

**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, NOVEMBER 7, 2018

Minutes of the Regular Meeting of the Mayor and Borough Council held on November 7, 2018

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 5:30 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.

Notice was further given that the Mayor and Borough Council met in caucus on November 7, 2018 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-Absent With Reason
Councilmember Hans Peter Lucas-Present
Councilmember Jose A. Silva-Present
Councilmember Jeanne Zincavage-Present

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 NOVEMBER 7, 2018

Motion by Councilmember Tighe

Seconded by Councilmember Silva

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

MOTION CARRIED

ORDINANCE: FIRST READING/INTRODUCTION: BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF ENVIRONMENTAL REMEDIATION AT THE DEPARTMENT OF PUBLIC WORKS GARAGE, IN, BY AND FOR THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY TO APPROPRIATE THE SUME OF \$250,000 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

Secoded by Councilmember Lucas

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

ORDINANCE APPROVED ON FIRST READING/INTRODUCTION

ORDINANCE: FIRST READING/INTRODUCTION: BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF AN ENGINEERING STUDY OF COMBINED SEWER OVERFLOW CONTROL ALTERNATIVES IN, BY AND FOR THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY TO APPROPRIATE THE SUME OF \$150,000 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

Secoded by Councilmember Silva

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

ORDINANCE APPROVED ON FIRST READING/INTRODUCTION

ORDINANCE: SECOND READING/PUBLIC HEARING: AN ORDINANCE OF THE BOROUGH OF EAST NEWARK ESTABLISHING AND AUTHORIZING A SPECIAL NEEDS REGISTRY

Motion To Open Public Hearing by Councilmember Zincavage

Secoded by Councilmember Tighe

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

Motion Carried

No Member of the Public Desired to Be Heard Before the Mayor and Borough Council in Regards to the Ordinance.

Motion to Close Public Hearing by Councilmember Zincavage

Secoded by Councilmember Tighe

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

Motion Carried

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

Motion by Councilmember Tighe

Secoded by Councilmember Silva

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

ORDINANCE APPROVED AND ADOPTED ON SECOND READING/PUBLIC HEARING

ORDINANCE: SECOND READING/PUBLIC HEARING: AN ORDINANCE OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY TO FIX THE SALARIES FOR MEMBERS OF THE EAST NEWARK POLICE DEPARTMENT

Motion to Open Public Hearing by Councilmember Evaristo

Seconded by Councilmember Silva

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

Motion Carried

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

Motion to Close Public Hearing by Councilmember Tighe

Seconded by Councilmember Lucas

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

Motion Carried

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

Motion by Councilmember Evaristo

Seconded by Councilmember Tighe

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

ORDINANCE APPROVED AND ADOPTED ON SECOND READING/PUBLIC HEARING

ORDINANCE: SECOND READING/PUBLIC HEARING: AN ORDINANCE OF THE BOROUGH OF EAST NEWARK ESTABLISHING FEES FOR SPECIAL SERVICE CHARGES AND SPECIAL CHARGES UNDER THE NEW JERSEY OPEN PUBLIC RECORDS LAW

Motion to Open Public Hearing by Councilmember Tighe

Seconded by Councilmember Evaristo

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

Motion Carried

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

Motion to Close Public Hearing by Councilmember Silva

Seconded by Councilmember Zincavage

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

Motion Carried

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

Seconded by Councilmember Evaristo

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

ORDINANCE APPROVED AND ADOPTED ON SECOND READING/PUBLIC HEARING

CONSENT AGENDA:

RESOLUTION: APPOINTMENT OF MAINTENANCE WORKER SHAUN CORREIRA, EAST NEWARK DEPARTMENT OF PUBLIC WORKS AS A FULL TIME EMPLOYEE

RESOLUTION: GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT CYCLE JULY, 2019-JUNE, 2020

RESOLUTION: AUTHORIZATION TO ESTABLISH FAIR AND OPEN PROCESS FOR CERTAIN PROFESSIONALS BY THE BOROUGH CLERK

RESOLUTION: AUTHORIZING BOSWELL ENGINEERING TO PERFORM ADDITIONAL ENGINEERING SERVICES RELATED TO THE CSO LONG TERM CONTROL PLAN AS REQUIRED BY THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

RESOLUTION: AUTHORIZATION OF BUDGET APPROPRIATION TRANSFERS

RESOLUTION: APPROVAL OF MINUTES OF THE OCTOBER 10, 2018 REGULAR MEETING OF THE EAST NEWARK MAYOR AND BOROUGH COUNCIL

RESOLUTION: ACCEPTANCE OF MEMBERSHIPS-EAST NEWARK FIRE DEPARTMENT

RESOLUTION: REFUND OF TAXES DUE TO APPEAL

RESOLUTION: APPOINTMENT OF SPECIAL COUNSEL

RESOLUTION: AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AN AGREEMENT WITH NORFOLK SOUTHERN RAILWAY COMPANY FOR ADDITIONAL PARKING

Introduced by Councilmember Evaristo

Seconded by Councilmember Tighe

Roll Call: Evaristo-Aye, Graham-Absent, Lucas-Aye, Silva-Aye and Abstaining only on the Minutes of the October 10, 2018 Meeting of the Mayor and Borough Council,,Tighe-Aye, Zincavage-Aye

Aye: 5 Nay: 0 Abstain: 1-Councilmember Silva only abstained on minutes as cited, Absent: 1

CONSENT AGENDA PASSED

APPROVAL OF PAYMENT OF BILLS

Introduced by Councilmember Tighe

Seconded by Councilmember Evaristo

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

RESOLUTION PASSED

Borough Clerk Knapp placed on the record, with the Mayor and Administrative Assistant Goncalves providing explanation the Best Practices Inventory as required by the State of New Jersey

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

Council President Tighe did comment concerning the size of tractor trailers entering and proceeding through the Borough of East Newark

There was no member of the public present to be heard before the Mayor and Borough Council

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

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

MOTION CARRIED

Meeting Closed/Adjourned at 5:56 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

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 WEDNESDAY, NOVEMBER 28, 2018 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 held on Wednesday, November 28, 2018 at 5:30 P.M.

The Honorable Joseph R. Smith, Mayor Presiding

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

PUBLIC NOTICE: Notice of this Special Meeting was transmitted to the Star Ledger and Observer and published in the Jersey Journal on November 20, 2018. Further the notice of this Special Meeting was 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)

Roll Call For Special Meeting:

Council President Charles F. Tighe-Present
Councilmember Rose M.Evaristo-Present
Councilmember Kenneth J. Graham-Present
Councilmember Hans Peter Lucas-Present
Councilmember Jose A. Silva-Absent With Reason
Councilmember Jeanne Zincavage-Present

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

APPROVAL OF AGENDA

Motion by Councilmember Tighe

Seconded by Councilmember Graham

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

MOTION CARRIED

ORDINANCE: SECOND READING/PUBLIC HEARING: BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF AN ENGINEERING STUDY OF COMBINED SEWER OVERFLOW CONTROL ALTERNATIVES IN, BY AND FOR THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON

STATE OF NEW JERSEY TO APPROPRIATE THE SUME OF \$150,000 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

Motion to Open Public Hearing by Councilmember Tighe

Seconded by Councilmember Evaristo

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

MOTION CARRIED

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

Motion to Close Public Hearing by Councilmember Graham

Seconded by Councilmember Tighe

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

MOTION CARRIED

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

Seconded by Councilmember Tighe

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

ORDINANCE APPROVED AND ADOPTED ON SECOND READING/PUBLIC HEARING

RESOLUTION: PAYMENT OF BILLS

Motion by Councilmember Zincavage

Seconded by Councilmember Tighe

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

RESOLUTION PASSED

No further business to be heard before the Mayor and Borough Council

MOTION TO ADJOURN/CLOSE MEETING by Councilmember Graham

Seconded by Councilmember Evaristo

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

Aye: 5 Nay: 0 Abstain: 0 Absent: 1

MOTION CARRIED

Meeting Adjourned/Closed at 5:35 P.M.

Respectfully recorded and submitted by,

Robert B. Knapp, RMC

Borough Clerk

