

BOROUGH OF EAST NEWARK
COUNTY OF HUDSON STATE OF NEW JERSEY

REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF EAST NEWARK WITHIN THE COUNTY OF HUDSON, STATE OF NEW JERSEY HELD ON WEDNESDAY, SEPTEMBER 14, 2016 IN THE EAST NEWARK MUNICIPAL BUILDING, 34 SHERMAN AVENUE, EAST NEWARK, NEW JERSEY.

Minutes of the Regular Meeting of the Mayor and Borough Council of the Borough of East Newark

Honorable Joseph R. Smith, Mayor, Presiding

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

Notice is further given that the Mayor and Borough Council did meet in caucus to finalize an agenda for the Regular Meeting.

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

Roll Call:

Council President Charles F. Tighe-Present
Councilmember Hans Peter Lucas-Present
Councilmember Yamara Salas-Absent With Reason
Councilmember Kenneth M. Sheehan, Sr.-Present
Councilmember Jose A. Silva-Absent With Reason
Councilmember Jeanne Zincavage-Present

DETERMINATION 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 Borough Counsel Neil D. Marotta, Esq, Borough Redevelopment Counsel Anne Babineau, Borough Administrative Assistant/CFO/QPA/Treasurer Brigitte I. Goncalves and Borough Clerk Robert B. Knapp.

MOTION TO ENTER INTO EXECUTIVE SESSION-Purposes of Litigation-ENTC

Motion by Councilmember Tighe

Seconded by Councilmember Sheehan, Sr.

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Present, Silva-Absent, Tighe-Aye, Zincavage-Aye
Aye: 4 Nay: 0 Abstain: 0 Absent: 2

MOTION CARRIED

Enter in Executive Session at 5:31 P.M.

MOTION TO TERMINATE EXECUTIVE SESSION/RETURN TO BUSINESS PORTION OF MEETING

Motion by Councilmember Tighe

Seconded by Councilmember Sheehan, Sr.

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

MOTION CARRIED

Executive Session Terminated at 6:24 P.M.

MOTION TO APPROVE AGENDA

Motion by Councilmember Tighe

Seconded by Councilmember Sheehan, Sr.

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

MOTION CARRIED

ORDINANCE-FIRST READING/INTRODUCTION: Bond Ordinance To Authorize The Making Of Various Public Improvements And The Acquisition Of New Additonal Or Replacement Equipment And Machinery And New Information Technology Equipment In, By And For The Borough Of East Newark, In The County Of Hudson, I State Of New Jersey To Appropriate The Sum of \$1,165,000 To Pay The Cost Thereof, To Make A Down Payment, To Authorize The Issuance Of Bonds To Finance Such Appropriation And To Provide For the Issuance of Bond Anticipation Notes In Anticipation Of The Issuance of Such Bonds

Introduced by Councilmember Tighe

Seconded by Councilmember Sheehan, Sr.

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

ORDINANCE APPROVED ON THE FIRST READING/INTRODUCTION

ORDINANCE- FIRST READING/INTRODUCTION: Ordinance Of The Borough Of East Newark, In The County Of Hudson, New Jersey Authorizing A Special Emergency Appropriation In The Amount Of \$31,000 For A Program Of Revaluation and Real Property In, By And For the Borough

Introduced by Councilmember Lucas

Seconded by Councilmember Tighe

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

ORDINANCE APPROVED ON THE FIRST READING/INTRODUCTION

ORDINANCE: SECOND READING/PUBLIC HEARING: An Ordinance Amending and Supplementing Chapter 7, Section 8.10 Of The Municipal Code Of The Borough Of East Newark

Motion to Open Public Hearing by Councilmember Tighe

Seconded by Councilmember Lucas

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 5 Nay: 0 Abstain: 0 Absent: 2

Motion Carried

No Member of the Public Desired To Be Heard Before The Mayor and Borough Council

Motion to Close Public Hearing

Motion by Councilmember Tighe

Seconded by Councilmember Zincavage

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

Motion Carried

Motion to Approve and Adopt Ordinance on the Second Reading/Public Hearing

Introduced By Councilmember Tighe

Seconded by Councilmember Zincavage

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

Motion Carried

ORDINANCE APPROVED AND ADOPTED ON SECOND READING/PUBLIC HEARING

ORDINANCE: SECOND READING/PUBLIC HEARING: Ordinance Of The Borough Of East Newark, In The County Of Hudson, New Jersey amending and Supplementing Chapter 14 Of The Municipal Code Of The Borough Of East Newark And addition Section 14.8 Entitled Rental Property Registration

Motion To Open Public Hearing

Motion by Councilmember Zincavage

Seconded by Councilmember Tighe

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Motion Carried

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

Motion to Close Public Hearing

Motion by Councilmember Tighe

Seconded by Councilmember Sheehan, Sr.

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

Motion Carried

Motion to Approve and Adopt Ordinance on Second Reading/Public Hearing

Introduced by Councilmember Tighe

Seconded by Councilmember Zincavage

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

ORDINANCE APPROVED AND ADOPTED ON THE SECOND READING/PUBLIC HEARING

CONSENT AGENDA:

RESOLUTION: Borough of East Newark Recognizes October, 2016 as National Breast Cancer Awareness Month

RESOLUTION: Authorizing Award of Contract for Creation of State Approved Tax Map

RESOLUTION: Authorizing Award of Contract for Appraisal Services For Municipal Wide Revaluation

RESOLUTION: Approval of Minutes of the Regular Meeting of the Mayor and Borough Council of August 10, 2016

Introduced by Councilmember Sheehan, Sr.

Seconded by Councilmember Lucas

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

CONSENT AGENDA PASSED

RESOLUTION: Approval of Payment of Bills

Introduced by Councilmember Zincavage

Seconded by Councilmember Tighe

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

RESOLUTION PASSED

No Further Business To Be Presented Before the Mayor and Borough Council.

Motion to Close Business Portion of the Meeting and Open Meeting To Comment From The Public

Motion by Councilmember Tighe

Seconded by Councilmember Zincavage

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

MOTION CARRIED

Member of the Public Offering Comments Before the Mayor and Borough Council: Katlin Mota, 160 Grant Avenue, East Newark NJ—Traffic Lights and Quality of Life

Motion to Close/Adjourn Meeting by Councilmember Tighe

Seconded by Councilmember Zincavage

Roll Call: Lucas-Aye, Salas-Absent, Sheehan, Sr.-Aye, Silva-Absent, Tighe-Aye, Zincavage-Aye

Aye: 4 Nay: 0 Abstain: 0 Absent: 2

MOTION CARRIED

Meeting Adjourned/Closed at 6:35 P.M.

Respectfully Recorded and Submitted,

Robert B. Knapp, RMC
Borough Clerk of the Borough of East Newark NJ

Reports of East Newark Departments:

Clerk's Office
Finance Department
Welfare and Human Services Department
Water Department
Police Department
Municipal Court
Fire Department

BOROUGH OF EAST NEWARK
COUNTY OF HUDSON STATE OF NEW JERSEY

A SPECIAL MEETING OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF EAST NEWARK WITHIN THE COUNTY OF HUDSON, STATE OF NEW JERSEY WAS HELD ON MONDAY, SEPTEMBER 26, 2016 AT 7:00 P.M. IN COUNCIL CHAMBERS OF THE EAST NEWARK MUNICIPAL BUILDING, 34 SHERMAN AVENUE, EAST NEWARK, NEW JERSEY 07029

Minutes of the Special Meeting of the Mayor and Borough Council of the Borough of East Newark

The Honorable Joseph R. Smith, Mayor Presiding called the meeting to order at 7:00 P.M.

PUBLIC NOTICE: Adequate Notice of this Special Meeting was transmitted to the Jersey Journal, Star Ledger, Observer and posted on the official Borough Website and the Bulletin Board of the Municipal Building in accordance with applicable laws under the Open Public Meetings Act (Sunshine Law). In further compliance notice of this Special Meeting was published on September 24, 2016 in the Jersey Journal, forty eight hours prior to the Special Meeting.

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

Roll Call:

Council President Charles F. Tighe-Present
Councilmember Hans Peter Lucas-Present
Councilmember Yamara Salas-Present
Councilmember Kenneth M. Sheehan, Sr-Present
Councilmember Jose A. Silva-Present
Councilmember Jeanne Zincavage-Present

DECLARATION OF QUORUM: There being six (6) Members of the Borough Council PRESENT and Mayor Joseph R. Smith PRESENT, a QUORUM was declared. Also present were Borough Counsel Neil D. Marotta, Esq, Borough Redevelopment Counsel Anne Babineau, Borough Planner Robert Cotter, Borough Administrative Assistant/CFO/Treasurer Brigitte I. Goncalves and Borough Clerk Robert Knapp.

APPROVAL OF AGENDA FOR SPECIAL MEETING OF SEPTEMBER 24, 2016

Motion by Councilmember Tighe

Seconded by Councilmember Zincavage

Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye, Zincavage-Aye

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

MOTION CARRIED

MOTION TO ENTER INTO EXECUTIVE SESSION FOR THE PURPOSES OF LITIGATION: ENTC V
BOROUGH OF EAST NEWARK

Motion by Councilmember Tighe

Seconded by Councilmember Sheehan, Sr.

Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye, Zincavage-Aye

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

MOTION CARRIED

Executive Session commenced at 7:03 P.M.

MOTION TO CLOSE EXECUTIVE SESSION

Motion by Councilmember Tighe

Seconded by Councilmember Silva

Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye, Zincavage-Aye

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

MOTION CARRIED

Executive Session terminated at 9:35 P.M.

MOTION TO CLOSE/ADJOURN MEETING

Motion by Councilmember Tighe

Seconded by Councilmember Silva

Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye, Zincavage-Aye

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

MOTION CARRIED

Meeting Adjourned/Closed at 9:36 P.M.

Respectfully recorded and submitted,

Robert B. Knapp, RMC

Borough Clerk

BOROUGH OF EAST NEWARK
COUNTY OF HUDSON STATE OF NEW JERSEY

AN EMERGENCY MEETING OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF EAST NEWARK WITHIN THE COUNTY OF HUDSON, STATE OF NEW JERSEY WAS HELD ON THURSDAY, SEPTEMBER 29, 2016 IN COUNCIL CHAMBERS OF THE EAST NEWARK MUNICIPAL BUILDING, 34 SHERMAN AVENUE, EAST NEWARK, NEW JERSEY 07029

Minutes of the Emergency Meeting of the Mayor and Borough Council of the Borough of East Newark

Honorable Joseph R. Smith, Mayor, Presiding

PUBLIC NOTICE: Notice of this Emergency Meeting was transmitted to the Observer, Jersey Journal, Star Ledger, posted on the bulletin board of the Municipal Building and posted on the Borough website in accordance with applicable laws under the Open Public Meetings Act (Sunshine Law). This meeting was required in order to deal with an urgent matter and importance that a delay for the purpose of providing adequate notice would be like to result in substantial harm to the public interest. The public body could not have reasonably foreseen the need for such meeting at a time when adequate notice could have been provided.

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

Roll Call:

Council President Charles F. Tighe-Present
Councilmember Hans Peter Lucas-Present
Councilmember Yamara Salas-Present
Councilmember Kenneth M. Sheehan, Sr.-Present
Councilmember Jose A. Silva-Present
Councilmember Jeanne Zincavage-Present

DECLARATION OF QUORUM: There being six (6) Members of the Borough Council PRESENT and Mayor Joseph R. Smith PRESENT, a QUORUM was declared. Also present were Borough Counsel Neil D. Marotta, Esq (conducted the meeting) and Borough Redevelopment Counsel Anne Babineau.

APPROVAL OF AGENDA FOR EMERGENCY MEETING OF SEPTEMBER 29, 2016

Motion by Councilmember Tighe

Seconded by Councilmember Sheehan, Sr.

Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye, Zincavage-Aye

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

MOTION CARRIED

MOTION TO ENTER INTO EXECUTIVE SESSION

Motion by Councilmember Tighe

Seconded by Councilmember Lucas

Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye,
Zincavage-Aye
Aye: 6 Nay: 0 Abstain: 0 Absent: 0
MOTION CARRIED

Executive Session at 7:03 P.M.

MOTION TO CLOSE EXECUTIVE SESSION
Motion by Councilmember Tighe
Seconded by Councilmember Silva
Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye Silva-Aye, Tighe-Aye,
Zincavage-Aye
Aye: 6 Nay: 0 Abstain: 0 Absent: 0
MOTION CARRIED

Executive Session Concluded at 7:04 P.M.

RESOLUTION: APPOINT SPECIAL COUNSEL
Introduced by Councilmember Tighe
Seconded by Councilmember Silva
Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye,
Zincavage-Aye
Aye: 6 Nay: 0 Abstain: 0 Absent: 0
RESOLUTION PASSED

MOTION TO ENTER INTO EXECUTIVE SESSION:LITIGATION:ENTC V EAST NEWARK
Motion by Councilmember Tighe
Seconded by Councilmember Sheehan, Sr.
Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye,
Zincavage-Aye
Aye: 6 Nay: 0 Abstain: 0 Absent: 0
MOTION CARRIED

Executive Session Commenced at 7:05 P.M.

MOTION TO CLOSE EXECUTIVE SESSION
Motion by Councilmember Sheehan, Sr.
Seconded by Councilmember Zincavage
Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye,
Zincavage-Aye
Aye: 6 Nay: 0 Abstain: 0 Absent: 0
MOTION CARRIED

Executive Session Concluded at 9:07 P.M.

MOTION TO APPROVE RESOLUTION AUTHORIZING SETTLEMENT OF MATTER
Motion by Councilmember Lucas
Seconded by Councilmember Tighe
Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye,
Zincavage-Aye
Aye: 6 Nay: 0 Abstain: 0 Absent: 0
RESOLUTION PASSED

MOTION TO CLOSE/ADJOURN MEETING\
Motion by Councilmember Tighe
Seconded by Councilmember Sheehan, Sr.

Roll Call: Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye,
Zincavage-Aye
Aye: 6 Nay: 0 Abstain: 0 Abstain: 0
MOTION CARRIED

Meeting Closed

Recorded by Neil D. Marotta, Esq. Borough Counsel/Submitted by Robert B.
Knapp, RMC, Borough Clerk

Date: October 5, 2016