

**BOROUGH OF EAST NEWARK
COUNTY OF HUDSON STATE OF NEW JERSEY**

THE REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF EAST NEWARK WITHIN THE COUNTY OF HUDSON, STATE OF NEW JERSEY IN THE EAST NEWARK MUNICIPAL BUILDING COUNCIL CHAMBERS, 34 SHERMAN AVENUE, EAST NEWARK, NEW JERSEY ON WEDNESDAY, FEBRUARY 13, 2019

Minutes of the Regular Meeting of the Mayor and Borough Council held on February 13, 2019

The Pledge of Allegiance to the Flag of the United States of America was recited.

The Honorable Joseph R. Smith, Mayor Presiding. Mayor Smith called the meeting to order at 5:32 P.M.

PUBLIC NOTICE: Adequate Notice of this Regular Meeting was transmitted to the Jersey Journal, Star Ledger, Observer, posted on the official Borough Website and on the bulletin board of the Municipal Building in accordance with applicable laws under the Open Public Meetings Act (Sunshine Law)

Notice was further given that the Mayor and Borough Council met in caucus on February 13, 2019 for the purpose of establishing a final agenda for the Regular Meeting.

ROLL CALL:

Council President Charles F. Tighe-Present
Councilmember Rose A. Evaristo-Present
Councilmember Kenneth Graham-Present
Councilmember Hans Peter Lucas-Present
Councilmember Jeanne Zincavage-Present

Note: Subsequent to the acceptance of the resignation of Councilmember Jose A. Silva and appointment of Jessica Diaz as Councilmember, Jessica Diaz took her seat on the Borough Council.

DECLARATION OF QUORUM: There being five (5) Members of the Borough Council PRESENT and Mayor Joseph R. Smith PRESENT, a QUORUM was declared. Also present were Neil D. Marotta Esq. Borough Counsel, Borough Administrative Assistant/QPA/CFO, Treasurer Brigitte I. Goncalves and Borough Clerk Robert B. Knapp.

APPROVAL OF AGENDA FOR THE REGULAR MEETING OF FEBRUARY 13, 2019

Motion by Councilmember Evaristo
Seconded by Councilmember Tighe

Roll Call: Evaristo-Aye, Graham-Aye, Lucas-Aye Tighe-Aye, Zincavage-Aye
Aye: 5 Nay: 0 Abstain: 0 Absent: 0
MOTION CARRIED

RESOLUTION: ACCEPTANCE OF RESIGNATION OF EAST NEWARK COUNCILMEMBER JOSE A. SILVA

Introduced by Councilmember Tighe

Seconded by Councilmember Graham

Roll Call: Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

Aye: 5 Nay: 0 Abstain: 0 Absent: 0

RESOLUTION PASSED

RESOLUTION: APPOINTMENT TO FILL COUNCIL VACANCY (JESSICA DIAZ)

Introduced by Councilmember Tighe

Seconded by Councilmember Zincavage

Roll Call: Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

Aye: 5 Nay: 0 Abstain: 0 Absent: 0

RESOLUTION PASSED

Newly Appointed Councilmember Jessica Diaz was administered the Oath of Office by Borough Clerk Robert B. Knapp

Councilmember Diaz took her seat on the Borough Council

ORDINANCE: FIRST READING/INTRODUCTION: AN ORDINANCE SUPPLEMENTING CHAPTER 7, SECTION 7-40 OF THE MUNICIPAL CODE OF THE BOROUGH OF EAST NEWARK PROVIDING FOR REGULATION OF MUNICIPAL PARKING LOTS

Introduced by Councilmember Tighe

Seconded by Councilmember Lucas

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye Lucas-Aye, Tighe-Aye, Zincavage-Aye

Aye: 6 Nay: 0 Abstain: 0 Absent: 0

ORDINANCE APPROVED ON FIRST READING/INTRODUCTION

ORDINANCE: SECOND READING/PUBLIC HEARING: AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER II, SECTION 14 PUBLIC DEFENDER OF THE GENERAL CODE OF THE BOROUGH OF EAST NEWARK

Motion to Open Public Hearing by Councilmember Tighe

Seconded by Councilmember Zincavage

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

Aye: 6 Nay: 0 Abstain: 0 Absent: 0

Motion Carried

No Member of the Public Desired to be Heard Before the Mayor and Borough Council

Motion to Close Public Hearing by Councilmember Graham

Seconded by Councilmember Evaristo

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye
Aye: 6 Nay: 0 Abstain: 0 Absent: 0

Motion Carried

Motion to Approve and Adopt Ordinance on the Second Reading/Public Hearing
Introduced by Councilmember Tighe

Seconded by Councilmember Graham

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye Zincavage-Aye
Aye: 6 Nay: 0 Abstain: 0 Absent: 0

Motion Carried

ORDINANCE APPROVED AND ADOPTED ON THE SECOND READING/PUBLIC HEARING

CONSENT AGENDA:

RESOLUTION: APPOINTMENT OF 2019 COMMITTEE ASSIGNMENTS

RESOLUTION: TAX IDENTIFICATION STATEMENT

RESOLUTION: AUTHORIZING COLLECTIVE BARGAINING AGREEMENT

RESOLUTION: APPOINTMENT OF EMERGENCY MANAGEMENT COORDINATOR AND DEPUTY
EMERGENCY MANAGEMENT COORDINATOR

RESOLUTION: AUTHORIZING EXECUTION OF THE HUDSON COUNTY OFFICE ON AGING 2019
GRANT AGREEMENT PROJECT 055 FOR SENIOR SERVICES

RESOLUTION: HONORING THE 2019 ST. PATRICK'S DAY PARADE GRAND MARSHAL HAROLD G.
STAHL

RESOLUTION: HONORING THE 2019 ST. PATRICK'S DAY PARADE DEPUTY GRAND MARSHAL
KENNETH EVANS

RESOLUTION: HONORING THE 2019 ST. PATRICK'D DAY PARADE DEPUTY GRAND MARSHL
THOMS VAN BLACRUM

RESOLUTION: AUTHORIZATION TO TRANSFER ACCRUED INTEREST FUNDS FROM ANIMAL
CONTROL ACCOUNT TO BOROUGH GENERAL ACCOUNT

RESOLUTION: RESOLUTION OPPOSING SENATE BILL 2505/ASSEMBLY BILL 2558 "VEGETATION
MANAGEMENT RESPONSE ACT" WHICH WOULD CEDE LOCAL AUTHORITY IN THE
MANAGEMENT OF PUBLIC TREES TO ANY TYPE OF PUBLIC UTILITY AND WOULD PERMIT
REMOVAL OF TREES ON PUBLIC PROPERTY WITHOUT OWNER CONSENT

RESOLUTION: AUTHORIZING MCNERNEY AND ASSOCIATES TO PROVIDE APPRAISAL SERVICES
TO THE BOROUGH OF EAST NEWARK FOR 700-710 NORTH FOURTH STREET, BLOCK 4, LOT1

RESOLUTION: AUTHORIZING THE BOROUGH OF EAST NEWARK TO ENTER INTO
NEGOTIATIONS FOR SHARED SERVICES FOR SOLID WASTE COLLECTION AND/OR RECYCLING FOR
THE BOROUGH OF EAST NEWARK

RESOLUTION: APPROVAL OF THE MINUTES OF THE REORGANIZATION MEETING OF THE
MAYOR AND BOROUGH COUNCIL OF JANUARY 2 2019 AND THE REGULAR MEETING OF THE
MAYOR AND BOROUGH COUNCIL OF JANUARY 9, 2019

RESOLUTION: AWARDED EMERGENCY SOLID WASTE MATERIAL COLLECTION SERVICE
CONTRACT

Introduced by Councilmember Tighe

Seconded by Councilmember Evaristo

Roll Call: Diaz-Aye, abstained only on the approval of minutes of January 2, 2019 and January 9, 2019 Evaristo-Aye, Graham-Aye abstaining only on minutes of January 2, 2019 only, Lucas-Aye, Tighe-Aye, Zincavage-Aye

Aye: 6 Nay: 0 Abstain: 0 Absent: 0

CONSENT AGENDA PASSED

APPROVAL OF PAYMENT OF BILLS

Introduced by Councilmember Graham

Seconded by Councilmember Evaristo

Roll Call Diaz-Aye, Evaristo-Aye, Graham-Aye Lucas-Aye , Tighe-Aye, Zincavage-Aye

Aye: 6 Nay: 0 Abstain: 0 Absent: 0

RESOLUTION PASSED

No Further Business To Be Brought Before the Mayor and Borough Council

Motion to Close Business Portion Meeting and Open Meeting to Comment by Public

Motion by Councilmember Evaristo

Seconded by Councilmember Graham

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

Motion to Enter Into Executive Session: Contracts

Motion by Councilmember Tighe

Seconded by Councilmember Evaristo

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

Aye: 6 Nay: 0 Abstain: 0 Absent: 0

Motion Carried

Executive Session at 5:42 P.M.

Motion to Move Out of Executive Session by Councilmember Graham

Seconded by Councilmember Tighe

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

Aye: 6 Nay: 0 Abstain: 0 Absent: 0

Motion Carried

Executive Session Terminated at 5:46 P.M.

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MOTION TO CLOSE/ADJOURN MEETING by Councilmember Graham and seconded by Councilmember Tighe

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye , S Tighe-Aye, Zincavage-Aye

Aye: 6 Nay: 0 Abstain: 0 Absent:

MOTION CARRIED

Meeting Closed/Adjourned at 5:50 P.M.

Respectfully recorded and submitted by,

Robert B.Knapp, RMC
Borough Clerk

Reports from Borough Departments:

Office of the Borough Clerk
Finance Department
Welfare Department
Police Department
Water Department
Fire Department
Municipal Court
Tax Assessor