually thereafter.

§ 290-13. Fees for apartment rental agencies. [Added 8-11-1987 by Ord. No. MC 2834; amended 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The license fee for an apartment rental agency, not operating as part of a licensed real estate firm, shall be \$2,164 initially and \$535 annually thereafter.

§ 290-14. Tobacco license fees. [Added 8-11-1987 by Ord. No. MC 2834; amended 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413; 5-30-2018 by Ord. No. MC 3655; 1-28-2019 by Ord. No. MC 3681]

- A. License required. No person shall sell tobacco unless a local license to operate the same has been issued by the Department of Health following the requisite approval, as defined in N.J.A.C. 8:24-1.5.
- B. Annual fee. The annual fee for a tobacco license shall be \$250.
- C. Display of license. The license issued under the provision of this section shall be displayed in a conspicuous place, by the establishment's entrance or cash register in such a manner that the public may view the license.
- D. Violations. A license issued under the provision of this section may be revoked or suspended, a request for a license may be denied, and the violation may be reported to the New Jersey Department of Taxation based upon just cause which shall include:
 - (1) The violation of any statute, regulation or code of the State of New Jersey dealing with health, disease control, sanitary practices, or environmental control;
 - (2) The sale of tobacco and/or any type of smoking device or product to a person under the legal age, as defined in N.J.S.A. 54:40A-4.1;
 - (3) The illegal sale of untaxed, counterfeit or single cigarettes; or

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(4) The violation of any provision of any other ordinance of the Township of Irvington.

E. Penalties. Fines for violations of this section are as follows:

(1) First violation: a fine of \$100.

(2) Second violation: a fine of \$500.

(3) Third violation: a fine of \$1,000 and a mandatory court appearance.

§ 290-15. Fees for wreckers and tow trucks. [Added 8-11-1987 by Ord. No. MC 2834; amended 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The license fee for a wrecker/tow truck shall be \$108 annually.

§ 290-16. Fees for antique stores. [Added 8-11-1987 by Ord. No. MC 2834; amended 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The license fee for an antique store shall be \$108 annually.

§ 290-17. Fees for livery service. [Added 8-11-1987 by Ord. No. MC 2834; amended 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The license fee for livery services shall be \$217 annually.

§ 290-18. Fees for newspaper vending machines. [Added 8-11-1987 by Ord. No. MC 2834; amended 12-12-1995 by Ord. No. MC 3027; 12-14-1999 by Ord. No. MC 3134; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The license fee for newspaper vending machines shall be \$53 annually, and such machines shall not block the sidewalk.

§ 290-19. Fees for Irvington Swimming Pool. [Added 6-27-1995 by Ord. No. MC 3019; amended 6-25-1996 by Ord. No. MC 3037; 6-24-1997 by Ord. No. MC 3069; 6-23-1998 by Ord. No. MC 3097; 4-10-2012 by Ord. No. MC 3461]

Summer season fees for persons desiring to use the facilities of the Irvington Swimming Pool shall be as follows:

A. Family (permanent residents of Irvington for the purposes of this ordinance shall be defined as up to four total individuals with up to 2 adults and 2 children/ 1 adult and 3 children). unmarried children up to and including 18 years of age, residing in the same household): \$75.

(1) Each additional child up to 18 years old: \$5.00

B. Adults (permanent residents of Irvington, over the age of 18 and up to the age of 59): \$35.

Minors (permanent residents of Irvington, ages three (3) up to 18 years of age minors ages three (3) to 13 must be accompanied to the pool by an adult : \$15.

C. Senior citizens (permanent residents of Irvington, ages 60 and older): \$15.

D. Nonresidents (daily):. \$35

§ 290-20. Exemption for use of Township Facilities. [Added 9-9-1998 by Ord. No. MC 3097]

- A. Township facilities such as shelter houses owned and operated by the Township of Irvington shall be made available for public use by the following Irvington organizations without any cost after appropriate application is made for such use and depending upon the availability of the facility requested:
- (1) All Irvington-recognized block associations by listing filed with the Community Development Department and Public Safety Department, with president and vice president. **[Amended 10-14-2015 by Ord. No. MC 3553]**
 - (2) All tenant associations.
 - (3) Irvington Chamber of Commerce.
 - (4) Irvington Anti-Graffiti Committee.
 - (5) Irvington Economic Development Committee.
 - (6) Irvington Little League Organization.
 - (7) Irvington International Small Fry Parents Association.
 - (8) Irvington Urban Enterprise Zone Organization.
 - (9) Irvington Special Improvement Association.
 - (10) Irvington Clergy Association.
 - (11) Irvington Golden Knights
 - (12) Irvington Municipal Council representative (for community events, (Council member must be in attendance at event)
 - (13) Irvington Springfield Avenue Business Association (for meetings only).
 - (14) Community events for the Mayor.
 - (15) Irvington Board of Education provided they carry liability insurance listing the Township as additional insured.
- B. Other not for profit entities, not specifically mentioned herein may apply for use of the herein-mentioned facilities without cost, but will have to pay fee, of \$50.00 per hour for Township staff to maintain facility during use, and shall be given proper consideration after its use application is reviewed by Recreation Committee
- C. **Facility Use Fees and Requirements for Non-Exempt Entities.**
1. All facility usage fees are dedicated to the Recreation Trust Account
 2. All groups not otherwise exempt under Subsection A of this section shall be permitted to utilize Township-owned facilities, subject to the following fee schedule and requirements:

3. **Permit Application Fee.**

- a. A nonrefundable fee of \$50 shall be submitted with all facility use applications
- b. **Standard Use (Up to 6 Hours, Inclusive of Setup/Cleanup Time).**
- c. Use of Township facilities shall be limited to a six-hour period, which includes one hour of setup and/or cleanup four-hour period with an additional hour for setup and an hour for cleanup Fees shall be based on the anticipated number of participants:
 - i. Groups of 1 to 49 persons: \$50 per hour (total \$200 for six hours).
 - ii. Groups of 50 to 99 persons: \$100 per hour (total \$400 for six hours).
 - iii. Groups of 100 or more persons: \$150 per hour (total \$750 which includes one hour setup and 1 hour cleanup for six hours) and a refundable security deposit of \$2,500.

4. **Hourly Rate for Time Exceeding 6 Hours.**

- 5. Any use exceeding the six-hour maximum shall incur an additional hourly fee, based on group size
 - i. 1 to 49 persons: \$50/hour.
 - ii. 50 to 99 persons: \$100/hour.
 - iii. 100 or more persons: \$150/hour.

6. **Refundable Security Deposit.** For groups of 100 or more, a \$2,500 security deposit shall be submitted via bank check or other guaranteed funds. The deposit shall be fully refunded within three to four weeks after the event has taken place provided that:

- i. The facility and surrounding grounds are returned in substantially the same condition as received; and
- ii. No damage, vandalism, or excess refuse is present at the conclusion of the event.

7. **Security Plan Requirement.** All applicants must submit a security plan as part of their permit application. For events involving 100 or more participants, the applicant must:

- i. Provide for the presence of Irvington Police Officers under the “Jobs in Blue” program; and
- ii. Obtain an event insurance policy with a minimum coverage of \$1,000,000, naming the Township of Irvington as an additional insured.

8. **Insurance Requirements Based on Event Type and Size.**

- i. Events with fewer than 100 participants that do not involve admission fees or sales are exempt from insurance requirements, unless you have a bounce house, rides, etc., insurance is required)
- ii. Any event, regardless of size, that charges an entry fee or involves the sale of goods or services must obtain an event insurance policy.
- iii. All events with 100 or more participants must obtain event insurance and utilize Jobs in Blue, regardless of admission or sales activity.

iv. These requirements apply equally to all applicants, including not-for-profit entities

9. **Cancellation Policy.** In the event of cancellation by the applicant, the \$2,500 security deposit shall be fully refunded within four weeks of the date that the event was scheduled to take place. No cancellation fees shall be imposed by the Township.

§ 290-21. Fees for rights-of-way. [Added 9-28-1999 by Ord. No. 3129⁵]

- A. Metropolitan Fiber Systems of New Jersey, Inc., (MFS) shall pay the Township \$1,000 as an initial administrative processing fee, upon effective date; and
- B. A fee equal to the actual costs to the Township as invoiced annually, within one year of the accrual of said actual cost; or
- C. The greater of \$500 or \$200 per route mile of its facilities physically occupying the public rights-of-way.

§ 290-22. Legal fees for outside counsel. [Added 11-9-1999 by Ord. No. MC 3133; amended 2-26-2002 by Ord. No. MC 3188; 4-22-2008 by Ord. No. MC 3377; 11-25-2014 by Ord. No. MC 3517; 11-28-2022 by Ord. No. MC 3809]

The governing body of the Township of Irvington, in the County of Essex, in the State of New Jersey, hereby authorizes the Township to utilize a range for attorney fees from \$115 to \$400 per hour for legal matters assigned by the legal department. The Township Attorney has authority to exceed these rates for emergent or extraordinary circumstances.

§ 290-23. Fee for junkyards. [Added 12-14-1999 by Ord. No. MC 3134; amended 4-25-2000 by Ord. No. MC 3148; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The fee for a junkyard shall be \$1,271 annually.

§ 290-24. Fee for towing and storage of motor vehicles. [Added 12-14-1999 by Ord. No. MC 3134; amended 4-25-2000 by Ord. No. MC 3148; 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The fee for towing and storage of motor vehicles shall be \$1,271 annually.

§ 290-25. Fee for Health Officer search. [Added 12-14-1999 by Ord. No. MC 3134; amended 8-14-2001 by Ord. No. MC 3176; 10-12-2005 by Ord. No. MC 3306; 12-29-2009 by Ord. No. MC 3413]

The fee for the Health Officer to search the Township's environmental and/or medical records shall be \$55 per hour with a minimum charge of \$99.⁶

§ 290-26. Fee for fire safety inspection. [Added 12-14-1999 by Ord. No. MC 3134; amended 4-10-2018 by Ord. No. MC 3641]

The fee for fire safety inspections shall be as follows:

- A. One unit: \$100.

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- B. Two units: \$150.
- C. Three units: \$200.
- D. For structures with more than three units a fee of \$20 per additional unit shall be added to the \$200 fee.
- E. The reinspection fee shall be 50% of the initial fee.
- F. All fees must be paid prior to an initial inspection or reinspection.

§ 290-27. Fees for Chris Gatling Center. [Added 12-14-1999 by Ord. No. MC 3135]

- A. Membership fees for the Chris Gatling Center for persons desiring to use the facilities shall be as follows: **[Amended 12-29-2009 by Ord. No. MC 3413]**
 - (1) Family membership (up to two adults and two children or one adult and three children):
; Each additional child up to 18 years old: \$5 per year.
 - (2) Adult membership (age 18 or over): \$75 Residents / \$100 non-residents per year.
 - (3) Senior citizen: ages 60 and older Free for Irvington residents) . \$20 per year for non-residents)
 - (4) Guest pass:. \$5 per day for Irvington residents / \$10 for non-residents.)
 - (6) Special activities fee: \$50 to \$100 per activity. instructor fee
- B. Membership is limited to Irvington residents.

§ 290-28. Fees for Farmer's Market. [Added 7-15-2003 by Ord. No. MC 3227]

The fee to sell goods at the Farmer's Market shall be \$50 per month or part thereof payable monthly, in advance, to the Township of Irvington.

§ 290-29. (Reserved)⁷

§ 290-30. Fees for installation of subdivision monuments. [Added 3-29-2011 by Ord. No. MC 3435]

The fee for installation of monuments that have not been installed as part of a filed subdivision map shall be \$1,000 per monument. This fee shall be deposited with the Municipal Clerk. Upon the installation of the required monuments, the fee shall be returned to the applicant; however, if one year elapses from the date of the posting of the fee and the monuments have not been installed, the Township shall be free to engage the services of a licensed professional land surveyor and install these monuments. The costs incurred for the installation of these monuments, plus reasonable administrative costs, shall be drawn from this fee. In the event there is an available balance after the installation of the monuments, that sum shall be returned to the person posting the fee.

§ 290-31. Activity fees for Recreation Center. [Added 7-12-2011 by Ord. No. MC 3447; amended 4-10-2012 by Ord. No. MC 3461]

Activity	Fee/Cost
Biddy basketball	\$40

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Karate	\$40
Aerobics	\$15/\$150 monthly / yearly which is for 10 months)
Adult 30 years and older with 30)	\$15/\$150 monthly / yearly which is for 10 months)
Basketball	
Ages 13 through 17 activity Junior Lad	\$ Free
Age 20 – 29	\$50 monthly / yearly which is for 10 months)

Activity Fee/Cost

Weight room	\$50 / \$75 non-residents)
Boxing	\$50 / \$75 non-residents)
Open activity	Free
Summer registration	\$50 which include registration and free breakfast & lunch
Trip activity	Minimum \$25 not to exceed \$100
Referee	Minimum \$60 not to exceed \$200 per game
Uniforms	Minimum \$25 not to exceed \$100
T-shirts	Minimum \$20 not to exceed \$30
Basketball or Other leagues	\$500 (3 months / 12 weeks per league) (per seasonal league: fall league, spring league, winter league, summer league) Recreation Committee will determine the duration of the leagues. They cannot have use of the kitchen for hot food. Only snacks, juice, chips, water, etc.

The duration of the leagues is 4 hours (3 pm – 7 pm 10 minute warm up / 40 minute game / 10 minute

Basketball leagues or other leagues will follow the procedures for “facility usage” and Pay the required fee; this will not permit use of additional amenities beyond the approved location for the activity, such as the kitchen.

§ 290-32. Fees for bid packages. [Added 4-9-2013 by Ord. No. MC 3488; amended 3-13-2018 by Ord. No. MC 3635; 1-11-2021 by Ord. No. MC 3752]

There shall be a fee of \$50 payable by all vendors who desire to receive a bid package to cover the general costs of producing or reproducing such by the Department of Finance. The fee shall be payable by cash and

or check with the latter being made out to the Township of Irvington. A fee of \$20 for bank charges will be assessed for any checks returned not payable or dishonored. No fee shall be charged for bids received by e-bidding or other electronic media.

§ 290-33. Substitute Municipal Prosecutors. [Added 6-25-2013 by Ord. No. MC 3494]

The Substitute Municipal Prosecutors in the Irvington Municipal Court will be paid at a rate of \$300 per session (a full day or full evening) for their services rendered in the Municipal Court.

§ 290-34. Internet user fees. [Added 9-26-2017 by Ord. No. MC 3618]

- A. There shall be a user fee that will vary from \$1 up to \$50 payable by any individual, entity, firm, corporation, company, organization, etc., that desires to use an online/Internet-based system for the purchase of, applying for, obtaining, registering, or receiving any of the various municipal documents, records, permits, forms, certifications, applications, licenses, etc., from the Township of Irvington.
- B. The user fee will be in addition to and a separate charge from the Township fees already required to obtain what is being sought.
- C. The user fee may be required by a third party or multiple parties that are distinct and not affiliated with the Township of Irvington.
- D. The user fee will only apply to transactions conducted over the Internet. The fee is mandatory to process the request. The fee(s) cannot be waived, altered or amended in any way.
- E. The user fee is nonrefundable under any circumstances.

§ 290-35. Discovery fee; video and audiotape reproduction fees. [Added 6-26-2018 by Ord. No. MC 3659]

- A. Discovery fee. The fee for discovery requested for a matter pending before the Irvington Municipal Court shall be \$20 per request for all paper reports. Fees for videotape and audio tape is outlined in Subsection B(1) and (2).
- B. Videotape and audiotape reproduction fees.
 - (1) The fee for the Police Department reproduction of a videotape or audiotape shall be as follows:
 - (a) Reproduction of videotape: \$50 per tape.
 - (b) Reproduction of audiotape: \$20 per tape.
 - (2) The fee for any other department of the Township of Irvington for the reproduction of a videotape or audiotape shall be as follows:
 - (a) Less than two hours' playing time: \$10 per tape.
 - (b) Over two hours' and less than four hours' playing time: \$16 per tape.
 - (c) Over four hours' playing time: \$20 per tape.
- C. This fee shall be collected by the Police Department.
- D. The Township will waive above fees for all cases represented by a Public Defender.

§ 290-36. Mortgage discharge fee. [Added 9-11-2018 by Ord. No. MC 3664]

- A. There shall be a mortgage discharge fee in the amount of \$50 to be paid by the property owner or his or her authorized representative to cover the cost of the Township preparing and recording the discharge of mortgage, affordability or deed restriction.
- B. The mortgage discharge fee is nonrefundable under any circumstances.

§ 290-37. Fees for various zoning letters. [Added 3-8-2021 by Ord. No. MC 3761]

The following fees are hereby established for various types of Zoning letters as described below.

Type of Letter/Permit	Fees
Zoning rebuild letter	\$100
All other letters	\$125 [Code variation request (per subcode/per variation)]

§ 290-38. Fee for cancellation of redeemed certificate of sale. [Added 9-11-2023 by Ord. No. MC 3838]

The Office of the Tax Collector is hereby authorized to charge a fee of \$30 to the redeeming party of any unpaid tax lien and have the lien certificate canceled of the record with the Essex County Register.

§ 290-39. Fees for tax sale certificate redemption calculations. [Added 9-11-2023 by Ord. No. MC 3839]

The following fees for tax sale certificate redemption calculations shall be charged as described below.

- A. In accordance with N.J.S.A. 54:5-54, the Tax Collector shall provide to any party entitled to redeem a certificate pursuant to this section (N.J.S.A. 54:5-54) two calculations of the amount required for redemption within a calendar year at no cost. For each subsequent calculation requested from the Tax Collector there shall be a \$50 fee. A request for a redemption calculation shall be made in writing to the Tax Collector.
- B. In accordance with N.J.S.A. 54:5-97.1, the Tax Collector may charge a lien holder of a tax lien \$50 for the calculation of the amount due to redeem the tax lien as required pursuant to N.J.S.A. 54:5-97.1. Any request for a redemption calculation shall specify the date to be used for the calculation, which shall be the date of the notice. Neither the Tax Collector nor the municipality shall be liable for an incorrect calculation. The fee paid to the municipality shall not become part of the lien and shall not be passed on to any party entitled to redeem pursuant to N.J.S.A. 54:5-54.

Adopted

Vick – Antilus 3. An Ordinance Establishing Emergency Summary Abatement Clean-and-Lien Authority for the Protection of Public Health, Safety and Welfare

PROPOSED ORDINANCE ESTABLISHING EMERGENCY SUMMARY ABATEMENT CLEAN-AND-LIEN AUTHORITY FOR THE PROTECTION OF PUBLIC HEALTH, SAFETY, AND WELFARE

SECTION 1. TITLE

This Ordinance shall be known and may be cited as the “**Emergency Summary Abatement Clean-and-Lien Ordinance**”.

SECTION 2. PURPOSE AND STATUTORY AUTHORITY

A. Purpose

The purpose of this Ordinance is to establish a uniform, constitutionally sound procedure for immediate municipal intervention where conditions on private property create an objectively demonstrable emergency posing an imminent threat to public health, safety, or welfare and where delays would materially increase the risk of harm.

B. Statutory Authority

This Ordinance is adopted pursuant to:

- N.J.S.A. 40:48-2 (General Police Power);
- N.J.S.A. 40:48-2.13 (Authority to remove brush, weeds, debris and similar nuisance conditions);
- N.J.S.A. 40:48-2.14 (Certification of costs and municipal lien authority); and
- All other enabling statutes and constitutional police powers of the State of New Jersey.

C. Consolidation of Existing Code Provisions

This Ordinance consolidates and systematizes existing abatement authorities contained in Township Code §§ 380-38 through 41, 460-43, and 60-61, and 620-79 providing a unified procedural framework for emergency nuisance conditions requiring immediate action.

E. Coordination with Abandoned Vehicle Regulations

The Township has previously determined that abandoned, inoperable, or unregistered vehicles may constitute public nuisances detrimental to public health, safety, and welfare pursuant to Township Code § 620-79. Nothing in this Ordinance shall replace or supersede the enforcement procedures set forth in Chapter 620. However, where such vehicles create an Emergency Condition as defined herein, the Township may exercise summary abatement authority under this Ordinance.

SECTION 3. DEFINITIONS

For purposes of this Ordinance:

Emergency Condition shall mean a condition existing on real property that creates a substantial likelihood of immediate harm to persons or property, including but not limited to:

1. Accumulation of garbage, refuse, debris, or putrescible material creating a public health hazard;
2. Overgrown vegetation creating sources of rodent/vermin infestation;
3. Vermin infestation posing a risk of disease transmission;
4. Raw sewage discharge or biohazardous contamination;
5. Conditions creating an active and immediate fire load hazard associated with debris or refuse;
6. Environmental contamination presenting an immediate public health risk.
7. Abandoned, inoperable, or unregistered vehicles that create an immediate public health or safety hazard, including but not limited to conditions involving vermin infestation, fire risk, hazardous fluids, or circumstances presenting an immediate danger to children or first responders, consistent with the public nuisance findings set forth in Township Code § 620-79.

SECTION 4. WRITTEN EMERGENCY DETERMINATION

A. Required Determination

Prior to exercising summary abatement authority, the Code Enforcement Officer, Health Officer, Fire Official, Construction Official (for non-structural hazards), or authorized designee shall issue a written Emergency Determination.

B. Contents

The written determination shall:

1. Set forth specific and articulable facts establishing the existence of an emergency condition;
2. State why prior notice and opportunity to be heard were impracticable under the circumstances;
3. Describe the limited scope of work necessary to abate the condition;
4. Be supported, where practicable, by contemporaneous documentation including photographs, inspection reports, or other objective evidence.

C. Objective Standard

The determination shall be evaluated based upon whether an objectively reasonable basis existed at the time of entry.

SECTION 5. SUMMARY ABATEMENT AUTHORIZED

Upon issuance of a written Emergency Determination, the Township is authorized to enter the property without prior notice for the limited purpose of abating the Emergency Condition.

Entry and remediation shall be strictly confined to measures reasonably necessary to eliminate the immediate hazard.

Where an abandoned or inoperable vehicle constitutes an Emergency Condition, the Township may arrange for immediate removal or securing of the vehicle by an authorized towing or disposal contractor.

Such removal shall not affect the Township's ability to enforce or recover costs pursuant to Chapter 620 or other applicable provisions of the Township Code.

SECTION 6. POST-ABATEMENT NOTICE

Within ten (10) days following completion of emergency abatement work, the Township shall provide written notice to the owner of record by certified mail and by posting on the property.

The notice shall include:

1. A description of the condition addressed;
2. A summary of the work performed;
3. An itemized statement of costs incurred;
4. Notice of the right to request a hearing pursuant to Section 7.

Failure of actual receipt shall not invalidate the proceedings provided notice was sent to the owner of record at the address maintained in municipal tax records.

SECTION 7. HEARING PROCEDURE

A. Request for Hearing

The property owner may request a hearing within twenty (20) days of service of post-abatement notice to the business administrator or designee.

B. Scope of Hearing

The hearing shall be limited to:

1. Whether an objectively reasonable basis existed at the time of entry to conclude that an Emergency Condition was present; and

2. Whether the costs incurred were reasonably necessary and properly calculated.

C. Decision

A written determination shall be issued within a reasonable time following the hearing.

D. Judicial Review

Appeals shall be taken to the Superior Court of New Jersey in accordance with applicable law.

SECTION 8. COST CERTIFICATION AND MUNICIPAL LIEN

A. Statutory Certification

If no hearing is requested, or upon final determination following a hearing, the Township shall certify the costs of emergency abatement pursuant to N.J.S.A. 40:48-2.14 and Township Municipal Code § 460-61.

B. Procedure for Certification and Lien

1. If payment is not made within thirty (30) days following notice, the Department of Public Works or designated department shall certify the actual cost of abatement to the Township Tax Collector.
2. The Tax Collector shall examine and process the certification in accordance with Township Code § 460-61, including submission to the Township Council where required.
3. The certified amount shall constitute a special charge and municipal lien against the property.
4. The lien shall be collected in the same manner as property taxes and may be included in the Township's accelerated tax sale process as authorized by law.

C. Scope of Recoverable Costs

Recoverable costs shall include actual labor and equipment costs, disposal fees, administrative expenses directly attributable to the abatement, reasonable legal expenses incurred in connection with enforcement, and lawful collection costs.

Recoverable costs may include towing, removal, storage, disposal, environmental remediation, and administrative costs associated with the emergency removal of abandoned or hazardous vehicles.

D. Prima Facie Validity

Certification by the Township Tax Collector pursuant to Township Code § 460-61 shall constitute prima facie evidence that all procedural requirements have been satisfied and that the certified amount is due and owing.

SECTION 9. GOOD FAITH ACTIONS; IMMUNITY

A. No officer, employee, or agent of the Township acting in good faith and within the scope of authority under this Ordinance shall be personally liable for actions taken pursuant to an Emergency Determination.

B. Nothing herein shall be construed to limit immunities or defenses available under the New Jersey Tort Claims Act, N.J.S.A. 59:1-1 et seq., or other applicable law.

SECTION 10. SEVERABILITY

If any section or provision of this Ordinance is declared invalid, such invalidity shall not affect the remaining portions, which shall remain in full force and effect.

Adopted

Vick – Beasley

4. An Ordinance Authorizing a Financial Agreement with Irvington Union Avenue Urban Renewal LP

MC 2026-_____

AN ORDINANCE AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH IRVINGTON UNION AVENUE URBAN RENEWAL ASSOCIATES, LP, AND GRANTING A TAX EXEMPTION WITH RESPECT TO A SOON-TO-BE SUBDIVIDED PORTION OF CERTAIN PROPERTY LOCATED AT 101-141 UNION AVENUE AND 610-644 NYE AVENUE, CURRENTLY IDENTIFIED IN THE TOWNSHIP'S TAX RECORDS AS BLOCK 283, LOT 2, BLOCK 284, LOT 1 and BLOCK 285, LOT 1, AND WHICH, AFTER SUBDIVISION WILL BE DESIGNATED AS BLOCK 285, LOT 2.01

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

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

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

WHEREAS, the Housing Authority is the current owner of certain property within the Rehabilitation Area, specifically currently designated as 101-141 Union Avenue and 610-644 Nye Avenue, and identified in the Township tax records as Block 283, Lot 2, Block 284, Lot 1 and Block 285, Lot 1 and after subdivision will be designated as proposed Block 285, Lot 2.01 (the “**Project Parcel**”); and

WHEREAS, the Proposed Redeveloper proposes to assume a ground lease upon the Project Parcel and redevelop same by constructing thereon a 208-unit, 100% affordable family housing development (the “**Project**”); and

WHEREAS, the Project Parcel is located both within the Rehabilitation Area and the R-5 High Rise Residential Zone and

WHEREAS, the Entity is a single purpose urban renewal entity created pursuant to the Long Term Tax Exemption Law, N.J.S.A 40A:20-1 et seq. (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, pursuant to and in accordance with the provisions of the Long Term Tax Exemption Law, as amended and supplemented, (N.J.S.A. 40A:20-1 et seq.) (the “**Exemption Law**”) the Township is authorized to provide for and accept, in lieu of real property taxes, an Annual Service Charge (as hereinafter defined) paid by the Entity to the Township.

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

Adopted

Vick – Vauss, Jr. 5. An Ordinance Authorizing a Financial Agreement with 9-13 Madison Avenue Urban Renewal LLC

MC 2026-_____

AN ORDINANCE AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH 9-13 MADISON AVE URBAN RENEWAL LLC, AND GRANTING A TAX EXEMPTION WITH RESPECT TO CERTAIN PROPERTY LOCATED AT 9, 11 AND 13 MADISON AVENUE WITHIN THE TOWNSHIP AND IDENTIFIED IN THE TOWNSHIP’S TAX RECORDS AS BLOCK 166, LOTS 20, 21 AND 22

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, 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 may be amended from time to time, 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 in the Redevelopment Area in accordance with the Redevelopment Plan, pursuant to N.J.S.A. 40A:12A-4(c); and

WHEREAS, the Long-Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq. (the “**Exemption Law**, as further defined in Section 1.01 hereof”), permits the Township to provide a tax exemption for the provision of housing to be constructed, acquired or rehabilitated by an urban renewal entity; and

WHEREAS, the Entity currently owns certain property located in the Township commonly known as and identified as Block 166, Lots 20, 21 and 22 on the official tax maps of the Township of Irvington (the “**Property**”); and

WHEREAS, the Property is located within the Redevelopment Area; and

WHEREAS, on _____, 2026, the Irvington Township Planning Board adopted a Resolution of Memorialization granting preliminary and final site plan approval (“**Site Plan Approval**”) to construct a five-story multifamily residential building consisting of 16 two-bedroom units and ground floor parking (“**Project**”);

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

WHEREAS, in order to improve the feasibility of the Project, the Entity made application to the Township requesting a long-term tax exemption and financial agreement with respect to the Property pursuant to the Law (the “**Application**”), which Application is on file with the Township Clerk; and

WHEREAS, the Entity has represented to the Township that the Project would not be feasible in its intended scope but for the provision of financial assistance by the Township; and

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

WHEREAS, the Township 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, pursuant to and in accordance with the provisions of the Long Term Tax Exemption Law, as amended and supplemented, (N.J.S.A. 40A:20-1 *et seq.*) (the “**Exemption Law**”) the Township is authorized to provide for and accept, in lieu of real property taxes, an Annual Service Charge (as hereinafter defined) paid by the Entity to the Township.

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

- (d) 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.
- (e) 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.
- (f) 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

Adopted

C. Bills & Claims

Frederic – Vick 1. Bill Lists

RESOLVED THAT THE BILLS AND CLAIMS AGAINST THE TOWNSHIP OF IRVINGTON FOR A PERIOD **APRIL 20, 2026** 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	\$1,244,859.04
TOTAL	\$1,244,859.04

Adopted

Antilus – Frederic 2. Payrolls

Payroll Date: April 2, 2026

TOTAL	\$2,411,186.07
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Adopted

9. RESOLUTIONS AND MOTIONS

A. Resolutions

- Vick – Vauss, Jr. 1. Authorize Additional Grant Funds From New Jersey Association of County and City Health Officials (NJACCHO) in the Amount of \$111,800.00 - Bringing the Total Award to \$1,104,443.00

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

WHEREAS, on July 24, 2024, the New Jersey Association of County and City Health Officials (NJACCHO) made available grant funding in the original amount of \$168,049 to the Irvington Department of Health to support 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; and

WHEREAS, NJACCHO has amended the grant to include additional funding in the amount of \$111,800, bringing the total award to \$1,104,443; and

WHEREAS, the Project/Budget Period has been extended from July 1, 2024 through July 31, 2026, with all funds to be expended by July 31, 2026 and final expenditure reports due by August 10, 2026; and

WHEREAS, the Township of Irvington wishes to accept and utilize the amended funding to continue enhancing local public health infrastructure efforts;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Mayor, Business Administrator, and Chief Financial Officer are hereby authorized to accept and utilize the amended grant funding from the New Jersey Association of County and City Health Officials (NJACCHO) in the total amount of \$1,104,443, for the period of July 1, 2024 through July 31, 2026, for the purpose of enhancing public health infrastructure.

Adopted

- Frederic - Antilus 2. Resolution of Commemoration - Duckens Moïse Nazon

**RESOLUTION OF COMMEMORATION
DUCKENS MOÏSE NAZON
Professional Footballer | Haiti National Team | All-Time Leading Goalscorer**

WHEREAS, Duckens Moïse Nazon (born April 7, 1994) is a world-class professional footballer and the all-time leading goalscorer for the Haiti men's national soccer team, widely respected for his on-field leadership, competitive excellence, and historic contribution to Haitian sport. Born in Châtenay-Malabry, France, to Haitian parents, Nazon's passion for soccer emerged early and carried him from the youth academies of Vannes OC and FC Lorient into a global professional career; and

WHEREAS, over the years, he has played as a striker in top leagues across Europe and Asia, including competitive stints in France, the English Football League with Coventry City and Oldham Athletic, the Belgian First Division, Scotland's Premiership, the Turkish Süper Lig, Bulgaria's top flight with CSKA Sofia, and most recently in the Persian Gulf Pro League with Esteghlal FC, where he wears the number 9 shirt; and

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WHEREAS, on the international stage, Nazon has been a cornerstone of Les Grenadiers, Haiti's national team, since his debut in 2014. With over 75 appearances and 44 goals, he holds the record as the leading goalscorer in Haiti's history, a testament to his consistency, skill, and importance to the team's identity and success; and

WHEREAS, In the 2026 FIFA World Cup qualification campaign, Nazon played a vital role in Haiti's resurgence on the global soccer stage. His contributions, including key goals and leadership, helped Haiti secure a historic berth at the 2026 World Cup, marking only the second time in the nation's history — and the first time in 52 years — that Haiti will compete at soccer's most prestigious tournament. This achievement has ignited pride across Haiti and its diaspora as the team prepares to compete in the finals co-hosted by the United States, Canada, and Mexico; and

WHEREAS, Nazon's career highlights include multiple standout performances in CONCACAF regional competitions, a pivotal hat-trick in World Cup qualifying, and recognition as one of Haiti's most influential footballers of his generation; and

WHEREAS, his journey reflects not only athletic achievement, but also resilience, dedication to national representation, and a commitment to inspiring young players in Haiti and around the world; and

WHEREAS, as Haiti prepares for its 2026 FIFA World Cup appearance — a moment of national significance and pride — Duckens Nazon stands as a leading ambassador for Haitian soccer, embodying excellence on the pitch and the unifying spirit of sport for his country; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the township commends and recognizes Duckens Moïse Nazon's for his exceptional representation of the Haitian National Team during this historic moment as Haiti advances to the 2026 FIFA World Cup, and acknowledges his outstanding athletic achievements, leadership, and contributions to the pride and spirit of the Haitian community; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this Governing Body as a lasting tribute to Duckens Moïse Nazon.

Adopted

Frederic – Hudley 3. Resolution to Cancel and Refund Tax Overpayments on 71 Norwood Avenue,
Block 194, Lot 7

RESOLUTION TO CANCEL AND REFUND TAX OVERPAYMENTS ON 71 NORWOOD AVE., BLOCK 194 LOT 7

WHEREAS, the Tax Collector seeks authorization to cancel 2025 municipal charges on 71 Norwood Ave., Block 194 Lot 7 for 100% disabled veteran exemption and;

WHEREAS, Thomas Eagle, owner of a 1-family dwelling on 71 Norwood Ave., Block 154 Lot 7, has filed an application for 100% tax exemption and the tax assessor Silvia Forbes has approved the property tax exemption on May 12, 2025 and;

WHEREAS, the 2025 taxes were billed in the amount of \$7,028.88, less a \$250.00 veteran deduction for total taxes due in the amount of \$6,778.88 and;

WHEREAS, the exempt portion of the 2025 taxes is Q2-\$524.23, Q3-\$1,642.40, and Q4-\$1,840.73 and;

WHEREAS, Thomas Eagle is entitled to a refund in the amount of \$2,166.63, from the date of application approved by the tax assessor.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Tax Collector's office is authorized and directed to cancel the exempt portion of taxes in the amount of \$4,007.36 and refund the 2025 taxes in the amount of **\$2,166.63** to Thomas Eagle.

Adopted

Vick – Brown 4. Resolution Authorizing Refund of Tax Overpayment on 744-748 Springfield Avenue, Block 137, Lot 1, - \$1,608.82

**Resolution Authorizing Refund of Tax Overpayment
on Block 137 Lot 1, 744-748 Springfield Ave**

WHEREAS, RAM TAX LIEN FUND II LP remitted a subsequent payment in the amount of \$1,608.82 for the sewer taxes on Block 137 Lot 1, commonly known as 744-748 Springfield Ave.: and

WHEREAS, said payment in the amount of \$1,608.82 was applied to TSC# 25-00531 for the subsequent sewer tax payment on March 24, 2026; and

WHEREAS, the annual sewer charges were cancelled by way of Township Resolution DRF 26-0323-8 due to erroneous billing of the Annual Sewer Charges; and

WHEREAS, the Tax Collector desires to refund the subsequent tax payment in the amount of \$1,608.82 to RAM TAX LIEN FUND II LP.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY that the Township of Irvington Tax Collector is authorized and directed to issue a refund of the overpaid subsequent payment in the amount of \$1,608.82 to RAM TAX LIEN FUND II LP.

Adopted

Vick – Vauss, Jr. 5. Resolution Authorizing the Issuance of Not Exceeding \$10,500,000.00 Tax Anticipation Notes of 2026 of the Township of Irvington, in the County of Essex, New Jersey

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING

\$10,500,000 TAX ANTICIPATION NOTES OF 2026 OF THE TOWNSHIP

OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY.

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BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF IRVINGTON, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than the majority of the full membership of the governing body), AS FOLLOWS:

Section 1. In anticipation of the collection of taxes during the current calendar year, there are hereby authorized to be issued tax anticipation notes of the Township of Irvington, in the County of Essex, New Jersey (the "Township"), each to be known as a "Tax Anticipation Note of 2026", in amounts not exceeding \$10,500,000. The proceeds of such tax anticipation notes shall be applied only to purposes provided for in the budget or for which taxes are levied for the current year.

Section 2. The following certificate has been prepared by the Township and is filed in the office of the Township Clerk:

CERTIFICATE WITH RESPECT TO TAX ANTICIPATION NOTES

I, the undersigned Chief Financial Officer of the Township of Irvington, in the County of Essex, New Jersey (the "Township"), HEREBY CERTIFY as follows:

1. The gross borrowing power in respect to tax anticipation notes for the calendar year of 2026, being 30% of the tax levy for all purposes of the calendar year of 2025, plus 30% of the amount of miscellaneous revenues realized in cash during the calendar year of 2025, is \$49,545,484.50.
2. The amount of tax anticipation notes outstanding in anticipation of the collection of taxes of the calendar year of 2026, except such tax anticipation notes as will be renewed by or paid from the proceeds of the tax anticipation notes to be issued, is \$0.
3. The net borrowing power, being the excess of the first over the second of the two above amounts, is \$49,545,484.50.
4. This certificate is made with respect to \$10,500,000 Tax Anticipation Notes of 2026 about to be authorized by the "finance officer" of the Township.

IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of April, 2026.

Chief Financial Officer

Section 3. The following matters in connection with the tax anticipation notes are hereby determined:

(a) All tax anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; *provided*, that no tax anticipation note shall mature later than 120 days following the end of the calendar year.

(b) All tax anticipation notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer.

(c) All tax anticipation notes shall be in the form prescribed by the Local Budget Law and otherwise as determined by the chief financial officer and such officer's signature upon the tax anticipation notes shall be conclusive as to such determination.

(d) Tax anticipation notes issued hereunder may be renewed from time to time; *provided, however*, that no renewal tax anticipation note shall be issued later than the last day of the calendar year.

(e) All tax anticipation notes shall be executed by the Mayor and the Chief Financial Officer and attested by the Township Clerk.

Section 4. The chief financial officer is hereby authorized and directed to determine all matters in connection with the tax anticipation notes not determined by this or a subsequent resolution and such officer's signature upon the tax anticipation notes shall be conclusive as to such determination.

Section 5. The chief financial officer is hereby authorized to sell the tax anticipation notes from time to time at public or private sale in such amounts as such officer may determine at not less than par and to deliver them from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

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Section 6. Any tax anticipation notes issued pursuant to this resolution shall be general obligations of the Township, and the full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on such tax anticipation notes.

Section 7. The chief financial officer is hereby authorized and directed to report in writing to the Township Council at the meeting next succeeding the date when any sale or delivery of the tax anticipation notes pursuant to this resolution is made, such report to include the amount, the description, the interest rate and the maturity of the tax anticipation notes sold, the price obtained and the name of the purchaser.

Section 8. The chief financial officer, in connection with other professionals of the Township acting under such officer's direction, is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document for the Township, as it may be so updated from time to time, to be distributed in connection with the sale of tax anticipation notes of the Township. The chief financial officer is hereby authorized to execute such disclosure document on behalf of the Township.

Section 9. (a) Solely for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission (the "Rule"), and provided that an issue of tax anticipation notes authorized by this resolution is not exempt from the Rule, for so long as an issue of tax anticipation notes of the Township remains outstanding (other than an issue of tax anticipation notes that has been wholly defeased), the Township shall provide, in a timely manner not in excess of ten business days after the occurrence of the event, to the Municipal Securities Rulemaking Board (the "MSRB"), notice of any of the following events with respect to the tax anticipation notes:

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults, if material;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the tax anticipation notes, or other material events affecting the tax status of the tax anticipation notes;
- (7) Modifications to the rights of holders of the tax anticipation notes, if material;
- (8) Bond calls, if material, and tender offers;

- (9) Defeasances;
- (10) Release, substitution or sale of property securing repayment of the tax anticipation notes, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership or similar event of the Township;
- (13) The consummation of a merger, consolidation or acquisition involving the Township or the sale of all or substantially all of the assets of the Township, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material;
- (14) Appointment of a successor or additional trustee or the change of name of a trustee, if material;
- (15) Incurrence of a financial obligation (as defined in the Rule) of the Township, if material, or agreement to covenants, events of default, remedies, priority rights or other similar terms of a financial obligation, any of which affect holders of the tax anticipation notes, if material, with "financial obligation" meaning a (i) debt obligation; (ii) derivative instrument entered into in connection with, or pledged as security or a source of payment for, an existing or planned debt obligation; or (iii) guarantee of (i) or (ii); *provided, however*, that the term "financial obligation" shall not include municipal securities as to which a final official statement has been provided to the MSRB consistent with the Rule; and
- (16) Default, event of acceleration, termination event, modification of terms or other similar events under a financial obligation of the Township, if any such event reflects financial difficulties.

(b) The covenants and undertakings contained in this Section 9 are made for the benefit of the holders or beneficial owners of the tax anticipation notes issued under this resolution.

(c) The chief financial officer shall determine, in consultation with Bond Counsel, the application of the Rule or the exemption from the Rule for each issue of tax anticipation notes prior to their offering. Such officer is hereby authorized to enter into written contracts or undertakings to implement this resolution and is further authorized to amend such contracts or undertakings as needed to comply with the Rule or upon the advice of Bond Counsel.

(d) In the event that the Township fails to comply with this resolution or the written contract or undertaking, the Township shall not be liable for monetary damages, remedy of the holders or beneficial owners of the tax anticipation notes being hereby specifically limited to specific performance of the covenants contained in this resolution or the written contract or undertaking.

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Section 10. The Township hereby covenants that, if applicable, it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the tax anticipation notes, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the tax anticipation notes, and that it will refrain from taking any action that would adversely affect the tax exemption of the tax anticipation notes under the Code

Section 11. This resolution shall take effect immediately.

Adopted

Vick – Frederic 6. Resolution to Refund Subsequent Overpayment on 100 21st Street, Block 158, Lot 3 - \$408.27

**Resolution to Refund Subsequent Overpayment
on Block 158 Lot 3, 100 21ST ST.**

WHEREAS, FIG 20, LLC remitted a subsequent payment in the amount of \$408.27 on June 4, 2025 for the 2025 annual sewer charge on Block 158 Lot 3, 100 21ST ST; and

WHEREAS, Certificate of Sale #24-00591 held by FIG 20, LLC was redeemed by the Corelogic on June 4, 2025; and

WHEREAS, said subsequent payment in the amount of \$408.27 was not applied to the lien, Certificate of Sale #24-00591 on June 4, 2025; and

WHEREAS, the subsequent payment in the amount of \$408.27 was inadvertently deposited with the payments for the day; and

WHEREAS, FIG 20, LLC has requested to be refunded the subsequent overpayment in the amount of \$408.27 for 100 21ST ST., Block 158 Lot 3; and

WHEREAS, the Tax Collector desires to refund the subsequent overpayment in the amount of \$408.27 to FIG 20, LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY that the Township of Irvington Tax Collector is authorized and directed to refund the overpaid subsequent payment to FIG 20, LLC in the amount of \$408.27.

Adopted

Vick – Frederic 7. Resolution to Amend Authorizing the Cancellation of Annual Sewer Charges on 744-748 Springfield Avenue, Block 137, Lot 1 - \$1,600.00

Resolution to Amend Authorizing Cancellation of Annual Sewer Charges on Block 137 Lot 1, 744-748 Springfield Ave

WHEREAS, The 2026 Annual Sewer Charge was billed in the amount of \$1,600.00 on Block 137 Lot 1, commonly known as 744-748 Springfield Ave; and

WHEREAS, the property located at 744-748 Springfield Ave is vacant land, by way of evidence of the tax assessor's records; and

WHEREAS, due to the erroneous billing of the Annual Sewer Charges, the Tax Collector requests to cancel sewer charges on said parcel;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, COUNTY OF ESSEX, STATE OF NEW JERSEY that the Township of Irvington Tax Collector is authorized to cancel annual sewer charge in the amount of \$1,600.00 on Block 137 Lot 1, 744-748 Springfield Avenue.

Adopted

Vick – Vauss, Jr. 8. Resolution Approving Additional Funds for General Litigation Services - Decotiis Law - Not to Exceed \$70,000.00

RESOLUTION APPROVING ADDITIONAL FUNDS FOR GENERAL LITIGATION SERVICES

WHEREAS, on June 9, 2025, the firm of The DeCotiis Law Firm was awarded a contract for General Litigation Services for an amount not to exceed \$30,000.00 by resolution number TA 25-0728-35; and

WHEREAS The DeCotiis Law Firm has provided the Township with General Litigation Services and has submitted invoices totaling \$68,668.92; and

WHEREAS, the Township seeks to pay The DeCotiis Law Firm for services provided within the scope of the contract, during the contract period but in excess of the contract amount; and

WHEREAS, the total contract amount for General Litigation Services is hereby increased to an amount not to exceed \$70,000.00; and

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the services performed by the firm of The DeCotiis Law Firm in excess of the contract amount is hereby ratified and confirmed for an amount not to exceed \$70,000.00; and

BE IT FUTHER RESLOVED, that total contract amount for General Litigation Services is hereby increased to an amount not to exceed \$70,000.00; and

BE IT FUTHER RESLOVED, that the Mayor and Municipal Clerk is hereby authorized to sign and execute an amended contract for General Litigation Services; and

BE IT RESOLVED, that funds for this service will be paid from the Insurance Fund for a contract amount not to exceed \$70,000.00.

Adopted

Hudley – Vauss, Jr. 9. Resolution Approving the Final Disposition of Adejeji v. Township of Irvington Workers Compensation Case - Not to Exceed \$55,302.00 Plus Fees

RESOLUTION APPROVING THE FINAL DISPOSITION OF

**ADEJEJI V. TOWNSHIP OF IRVINGTON
WORKER’S COMPENSATION CASE NO: 2023-11360**

WHEREAS, the matter of Olufemi Adejeji v. Township of Irvington, was filed in the Department of Labor and Workforce Development, Workers Compensation Division under Case Nos: 2023-11360; and

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby agrees to a settlement for a total amount not to exceed **Fifty-Five Thousand Three Hundred and Two dollars plus fees of approximately \$10,000.00 (\$55,302.00 + fees)** pursuant to the terms of the Settlement Order to be executed by the Judge of the Division of Workers’ Compensation; and

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

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

Adopted

Hudley – Vick 10. Resolution Approving the Final Disposition of Walker v. Township of Irvington Worker’s Compensation Case - Not to Exceed \$84,157.57

RESOLUTION APPROVING THE FINAL DISPOSITION OF

**WALKER V. TOWNSHIP OF IRVINGTON
WORKER’S COMPENSATION CASE NOS: 2016-30986 and 2021-6870**

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WHEREAS, the matter of Randolph Walker v. Township of Irvington, was filed in the Department of Labor and Workforce Development, Workers Compensation Division under Case Nos: 2016-30986 and 2021-6870; and

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it hereby agrees to a settlement for a total amount not to exceed **\$84,157.57 (Eighty-Four Thousand One Hundred Fifty-Seven Dollars and Fifty Seven Cents)** pursuant to the terms of the Settlement Order to be executed by the Judge of the Division of Workers' Compensation; and

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

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

Adopted

Hudley – Vauss, Jr. 11. Resolution Approving Additional Funds for Benjamin Nduagubu v. Essex County, et al. - Not to Exceed \$136,063.07

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

WHEREAS, on February 13, 2024 the law firm of Murphy Orlando, LLC. was awarded a contract for Litigation Counsel Services for an amount not to exceed \$3,500.00 by resolution number TA 24-0213-2; and

WHEREAS, on April 14, 2025, an amended contract for Litigation Counsel Services was awarded for an amount not to exceed \$88,120.00 by resolution number TA 25-0414-11; and

WHEREAS, on October 14, 2025, an additional amended contract for Litigation Counsel Services was awarded for an amount not to exceed \$107,313.07 by resolution number TA 25-1014-42; and

WHEREAS the law firm of Murphy Orlando, LLC. has submitted an additional amended budget in the amount of \$107,313.07 to litigate this matter;

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

WHEREAS, the total contract amount for this matter is hereby increased to an amount not to exceed \$136,063.07.

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NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the services performed by the firm of Murphy Orlando, LLC. in excess of the contract amount is hereby ratified and confirmed for an amount not to exceed \$136,063.07; and

BE IT FUTHER RESOLVED, that total contract amount for this matter is hereby increased to an amount not to exceed \$136,063.07; and

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

BE IT RESOLVED, that funds for this service will be paid from the Insurance Fund for a contract amount not to exceed \$136,063.07.

Adopted

Hudley – Vick 12. Resolution Approving Additional Funds for Masters Makit Home Realty, LLC V. Eugene Granberry, et als. - Not to Exceed \$58,050.00

**RESOLUTION APPROVING ADDITIONAL FUNDS FOR
MASTERS MAKIT HOME REALTY, LLC V. EUGENE GRANBERRY, ET ALS.
Docket No. F-01544-19**

WHEREAS, on March 13, 2023 the law firm of Eric M. Bernstein & Associates, LLC was awarded a contract for Litigation Counsel Services for an amount not to exceed \$3,500.00 by resolution number TA 23-0313-17; and

WHEREAS, on November 10, 2025 an amended contract for Litigation Counsel Services was awarded for an amount not to exceed \$43,050.00 by resolution number TA 25-1110-45 ; and

WHEREAS the law firm of Eric M. Bernstein & Associates, LLC has submitted an additional amended budget in the amount of \$58,050.00 to litigate this matter;

WHEREAS, the Township seeks to pay the law firm of Eric M. Bernstein & Associates, LLC for services provided within the scope of the contract, during the contract period but in excess of the contract amount;

WHEREAS, the total contract amount for this matter is hereby increased to an amount not to exceed \$58,050.00;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the services performed by the firm of Eric M. Bernstein & Associates, LLC in excess of the contract amount is hereby ratified and confirmed for an amount not to exceed \$58,050.00; and

BE IT FUTHER RESOLVED, that total contract amount for this matter is hereby increased to an amount not to exceed \$58,050.00; and

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

BE IT RESOLVED, that funds for this service will be paid from the Insurance Fund for a contract amount not to exceed \$58,050.00.

Adopted

Hudley – Vauss, Jr. 13. Resolution Approving Additional Funds for Investigative and Trial Attorney Services - Trif & Modugno - Not to Exceed \$83,000.00

**RESOLUTION APPROVING ADDITIONAL FUNDS FOR
INVESTIGATIVE AND TRIAL ATTORNEY SERVICES**

WHEREAS, on June 9, 2025, the firm of Trif & Modugno was awarded a contract for Investigative and Trial Attorney Services for an amount not to exceed \$50,000.00 by resolution number TA 25-0609-21; and

WHEREAS Trif & Modugno has provided the Township with Investigative and Trial Attorney Services totaling 49,655.00 with additional expenditures in the amount of \$22,390.00 and an estimated amount of \$10,000.00 through the filing of a Motion to Dismiss; and

WHEREAS, the Township seeks to pay Trif & Modugno for services provided within the scope of the contract, during the contract period but in excess of the contract amount;

WHEREAS, the total contract amount for Investigative and Trial Attorney Services is hereby increased to an amount not to exceed \$83,000.00.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the services performed by the firm of Trif & Modugno in excess of the contract amount is hereby ratified and confirmed for an amount not to exceed \$83,000.00; and

BE IT FUTHER RESLOVED, that total contract amount for Investigative and Trial Attorney Services service is hereby increased to an amount not to exceed \$83,000.00; and

BE IT FUTHER RESLOVED, that the Mayor and Municipal Clerk is hereby authorized to sign and execute an amended contract for Investigative and Trial Attorney Services service; and

BE IT RESOLVED that the required Certification of Availability of Funds certification number C25-0103 was obtained from the Chief Financial Officer and the appropriation to be charged for this expenditure is 6-01-20-155-155-256 in the amount of \$10,000.00 with the remaining balance of \$23,000.00 to be certified on the adoption of the Calendar 2026 and 2027 budgets.

Adopted

Hudley – Vick 14. Resolution Ratifying a Professional Services Contract for Litigation/Defense Counsel Services - Florio, Kenny and Raval - Not to Exceed \$5,000.00

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

WHEREAS, resolution number TA 25-1014-41 qualified seven firms to provide litigation/defense counsel services for the Township of Irvington from October 31, 2025 until November 1, 2026; 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 Florio, Kenny and Raval has the most experience to defend the Township of Irvington in the matter of Servius v. Calloway, et als, Docket No. ESX-L- 8022-25; and

WHEREAS, the Township Attorney has recommended that a contract be awarded to Florio, Kenny and Raval, 125 Chubb Ave, Suite 310-N, Lyndhurst, NJ, 07071; 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 Florio, Kenny and Raval, 125 Chubb Ave, Suite 310-N, Lyndhurst, NJ, 07071 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 be 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

Frederic – Vauss, Jr. 15. Authorizing Purchases Under the State of New Jersey Cooperative Purchasing Program Over the Bid Threshold of \$53,000.00

**AUTHORIZING PURCHASES UNDER THE STATE OF NEW JERSEY COOPERATIVE
PURCHASING PROGRAM
OVER THE BID THRESHOLD OF \$53,000.00**

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 \$53,000.00 for calendar year 2026:-

Name of Vendor	Contract Number	Commodity	Amount
Parts Authority	20-Fleet-00984	Auto Parts	\$100,000.00
Samuels INC	85992	Auto Parts	\$170,000.00

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WHEREAS, the Township of Irvington intends to enter into contracts with State contract vendors over the bid threshold of \$53,000.00 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 \$53,000.00, 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 \$53,000.00, 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, 2026

BE IT FURTHER RESOLVED a separate resolution will be submitted to the Municipal Council for all addition vendors exceeding the bid threshold of \$53,000.00.

Adopted

Hudley – Antilus 16. Resolution to Award an Emergency Contract for Road Repair - Messercola Excavating Co Inc. - \$150,000.00

RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR ROAD REPAIR

WHEREAS, on April 01, 2026, DPW needed to repair various streets throughout the Township, and;

WHEREAS, the Public Works Director declared an emergency for these repairs as the required work was beyond the current capabilities of the Public Works Department, and

WHEREAS, this situation constitutes a threat to public health, safety, welfare, and the Mayor concurred and approved said emergency.

WHEREAS, Messercola Excavating Co Inc., had the necessary machinery to repair the streets and were available immediately to perform the work on an emergency basis, and;

WHEREAS, the total cost to provide emergency service to the Township is \$150,000.00, 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 Messercola Excavating Co. Inc. of 549 East Third Street, Plainfield, NJ 07060 for an amount not to exceed \$150,000.00

BE IT FURTHER RESOLVED, that the required certification of availability of funds C26-0042 in the amount of \$150,000.00 from account number C-04-56-853-D24-904 has been obtained from the Chief Financial Officer.

Adopted

Hudley – Antilus 17. Resolution to Award an Emergency Contract for Road Repair - D & L Paving Contractors Inc. - \$150,000.00

RESOLUTION TO AWARD AN EMERGENCY CONTRACT FOR ROAD REPAIR

WHEREAS, on April 01, 2026, DPW needed to repair various streets throughout the Township, and;

WHEREAS, the Public Works Director declared an emergency for these repairs as the required work was beyond the current capabilities of the Public Works Department, and

WHEREAS, this situation constitutes a threat to public health, safety, welfare, and the Mayor concurred and approved said emergency.

WHEREAS, D & L Paving Contractors Inc., had the necessary machinery to repair the streets and were available immediately to perform the work on an emergency basis, and;

WHEREAS, the total cost to provide emergency service to the Township is \$150,000.00, 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 D & L Paving Contractors Inc., of 681 Franklin Ave, Nutley, NJ 07110 for an amount not to exceed \$150,000.00

BE IT FURTHER RESOLVED, that the required certification of availability of funds C26-0041 in the amount of \$150,000.00 from account number C-04-56-853-D24-904 has been obtained from the Chief Financial Officer.

Adopted

Hudley – Vick 18. Authorize a Shared Services Agreement with the Township of Irvington and Irvington Library for the Provision of Security Guard Services

A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF IRVINGTON AND THE IRVINGTON PUBLIC LIBRARY FOR THE PROVISION OF SECURITY GUARD SERVICES

WHEREAS, the Township of Irvington, has been in discussions to share services with the Irvington Public Library so as to mutually and respectively reduce the cost of providing such services between the Township and Irvington Public Library; and

WHEREAS, the Irvington Public Library is in need of unarmed Community Service Officers to provide security and protection of residents when the Library is open; and

WHEREAS; the Irvington Police Department has unarmed Community Service Officers that would be able to provide this service to the Irvington Public Library; and

WHEREAS, the Irvington Municipal Council finds that it is the public interest to enter a shared service agreement, pursuant to the provisions of NJSA 40A:65-1 et seq., the Uniformed Shared Services and Consolidation Act, to enter such an agreement for security services to be provided by the Township; and

NOW THEREFORE, BE IT RESOLVED BY THE IRVINGTON LIBRARY BOARD that a shared-service agreement between the Township and Irvington Public Library is hereby authorized for security services for three years from May 01, 2026 to April 30, 2029; and.

BE IT RESOLVED that the Board Attorney is hereby authorized and directed to review and approve this shared-service agreement and the Board President and Secretary are authorized and directed to sign the same; and

BE IT RESOLVED the Township of Irvington will invoice the Library on a monthly basis for this contract and the Library shall remit payment to the Township on a monthly basis.

Adopted

Vick – Vauss, Jr. 19. Authorize Payment to International Union of Operating Engineers Local 825 For Fringe Benefits Related to the Emergency Demolition of 28 Howard Street - Payment of \$2,979.21

RESOLUTION AUTHORIZING PAYMENT TO INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 825 FOR FRINGE BENEFITS RELATED TO THE EMERGENCY DEMOLITION OF 28 HOWARD STREET

WHEREAS, the property located at **28 Howard Street** was determined by the Township of Irvington to be an imminent hazard, requiring immediate emergency demolition to ensure public safety; and

WHEREAS, the performance of this emergency demolition work required the utilization of union labor from the **International Union of Operating Engineers Local 825**; and

WHEREAS, the Township has received invoices and a Fund Summary Report for fringe benefit contributions for work performed by operator **Raymond Hendrixson** during the period of January 1, 2026, through February 1, 2026; and

WHEREAS, the total amount due to the **Operating Engineers Local 825 Benefit Funds** for these services is **\$2,979.21**; and

WHEREAS, the Chief Financial Officer has previously certified the availability of funds for union operators for demolition under Contract **C25-0098**.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Irvington that:

1. The payment of **\$2,979.21** to the **Operating Engineers Local 825 Benefit Funds**, located at 65 Springfield Avenue, 2nd Floor, Springfield, NJ 07081, is hereby authorized.
2. The funds for this payment shall be drawn from account number **C-04-56-850-016-900**.
3. This payment is made to satisfy the Township's obligations regarding union fringe benefits related to the emergency demolition and clearing of the hazardous structure at 28 Howard Street.

BE IT FURTHER RESOLVED that the appropriate Township officials are hereby authorized to take all necessary actions to effectuate this payment.

Adopted

Vick – Hudley 20. Amend EDGO 26-0323-12 Authorizing Use of \$5,000.00 in Office of Lead Hazard Control and Healthy Homes Funds for Mandatory Training for Township Staff Member Destani Montford and Joshua Ogbennaya on April 27-30, 2026 in Arlington, Virginia By Adding Jessica Chase

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 HUD Office of Lead Hazard Control and Healthy Homes administered by the DCA has required mandatory training for Township Staff Destani Montford, Johsua Ogbennaya & Jessica Chase on April 27-30, 2026, in Arlington VA.

WHEREAS OLHCHH has provided for administrative funds to cover all travel expenses (airfare, hotel, food, and other (incidentals) via reimbursement associated with this training

WHEREAS this training is required to be qualified to administer the grant as per HUD guidelines,

WHEREAS, without approval from the Council to pay out-of-pocket for this expense and receive reimbursement, the staff would be unable to travel and participate in this training

NOW, THEREFORE, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that the Township Council hereby approve all staff who are required to participate in this training to be reimbursed for all expenses reasonably related to this training including but not limited to, registration, airfare, ground transportation, meals, hotel and related incidentals,

BE IT FURTHER RESOLVED that the aforesaid funds not exceeding \$5,000 will be disbursed in one (1) instalment in the amount of \$5,000.00

BE IT FURTHER RESOLVED that staff members will be responsible for maintaining accurate records of all travel-related expenses, submitting travel-related reports, and ensuring that all travel-related expenses comply with Council policies and procedures.

BE FURTHER RESOLVED that pursuant to N.J.A.C. 5:34-5.2, the required Certificate of Fund Req. No. C26-0036 in the amount of \$5,000.00 for the above has been obtained from the Chief Financial Officer of the Township of Irvington. The appropriation to be charged for this expenditure is Account No. G-02-XX-716-24B-125 in the amount of \$5,000.00.

Adopted

Vauss, Jr. – Beasley 21. Resolution to Discharge the Mortgage on 142 Delmar Place

DRAFT Resolution to Discharge Mortgage – 142 DELMAR PLACE, IRVINGTON, NJ 07111

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WHEREAS, a certain Mortgage dated August 20, 2003 was made by Wadeedah Muta-Ali to the Township of Irvington pursuant to the Township's Housing Rehabilitation Program.

WHEREAS this Mortgage was made to secure payment of \$29,753.00 to rehabilitate the property located at:

142 Delmar Place, Irvington, New Jersey 07111, Block 68 and Lot 15

1. WHEREAS, this mortgage was recorded in the Office of Essex County Register of Deeds and Mortgages, on August 28, 2003, in Mortgage Book #9093, Page 461.

WHEREAS the affordability restriction period of five (5) years has expired on August 28, 2008.

WHEREAS this Mortgage has been PAID IN FULL or otherwise SATISFIED and DISCHARGED. It may now be discharged of record. This means that this Mortgage is now canceled and void.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, that the Township of Irvington does ratify and approve the discharge of its mortgages, totaling \$29,753.00, Wadeedah Muta-Ali on the property identified as 142 Delmar Avenue, Irvington, NJ 07111 (Block 68 and Lot 15).

Adopted

Frederic – Vauss, Jr. 22. Resolution to Discharge the Mortgage on 132 Maple Avenue

DRAFT Resolution to Discharge Mortgage – 132 Maple Avenue, Irvington, New Jersey 07111,

WHEREAS, a certain Mortgage dated May 24, 1996 was made by Marla Simmons to the Township of Irvington pursuant to the Township's Housing Rehabilitation Program.

WHEREAS this Mortgage was made to secure payment of \$6,500.00 to rehabilitate the property located at:

132 Maple Avenue, Irvington, New Jersey 07111, Block 215 and Lot 9

2. WHEREAS, this mortgage was recorded in the Office of Essex County Register of Deeds and Mortgages, on July 13, 1997 in Mortgage Book #6834, Page 172.

WHEREAS the affordability restriction period of five (5) years has expired on May 24, 2001

WHEREAS this Mortgage has been PAID IN FULL or otherwise SATISFIED and DISCHARGED. It may now be discharged of record. This means that this Mortgage is now canceled and void.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON, that the Township of Irvington does ratify and approve the discharge of its mortgages, totaling \$6,500.00, Marla Simmons on the property identified as 132 Maple Avenue, Irvington, NJ 07111 (Block 215 and Lot 9).

Adopted

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Vick – Vauss, Jr. 23. Authorize Payment to International Union of Operating Engineers Local 825 For Fringe Benefits Related to the Demolition of 744-748 Springfield Avenue From The 21 Street Urban Renewal LLC Escrow Account - Payment of \$3,317.12

RESOLUTION AUTHORIZING PAYMENT TO INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 825 FOR FRINGE BENEFITS RELATED TO THE DEMOLITION OF 744-748 SPRINGFIELD AVENUE FROM THE 21 STREET URBAN RENEWAL LLC ESCROW ACCOUNT

WHEREAS, the Township of Irvington and 21 Street Urban Renewal LLC entered into an Amended and Restated Redevelopment and Land Disposition Agreement dated July 26, 2024, for the redevelopment of the property located at 744-748 Springfield Avenue (Block 137, Lot 1); and

WHEREAS, pursuant to said Agreement, the Township has undertaken the demolition of dilapidated improvements on the property to facilitate the redevelopment project; and

WHEREAS, the performance of this demolition work required the utilization of union labor from the International Union of Operating Engineers Local 825; and

WHEREAS, the Township has received invoices for fringe benefit contributions for labor performed during the demolition process in the total amount of \$3,317.12; and

WHEREAS, the Township of Irvington Department of Community Development maintains an escrow account for 21 Street Urban Renewal LLC for costs associated with this redevelopment project; and

WHEREAS, it is the determination of the Department of Community Development that these fringe benefit expenses are appropriate charges against the project's escrow funds.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Irvington that: The payment of \$3,317.12 to the Operating Engineers Local 825 Benefit Funds, located at 65 Springfield Avenue, 2nd Floor, Springfield, NJ 07081, is hereby authorized.

The funds for this payment shall be drawn from the 21 Street Urban Renewal LLC Escrow Account, specifically account number T-18-56-860-000-068.

This payment is made to satisfy the Township's obligations regarding union fringe benefits as related to the demolition of 744-748 Springfield Avenue under the terms of the Amended and Restated Redevelopment & Land Disposition Agreement.

BE IT FURTHER RESOLVED that the Chief Financial Officer and other appropriate Township officials are hereby authorized to take all necessary actions to effectuate this payment from the specified escrow account.

Adopted

Vick – Vauss, Jr. 24. Amend DH 26-0223-1 Authorizing a Shared Services Agreement with the City of Plainfield for Health Officer Services

RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE CITY OF PLAINFIELD PURSUANT TO THE UNIFORM SHARED SERVICES AND

**CONSOLIDATION ACT, N.J.S.A. 40A:65-1 ET SEQ. FOR THE CITY OF PLAINFIELD
TO PROVIDE THE TOWNSHIP OF IRVINGTON WITH THE SERVICES OF A
HEALTH OFFICER**

WHEREAS the Township of Irvington is required by N.J.S.A, 26A:3A2-10 to provide a program of public health services; and

WHEREAS the State of New Jersey requires each municipality to maintain a health department; and

WHEREAS, the City of Plainfield, in furtherance of the obligation set forth in N.J.S.A. 26A:3A2-10 et seq., has employed and shall continue to employ a licensed Health Officer to serve as full-time Health Officer and Chief Executive Officer for all public health services and activities ("Public Health Services"); and

WHEREAS the Township of Irvington needs a licensed Health Officer to provide Public Health Services commencing February 23, 2026 and ending February 24, 2027; and

WHEREAS. N.J.S.A. 40A:65-I et seq. allows municipalities to enter into shared service agreements; and

NOW, THEREFORE BE IT RESOLVED, the City of Plainfield is agreeable to provide its licensed Health Officer to perform said Public Health Services to the Township of Irvington for said period commencing February 23, 2026 and ending February 24, 2027 at cost of \$100,000.00 to the Township of Irvington; and

BE IT FURTHER RESOLVED, that the required certification of availability of funds C26-0016 in the amount of \$10,000.00 from account number 6-01-27-330-330-118 has been obtained from the Chief Financial Officer; 5 months of service in the amount of \$41,666.65 from account number 6-01-27-330-330-118 from the Emergency Temporary Appropriation; and the remaining balance of \$38,333.35 will be certified upon the adoption of the 2026 budget year and 2027 Emergency Temporary Spending Appropriation.

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

Adopted

10. COMMUNICATION AND PETITIONS

A. Communications

None

11. PENDING BUSINESS

None

NON-CONSENT AGENDA

8. ORDINANCES, BILLS & CLAIMS (Cont.)

B. Ordinances on Second Reading

1. **President Beasley:** An ordinance amending section 620-19.1 Regarding Parking Too Close to a Driveway by Adding Drakes Lane and Carolina Avenue 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 SECTION 620-19.1 OF THE REVISED CODE REGARDING PARKING TOO CLOSE TO A DRIVEWAY BY ADDING DRAKES LANE AND CAROLINA 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
Drakes Lane	Entire Length
Carolina Avenue	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.

No public members requested to be heard.

Vick – Hudley Motion to close Public Hearing.

Adopted

Vick – Hudley Motion to Adopt this ordinance on second reading.

Adopted

12. MISCELLANEOUS

Robert Shaw, Sr., 57 Coit Street

Council Member Antilus, Council Member Brown, Council Member Dr. Hudley, Council Member Vauss Jr. and Council Member Vick thanked the residents for participating in the meeting. Council President Beasley addressed the concerns raised by Mr. Shaw Sr. and thanked the residents for attending the meeting and indicated that their involvement is essential.

13. ADJOURNMENT (*Roll Call)

There being no further business, the meeting adjourned at 7:42 P.M.

Jamillah Z. Beasley, Council President

Shawna M. Supel, Municipal Clerk