



BOROUGH OF EAST NEWARK  
 COUNTY OF HUDSON  
 STATE OF NEW JERSEY

**REGULAR MEETING  
 OF THE  
 MAYOR AND BOROUGH COUNCIL**

DATE: WEDNESDAY, JANUARY 17, 2018  
 TIME: 5:30 PM

**AGENDA**

	ORDINANCE (FIRST READING/INTRODUCTION)
01-2018	An Ordinance Amending And Supplementing Chapter 7, Section 8.10 Of The Municipal Code Of The Borough East Newark
	ORDINANCE (SECOND READING/PUBLIC HEARING)
	RESOLUTIONS
21-18	Appointment Of Special Counsel-Labor Matters
22-18	Appointment Of Municipal Planner
23-18	Refund Of Tax Overpayment 29 Sherman Avenue, Block 6, Lot 27
24-18	Authorizing Contracts With Certain Approved State Contract Vendors For Contracting Units Pursuant To N.J.S.A. 40A:11-12a
25-18	Refund Of 2017 Taxes Due To County Appeal - Block 1, Lot 9 405 North Third Street
26-18	Appointment Of Class IV Member To The East Newark Planning Board
27-18	Appointment of Members - East Newark Fire Department
28-18	Approval of Minutes
29-18	Approval of the Payment of Bills
30-18	Appointment Of Special Counsel
31-18	Confirmation And Ratification Of Mayoral Executive Appointment Of George Kondek As Fire Official/Inspector For The Borough Of East Newark For The Annual Period 2018
32-18	Confirmation And Ratification Of Mayoral Executive Appointment Of Lawrence Handlin As Fire Inspector For The Borough Of East Newark For The Annual Period 2018
	DEPARTMENTAL REPORTS
	Office of the Borough Clerk
	Finance Department
	East Newark Fire Department (October & December 2017)
	Municipal Court
	Police Department
	CORRESPONDENCE
	Recommendations for Residential Parking Memo & Map (December 10, 2017)

*ANY OTHER BUSINESS PRESENTED BY THE MAYOR AND BOROUGH COUNCIL  
 FORMAL ACTION MAY OR MAY NOT BE TAKEN*

**BOROUGH OF EAST NEWARK**  
**COUNTY OF HUDSON, STATE OF NEW JERSEY**  
**RESOLUTION: APPOINTMENT OF SPECIAL COUNSEL**

INTRODUCED BY COUNCILMEMBER: \_\_\_\_\_

SECONDED BY COUNCILMEMBER: \_\_\_\_\_

WHEREAS, the revenue produced from tickets issued by the Police Department comprise a portion of the Borough's annual budget; and

WHEREAS, an analysis of tickets issued/paid/otherwise disposed of, would allow the Borough to better forecast anticipated revenue streams based upon an analysis of historical data and, therefore, budget appropriately for the upcoming fiscal years; and

WHEREAS, the Mayor and Council desire to obtain the services of an attorney versed in municipal court summonses, to provide an analysis of tickets issued and the disposition thereof in order to budget appropriately; and

WHEREAS, Peter J. Cipoletta, Esq. is an attorney and retired police captain and therefore particularly suited to provide an analysis of tickets issued and the disposition thereof; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5 et seq.) requires that the resolution authorizing the award of contracts for Professional Services without competitive bids be advertised; and

WHEREAS, it is not anticipated that said services shall exceed \$17,500,

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of East Newark as follows:

The Mayor and Borough Clerk are hereby authorized and directed to execute an Agreement with Peter J. Cipoletta, Esq., 609 Main St #1, Toms River, NJ 08753 to provide an analysis of tickets issued and the disposition thereof, at a rate of \$135.00 per hour, in a sum not to exceed \$3,500.00, without further authorization of the Council, subject to certification by the CFO as to availability of funds.

BE IT FURTHER RESOLVED that a copy of this resolution shall be published once pursuant to NJSA 40A:11-5 et seq.

ROLL CALL	Aye	Nay	Abstain	Absent
Lucas				
Salas				
Sheehan, Sr.				
Silva				
Tighe				
Zincavage				

I, ROBERT B. KNAPP, MUNICIPAL CLERK OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY, DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND BOROUGH COUNCIL AT THEIR REGULAR MEETING HELD ON JANUARY 17, 2018.

\_\_\_\_\_  
 ROBERT B. KNAPP, BOROUGH CLERK

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

**RESOLUTION: CONFIRMATION AND RATIFICATION OF MAYORAL EXECUTIVE  
APPOINTMENT OF GEORGE KONDEK AS FIRE OFFICIAL/INSPECTOR FOR THE  
BOROUGH OF EAST NEWARK FOR THE ANNUAL PERIOD 2018**

Introduced by Councilmember \_\_\_\_\_

Seconded by Councilmember \_\_\_\_\_

WHEREAS, there exists the need to provide for certain fire inspection services for the Borough of East Newark; and

WHEREAS, Mayor Joseph R. Smith has, by Mayoral Executive Appointment Authority, appointed George Kondek as Fire Official/Inspector for the Annual Period 2018;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of East Newark in the County of Hudson, State of New Jersey, that the Municipal Council of the Borough of East Newark hereby accepts, confirms and ratifies the Mayoral Executive Appointment of George Kondek as Fire Official/Inspector for the Borough of East Newark for the period so noted; and

BE IT FURTHER RESOLVED that the Borough Counsel is hereby authorized to prepare all necessary documents to effectuate this Resolution and the Mayor and Borough Clerk are hereby authorized to execute any and all necessary documents and to take any and all actions necessary to complete and realize the intent and purpose of same.

ROLL CALL	Aye	Nay	Abstain	Absent
Lucas				
Salas				
Sheehan, Sr.				
Silva				
Tighe				
Zincavage				

I HEREBY CERTIFY THAT THE ABOVE RESOLUTION WAS APPROVED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK AT A PUBLIC MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK HELD ON JANUARY 17, 2018.

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ROBERT B. KNAPP, BOROUGH CLERK

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

**RESOLUTION: CONFIRMATION AND RATIFICATION OF MAYORAL EXECUTIVE  
APPOINTMENT OF LAWRENCE HANDLIN AS FIRE INSPECTOR FOR THE  
BOROUGH OF EAST NEWARK FOR THE ANNUAL PERIOD 2018**

Introduced by Councilmember \_\_\_\_\_

Seconded by Councilmember \_\_\_\_\_

WHEREAS, there exists the need to provide for certain fire inspection services for the Borough of East Newark; and

WHEREAS, Mayor Joseph R. Smith has, by Mayoral Executive Appointment Authority, appointed Lawrence Handlin as Fire Inspector for the Annual Period 2018;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of East Newark in the County of Hudson, State of New Jersey, that the Municipal Council of the Borough of East Newark hereby accepts, confirms and ratifies the Mayoral Executive Appointment of Lawrence Handlin as Fire Inspector for the Borough of East Newark for the period so noted; and

BE IT FURTHER RESOLVED that the Borough Counsel is hereby authorized to prepare all necessary documents to effectuate this Resolution and the Mayor and Borough Clerk are hereby authorized to execute any and all necessary documents and to take any and all actions necessary to complete and realize the intent and purpose of same.

BE IT FURTHER RESOLVED that Lawrence Handlin shall receive the sums set by statute for inspection services: \$25.00 for initial inspection and \$15.00 per re-inspection, and he shall receive \$25.00 per hour for court appearances on matters in which he is required to attend to enforce any violations.

ROLL CALL	Aye	Nay	Abstain	Absent
Lucas				
Salas				
Sheehan, Sr.				
Silva				
Tighe				
Zincavage				

I HEREBY CERTIFY THAT THE ABOVE RESOLUTION WAS APPROVED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK AT A PUBLIC MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK HELD ON JANUARY 17, 2018.

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ROBERT B. KNAPP, BOROUGH CLERK

FIRST READING/INTRODUCTION

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

**AN ORDINANCE AMENDING AND SUPPLEMENTING  
CHAPTER 7, SECTION 8.10 OF THE MUNICIPAL  
CODE OF THE BOROUGH EAST NEWARK**

**BE IT ORDAINED**, by the Council of the Borough of East Newark that Chapter 7, Section 8.10 "RESIDENTIAL PERMIT PARKING", is hereby amended, by supplementing and amending same, as follows:

**Section 1. Resident Parking Only.**

a. Effective 24 hours a day, one side of every designated street will be designated resident permit parking only. These zones are valid only for vehicles displaying a valid resident parking permit and are indicated by signage.

b. Only vehicles with current resident parking permits may park in a resident permit parking only area. Unless otherwise posted, other vehicles shall not park in these areas at any time or for any reason, with the exception of vehicles specifically endorsed by the Chief of Police, to do so.

c. The resident permit parking only areas, unless otherwise indicated by signage in said areas, include, but are not necessarily limited to:

<i>Name of Street</i>	<i>Sides</i>	<i>Location</i>	<i>Time Limit</i>	<i>Hours</i>	<i>Days</i>
All streets running south and north	West	North of Central Avenue		24 Hours	7 Days a Week
All streets running south and north	West	South of Central Avenue		24 Hours	7 Days a Week
All streets running east and west	North	South of Central Avenue		24 Hours	7 Days a Week
All streets running east and west	North	North of Central Avenue		24 Hours	7 Days a Week

**Section 2.** No person shall park a vehicle on streets or parts of streets as described within the following sections unless an appropriate and current parking permit as issued by the Borough of East Newark is displayed on the vehicle for those streets or parts of streets as described or listed within the following sections.

<i>Name of Street</i>	<i>Sides</i>	<i>Location</i>	<i>Time Limit</i>	<i>Hours</i>	<i>Days</i>
All streets	East	North of Central Avenue	2 hour grace period	Between 8:00 a.m. and 10:00 p.m.	Monday through Sunday
All streets	East	South of Central Avenue	2 hour grace period	Between 8:00 a.m. and 10:00 p.m.	Monday through Sunday
Central Avenue	South	Entire length	2 Hour grace period	Between 8:00 a.m. and 10:00 p.m.	Monday through Sunday
President Street	South	Entire length	2 hour grace period	Between 8:00 a.m. and 10:00 p.m.	Monday through Sunday
Muluck Place	South	Entire length	2 hour grace period	Between 8:00 a.m. and 10:00 p.m.	Monday through Sunday
Searing Avenue	South	Entire length	2 hour grace period	Between 8:00 a.m. and 10:00 p.m.	Monday through Sunday
Reynolds Avenue	South	Entire length	2 hour grace period	Between 8:00 a.m. and 10:00 p.m.	Monday through Sunday
Sherman Avenue	South	Entire length	2 hour grace period	Between 8:00 a.m. and 10:00 p.m.	Monday through Sunday
Davis Street	South	Entire length	2 hour grace period	Between 8:00 a.m. and 10:00 p.m.	Monday through Sunday

Section 3. After 10:00 pm a current parking permit is required to park on all streets within the Borough, except as set forth herein.

Section 4. Reciprocity.

a. In the event that any community adjoining or abutting the Borough of East Newark shall institute or shall have instituted an ordinance, resolution, or other policy enforcing a residents only parking program applicable to any street, the centerline of which serves as the boundary between the Borough of East Newark and that adjoining or the communities abut each other midblock, the Borough of East Newark may, in exchange for reciprocal provisions in the ordinance of the adjoining or abutting community, allow those vehicles displaying a valid resident or visitor permit issued by the adjoining or abutting community the privilege of parking on that portion of the boundary street under the jurisdiction of East Newark, should the like privilege be extended to vehicles displaying a valid Borough of East Newark resident or visitor permit allowing the same privilege of parking on that portion of the boundary street under the jurisdiction of the adjoining or abutting community.

b. Pursuant to this section, the Borough Attorney shall evaluate any ordinance, resolution or other policy enforcing resident only parking passed or adopted by any adjoining or abutting community and present to the Borough Council his opinion as to substantial compliance with the terms of this section. The Borough Council shall then exercise its discretion in determining whether such ordinance, resolution, or policy shall be sufficiently reciprocal to extend such privileges as provided by this section. Further, upon the direction of the Borough Council, the Borough Attorney, or his designee shall be authorized to conduct discussions with any community adjoining or abutting the Borough of East Newark to assist in negotiations to effect such ordinances as may be necessary or such modifications to existing ordinances of the abutting or adjoining communities to render same to be substantially reciprocal to the terms of this section.

c. Those vehicles bearing valid resident parking permits or visitor permits issued by the Town of Harrison shall be permitted to park such vehicles on the portions of those streets under the control of the Borough of East Newark, in accord with the terms of this section and any rules or regulations implementing this section, as are applicable to vehicles bearing valid East Newark resident parking or visitor permits, as designated on the schedule below:

- Reynolds Avenue - North Side
- Searing Avenue - Terminus with Passaic Avenue
- Mulock Place - Terminus with Passaic Avenue
- Grant Avenue - Terminus with Central Avenue
- John Street - Terminus with Central Avenue
- Second Street - Terminus with Central Avenue
- Third Street - Terminus with Central Avenue
- Davis Street - Terminus with Third Street

**Section 5.** Should any provision or provisions of this Ordinance be declared unconstitutional or invalid by a Court with proper jurisdiction, the remaining provisions of this Ordinance shall not be affected thereby and shall remain in full force and effect and to this end, the provisions of this Ordinance are hereby declared to be severable.

**Section 6.** All prior ordinances, or sections of ordinances, inconsistent with the within ordinance are hereby repealed.

**Section 7.** This ordinance shall take effect immediately upon passage and publication as required by law.

ROLL CALL	Aye	Nay	Abstain	Absent	Intro	Second
Lucas						
Salas						
Sheehan, Sr.						
Silva						
Tighe						
Zincavage						

I HEREBY CERTIFY THAT THE ABOVE ORDINANCE WAS INTRODUCED ON THE FIRST READING AND APPROVED ON THE FIRST READING BY THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK AT A PUBLIC MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK HELD ON JANUARY 17, 2018.

ROBERT B. KNAPP, BOROUGH CLERK

