

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

REGULAR MEETING OF THE MAYOR AND COUNCIL  
July 8, 2020, 7:00 PM

**ORDER OF BUSINESS**

**CALL MEETING TO ORDER**

**MEETING NOTICE STATEMENT**

Open Public Meetings Act – This meeting is being held in accordance with the Public Laws of 1975, Chapter 231 and proper notification was issued to the Jersey Journal, Star Ledger and posted on the bulletin board of the Municipal Building and on the official Borough website. Official action may be taken. Kevin D. Harris, Borough Clerk

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

Mayor Grilo  
Councilwoman Diaz  
Councilwoman Evaristo  
Councilman Graham  
Councilman Lucas  
Councilman Tighe  
Councilwoman Zincavage  
Mr. Catrambone, Borough Administrator  
Mr. Johnson, Borough Attorney  
Mr. Harris, Borough Clerk

**ORDINANCES FOR FIRST READING**

10-2020 AN ORDINANCE, AMENDING CHAPTER 14 TITLED "BUILDING AND HOUSING", OF THE CODE OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY, BY CREATING SECTION 14-10 ET. SEQ., TO BE ENTITLED, "REGISTRATION OF FORECLOSING MORTGAGED PROPERTY AND VACANT PROPERTY"; PROVIDING FOR PURPOSE, INTENT AND APPLICABILITY OF THE ORDINANCE REQUIRING THE REGISTRATION AND MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGEES AND VACANT PROPERTY BY OWNERS; PROVIDING FOR PENALTIES AND ENFORCEMENT, AS WELL AS THE REGULATION, LIMITATION AND REDUCTION OF REGISTRABLE REAL PROPERTY WITHIN THE BOROUGH OF EAST NEWARK; PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

Roll Call Vote:

11-2020 AN ORDINANCE AMENDING CHAPTER 20 TITLED "STREETS AND SIDEWALKS", OF THE CODE OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY, BY CREATING SECTION 20-5 ET. SEQ., TO BE ENTITLED, "SIDEWALK CAFES AND OUTDOOR DINING"

Roll Call Vote:

12-2020 BOND ORDINANCE APPROPRIATING FUNDS FOR VARIOUS IMPROVEMENTS TO EAST NEWARK PUBLIC SCHOOL IN THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$2,041,350 SCHOOL BONDS OR NOTES OF THE BOROUGH TO MEET SAID APPROPRIATION.

Roll Call Vote:

**ORDINANCES FOR SECOND READING**

06-2020 AN ORDINANCE AMENDING CHAPTER 18 OF THE CODE OF THE BOROUGH OF EAST NEWARK BY AMENDING SECTION 18-11.14 CREATING THE POSITION OF CODE ENFORCEMENT OFFICER IN THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY.

Public Hearing:

Roll Call Vote:

07-2020 AN ORDINANCE TO FIX SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF EAST NEWARK.

Public Hearing:

Roll Call Vote:

08-2020 AN ORDINANCE AMENDING CHAPTER 7 (TRAFFIC), SECTION 8 (PARKING) OF THE CODE OF THE BOROUGH OF EAST NEWARK BY CREATING DEDICATED PARKING SPACES FOR THE BOROUGH'S FIRE CHIEF AND DEPUTY FIRE CHIEF DIRECTLY IN FRONT OF THEIR PLACES OF RESIDENCE WITHIN THE BOROUGH OF EAST NEWARK

Public Hearing:

Roll Call Vote:

09-2020 AN ORDINANCE AMENDING CHAPTER 7 (TRAFFIC), SECTION 8 (PARKING) OF THE CODE OF THE BOROUGH OF EAST NEWARK BY ALLOWING TEN (10) MINUTE ON STREET PARKING DIRECTLY IN FRONT OF THE MUNICIPAL OFFICES AT 34 SHERMAN AVENUE WITHIN THE BOROUGH OF EAST NEWARK

Public Hearing:

Roll Call Vote:

**RESOLUTIONS ON CONSENT AGENDA**

If the Mayor or any council member has reviewed the resolutions and would like to have one or more of them removed for discussion, please acknowledge and let me know now.

98-20 RESOLUTION APPROVING THE MINUTES OF THE JUNE 10, 2020 MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK

99-20 RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICES CONTRACT TO REMINGTON & VERNICK ENGINEERS FOR ENGINEERING SERVICES RELATED TO THE INSTALLATION OF A DOWNGRADE PERMANENT MONITORING WELL & SAMPLING AT THE EAST NEWARK MUNICIPAL GARAGE IN AN AMOUNT NOT TO EXCEED EIGHT THOUSAND, NINE HUNDRED DOLLARS (\$8,900.00)

100-20 RESOLUTION AUTHORIZING APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE VARIOUS STREETS IMPROVEMENTS PROJECT

101-20 RESOLUTION AUTHORIZING APPROVAL OF A USE AND OCCUPANCY AGREEMENT WITH THE HUDSON COUNTY CAREER DEVELOPMENT CENTER FOR THE INSTALLATION AND MAINTENANCE OF A HUDSON COUNTY CAREER DEVELOPMENT CENTER SATELITE OFFICE AT THE MUNICIPAL OFFICES LOCATED AT 34 SHERMAN AVENUE WITHIN THE BOROUGH OF EAST NEWARK

102-20 RESOLUTION AUTHORIZING AWARD OF CONTRACT TO ECOTECH MANAGEMENT, INC., FOR PROFIT-SHARING ELECTRONICS RECYCLING SERVICES

103-20 RESOLUTION AUTHORIZING PAYMENT TO PAR ENERGY GROUP LLC, FOR LEAD PAINT AND ASBESTOS INSPECTION SERVICES IN CONNECTION WITH THE PURCHASE BY THE BOROUGH OF EAST NEWARK OF THE REAL PROPERTY LOCATED AT BLOCK 4, LOT 1 ON THE TAX MAP OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY, MORE COMMONLY KNOWN AS 700-710 FRANK E. RODGERS BOULEVARD N., ALSO KNOWN AS 700-710 NORTH 4<sup>TH</sup> STREET, IN THE BOROUGH OF EAST NEWARK IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED DOLLARS (\$500.00)

104-20 RESOLUTION AUTHORIZING THE BOROUGH OF EAST NEWARK'S ENTRY INTO A SHARED SERVICES AGREEMENT WITH THE COUNTY OF HUDSON FOR FORECLOSURE REGISTRY SERVICES

105-20 RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO DELL MARKETING L.P., C/O DELL USA L.P., FOR THE PURCHASE OF COMPUTER EQUIPMENT, HARWARE AND OTHER ITEMS NECESSARY FOR THE UPGRADE AND MAINTENANCE OF THE INFORMATION TECHNOLOGY SYSTEM IN THE BOROUGH OF EAST NEWARK IN AN AMOUNT NOT TO EXCEED TWENTY-TWO THOUSAND, ONE HUNDRED AND TWENTY-SIX DOLLARS (\$22,126.00)

106-20 RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO QUALITY COMMUNICATIONS 2 LLC, FOR THE PURCHASE OF HARD WIRE EQUIPMENT AND TELEPHONE EQUIPMENT AND SUPPLIES NECESSARY FOR THE UPGRADE AND MAINTAINENCE OF THE OFFICE COMMUNICATIONS SYSTEM IN THE BOROUGH OF EAST NEWARK IN AN AMOUNT NOT TO EXCEED TEN THOUSAND, NINE HUNDRED AND EIGHTY DOLLARS (\$10,980.00)

107-20 RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO CANCEL STALE DATED CHECKS

108-20 RESOLUTION AUTHORIZING TEMPORARY BUDGET APPROPRIATIONS (PLACEHOLDER)

- To be provided by the Borough's Chief Financial Officer. Upon receipt, Resolution shall be provided to the Council

109-20 RESOLUTION AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH JULY 8, 2020 IN THE TOTAL AMOUNT OF \$325,042.06

- Subject to amendment prior to the Meeting by the Borough's Chief Financial Officer

Roll Call Vote:

**PUBLIC COMMENTS**

**NEW BUSINESS**

**MONTHLY DEPARTMENTAL REPORTS**

- Shall be provided upon receipt by the Borough Clerk

**ADJOURNMENT**

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**THE MAYOR AND COUNCIL MEETING FOR THE BOROUGH OF EAST NEWARK SHALL BE A VIRTUAL (CALL-IN) MEETING. THE MEETING CAN BE ACCESSED AS FOLLOWS:**

**Zoom Link:**

Zoom: <https://us02web.zoom.us/j/8189052141?pwd=emkvV1E4U3F2...QIBJUT09>

**Meeting ID:** 818 905 2141      **Password:** 7yRqCK

**Dial-In Number:** 1 646 876 9923 US

**Meeting ID:** 818 905 2141      **Dial-In Password:** 405321

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FIRST READING/  
INTRODUCTION: July 8, 2020

SECOND READING/  
PUBLIC HEARING/  
ADOPTION:

**ORDINANCE**

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

AN ORDINANCE, AMENDING CHAPTER 14 TITLED "BUILDING AND HOUSING", OF THE CODE OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY, BY CREATING SECTION 14-10 ET. SEQ., TO BE ENTITLED, "REGISTRATION OF FORECLOSING MORTGAGED PROPERTY AND VACANT PROPERTY"; PROVIDING FOR PURPOSE, INTENT AND APPLICABILITY OF THE ORDINANCE REQUIRING THE REGISTRATION AND MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGEES AND VACANT PROPERTY BY OWNERS; PROVIDING FOR PENALTIES AND ENFORCEMENT, AS WELL AS THE REGULATION, LIMITATION AND REDUCTION OF REGISTRABLE REAL PROPERTY WITHIN THE BOROUGH OF EAST NEWARK; PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, the Mayor and Council of the Borough of East Newark ("Borough") desire to protect the public health, safety, and welfare of the citizens of the Borough and maintain a high quality of life for the citizens of the Borough through the maintenance of structures and properties in the Borough; and

WHEREAS, the Mayor and Council recognizes properties subject to foreclosure action or foreclosed upon and vacant properties (hereinafter referred to as "Registrable Properties") located throughout the Borough lead to a decline in community and property value; create nuisances; lead to a general decrease in neighborhood and community aesthetic; create conditions that invite criminal activity; and foster an unsafe and unhealthy environment; and

WHEREAS, the Mayor and Council have already adopted property maintenance codes to regulate building standards for the exterior of structures and the condition of the property as a whole; and

WHEREAS, the Mayor and Council recognize in the best interest of the public health, safety, and welfare a more regulated method is needed to discourage Registrable Property Owners and Mortgagees from allowing their properties to be abandoned, neglected or left unsupervised; and

WHEREAS, the Mayor and Council have a vested interest in protecting neighborhoods against decay caused by Registrable Property and concludes that it is in the best interests of the health, safety, and welfare of its citizens and residents to impose registration requirements of Registrable

Property located within the Borough to discourage Registrable Property Owners and Mortgagees from allowing their properties to be abandoned, neglected or left unsupervised.

**NOW THEREFORE BE IT ORDAINED** by the Mayor and Council of the Borough of East Newark, County of Hudson and State of New Jersey, as follows:

The Mayor and Council find that the implementation of the following changes and additions will assist the Borough of East Newark in protecting neighborhoods from the negative impact and conditions that occur as a result of vacancy, absentee ownership, and lack of compliance with existing Borough regulations and laws.

- (a) That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon the adoption hereof.
- (b) That the Mayor and Council do hereby amend the Code of the Borough of East Newark by amending Chapter 14 titled "Building and Housing" by creating Sections 14-10 et. seq., entitled "Registration of Foreclosing Mortgaged Property and Vacant Property" to read as follows.

## **14-10 REGISTRATION OF FORECLOSING MORTGAGED PROPERTY AND VACANT PROPERTY**

### **14-10.1 PURPOSE AND INTENT.**

It is the purpose and intent of the Mayor and Council to establish a process to address the deterioration, crime, and decline in value of Borough of East Newark neighborhoods caused by property with foreclosing or foreclosed mortgages located within the Borough of East Newark, and to identify, regulate, limit and reduce the number of these properties located within the Borough of East Newark. It has been determined that Owner-occupied structures are generally better maintained when compared to vacant structures, even with a diligent off-site property Owner. Vacant structures or structures owned by individuals who are economically strained and unable to meet their mortgage obligations are often not properly or diligently maintained, which contribute to blight, declined property values, and have a negative impact on social perception of the residential areas where they are located. It is the Mayor and Council's further intent to establish a registration program as a mechanism to help protect neighborhoods from becoming blighted through the lack of adequate maintenance of properties that are in Foreclosure or Foreclosed, and to provide a mechanism to avert foreclosure actions through timely intervention, education, or counseling of property Owners.

### **14-10.2 DEFINITIONS**

The following words, terms, and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

*Default* shall mean that the mortgagor has not complied with the terms of the mortgage on the property, or the promissory note, or other evidence of the debt, referred to in the mortgage.

**Enforcement Officer** shall mean any law enforcement officer, building official, zoning inspector, code enforcement officer, fire inspector, building inspector, or other person authorized by the Borough of East Newark to enforce the applicable code(s).

**Evidence of Vacancy** shall mean any condition that on its own, or combined with other conditions present, would lead a reasonable person to believe that the property is vacant. Such conditions may include, but are not limited to: overgrown and/or dead vegetation; past due Utility notices and/or disconnected Utilities; accumulation of trash junk or debris; abandoned vehicles, auto parts and/or materials; the absence of furnishings and/or personal items consistent with habitation or occupancy; the presence of an unsanitary, stagnant swimming pool; the accumulation of newspapers, circulars, flyers and/or mail; statements by neighbors, passers-by, delivery agents or government agents; and/or the presence of boards over doors, windows or other openings in violation of applicable code.

**Foreclosure or Foreclosure Action** shall mean the legal process by which a Mortgagee, or other lien holder, terminates or attempts to terminate a property Owner's equitable right of redemption to obtain legal and equitable title to the Real Property pledged as security for a debt or the Real Property subject to the lien. The legal process is not concluded until the property obtained by the Mortgagee, lien holder, or their designee, by certificate of title, or any other means, is sold to a non-related bona fide purchaser in an arm's length transaction to satisfy the debt or lien.

**Mortgagee** shall mean the creditor, including but not limited to, trustees; mortgage servicing companies; lenders in a mortgage agreement; any agent, servant, or employee of the creditor; any successor in interest; or any assignee of the creditor's rights, interests or obligations under the mortgage agreement; or any other person or entity with the legal right to foreclose on the Real Property, excluding governmental entities as the assignee or owner.

**Owner** shall mean every person, entity, or Mortgagee, who alone or severally with others, has legal or equitable title to any Real Property as defined by this Chapter; has legal care, charge, or control of any such property; is in possession or control of any such property; and/or is vested with possession or control of any such property. The Property Manager shall not be considered the Owner.

**Property Manager** shall mean any party designated by the Owner as responsible for inspecting, maintaining and securing the property as required in this Chapter.

**Real Property** shall mean any residential or commercial land and/or buildings, leasehold improvements and anything affixed to the land, or portion thereof identified by a property parcel identification number, located in the Borough of East Newark limits.

**Registrable Property** shall mean:

- (a) Any Real Property located in the Borough of East Newark, whether vacant or occupied, that is encumbered by a mortgage subject to an ongoing Foreclosure Action by the Mortgagee or Trustee, has been the subject of a Foreclosure Action by a Mortgagee or Trustee and a Judgement has been entered, or has been the subject of a Foreclosure sale where the title was transferred to the beneficiary of a mortgage involved in the Foreclosure and any properties transferred under a deed in lieu of foreclosure/sale. The designation of a "foreclosure" property as "registrable" shall remain in place until such time as the property is sold to a

non-related bona fide purchaser in an arm's length transaction or the Foreclosure Action has been dismissed; or

- (b) Any property that is vacant for more than thirty (30) days or any cancellation of Utility or Service, whichever occurs first.

**Registry** shall mean a web-based electronic database of searchable Real Property records, used by the Borough of East Newark to allow Mortgagees and Owners the opportunity to register properties and pay applicable fees as required in this Chapter.

**Semi-Annual Registration** shall mean six (6) months from the date of the first action that requires registration, as determined by the Borough of East Newark, or its designee, and every subsequent six (6) months. The date of the initial registration may be different than the date of the first action that required registration.

**Utilities and Services** shall mean any utility and/or service that is essential for a building to be habitable and/or perform a service necessary to comply with all Borough of East Newark codes. This includes, but is not limited to, electrical, gas, water, sewer, lawn maintenance, pool maintenance, and snow removal.

**Vacant** shall mean any parcel of land in the Borough of East Newark that contains any building or structure that is not lawfully occupied.

### **14-10.3            APPLICABILITY AND JURISDICTION**

This Chapter applies to Foreclosing, Foreclosed, and Vacant property within the Borough of East Newark.

### **14-10.4            ESTABLISHMENT OF A REGISTRY**

Pursuant to the provisions of this Chapter the Borough of East Newark, or its designee, shall establish a registry cataloging each Registrable Property within the Borough of East Newark, containing the information required by this Chapter.

### **14-10.5            INSPECTION AND REGISTRATION OF REAL PROPERTY UNDER FORECLOSURE**

- (a) Any Mortgagee who holds a mortgage on Real Property located within the Borough of East Newark shall perform an inspection of the property upon default by the mortgagor as evidenced by the filing of a Foreclosure Action.
- (b) Property inspected pursuant to subsection (a) above that remains in Foreclosure shall be inspected every thirty (30) days by the Mortgagee or Mortgagee's designee. If an inspection shows a change in the property's occupancy status the Mortgagee shall, within ten (10) days of that inspection, update the occupancy status of the property registration.

- (c) Within ten (10) days of the date any Mortgagee files a Foreclosure Action, the Mortgagee shall register the Real Property with the Borough of East Newark Registry, and, at the time of registration, indicate whether the property is Vacant, and if so shall designate in writing a Property Manager to inspect, maintain, and secure the Real Property subject to the mortgage under a Foreclosure Action when legally possible. A separate registration is required for each property under a Foreclosure Action, regardless of whether it is occupied or vacant.
- (d) Initial registration pursuant to this section shall contain at a minimum the name of the Mortgagee, the mailing address of the Mortgagee, e-mail address, telephone number and name of the Property Manager and said person's address, e-mail address, and telephone number.
- (e) At the time of initial registration each registrant shall pay a non-refundable Semi-Annual Registration fee of five hundred dollars (\$500.00) for each property. Subsequent non-refundable Semi-Annual renewal registrations of properties and fees in the amount of five hundred dollars (\$500.00) are due within ten (10) days of the expiration of the previous registration. Said fees shall be used to offset the costs of: (1) registration and registration enforcement, (2) code enforcement and mitigation related to Defaulted properties, (3) post-closing counseling and Foreclosure intervention limited to Owner-occupied persons in Default, which may not include cash and mortgage modification assistance, and (4) for any related purposes as may be adopted in the policy set forth in this Chapter. Said fees shall be deposited to a special account in the Borough of East Newark's Finance Department dedicated to the cost of implementation and enforcement of this Ordinance, and fulfilling the purpose and intent of this Chapter. None of the funds provided for in this section shall be utilized for the legal defense of Foreclosure Actions.
- (f) Each individual property on the Registry that has been registered for twelve (12) months or more prior to the Effective Date shall have thirty (30) days to renew the registration and pay the non-refundable five hundred dollars (\$500.00) Semi-Annual Registration fee. Properties registered less than twelve (12) months prior to the Effective Date shall renew the registration every six (6) months from the expiration of the original registration renewal date and shall pay the non-refundable five hundred dollars (\$500.00) Semi-Annual Registration Fee.
- (g) If the mortgage and/or servicing on a Registrable Property is sold or transferred, the new Mortgagee is subject to all the terms of this Chapter. Within ten (10) days of the transfer, the new Mortgagee shall register the property or update the existing registration. The previous Mortgagee(s) will not be released from the responsibility of paying all previous unpaid fees, fines, and penalties accrued during that Mortgagee's involvement with the Registrable Property.
- (h) If the Mortgagee sells or transfers the Registrable Property in a non-arm's length transaction to a related entity or person, the transferee is subject to all the terms of this Chapter. Within ten (10) days of the transfer, the transferee shall register the property or update the existing registration. Any and all previous unpaid fees, fines, and penalties, regardless of who the Mortgagee was at the time registration was required, including, but not limited to, unregistered periods during the Foreclosure process, are the responsibility of the transferee and are due and payable with the updated registration. The previous Mortgagee will not be released from the responsibility of paying all previous unpaid fees, fines, and penalties accrued during that Mortgagee's involvement with the Foreclosed Property.

- (i) If the Foreclosing or Foreclosed Property is not registered, or the registration fee is not paid within thirty (30) days of when the registration or renewal is required pursuant to this section, a late fee equivalent to ten percent (10%) of the Semi-Annual Registration fee shall be charged for every thirty-day period (30), or portion thereof, the property is not registered and shall be due and payable with the registration.
- (j) This section shall also apply to properties that have been the subject of a foreclosure sale where title is transferred to the Mortgagee as well as any properties transferred to the Mortgagee under a deed in lieu of foreclosure or by any other legal means.
- (k) Properties subject to this section shall remain subject to the Semi-Annual Registration requirement, and the inspection, security, and maintenance standards of this section as long as the property remains Registrable Property.
- (l) Failure of the Mortgagee and/or property Owner of record to properly register or to modify the registration to reflect a change of circumstances as required by this ordinance is a violation of this Chapter and shall be subject to enforcement by any of the enforcement means available to the Borough of East Newark.
- (m) If any property is in violation of this Chapter the Borough of East Newark may take the necessary action to ensure compliance with and/or place a lien on the property for the cost of the outstanding obligation and any additional cost incurred to the property into compliance.
- (n) Registration of foreclosure property does not alleviate the Mortgagee and/or Owner from obtaining all required licenses, permits and inspections required by applicable code or State Statutes. Acquisition of required licenses, permits and inspections or registration of rental property does not alleviate the requirement for the property to be registered under this section. Mortgagee and/or Owner is expected to update the status of the property in the event of a Mortgagee managed rental.

#### **14-10.6 INSPECTION AND REGISTRATION OF REAL PROPERTY THAT IS NOT SUBJECT TO A MORTGAGE IN FORECLOSURE**

- (a) Any Owner of Vacant property located within the Borough of East Newark shall within ten (10) days after the property becomes Vacant, register the Real Property with the Borough of East Newark Registry.
- (b) Initial registration pursuant to this section shall contain at a minimum the name of the Owner, the mailing address of the Owner, e-mail address, and telephone number of the Owner, and if applicable, the name and telephone number of the Property Manager and said person's address, e-mail address, and telephone number.
- (c) At the time of initial registration each registrant shall pay a non-refundable Semi-Annual Registration fee of five hundred dollars (\$500.00) for each Vacant property. Subsequent non-refundable Semi-Annual renewal registrations of Vacant properties and fees in the amount of five hundred dollars (\$500.00) are due within ten (10) days of the expiration of the previous registration. Said fees shall be used to offset the costs of: (1) registration and registration enforcement, (2) code enforcement and mitigation related to Vacant properties,

and (3) for any related purposes as may be adopted in the policy set forth in this Chapter. Said fees shall be deposited to a special account in the Borough of East Newark's Finance Department dedicated to the cost of implementation and enforcement of this Ordinance, and fulfilling the purpose and intent of this Chapter.

- (d) Each individual property on the Registry that has been registered for twelve (12) months or more prior to the Effective Date shall have thirty (30) days to renew the registration and pay the non-refundable five hundred dollars (\$500.00) Semi-Annual Registration fee. Properties registered less than twelve (12) months prior to the Effective Date shall renew the registration every six (6) months from the expiration of the original registration renewal date and shall pay the five hundred dollars (\$500.00).
- (e) If the property is sold or transferred, the new Owner is subject to all the terms of this Chapter. Within ten (10) days of the transfer, the new Owner shall register the Vacant property. The previous Owner(s) will not be released from the responsibility of paying all previous unpaid fees, fines, and penalties accrued during that Owner's involvement with the Vacant property.
- (f) If the Vacant property is not registered, or either the registration fee or the Semi-Annual Registration fee is not paid within thirty (30) days of when the registration or Semi-Annual Registration is required pursuant to this section, a late fee shall be equivalent to ten percent (10%) of the Semi-Annual Registration fee shall be charged for every thirty (30) day-period, or portion thereof, the property is not registered and shall be due and payable with the registration. This section shall apply to the initial registration and registrations required by subsequent Owners of the Vacant property.
- (g) Properties subject to this section shall remain subject to the Semi-Annual Registration requirement, and the inspection, security, and maintenance standards of this section as long as the property is Vacant.
- (h) Failure of the Owner to properly register or to modify the registration to reflect a change of circumstances as required by this ordinance is a violation of this Chapter and shall be subject to enforcement by any of the enforcement means available to the Borough of East Newark.
- (i) If any property is in violation of this Chapter the Borough of East Newark may take the necessary action to ensure compliance with and place a lien on the property for the cost of the outstanding obligation and any additional cost incurred to the property into compliance.
- (j) Properties registered as a result of this section are not required to be registered again pursuant to the Foreclosure mortgage property section.

#### **14-10.7 MAINTENANCE REQUIREMENTS**

- (a) Properties subject to this chapter shall be kept free of weeds, overgrown brush, dead vegetation, trash, junk, debris, building materials, any accumulation of newspaper circulars, flyers, notices, except those required by federal, state or local law, discarded personal items including, but not limited to, furniture, clothing, large and small appliances, printed material, or any other items that give the appearance that the property is abandoned.

- (b) Registrable Property shall be maintained free of graffiti or similar markings by removal or painting over with an exterior grade paint that matches the color of the exterior structure.
- (c) Front, side, and rear yards, including landscaping, of Registrable Property shall be maintained in accordance with the applicable code(s) at the time registration is required.
- (d) Registrable yard maintenance shall include, but not be limited to, grass, ground covers, bushes, shrubs, hedges or similar plantings, decorative rock or bark or artificial turf/sod. Acceptable maintenance of yards and/or landscape shall not include weeds, gravel, broken concrete, asphalt or similar material.
- (e) Maintenance shall include, but not be limited to, watering, irrigation, cutting and mowing of required ground cover or landscape and removal of all trimmings.
- (f) Pools and spas of shall be maintained so the water remains free and clear of pollutants and debris and shall comply with the regulations set forth in the applicable code(s).
- (g) Failure of the Mortgagee, Owner, and transferees to properly maintain the property as required by this Chapter may result in a violation of the applicable code(s) and issuance of a citation or notice of violation in accordance with the applicable code of the Borough of East Newark. Pursuant to a finding and determination by either the Borough of East Newark's Borough Administrator (or his designee), or Director of the Department of Construction Code Enforcement (or his designee), or Police Chief (or his designee), Municipal Court Judge or a court of competent jurisdiction, the Borough of East Newark may take the necessary action to ensure compliance with this section.
- (h) In addition to the above, the property is required to be maintained in accordance with the applicable code(s) of the Borough of East Newark.

#### **14-10.8 SECURITY REQUIREMENTS**

- (a) Properties subject to these Sections shall be maintained in a secure manner so as not to be accessible to unauthorized persons.
- (b) A "secure manner" shall include, but not be limited to, the closure and locking of windows, doors, gates and other openings of such size that may allow a child to access the interior of the property or structure. Broken windows, doors, gates, and other openings of such size that may allow a child to access the interior of the property or structure must be repaired. Broken windows shall be secured by re-glazing of the window.
- (c) If a property is Registrable, and the property has become vacant or blighted, a Property Manager shall be designated by the Mortgagee and/or Owner to perform the work necessary to bring the property into compliance with the applicable code(s), and the Property Manager must perform regular inspections to verify compliance with the requirements of this Chapter, and any other applicable laws.
- (d) In addition to the above, the property is required to be secured in accordance with the applicable code(s) of the Borough of East Newark.

- (e) When a property subject to this Chapter becomes Vacant, it shall be posted with the name and twenty-four (24) hour contact telephone number of the Property Manager. The Property Manager shall be available to be contacted by the Borough of East Newark, Monday through Friday between 9:00 a.m. and 5:00 p.m., legal holidays excepted. The sign shall be placed in a window facing the street and shall be visible from the street. The posting shall be no less than eighteen (18) inches by twenty-four (24) inches and shall be of a font that is legible from a distance of forty-five (45) feet. The posting shall contain the following language with supporting information:

THIS PROPERTY IS MANAGED BY \_\_\_\_\_.  
AND IS INSPECTED ON A REGULAR BASIS. \_\_\_\_\_.  
THE PROPERTY MANAGER CAN BE CONTACTED \_\_\_\_\_.  
BY TELEPHONE AT \_\_\_\_\_.  
OR BY EMAIL AT \_\_\_\_\_.

- (f) The posting required in subsection (e) above shall be placed on the interior of a window facing the street to the front of the property so that it is visible from the street, or secured to the exterior of the building/structure facing the street to the front of the property so that it is visible from the street or if no such area exists, on a stake of sufficient size to support the posting in a location that is at all times visible from the street to the front of the property but not readily accessible to vandals. Exterior posting shall be constructed of and printed with weather-resistant materials.
- (g) Failure of the Mortgagee and/or property Owner of record to properly inspect and secure a property subject to this Chapter, and post and maintain the signage noted in this section, is a violation and shall be subject to enforcement by any of the enforcement means available to the Borough of East Newark. The Borough of East Newark may take the necessary action to ensure compliance with this section, and recover costs and expenses in support thereof.

#### **14-10.9 PROVISIONS SUPPLEMENTAL**

The provisions of this Chapter are cumulative with and in addition to other available remedies. Nothing contained in this Chapter shall prohibit the Borough of East Newark from collecting on fees, fines, and penalties in any lawful manner; or enforcing its codes by any other means, including, but not limited to, injunction, abatement, or as otherwise provided by law or ordinance.

#### **14-10.10 PUBLIC NUISANCE**

All Registrable Property is at risk of being a public nuisance and if vacant or blighted can constitute a public nuisance, the abatement of which pursuant to the police power is hereby declared to be necessary for the health, welfare, and safety of the residents of the Borough of East Newark.

#### **14-10.11 ADDITIONAL AUTHORITY**

- (a) If the Enforcement Officer has reason to believe that a property subject to the provisions of this Chapter is posing a serious threat to the public health, safety, and welfare, the code Enforcement Officer may temporarily secure the property at the expense of the Mortgagee

or Owner, and may bring the violations before the code enforcement, Mayor and Council, Municipal Court or special magistrate as soon as possible to address the conditions of the property. Nothing herein shall limit the Borough of East Newark from abating any nuisance or unsafe condition by any other legal means available to it.

- (b) The Borough Administrator (or his designee), Director of the Department of Construction Code Enforcement (or his designee), Mayor and Council, Municipal Court Judge or special magistrate shall have the authority to require the Mortgagee or Owner affected by this section, to implement additional maintenance and/or security measures including, but not limited to, securing any and all doors, windows or other openings, employment of an on-site security guard or other measures as may be reasonably required to help prevent further decline of the property.
- (c) If there is a finding that the condition of the property is posing a serious threat to the public health, safety, and welfare, then the Borough Administrator (or his designee), Director of the Department of Construction Code Enforcement (or his designee), Mayor and Council, Municipal Court Judge or special magistrate may direct the Borough of East Newark to abate the violations and charge the Mortgagee or Owner with the cost of the abatement.
- (d) If the Mortgagee or Owner does not reimburse the Borough of East Newark for the cost of temporarily securing the property, or of any abatement directed by the Borough Administrator (or his designee), Director of the Department of Construction Code Enforcement (or his designee), Mayor and Council, Municipal Court Judge or special magistrate, within thirty (30) days of the Borough of East Newark sending the Mortgagee or Owner the invoice then the Borough of East Newark may lien the property with such cost, along with an administrative fee as determined in the Borough of East Newark's fee ordinance to recover the administrative personnel services. In addition to filing a lien the Borough of East Newark may pursue financial penalties against the Mortgagee or Owner.
- (e) The Borough of East Newark may contract with an entity to implement this Chapter, and, if so, any reference to the Enforcement Officer herein shall include the entity the Borough of East Newark contract with for that purpose.

#### **14-10.12 OPPOSING, OBSTRUCTING ENFORCEMENT OFFICER; PENALTY**

Whoever opposes obstructs or resists any Enforcement Officer or any person authorized by the enforcement office in the discharge of duties as provided in this chapter shall be punishable as provided in the applicable code(s) or a court of competent jurisdiction.

#### **14-10.13 IMMUNITY OF ENFORCEMENT OFFICER**

Any Enforcement Officer or any person authorized by the Borough of East Newark to enforce the sections here within shall be immune from prosecution, civil or criminal, for reasonable, good faith entry upon Real Property while in the discharge of duties imposed by this Chapter.

#### **14.10.14 PENALTIES**

Unless otherwise provided for in this Chapter, a violation of this Chapter is declared unlawful.

- a. Any person violating or failing to comply with any provision of this section shall, upon conviction thereof, be punishable by a fine of no less than \$100.00 and no more than \$1,250.00, by imprisonment not to exceed 90 days, or by community service of not more than 90 days, or any combination of fine, imprisonment and community service, as determined in the discretion of the Municipal Court Judge. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.
- b. The violation of any provision of this section shall be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

#### **14-10.15 AMENDMENTS**

Registration fees and penalties outlined in this Article may be modified by resolution, administrative order, or an amendment to this Article, passed and adopted by the Mayor and Council.

#### **14-10.16 SEVERABILITY**

It is hereby declared to be the intention of the Borough of East Newark that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

#### **14-10.17 REPEALER**

All ordinances or parts of ordinances in conflict herewith, are hereby repealed and replaced.

#### **14-10.18 CODIFICATION**

It is the intention of the Mayor and Council, that the provisions of this Ordinance shall become and be made a part of the Borough of East Newark Code of Ordinances; and that the sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section", "chapter", or such other appropriate word or phrase in order to accomplish such intentions.

#### **14-10.19 EFFECTIVE DATE**

This ordinance shall become effective immediately upon adoption.

Introduction – First Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was introduced on first reading by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on July 8, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Adoption – Second Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was adopted on second reading after a public hearing, by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on August 12, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Adopted:

---

Dina M. Grilo, Mayor

Attest:

---

Kevin D. Harris, Borough Clerk

FIRST READING/  
INTRODUCTION: July 8, 2020

SECOND READING/  
PUBLIC HEARING/  
ADOPTION:

**ORDINANCE**

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

11-2020 AN ORDINANCE AMENDING CHAPTER 20 TITLED "STREETS AND SIDEWALKS", OF THE CODE OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY, BY CREATING SECTION 20-5 ET. SEQ., TO BE ENTITLED, "SIDEWALK CAFES AND OUTDOOR DINING"

WHEREAS, the Mayor and Council of the Borough of East Newark ("Borough") desire to promote business, eating and dining opportunities within the Borough especially in light of the restrictions caused by the COVID-19 Emergency Restrictions; and

WHEREAS, the Mayor and Council proposes to allow under certain conditions and regulations, the privilege of allowing restaurants, eateries, cafes and the like to conduct outdoor and sidewalk dining.

**NOW THEREFORE BE IT ORDAINED** by the Mayor and Council of the Borough of East Newark, County of Hudson and State of New Jersey, as follows:

**20-5 SIDEWALK CAFES AND OUTDOOR DINING**

**20-5.1 APPLICATION FOR LICENSE**

The Office of Construction Code Enforcement is hereby authorized to issue licenses to owners of restaurants for the purpose of erecting and maintaining sidewalk cafes for the serving of food and beverages upon any street, sidewalk or public easement of the Borough of East Newark (al fresco dining). The issuance of a license is conditioned upon the following:

- A. The filing of a certificate of liability insurance with the Office of Construction Code Enforcement in a minimum amount of one million dollars (\$1,000,000.00), naming the Borough of East Newark as an additional insured, which policy shall be kept in full force during the operation of the sidewalk cafe and thereafter to cover all claims arising out of the operation of the sidewalk cafe. Applicants for al fresco dining licenses must also agree to save, hold and keep harmless and indemnify the Borough of East Newark from and for any and all payments, expenses, costs and attorney fees from any and all claims and liability for losses or damage to property or injuries to persons occasioned wholly or in part by or resulting from any acts or omission by the licensee or the licensee's agents, employees,

guests, licensees' invitees, assignees or successors, or for any cause or reason whatsoever arising out of the use by the applicant and the licensee's business.

B. The licensees shall pay to the Office of Construction Code Enforcement a fee as follows:

1. License for sidewalk café, per table (2-4 chairs) – fifty dollars (\$50.00); and
2. Fee for sidewalk café per chair, over 4 per table – ten dollars (\$10.00)

C. The Office of Construction Code Enforcement shall only issue licenses for periods of time authorized by resolution by the Mayor and Council, which resolution may contain whatever terms and conditions the Mayor and Council deem appropriate for the operation of sidewalk cafes during the period of time the Mayor and Council authorize the issuance of licenses. Such terms and conditions may include periods of operation, days of operation, hours of operation, any limitations on the color, shapes and sizes of tables, chairs and umbrellas, the types of service required and such other terms and conditions as the Mayor and Council deem appropriate to protect the public health, safety and welfare.

D. The application for an al fresco dining license shall be filed with the Office of Construction Code Enforcement upon forms provided by the Office of Construction Code Enforcement.

E. No license shall be issued until all information on the application has been submitted by the applicant; until the relevant inspections have been completed by the Office of Construction Code Enforcement, the Health Officer and/or any other official of the Borough of East Newark, including but not limited to the Borough Administrator (or his designee), members of the East Newark Police Department, East Newark Fire Department and the East Newark Fire Inspector; and until the prescribed license fee has been paid. No license shall be issued to any applicant where any information furnished on the application is false.

## **20-5.2 REGULATIONS AND PROPERTY MAINTENANCE**

No sidewalk cafe shall be permitted to project into a street, sidewalk or public easement more than half the width of said easement or six feet, whichever is less, but in no case shall extend so far as to leave less than five feet for pedestrian traffic. The width for pedestrian traffic shall be measured from the outer limit of the table and chairs of said sidewalk cafe to the parking meter line or curblin, whichever is closest. The operator of a sidewalk cafe may, with the permission of the Borough Administrator, erect a fence, barricade or planter on the sidewalk by the curb, provided that the fence, barricade or planter does not limit access to drivers of motor vehicles to parking meters. The fence, barricade or planter must be acceptable in form, style and substance to the Borough Administrator and may only be in place when the sidewalk cafe is open.

## **20-5.3 OUTDOOR EQUIPMENT**

When a sidewalk cafe is not open, all tables and chairs and any other movable equipment left on the sidewalk shall be securely fastened to each other so as not to be readily moved to a location that is not licensed. Such furniture and equipment shall be secured with chain or cable and a locking device. Furniture and equipment may not be secured to the sidewalk, but may be secured to the building façade.

#### **20-5.4 RESERVATION OF RIGHTS AND IMMUNITIES**

The Borough of East Newark reserves all rights, privileges and immunities concerning its public easement over all streets and sidewalks within the Borough, whether or not any projection or encumbrances have been permitted to be erected on the same, without any waiver of such rights, privileges and immunities, whether expressed or implied.

#### **20-5.5 REVOCATION OR SUSPENSION OF LICENSE**

The Borough expressly reserves the right to require the removal of any sidewalk cafe or other projections or encumbrances upon any street, sidewalk or public easement which is improperly maintained and/or not adequately insured.

#### **20-5.6 ENFORCEMENT**

This article and any resolution setting rules and regulations for the operation of sidewalk cafes may be enforceable by the Office of Construction Code Enforcement (the Director, or his designee), the Health Officer or any other official of the Borough of East Newark, including but not limited to the Borough Administrator (or his designee), the Code Enforcement Officer members of the East Newark Police Department, East Newark Fire Department and the East Newark Fire Inspector.

#### **20-5.7 OPPOSING, OBSTRUCTING ENFORCEMENT OFFICER; PENALTY**

Whoever opposes obstructs or resists any Enforcement Officer or any person authorized by the enforcement office in the discharge of duties as provided in this chapter shall be punishable as provided in the applicable code(s) or a court of competent jurisdiction.

#### **20-5.8 IMMUNITY OF ENFORCEMENT OFFICER**

Any Enforcement Officer or any person authorized by the Borough of East Newark to enforce the sections here within shall be immune from prosecution, civil or criminal, for reasonable, good faith entry into an establishment while in the discharge of duties imposed by this Chapter.

#### **20-5.9 PENALTIES**

Unless otherwise provided for in this Chapter, a violation of this Chapter is declared unlawful.

- a. Any person violating or failing to comply with any provision of this section shall, upon conviction thereof, be punishable by a fine of no less than \$100.00 and no more than \$1,250.00, by imprisonment not to exceed 90 days, or by community service of not more than 90 days, or any combination of fine, imprisonment and community service, as determined in the discretion of the Municipal Court Judge. The continuation of such violation for each successive day shall constitute a separate offense, and the person or

persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.

- b. Furthermore, the Borough may exercise the right to suspend or revoke an alfresco dining license for a violation.
- c. The violation of any provision of this section shall be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

#### **20-5.10 AMENDMENTS**

Registration fees and penalties outlined in this Section may be modified by resolution, administrative order, or an amendment to this Section by ordinance, passed and adopted by the Mayor and Council.

#### **20-5.11 SEVERABILITY**

It is hereby declared to be the intention of the Borough of East Newark that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

#### **20-5.12 REPEALER**

All ordinances or parts of ordinances in conflict herewith, are hereby repealed and replaced.

#### **20-5.13 CODIFICATION**

It is the intention of the Mayor and Council, that the provisions of this Ordinance shall become and be made a part of the Borough of East Newark Code of Ordinances; and that the sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section", "chapter", or such other appropriate word or phrase in order to accomplish such intentions.

#### **20-5.14 EFFECTIVE DATE**

This ordinance shall become effective immediately upon adoption.

Introduction – First Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was introduced on first reading by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on July 8, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Adoption – Second Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was adopted on second reading after a public hearing, by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on August 12, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Adopted:

---

Dina M. Grilo, Mayor

Attest:

---

Kevin D. Harris, Borough Clerk

FIRST READING/  
INTRODUCTION: July 8, 2020

SECOND READING/  
PUBLIC HEARING/  
ADOPTION:

**ORDINANCE**

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

BOND ORDINANCE APPROPRIATING FUNDS FOR VARIOUS IMPROVEMENTS TO EAST NEWARK PUBLIC SCHOOL IN THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$2,041,350 SCHOOL BONDS OR NOTES OF THE BOROUGH TO MEET SAID APPROPRIATION.

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WHEREAS, on March 2, 2020, pursuant to N.J.S.A. 18A:22-18 and N.J.A.C. 6A:26-3.7(e), The Board of Education of the Borough of East Newark, in the County of Hudson (the "Board of Education"), adopted a resolution (the "Board of Education Resolution") determining and stating that it is necessary to issue school bonds in the aggregate amount of \$2,041,350 for the following improvements to the East Newark Public School: (A) exterior masonry restoration (the "Masonry Project"); and (B) alterations and improvements to the student rest rooms (the "Rest Rooms Project", and together with the Masonry Project; the "Projects"); and

WHEREAS, the Board of Education Resolution also determined that (1) the amount to be raised by school bonds for each project (which, for each project, is the same as the estimated total cost, the final eligible cost (as determined by the Commissioner of Education of the State of New Jersey) and the local share) is as follows: Masonry Project - \$1,687,833; and Rest Rooms Project - \$353,517; and (2) the State debt service aid percentage applicable to the Projects is 69.8205%; and

WHEREAS, on June 30, 2020, pursuant to N.J.S.A. 18A:22-19, the Board of School Estimate of the Borough of East Newark, in the County of Hudson, New Jersey (the "Board of School Estimate"), adopted a resolution fixing and determining that school bonds (and school promissory notes in anticipation of such bonds) in the aggregate amount of \$2,041,350 (constituting the local share amount of the Projects) be issued by the Borough of East Newark (the "Borough") to finance the Projects;

NOW, THEREFORE, BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, NEW JERSEY, AS FOLLOWS:

Section 1. Pursuant to the provisions of Title 18A, Education, of the Revised Statutes of the State of New Jersey, particularly Sections 18A:21-1, 18A:22-18 to 18A:22-20, inclusive, and 18A:24-11 thereof, and any other laws applicable thereto, the sum of \$2,041,350 is hereby appropriated for the following capital projects for lawful school purposes undertaken or to be undertaken by the Board of Education at the East Newark Public School: (A) exterior masonry restoration; and (B) alterations and improvements to the student rest rooms. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The said sum so appropriated for the school improvements or purposes described in Section 1 of this ordinance shall be borrowed, and the appropriation made in said Section 1 shall be met from the proceeds of sale of bonds of the Borough, which are hereby authorized to be issued pursuant to the statutory provisions referred to in said Section 1, in the principal amount of \$2,041,350, which is the estimated cost and maximum amount of bonds to be issued for said improvements or purposes. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable school promissory notes of the Borough in a principal amount not exceeding \$2,041,350 are hereby authorized to be issued pursuant to and within the limitations prescribed by said law.

Section 3. Each of said bonds shall be designated "School Bond". Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 4. This Borough Council, being the governing body of the Borough, hereby concurs in and consents to the said appropriation and the issuance of said bonds.

Section 5. It is hereby determined that the period within which said bonds shall mature, being the period assigned by Section 18A:24-5 of said Revised Statutes to the purposes for which said bonds are to be issued, is twenty (20) years.

Section 6. The Supplemental Debt Statement required by Section 18A:24-17 of said Revised Statutes has been duly prepared and filed in the Office of the Borough Clerk and in the Office of the Secretary of the Board of Education, and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the net

school debt of the Borough is increased by the authorization of the bonds and notes provided in this Bond Ordinance by \$2,041,350, and the obligations authorized herein will be within all debt limitations prescribed by law. Said \$2,041,350 bonds are deductible from the gross debt of the Borough as shown on any annual or supplemental debt statement of the Borough and the authorization of the \$2,041,350 bonds provided for by this ordinance uses up none of the borrowing margin the Borough previously available for other improvements.

Section 7. All school promissory notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 18A:24-3. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 8. Any funds received from private parties, the County of Hudson, the State of New Jersey or any of their agencies or any funds received from the United States of

America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 9. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Borough or the Board of Education incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself or the Board of Education for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 11. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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Introduction – First Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						

Zincavage						
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CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was introduced on first reading by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on July 8, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Adoption – Second Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was adopted on second reading after a public hearing, by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on August 12, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Adopted:

Attest:

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Dina M. Grilo, Mayor

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Kevin D. Harris, Borough Clerk

ORDINANCE NUMBER 06-2020

FIRST READING/  
INTRODUCTION: June 10, 2020

SECOND READING/  
PUBLIC HEARING/  
ADOPTION:

ORDINANCE

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

AN ORDINANCE AMENDING CHAPTER 18 OF THE CODE OF THE BOROUGH OF EAST NEWARK BY AMENDING SECTION 18-11.14 CREATING THE POSITION OF CODE ENFORCEMENT OFFICER IN THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY.

WHEREAS, the Mayor and Council of the Borough of East Newark have deemed it necessary to create and establish the position of Code Enforcement Officer to assist in performance of Borough duties for the Borough of East Newark; and

WHEREAS, the Mayor and Council have determined that the creation and establishment of this position, along with a subsequent appointment shall be in the best interests of the residents of East Newark while at the same time producing a minimal financial and budgetary impact upon the residents and taxpayers.

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of East Newark, County of Hudson and State of New Jersey, as follows:

**Section 1.**

Chapter 18 (Property Maintenance), Section 11 (Property Maintenance Code) is hereby amended and restated as follows:

**18-11.14 Enforcement Officer.**

There is hereby created the position of Code Enforcement Officer whose position shall be appointed by the Mayor, in either a full-time or part-time capacity as determined by the Mayor and who shall serve under, and at the discretion of the Borough Administrator. The Code Enforcement Officer's salary shall be determined by the Mayor in according with the applicable salary ordinance. The Code Enforcement Officer's primary duties shall include, but not be limited to: enforcing provisions of this Chapter in concurrent jurisdiction with the Construction Official (or his or her designee), Health Department, Police Department and any other Borough Official charged with enforcement of

Underlines are additions  
~~Strikeouts~~ are deletions

the provisions of this Chapter. The Construction Official may designate the Code Enforcement Officer to carry out any of the duties of this Chapter normally charged to the Construction Official. The Construction Official (or his or her designee), Police Officer, Code Enforcement Officer, or any Borough Official shall be responsible for all inspections, regulations and enforcement. All hearings on violations of the provisions of the Property Maintenance Code, unless expressly stated to the contrary, shall be under his direction and supervision. (Ord. No. 05-12 § 8.14).

**Section 2.**

Severability

If any section or provision of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this ordinance.

**Section 3.**

Inconsistent Ordinances

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 4.**

This ordinance shall take effect after its final passage by the Borough Council and approval by the Mayor at the time and manner provided for and required by law.

**Section 5.**

On passage this ordinance shall be codified.

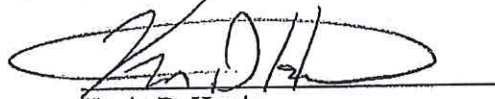
Introduction – First Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz		X	X			
Evaristo	X		X			
Graham			X			
Lucas			X			
Tighe				X		
Zincavage			X			

Underlines are additions  
~~Strikeouts~~ are deletions

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was introduced on first reading by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on June 10, 2020.

  
Kevin D. Harris  
Borough Clerk

Adoption – Second Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was adopted on second reading after a public hearing, by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on July 8, 2020

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Adopted:

Attest:

\_\_\_\_\_  
Dina M. Grilo, Mayor

\_\_\_\_\_  
Kevin D. Harris, Borough Clerk

ORDINANCE NUMBER 07-2020

FIRST READING/  
INTRODUCTION: June 10, 2020

SECOND READING/  
PUBLIC HEARING/  
ADOPTION:

**ORDINANCE**

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

**AN ORDINANCE TO FIX SALARIES OF CERTAIN EMPLOYEES OF THE  
BOROUGH OF EAST NEWARK.**

An Ordinance of the Borough of East Newark, County of Hudson, State of New Jersey amending an Ordinance to Fix the Salaries of Certain Public Employees in the Borough of East Newark, County of Hudson, State of New Jersey.

**NOW THEREFORE BE IT ORDAINED** by the Mayor and Council of the Borough of East Newark, County of Hudson and State of New Jersey, as follows:

**Section 1.**

<b>Title</b>	<b>Salary</b>	<b>Term</b>
<b>Code Enforcement Officer</b>	<b>\$15.00 - \$25.00</b>	<b>Hourly</b>

**Section 2.**

Inconsistent Ordinances

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 3.**

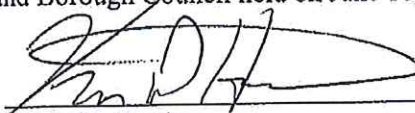
This ordinance shall take effect after its final passage by the Borough Council and approval by the Mayor at the time and manner provided for and required by law.

Introduction – First Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz			X			
Evaristo	X		X			
Graham			X			
Lucas			X			
Tighe				X		
Zincavage		X	X			

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was introduced on first reading by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on June 10, 2020



Kevin D. Harris  
Borough Clerk

Adoption – Second Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was adopted on second reading after a public hearing, by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on July 8, 2020

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Adopted:

\_\_\_\_\_  
Dina M. Grilo, Mayor

Attest:

\_\_\_\_\_  
Kevin D. Harris, Borough Clerk

FIRST READING/  
INTRODUCTION: June 10, 2020

SECOND READING/  
PUBLIC HEARING/  
ADOPTION:

ORDINANCE

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

AN ORDINANCE AMENDING CHAPTER 7 (TRAFFIC), SECTION 8 (PARKING) OF THE CODE OF THE BOROUGH OF EAST NEWARK BY CREATING DEDICATED PARKING SPACES FOR THE BOROUGH'S FIRE CHIEF AND DEPUTY FIRE CHIEF DIRECTLY IN FRONT OF THEIR PLACES OF RESIDENCE WITHIN THE BOROUGH OF EAST NEWARK

WHEREAS, the Mayor and Council of the Borough of East Newark recognize that the Fire Chief and Deputy Fire Chief should enjoy the flexibility and mobility necessary when responding from their places of residence within the Borough of East Newark to an emergency within the Borough requiring the services of the Borough's Fire Department.

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of East Newark, County of Hudson and State of New Jersey, as follows:

Section 1.

Chapter 7 (Traffic), Section 8 (Parking) is hereby amended and restated as follows:

7-8.14 Designated Parking Spaces Marked Reserved for Borough Fire Chief and Deputy Fire Chief in Front of Their Places of Residences

- a. Purpose – The Borough's Fire Chief and Deputy Fire Chief shall be entitled to have one parking space directly in front of the Fire Chief and/or Deputy Fire Chief's place of residence within the Borough reserved. Said vehicle must be the official Borough vehicle issued to the Official. It shall be a violation for anyone other than the Fire Chief or Deputy Fire Chief to park in said space. Furthermore, this reservation shall cease upon the termination, retirement, resignation or death of the Fire Chief and/or Deputy Fire Chief, or said officials vacating the premises as their respective places of residence.
- b. Penalties and Fines. Vehicles that are in violation of this paragraph shall be fined no less than fifty (\$50.00) dollars and no more than two hundred (\$200.00) dollars plus court costs.

Underlines are additions  
Strikeouts are deletions

**Section 2.**

Severability

If any section or provision of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this ordinance.

**Section 3.**

Inconsistent Ordinances

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 4.**

This ordinance shall take effect after its final passage by the Borough Council and approval by the Mayor at the time and manner provided for and required by law.

**Section 5.**

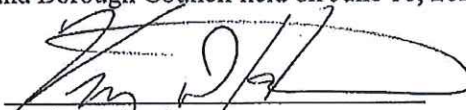
On passage this ordinance shall be codified.

Introduction – First Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz			X			
Evaristo		X	X			
Graham					X	
Lucas			X			
Tighe				X		
Zincavage	X		X			

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was introduced on first reading by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on June 10, 2020.



Kevin D. Harris  
Borough Clerk

Adoption – Second Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was adopted on second reading after a public hearing, by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on July 8, 2020

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Adopted:

Attest:

\_\_\_\_\_  
Dina M. Grilo, Mayor

\_\_\_\_\_  
Kevin D. Harris, Borough Clerk

FIRST READING/  
INTRODUCTION: June 10, 2020

SECOND READING/  
PUBLIC HEARING/  
ADOPTION:

**ORDINANCE**

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

**AN ORDINANCE AMENDING CHAPTER 7 (TRAFFIC), SECTION 8 (PARKING) OF THE CODE OF THE BOROUGH OF EAST NEWARK BY ALLOWING TEN (10) MINUTE ON STREET PARKING DIRECTLY IN FRONT OF THE MUNICIPAL OFFICES AT 34 SHERMAN AVENUE WITHIN THE BOROUGH OF EAST NEWARK**

**WHEREAS**, the Mayor and Council of the Borough of East Newark have deemed it necessary to allow limited parking opportunity to patrons utilizing the Municipal Offices for Borough business.

**NOW THEREFORE BE IT ORDAINED** by the Mayor and Council of the Borough of East Newark, County of Hudson and State of New Jersey, as follows:

**Section 1.**

Chapter 7 (Traffic), Section 8 (Parking) is hereby amended and restated as follows:

**7-8.15 Permitted Parking in the Space Directly in Front of Municipal Offices at 34 Sherman Avenue**

- a. Purpose – Members of the public shall be allowed to utilize the space in front of the Municipal Offices located at 34 Sherman Avenue for on street parking for a duration of no more than ten (10) minutes for Borough business and use of the Borough’s facility.
- b. The provisions of this Paragraph shall not apply to those visiting the Municipal Offices for business at the Borough’s Municipal Court.
- c. Penalties and Fines. Vehicles that are in violation of this paragraph shall be fined no less than fifty (\$50.00) dollars and no more than two hundred (\$200.00) dollars plus court costs.

Underlines are additions  
~~Strikeouts~~ are deletions

**Section 2.**

Severability

If any section or provision of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this ordinance.

**Section 3.**

Inconsistent Ordinances

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 4.**

This ordinance shall take effect after its final passage by the Borough Council and approval by the Mayor at the time and manner provided for and required by law.

**Section 5.**

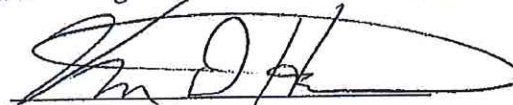
On passage this ordinance shall be codified.

Introduction – First Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz			X			
Evaristo			X			
Graham	X		X			
Lucas		X	X			
Tighe				X		
Zincavage			X			

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was introduced on first reading by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on June 10, 2020.



Kevin D. Harris  
Borough Clerk

Adoption – Second Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this Ordinance was adopted on second reading after a public hearing, by the Mayor and Borough Council at a public meeting of the Mayor and Borough Council held on July 8, 2020

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Adopted:

Attest:

\_\_\_\_\_  
Dina M. Grilo, Mayor

\_\_\_\_\_  
Kevin D. Harris, Borough Clerk

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

RESOLUTION APPROVING THE MINUTES OF THE JUNE 10, 2020 MEETING OF  
THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK

WHEREAS, copies of the minutes of the following meeting of the Mayor and Council of the Borough of East Newark have been provided to the members of Council and reviewed.

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 minutes of the June 10, 2020 Meeting be and are hereby approved.

# # #

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough 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 July 8, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk



BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON  
STATE OF NEW JERSEY

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

DATE: WEDNESDAY, JUNE 10, 2020  
TIME: 7:00 PM

**MEETING MINUTES**

**CALL TO ORDER**

The Meeting of the Mayor and Council of the Borough of East Newark was called to order at 7:03 PM , by Borough Clerk Kevin D. Harris .

**MEETING NOTICE STATEMENT**

Borough Clerk Harris read the following statements.

Open Public Meetings Act – This meeting is being held in accordance with the Public Laws of 1975, Chapter 231 and proper notification was issued to the Jersey Journal, Star Ledger and posted on the bulletin board of the Municipal Building and on the official Borough website.

**PLEDGE OF ALLEGIANCE**

Mayor Grilo lead the Assembly present in reciting the Pledge of Allegiance.

**ROLL CALL**

Borough Clerk Harris conducted a roll call of the dais.

**Present:**

Mayor Dina M. Grilo  
Council Member Jessica Diaz  
Council Member Rose M. Evaristo  
Council Member Kenneth J. Graham  
Council Member Hans Peter Lucas  
Council Chairman Charles F. Tighe  
Council Member Jeanne Zincavage

**Also Present:**

John M. Johnson, Esq., Borough Attorney  
Kevin Catrambone, Candidate for Borough Administrator  
Kevin D. Harris, Borough Clerk



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

**PRESENTATION**

Michael Witt, Esq., General Counsel of the Passaic Valley Sewerage Commission presented to the Board this evening regarding the Superfund Litigation and the Borough's potential exposure and liability.

At the conclusion of Mr. Witt's comments, Borough Attorney asked the Mayor and Council Members if there were any questions. There were a few questions that Mr. Witt was able to answer.

Mr. Witt then stated that would come back before Council once it is determined to what extent the Borough's liability is. At that time Mr. Witt shall offer strategic and tactical recommendations on how the Borough should move forward.

**ORDINANCES ON FIRST READING**

Borough Clerk Harris informed the Mayor and Council that there were four (4) Ordinances on for First Reading for consideration.

Borough Clerk Harris presented the following Ordinance for consideration on first reading:

**06-2020 AN ORDINANCE AMENDING CHAPTER 18 OF THE CODE OF THE BOROUGH OF EAST NEWARK BY AMENDING SECTION 18-11.14 CREATING THE POSITION OF CODE ENFORCEMENT OFFICER IN THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY.**

Borough Clerk Harris asked Mayor Grilo and Borough Administrator Catrambone if they wished to make any comments regarding this Ordinance. Neither wished to make comments.

Borough Clerk Harris then asked Council Members if there were any questions or comments. No Council Member wished to make comments.

Borough Clerk Harris asked for a motion regarding Ordinance #06-2020. Council Member Evaristo moved that Ordinance # 06-2020 be introduced on first reading by title. The motion was seconded by Council Member Diaz and approved on the following roll call vote:

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz		X	X			
Evaristo	X		X			
Graham			X			
Lucas			X			
Tighe				X		
Zincavage			X			



BOROUGH OF EAST NEWARK  
 COUNTY OF HUDSON  
 STATE OF NEW JERSEY

Borough Clerk Harris announced the results of the vote, that the motion carried and Ordinance # 06-2020 was approved for introduction.

Borough Clerk Harris presented the following Ordinance for consideration on first reading:

**07-2020 AN ORDINANCE TO FIX SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF EAST NEWARK.**

Borough Clerk Harris asked Mayor Grilo and Borough Administrator Catrambone if they wished to make any comments regarding this Ordinance. Neither wished to make comments.

Borough Clerk Harris then asked Council Members if there were any questions or comments. No Council Member wished to make comments.

Borough Clerk Harris asked for a motion regarding Ordinance #07-2020. Council Member Evaristo moved that Ordinance # 07-2020 be introduced on first reading by title. The motion was seconded by Council Member Zincavage and approved on the following roll call vote:

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz			X			
Evaristo	X		X			
Graham			X			
Lucas			X			
Tighe				X		
Zincavage		X	X			

Borough Clerk Harris announced the results of the vote, that the motion carried and Ordinance # 07-2020 was approved for introduction.

Borough Clerk Harris presented the following Ordinance for consideration on first reading:

**08-2020 AN ORDINANCE AMENDING CHAPTER 7 (TRAFFIC), SECTION 8 (PARKING) OF THE CODE OF THE BOROUGH OF EAST NEWARK BY CREATING DEDICATED PARKING SPACES FOR THE BOROUGH'S FIRE CHIEF AND DEPUTY FIRE CHIEF DIRECTLY IN FRONT OF THEIR PLACES OF RESIDENCE WITHIN THE BOROUGH OF EAST NEWARK**

Borough Clerk Harris asked Mayor Grilo and Borough Administrator Catrambone if they wished to make any comments regarding this Ordinance. Mr. Catrambone provided comments as to the Ordinance's purpose and intent.

Borough Clerk Harris then asked Council Members if there were any questions or comments.



BOROUGH OF EAST NEWARK  
 COUNTY OF HUDSON  
 STATE OF NEW JERSEY

Council Member Graham stated that he would abstain from the vote.

Council Member Evaristo expressed caution in making sure the spaces were monitored in the event that the Chief and Deputy Chief cease employment with the Borough or moves from that location. Council Member Evaristo cited examples of handicapped dedicated spaces that when the holder of the permit left the premises; the dedicated spaces were either never removed or only removed after a considerable length of time.

Council Member Diaz share similar concerns.

There were no further comments or questions from Council Members.

Borough Clerk Harris asked for a motion regarding Ordinance #08-2020. Council Member Zincavage moved that Ordinance # 08-2020 be introduced on first reading by title. The motion was seconded by Council Member Evaristo and approved on the following roll call vote:

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz			X			
Evaristo		X	X			
Graham					X	
Lucas			X			
Tighe				X		
Zincavage	X		X			

Borough Clerk Harris announced the results of the vote, that the motion carried and Ordinance # 08-2020 was approved for introduction.

Borough Clerk Harris presented the following Ordinance for consideration on first reading:

**09-2020 AN ORDINANCE AMENDING CHAPTER 7 (TRAFFIC), SECTION 8 (PARKING) OF THE CODE OF THE BOROUGH OF EAST NEWARK BY ALLOWING TEN (10) MINUTE ON STREET PARKING DIRECTLY IN FRONT OF THE MUNICIPAL OFFICES AT 34 SHERMAN AVENUE WITHIN THE BOROUGH OF EAST NEWARK**

Borough Clerk Harris asked Mayor Grilo and Borough Administrator Catrambone if they wished to make any comments regarding this Ordinance. Mayor Grilo provided comments as to the Ordinance’s purpose and intent.

Borough Clerk Harris then asked Council Members if there were any questions or comments.

Council Member Evaristo asked exactly what location did this cover. Mayor Grilo replied that the location was the space directly in front of the Borough offices which is presently a no-parking area.

There were no further comments from Council Members.



BOROUGH OF EAST NEWARK  
 COUNTY OF HUDSON  
 STATE OF NEW JERSEY

Borough Clerk Harris asked for a motion regarding Ordinance #09-2020. Council Member Graham moved that Ordinance # 09-2020 be introduced on first reading by title. The motion was seconded by Council Member Lucas and approved on the following roll call vote:

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz			X			
Evaristo			X			
Graham	X		X			
Lucas		X	X			
Tighe				X		
Zincavage			X			

Borough Clerk Harris announced the results of the vote, that the motion carried and Ordinance # 09-2020 was approved for introduction.

Borough Clerk Harris announced that the date for public hearing and second reading for all four (4) ordinances would be at the Meeting of the Mayor and Council scheduled for July 8, 2020.

**RESOLUTIONS ON THE CONSENT AGENDA**

Borough Clerk Harris informed the Council that there were eleven (11) resolutions on the Consent Agenda for consideration this evening.

Borough Clerk Harris read the titles for the following resolutions on the Consent Agenda.

86-20 RESOLUTION APPROVING THE MINUTES OF THE MAY 13, 2020 MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK

87-20 RESOLUTION AUTHORIZING REFUND OF MONIES FOR 2020 MUNICIPAL PROPERTY TAX OVERPAYMENT TO MHP 400 PASSAIC AVENUE, LLC, FOR REAL PROPERTY LOCATED AT BLOCK 14, LOT 1 ON THE TAX MAP OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY MORE COMMONLY KNOWN AS 400 PASSAIC AVENUE, EAST NEWARK, NEW JERSEY

- **Borough Clerk Harris amended this resolution on the floor to reflect that the amount should be \$45,640 instead of \$45,600.**

88-20 RESOLUTION STATING THAT THE REQUIREMENTS OF THE NEW JERSEY LOCAL BUDGET LAW (N.J.S.A. 40A:4-1, ET SEQ.) HAVE BEEN SATISFIED AND AUTHORIZING THE 2020 MUNICIPAL BUDGET FOR THE BOROUGH OF EAST NEWARK TO BE READ BY TITLE ONLY



BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON  
STATE OF NEW JERSEY

**RESOLUTIONS ON CONSENT AGENDA (cont.)**

89-20 RESOLUTION AWARDING A CONTRACT TO MILLENNIUM STRATEGIES, LLC, TO PROVIDE DISASTER RECOVERY ADMINISTRATIVE SERVICES TO THE BOROUGH OF EAST NEWARK IN AN AMOUNT NOT TO EXCEED TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00)

90-20 RESOLUTION AWARDING A CONTRACT TO MILLENNIUM STRATEGIES, LLC, TO PROVIDE GRANT RESEARCH PORTAL SERVICES AND GRANT PREPARATION AND PRESENTATION SERVICES TO THE BOROUGH OF EAST NEWARK IN AN AMOUNT NOT TO EXCEED SEVENTEEN THOUSAND, FIVE HUNDRED DOLLARS (\$17,500.00)

91-20 RESOLUTION INCREASING THE LOCAL PUBLIC CONTRACTS LAW BID THRESHOLD AND CONFIRMING THE MAYOR'S APPOINTMENT OF A QUALIFIED PURCHASING AGENT ("QPA") PURSUANT TO N.J.S.A. 40A:11-3(a) and N.J.A.C. 5:34-5 ET SEQ.

92-20 RESOLUTION GRANTING A POWER-OF-ATTORNEY AND AUTHORIZING THE BOROUGH ATTORNEY TO PERFORM THE NECESSARY AND REQUIRED SERVICES AND ACT ON BEHALF OF THE BOROUGH IN COMPLETING THE PURCHASE OF REAL PROPERTY FOR THE BOROUGH OF REAL PROPERTY LOCATED AT BLOCK 4, LOT 1 ON THE TAX MAP OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY, MORE COMMONLY KNOWN AS 700-710 FRANK E. RODGERS BOULEVARD N., ALSO KNOWN AS 700-710 NORTH 4<sup>TH</sup> STREET, IN THE BOROUGH OF EAST NEWARK

93-20 RESOLUTION AUTHORIZING THE REFUND OF MONIES PAID TO THE BOROUGH FOR WEDDING/MARRIAGE CEREMONIES THAT WERE UNABLE TO BE PERFORMED BY THE MAYOR DUE TO THE OUTBREAK AND CONTINUATION OF THE COVID-19 PANDEMIC AND THE EMERGENCY DECLARATIONS RELATED TO SAME

94-20 RESOLUTION ENDORSING EAST NEWARK FOOD PANTRY DONATIONS TO OTHER MUNICIPALITIES TO ASSIST IN PROVIDING RELIEF DURING THE COVID-19 PANDEMIC

95-20 RESOLUTION AUTHORIZING THE RECEIPT OF ONE-DAY SERVICES OF GRETTEL ZUNIGA DA SILVA AS A ONE DAY "COVID-19 EMERGENCY EVENT LABORER"

- **Borough Clerk Harris amended the resolution as to the date that the service would be performed at the request of Mayor Grilo. The date was a "date as agreed upon" as opposed to a specific date as originally stated in the resolution.**



BOROUGH OF EAST NEWARK  
 COUNTY OF HUDSON  
 STATE OF NEW JERSEY

**RESOLUTIONS ON CONSENT AGENDA (cont.)**

96-20 RESOLUTION AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH JUNE 10, 2020 IN THE TOTAL AMOUNT OF \$213,858.21

- **Borough Clerk Harris amended the resolution as to the amount based on a request by, and recent submissions from the Borough’s Chief Financial Officer which changed the amount. The new amount was stated as \$286,712.61; an increase of \$72,854.40 from the previous amount.**

97-20 RESOLUTION AUTHORIZING TEMPORARY BUDGET APPROPRIATIONS FOR OPERATING BUDGET

- **Borough Clerk Harris stated that this Resolution to the Mayor and Council that this Resolution is being added due to the fact that it was submitted on Tuesday, June 9, 2020 by the Borough’s Chief Financial Officer after the original agenda had been drafted.**

Borough Clerk Harris asked if Council Members wished to have any of the above resolutions removed for separate vote. There were no requests to remove resolutions for separate vote. There was no further discussion regarding the Consent Agenda.

Borough Clerk Harris asked if there was a motion regarding the resolutions on the Consent Agenda.

Council Member Evaristo moved that the resolutions on the Consent Agenda be adopted. The Motion was seconded by Council Member Graham and approved on the following roll call vote:

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz			X			
Evaristo	X		X			
Graham		X	X			
Lucas			X			
Tighe			X			
Zincavage			X			

Borough Clerk Harris announced the results of the vote and that the motion carried. Resolutions numbered 86-20; 87-20; 88-20; 89-20, 90-20, 91-20, 92-20, 93-20, 94-20, 95-20, 96-20 and 97-20 were all adopted.



BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON  
STATE OF NEW JERSEY

**PUBLIC HEARING ON THE 2020 MUNICIPAL BUDGET**

Borough Clerk Harris stated that due to the need for a necessary amendment; there would be no Council action regarding the 2020 Municipal Budget.

Borough Clerk Harris then asked if there were any members of the public wishing to address the Mayor and Council regarding the 2020 Municipal Budget .

There were no members of the public wishing to be heard regarding the 2020 Municipal Budget and Borough Clerk Harris closed the public hearing.

Borough Clerk Harris asked Council Members if there were any questions or comments regarding the 2020 Municipal Budget. There were no questions or comments from either the Mayor or Council Members

**OPEN MEETING OF PUBLIC CITIZENS**

Borough Clerk Harris opened the meeting to the public and asked if there were any members of the public wishing to address the Mayor and Council on any issue. None of the members of the public present wished to address the Mayor and Council and Borough Clerk Harris closed the open meeting of public citizens.

**NEW BUSINESS**

There were no new business items on for discussion this evening.

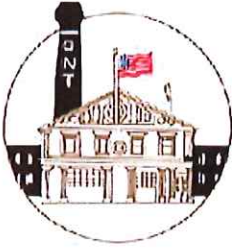
**MONTHLY DEPARTMENTAL REPORTS**

Council Members were in receipt of the May 2020 monthly report from the Borough Clerk, Fire Department, Municipal Court and Police Department and Borough Engineer. There were no questions or comments from the Mayor and Council regarding same.

**ADJOURNMENT**

Council Member Graham moved to adjourn the meeting. The motion was seconded by Council Member Evaristo and approved unanimously on voice vote. The Regular Meeting was adjourned at 8:27 PM.

Borough Clerk Harris announced that the next Regular Meeting of the Mayor and Borough Council of the Borough of East Newark would be on Wednesday, July 8, 2020, at 7:00 PM and would most likely be conducted through the Borough's use of the Zoom Audio-Video Conferencing System. Details on both the Council's participation and the public's attendance and participation would be provided at a later date.



BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON  
STATE OF NEW JERSEY

Respectfully Submitted,

---

KEVIN D. HARRIS  
Borough Clerk

Dated: June 10, 2020

Accepted and approved by Council: \_\_\_\_\_

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

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICES CONTRACT TO REMINGTON & VERNICK ENGINEERS FOR ENGINEERING SERVICES RELATED TO THE INSTALLATION OF A DOWNGRADIENT PERMANENT MONITORING WELL & SAMPLING AT THE EAST NEWARK MUNICIPAL GARAGE IN AN AMOUNT NOT TO EXCEED EIGHT THOUSAND, NINE HUNDRED DOLLARS (\$8,900.00)

WHEREAS, the Borough of East Newark (hereinafter "Borough") has a need to acquire Professional Engineering Services in connection with the installation of a downgradient permanent monitoring well & sampling at the Municipal Garage located at 250 Grant Avenue as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:20.5; and

WHEREAS, Remington & Vernick Engineers, whose place of business is One Harmon Plaza, Suite 210, Secaucus, New Jersey 07094 have completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of East Newark in the previous one year, and that the contract will prohibit the following Professional Service contractor from making any reportable contributions through the term of the contract.

WHEREAS, the parties desire to enter into the proposed Professional Services Agreement to provide services consistent with a proposal dated June 4, 2020 herein attached as Exhibit A; and

WHEREAS, the Agreement shall be for a term that shall end either upon completion of services or a date no later than December 31, 2020 (whichever is later in time), and shall be for an amount not to exceed eight thousand, nine hundred dollars (\$8,900.00).

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey that it hereby authorizes and approves the award of a Professional Service Contract to Remington & Vernick Engineers, One Harmon Plaza, Suite 210, Secaucus, New Jersey 07094 to perform services Services in connection with the installation of a downgradient permanent monitoring well & sampling at the Municipal Garage located at 250 Grant Avenue, pursuant to N.J.S.A. 19:44A-20.4, et seq., for a time that either concludes with the completion of services or December 31, 2020 (whichever is later in time) an amount not to exceed eight thousand, nine hundred dollars (\$8,900.00).; and

BE IT FURTHER RESOVLED, that the Mayor and the Borough Clerk are hereby authorized to enter into a contract with the above-mentioned Professional Service contractors as described herein; provided, however that the Business Disclosure Entity Certification be placed on file by the business entity or individual with this resolution in the Clerk's Office; and

BE IT FURTHER RESOLVED, that the Borough Attorney be hereby authorized to make necessary modifications and/or amendments to the Agreement, without further review by the Council that preserve and protect the Borough's interest as a party.

**CERTIFICATION OF AVAILABLE FUNDS**

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq. and any other applicable requirement, I, Brigitte Goncalves, Chief Financial Officer of the Borough of East Newark, have ascertained that there are available sufficient uncommitted funds in the line item specified below to award the contract specified in the above resolution, in the amount specified below. I further certify that I will encumber these finds upon the passage of this resolution.

Line Item	Description	Amount
Brigite Goncalves, CFO		Date

###

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

**CERTIFICATION**

I, Kevin D. Harris, Borough 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 June 8, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

**EXHIBIT A**

June 4, 2020 Proposal from Remington & Vernick Engineers  
Outlining Professional Consulting Engineering Services Associated With  
the installation of a downgradient permanent monitoring well & sampling  
at the Municipal Garage located at 250 Grant Avenue



One Harmon Plaza, Suite 210  
Secaucus, NJ 07094  
O: (201) 624-2137  
F: (201) 624-2136

June 4, 2020

Kevin Catrambone, Administrator  
Borough of East Newark  
34 Sherman Avenue  
East Newark, New Jersey, 07008

**Re: Borough of East Newark  
East Newark Municipal Garage, 250 Grant Avenue  
NJDEP Program Interest Number 014956/NJDEP Case Number 99-08-04-1241-36  
Proposal for Installation of Downgradient Permanent Monitoring Well & Sampling**

Dear Mr. Catrambone,

**REMINGTON & VERNICK ENGINEERS (RVE)** recently completed a review of files and data associated with the referenced Case and completed sampling of existing monitoring wells on site. Based on ground water sampling results, RVE is encouraged that sampling data indicates that:

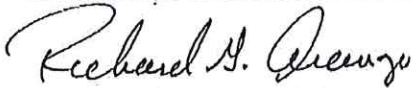
- Groundwater primary constituents of concern (COCs), i.e. ethylbenzene, xylene, and toluene continue to show an extraordinary rate of natural attenuation, with COC half lives ranging from 0.5 to one year, compared with 3.5 to four (4) year half-lives cited in the literature.
- A Classification Exception Area (CEA), whose footprint covers approximately 0.8 acres, exists for the East Newark Department of Public Works (DPW garage). The CEA encompasses portions of Block 10, Lots 2-4, Grant Avenue right-of-way and the industrial parcel across the street (Block 12, Lot 1).
- All wells sampled by RVE showed these COCs were present within the CEA at concentrations below Ground Water Quality Standards (GWQS) except for volatile organic tentatively identified compounds (TICs).
- Based on robust half-lives confirmed for COCs, the Remedial Action Work Plan/Remedial Action Report (RAWP/RAR) in progress will recommend a five (5) well sampling program described in the submittal of Groundwater Remedial Action Permit (GWRAP). After this time, we anticipate that COC concentrations in groundwater will fall below GWQS.
- This round of sampling has ruled out the need to perform ISCO treatment injections estimated to cost at least \$60,000 however, higher levels of VOC TICs that will require a permanent sampling well to be installed earlier than expected.
- Assuming the RI/RAWP/RAR produces the expected results, the next step would involve submitting a ground water remedial action permit (GWRAP) and remedial action outcome (RAO) application/letter. This involves a monitored natural attenuation (MNA) program that is expected to take approximately 4 years.

The remedial investigation so far has supported our earlier suggestions to consider monitored natural attenuation (MNA) in lieu of a consultant's suggestion to implement In-Situ Chemical Oxidation (ISCO) treatment<sup>1</sup>. For the MNA plan to proceed, we recommend that a permanent well be installed now, at the western (downgradient) terminus of the 0.8-acre CEA (See Attachment A).

**The cost for the one (1) additional permanent monitoring well and sampling needed to fulfill this requirement is estimated at \$8,900.00.** This cost includes RVE services necessary to provide access to the drilling site on Block 12, Lot 1, disposal of well purge water and soil cuttings, well permitting and utility clearance using "soft dig procedures" at the location chosen for the downgradient well. These results will be incorporated into the RAWP/RAR now in progress, at no additional cost. The well proposed would be needed under any circumstances, is more cost effective to install now, and would serve as the basis for an approvable GWRAP.

If you require additional information, please feel free to contact Jordan Cecinini, PE, GMICE at (210) 624-2137 extension 1800 or Brian D. Gillen, PE, LSRP at (973) 896 6732 (Cell).

Sincerely,  
**REMINGTON & VERNICK ENGINEERS**



Richard G. Arango, PE, CME  
Executive Vice President

cc: Richard Czekanski, RVE, PE, CME  
Paul Cray, RVE, PE, CME  
Jordan Cecinini, RVE, PE, GMICE  
Brian D. Gillen, PE, LSRP

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<sup>1</sup> Remedial Investigation, CME Associates, February 2017

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

RESOLUTION AUTHORIZING APPROVAL TO SUBMIT A GRANT APPLICATION  
AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF  
TRANSPORTATION FOR THE VARIOUS STREETS IMPROVEMENTS PROJECT

NOW, THEREFORE, BE IT RESOLVED that Council of East Newark formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor (or her designee) and the Borough Clerk are hereby authorized to submit an electronic grant application identified as MA-2021-Various Streets Improvements-00651 to the New Jersey Department of Transportation on behalf of East Newark.

BE IT FURTHER RESOLVED that the Mayor (or her designee) and the Borough Clerk are hereby authorized to sign the grant agreement on behalf of East Newark and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

###

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough 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 July 8, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

Resolution # 100-20  
07-08-2020

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

The Mayor's signature and the Borough Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

THE BOROUGH OF EAST NEWARK

ATTEST and AFFIX SEAL

BY \_\_\_\_\_  
Honorable Dina F. Grilo, Mayor

\_\_\_\_\_  
Kevin D. Harris, Borough Clerk

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651

Type of Improvement: 1

**Infrastructure**

Bikeway

**Purpose**

Primary project purpose is for constructing new bikeways (e.g. bike lanes, bike paths, bike compatible roadways).

Bridge Preservation

Primary project purpose is for improving the condition of bridge infrastructure (e.g. new deck, rehabilitation, replacement).

Mobility

Primary project purpose is to enhance mobility and reduce congestion (e.g. adding lanes, signal optimization).

Pedestrian Safety

Primary project purpose is to enhance pedestrian safety (e.g. new sidewalks, new crosswalks, traffic calming, pedestrian overpass).

Quality of Life

Primary project purpose is for beautification, environmental mitigation, economic development or historic preservation.

Roadway Preservation

Primary project purpose is for improving the condition of roadway infrastructure (e.g. resurfacing, reconstruction, drainage).

Roadway Safety

Primary project purpose is to enhance vehicular safety (e.g. guide rail, signing, warning devices, striping).

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651  
Project Name: Various Streets Improvements

**Note:** If you have multiple locations for the same type of improvement and scope of work, you may enter "various" for the project limits, [download the excel spreadsheet here](#), fill it out and attach it below.

[https://njsage.intelligrants.com/\\_Upload/2261484\\_1778197-ProjectListVarious.xls](https://njsage.intelligrants.com/_Upload/2261484_1778197-ProjectListVarious.xls)

**Project Title:** Various Streets Improvements  
**From:** Various  
**To:** Various  
**Project Distance (Miles):** 0.28

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651  
Project Location

**County to filter by:** Hudson County

**Municipalities:** East Newark Borough

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651  
Scope Of Work

**Please provide description for Scope of Work:**

The Borough of East Newark requests NJDOT FY21 Municipal Aid funding for the resurfacing of Searing Avenue and Mulock Place and the reconstruction of deteriorated curbs and sidewalks . The scope of work includes the milling and paving of Searing Avenue from Passaic Avenue to Grant Avenue and Mulock Place from Grant Avenue to 100 feet east of Passaic Avenue with 2-inch thick Hot Mix Asphalt Surface Course. ADA improvements will be made at each intersection by installing current ADA compliant handicap ramps and removing deteriorated concrete sidewalks and curbing and replacing them where needed.

The improvements will ensure a smooth and safe riding surface for motorists and bicyclists. Vents and valve boxes in need of resetting will be rectified accordingly. Sidewalks will be reconstructed on either side of the roadway, providing pedestrians safe access to the public park located between Searing Avenue and Mulock Place. All existing non-conforming ADA curb ramps will be removed and replaced with ADA-compliant ramps with detectable warning surfaces, while NJDEP compliant vertical curb pieces will be installed. The new curb ramps will be constructed in strict conformance with current PROWAG/ADA standards and NJDOT Construction Details. Traffic striping, symbols and signage will be replaced with long-life thermoplastic, as needed, in order to conform with the MUTCD. Jointly, these improvements will enhance the overall safety and sustainability for Searing Avenue and Mulock Place motorists, bicyclists and pedestrians alike. These proposed improvements to Searing Avenue and Mulock Place will ensure the roadways meet NJDOT standards and are ADA compliant .

Searing Avenue and Mulock Place are two-lane roads which are adjacent to the Searing Street Park, a public children's park accessible only through these streets . Also located within the project limits are two local businesses, one of which is a liquor store which draws vehicular and pedestrian foot traffic. Searing Avenue and Mulock Place have been designated as roadways in need of improvements by the Borough of East Newark due to their close proximity to community locations and local businesses and their state of despair.

Location Map - 8.5 x 11 only - showing project limits

[https://njsage.intelligrants.com/Upload/2261498\\_1778415-LocationMap-MA\\_2021\\_EastNewark.pdf](https://njsage.intelligrants.com/Upload/2261498_1778415-LocationMap-MA_2021_EastNewark.pdf)

**Note: All information must be clear and legible with street names labeled.**

You may include photos with your application by uploading them here:

[https://njsage.intelligrants.com/Upload/2261498\\_1778422-Photos-MA\\_2021\\_EastNewark.pdf](https://njsage.intelligrants.com/Upload/2261498_1778422-Photos-MA_2021_EastNewark.pdf)

Does this project include a traffic signal?             Yes             No  
If Yes, Please attach authorization to design or install if available.

Will the project meet AASHTO standards?             Yes             No

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651  
Scope Of Work

Project must adhere to ADA design and construction standards as per AASHTO.  
If **No**, list Design Exceptions below

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651  
Roadway Data Sheet

**Project Classification**

Please check the one most applicable:

- Resurfacing
- Reconstruction
- Surface Treatment
- Drainage
- Widening
- New Roadway

**Existing Road Conditions. Please enter minimum widths (where applicable).**

Current ADT: 2000

Truck Traffic over 5 Tons (%): 1

Legal Speed Limit (mph): 15

Are there any commuter bus stops within the project limit?  Yes  No  
Please identify the approximate location in the box below.

Right of Way Width (feet): 42

Pavement Width (feet): 26

Shoulder Width (feet): 0

Curbing:  One Side  Both Sides  Neither

Sidewalk:  One Side  Both Sides  Neither

Existing Minimum Width (feet): 4

Parking Restrictions: 2 HR Parking 8AM-6PM Mon-Fri Except with Residential Parking Permit ; No Parking Mulock north side

**Proposed Improvements. Please enter minimum widths (if applicable).**

Right of Way Width (feet): 42

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651  
Roadway Data Sheet

Pavement Width (feet): 26

Shoulder Width (feet): 0

Curbing:  One Side  Both Sides  Neither

Sidewalk:  One Side  Both Sides  Neither

Proposed Minimum Width (feet): 4

Parking Restrictions: 2 HR Parking 8AM-6PM Mon-Fri Except with Residential Parking Permit ; No Parking Mulock north side

Does the project serve any of the public facilities listed below within the project limit?  Yes  No

Parks/Recreational Facilities

Does the project involve any of the safety improvements listed below? If so, please check  Yes  No all applicable and add a narrative of proposed safety improvements in the box below.

**Safety improvements should not be replacement in kind, it must enhance/improve existing.**

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651  
Total Estimated Cost of Improvement

Construction Cost:	\$190,490.74
Please attach a Detailed Construction Cost Estimate (Word, Excel, or PDF format please) <a href="https://njsage.intelligrants.com/_Upload/2261558_1778429-CostEstimate-MA_2021_EastNewark.pdf">https://njsage.intelligrants.com/_Upload/2261558_1778429-CostEstimate-MA_2021_EastNewark.pdf</a>	
Design Engineering: (List only if eligible for Urban Aid or as a Depressed Rural Center)	\$0
Right-of-Way: (List only if eligible for Urban Aid or as a Depressed Rural Center)	\$0
Construction Inspection and Material Testing if requesting: (15% of the final allowable construction cost maximum)	\$28,573.61
<b>Total Estimated Cost:</b>	<b>\$219,064.35</b>
<b>Total Requested Amount</b>	<b>\$219,064.35</b>

You will be able to submit a maximum of 2 applications. If you have submitted or plan to submit other applications, please prioritize your applications by assigning them a priority rating. Use number 1 for the highest priority. If you only plan to submit this application, please enter 1 as the priority rating:

1

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651  
Applicant Information

**Name of Grantee:** East Newark Borough

**Organization Address**

East Newark Borough  
34 Sherman Avenue  
East Newark, NJ 07029-2718  
Phone: (973) 481-2902

**Email Address:**

**Federal Tax Identification Number:** 226001768  
**Vendor Number:** 226001768-00  
**Vendor Unit:**  
**Vendor Unit Address**

**Application Initiation Date:** 06/29/2020

[ ] Check here if the applicant information displayed below is *inaccurate*. Enter the updated information in the boxes provided.

Municipality applicants should update Mayor, Clerk and Municipal Engineer Information. County applicants should update County Executive/Freeholder Director, Clerk and County Engineer information.

**Mayor Information**

**Update information here:**

**First Name:** Dina M.  
**Last Name:** Grilo  
**County:** Hudson  
**Municipality:** East Newark Borough  
**Address 1:** 34 Sherman Avenue  
**Address 2:**  
**City:** East Newark borough  
**State:** NJ  
**Zip:** 07029  
**Phone:** 973-481-2902  
**E-Mail:** dgrilo@boroughofeastnewark.com

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651  
Applicant Information

**Clerk Information**

First Name: Kevin  
Last Name: Harris  
County: Hudson  
Municipality: East Newark Borough  
Address 1: 34 Sherman Avenue  
Address 2:  
City: East Newark borough  
State: NJ  
Zip: 07029  
Phone: 973-481-2902 x 237  
E-Mail: clerk@boroughofeastnewark.com

**Municipal Engineer**

First Name: Jordan  
Last Name: Cecinini  
County: Hudson  
Municipality: East Newark Borough  
Address 1: 1 Harmon Plaza  
Address 2:  
City: Secaucus  
State: NJ  
Zip: 07094  
Phone: 201-624-2137 x 1800  
E-Mail: Jordan.Cecinini@rve.com

Municipal Aid Application 2021  
MA-2021-Various Streets Improvements-00651  
Signature Page

Title of presiding officer who will be signing this application/agreement: Borough Administrator

Please [Click here](#) download the attached Resolution/Agreement, complete, sign/seal and submit three (3) originals to the Local Aid District Office after your application has been submitted through NJDOT SAGE. Failure to submit this document within 30 days of your application submission date may jeopardize funding participation from NJDOT.

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

RESOLUTION AUTHORIZING APPROVAL OF A USE AND OCCUPANCY AGREEMENT WITH THE HUDSON COUNTY CAREER DEVELOPMENT CENTER FOR THE INSTALLATION AND MAINTENANCE OF A HUDSON COUNTY CAREER DEVELOPMENT CENTER SATELITE OFFICE AT THE MUNICIPAL OFFICES LOCATED AT 34 SHERMAN AVENUE WITHIN THE BOROUGH OF EAST NEWARK

WHEREAS, the Mayor and Council of the Borough of East Newark (“Borough”) have deemed it beneficial to residents of the Borough for the Hudson County Career Development Center (“HCCDC”) to maintain a satellite office within the Municipal Offices located at 34 Sherman Avenue (“Borough Hall”) for a period to begin no earlier than July 15, 2020 and end no later than December 31, 2021; and

WHEREAS, there shall be no dramatic or substantial budgetary impact on the residents of the Borough related to HCCDC’s use of the office space in Borough Hall; and

WHEREAS, the parties agree to enter into a use and occupancy agreement to be prepared, reviewed and approved as to form and legality by the Borough’s attorney; and

WHEREAS, the parties acknowledge that nothing in the proposed Use & Occupancy Agreement shall constitute a “lease” and/or a landlord/tenant relationship between the parties; and

WHEREAS, HCCDC shall execute in the proposed Use and Occupancy Agreement that it shall indemnify and hold the Borough harmless from liability associated with the installation and maintenance of a satellite office, and HCCDC shall submit to the Borough a Certificate of Insurance naming the Borough as an “additional insured”; and

WHEREAS, the proposed Use and Occupancy Agreement shall state that either party may terminate the Agreement upon an agreed upon number of days written notice to the other party; with the agreed upon number of days to be negotiated by the Borough’s Attorney.

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 Mayor (or her designee) and Borough Clerk are authorized to execute and enter into a Use and Occupancy Agreement with the Hudson County Career Development Center (“HCCDC”) for use of office space within the Municipal Offices located at 34 Sherman Avenue for a term to begin no earlier than July 15, 2020 and ending no later than December 31, 2021; and

BE IT FURTHER RESOLVED that the Borough Attorney be granted leave to negotiate, draft, amend and/or modify any such Use and Occupancy Agreement with terms and conditions most favorable to the Borough; including, but not limited to a “Hold Harmless and Indemnification Clause”.

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough 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 July 8, 2020.

---

Kevin D. Harris  
Borough Clerk



## BOROUGH OF EAST NEWARK

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[boroughofeastnewark.com](http://boroughofeastnewark.com)

**Description:** Hudson County Career Development Center - Satellite Office in East Newark

**Location:** Borough Hall, 34 Sherman Avenue, First Floor

**Telephone:** 973-481-2902 Ext. **TBD**

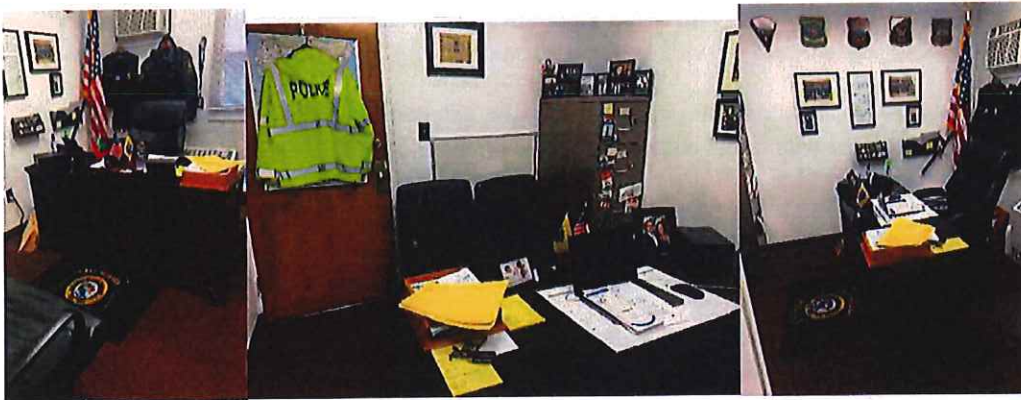
**Open Date:** July 15, 2020

**Hours of operation:** **TBD**

### Office needs provided by EN:

- Computer
- Printer – Personal: **(Is a personal printer needed? If so, we have a B&W available)**
- Printer – Network: access provided to both color and B&W and the network scanner
- Telephone (with a dedicated extension – EN to advise number)
- Internet: wi-fi and hard wired available
- Desk
- Desk chair
- 2 guest chairs
- File cabinet with key

**Pictures:** Note: desk will be different



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

**RESOLUTION AUTHORIZING AWARD OF CONTRACT TO ECOTECH  
MANAGEMENT, INC., FOR PROFIT-SHARING ELECTRONICS RECYCLING  
SERVICES**

WHEREAS, the Borough Administrator has identified a need for electronics recycling as a service to be provided within the Borough of East Newark (“Borough”); and

WHEREAS, ecoTECH Management, Incorporated (“ecoTECH”, or “Vendor”), whose place of business is 935 Lincoln Avenue, Holbrook, New York 11741 has submitted a proposal dated June 23, 2020 to provide for such services to the Borough pursuant to an Agreement to be drafted, negotiated, amended and/or modified by the Borough Attorney; and

WHEREAS, said services shall be at no cost to the Borough, but shall involve a profit-sharing arrangement between the Borough and ecoTECH based on a cost per pound of items recycled and collected which is provided in the above mentioned proposal; and

WHEREAS, the Borough Administrator recommends that the Mayor and Council’s approval of this Agreement shall be in the best interest of the Borough residents.

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 Mayor (or her designee) and the Borough Clerk are authorized to execute and enter into an Agreement with ecoTECH Management, Incorporated, 935 Lincoln Avenue, Holbrook, New York 11741, for the provision of electronic recycling services consistent with ecoTECH’s June 23, 2020 proposal; and

BE IT FURTHER RESOLVED, that entry into the Agreement shall involve no expenditure of Borough funds; and

BE IT FURTHER RESOLVED, that the Borough Attorney be granted leave to draft, negotiate, amend and/or modify and such Agreement with terms and conditions that best benefit the Borough.

###

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough 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 July 8, 2020.

---

Kevin D. Harris  
Borough Clerk



**ecoTech Management, Inc.**  
935 Lincoln Avenue  
Holbrook, NY 11741  
O: (631) 567-2727  
F: (631) 750-1811

**East Newark Public Works Department**  
34 Sherman Avenue, East Newark, New Jersey 07029

June 23, 2020

EcoTech Management would like to thank you for the opportunity to be your electronics recycling solutions provider. We are proudly R2:2013 certified as well as the RIOS:2016 Quality, Environmental, and Health & Safety management system standard. Our company is familiar with the need of New Jersey Municipalities and are trusted by several prominent Original Electronics Manufacturers to provide prompt, secure, and professional services.

The following is a breakdown of the services proposed for recycling of the designated electronics located at 34 Sherman Avenue, East Newark, New Jersey 07029.

#### **East Newark Department of Public Works Responsibilities**

- Consumer Electronics will be collected at no charge from NJ residents
- Material will be placed in appropriate container or area for collection by EcoTech Employees.
- EcoTech will empty the container as requested with 24-48 hours' notice.
- EcoTech will not collect any fees from East Newark Department of Public Works related to electronic waste recycling.
- We can provide a container for electronic waste only.
- No minimum amount will be required for each pick-up.
- Final details of which are yet to be determined.

#### **EcoTech Management Responsibilities**

- Produce Blanket Certificate of Destruction for data containing components at the completion of the recycling of materials recovered from East Newark Department of Public Works. This Certificate will be provided following the final sort of material picked up.
- Remove all electronics from DPW site, palletize, and prepare for secure transport to EcoTech
- Provide all necessary labor, packaging supplies for compliant shipping and recycling
- Generate Bill of Lading for East Newark Department of Public Works Responsibilities at the time of pick-up
- Attached pricing valid for the calendar year 2020.

EcoTech Management Inc.

East Newark DPW

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

RESOLUTION AUTHORIZING PAYMENT TO PAR ENERGY GROUP LLC, FOR LEAD PAINT AND ASBESTOS INSPECTION SERVICES IN CONNECTION WITH THE PURCHASE BY THE BOROUGH OF EAST NEWARK OF THE REAL PROPERTY LOCATED AT BLOCK 4, LOT 1 ON THE TAX MAP OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY, MORE COMMONLY KNOWN AS 700-710 FRANK E. RODGERS BOULEVARD N., ALSO KNOWN AS 700-710 NORTH 4<sup>TH</sup> STREET, IN THE BOROUGH OF EAST NEWARK IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED DOLLARS (\$500.00)

WHEREAS, the Mayor and Council of the Borough of East Newark adopted Resolution #92-20 on June 10, 2020 which granted the Borough Attorney a limited power-of-attorney to act on behalf of the Borough in connection with the purchase of real property located at Block 4, Lot 1 on the Tax Map of the Borough of East Newark, County of Hudson, State of New Jersey, more commonly known as 700-710 Frank E. Rodgers Boulevard, N., East Newark, New Jersey 07029, also known as 700-710 North 4<sup>th</sup> Street, East Newark, New Jersey 07029 ("Property"); and

WHEREAS, prior to closing on the property; the Borough Attorney determined that there was a need to perform a lead paint and asbestos inspection on the Property requiring the services of a technician and a professional licensed asbestos engineer; and

WHEREAS, Par Energy Group LLC ("Par Energy" or "Vendor"), whose place of business is 45 Strangeway Terrace, Clifton, New Jersey 07011 has submitted the attached quote dated July 1, 2020 wherein Par Energy agrees to perform the above service for an amount not to exceed five hundred dollars (\$500.00); and

WHEREAS, said services are under the quote threshold of the New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and are also deemed to be professional services; therefore competitive bidding and contracting is not required; and

WHEREAS, the Borough Attorney has deemed this service necessary to complete the purchase of the Property and recommends that the Mayor and Council's approval of, and payment for this service shall be in the best interest of the Borough residents.

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 on direction of the Borough Attorney; the Borough's Chief Financial Officer is authorized to make payment to the Par Energy Group LLC, 45 Strangeway Terrace, Clifton, New Jersey 07011 for services in connection with a lead paint and asbestos inspection on real property located at Block 4, Lot 1 on the Tax Map of the Borough of East Newark, County of Hudson, State of New Jersey, more commonly known as 700-710 Frank E. Rodgers Boulevard, N., East Newark, New Jersey 07029, also known as 700-710 North 4<sup>th</sup> Street, East Newark, New Jersey 07029, to which the Borough is attempting to purchase, in an amount not to exceed five hundred dollars (\$500.00) pursuant to the attached quote dated July 1, 2020

###

**CERTIFICATION OF AVAILABLE FUNDS**

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq. and any other applicable requirement, I, Brigitte Goncalves, Chief Financial Officer of the Borough of East Newark, have ascertained that there are available sufficient uncommitted funds in the line item specified below to award the contract specified in the above resolution, in the amount specified below. I further certify that I will encumber these finds upon the passage of this resolution.

Line Item	Description	Amount
Brigite Goncalves, CFO		Date

###

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

**CERTIFICATION**

I, Kevin D. Harris, Borough 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 July 8, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk



**PAR ENERGY GROUP LLC  
43 STRANGWAY TERRACE  
CLIFTON, N.J. 07011  
(973) 809-7558 FAX-(973)928-4820  
Home Impr.Contract # 13VH00078500**

July 1, 2020

Invoice # 070120

The Valley Bank  
Att: Mr. John Johnson  
710 Frank E. Rogers Blvd.  
East Newark, N.J. 07029

John Johnson 973-219-8653 Email: jmjesqs@aol.com

**SERVICE CALL-INSPECTION OF BUILDING**

06/29/20-

Par Energy was called for immediate service, to go to above location. We organized a tech and a professional licensed asbestos engineer to inspect the entire building for any presence of lead paint and asbestos.

Using a test kit, results were that there is both lead paint and asbestos in building.

To calculate the exact amounts, we will need to do a detailed investigation, and the corrections required to amend the situation. We will prepare a proposal for the survey and report.

Total Amount for Inspection \$500.00  
Invoice is payable within (10) days.

Date 07/01/20 Par Energy Group Paul J. Russo, Pres.

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

RESOLUTION AUTHORIZING THE BOROUGH OF EAST NEWARK'S ENTRY INTO  
A SHARED SERVICES AGREEMENT WITH THE COUNTY OF HUDSON FOR  
FORECLOSURE REGISTRY SERVICES

WHEREAS, the County of Hudson (the "County") is a body politic and corporate of the State of New Jersey with main offices located at 583 Newark Avenue, Jersey City, New Jersey 07306; and

WHEREAS, the Borough of East Newark (the "Borough" or the "Municipality") is a municipal corporation of the State of New Jersey with offices located at 34 Sherman Avenue, East Newark, Hudson County, New Jersey 07029; and

WHEREAS, the present mortgage foreclosure crisis has serious negative implications for all communities and foreclosure registration provides a platform from which to address abandonment and disrepair of homes and to offer foreclosure prevention resources to homeowners in default; and

WHEREAS, the County and the Municipality (collectively the "Parties") have a vested interest in protecting neighborhoods from blight and increasing housing stability in the County and providing a platform from which to offer referrals to foreclosure prevention resources to homeowners in default and conclude that it is in the best interests of the health, safety and welfare of its citizens and residents to impose registration and certification requirements on foreclosed properties located within the Municipality; and

WHEREAS, Property Registration Champions, LLC is a foreclosure registry corporation that provides Property Registration Programs pursuant to a contract with the County, a copy of which is attached as Exhibit "A." The terms of said contract are hereby incorporated into this Agreement; and

WHEREAS, the County has established a County-wide registration program administered by Property Registration Champions, LLC that will identify a contact person to address safety and aesthetic concerns to minimize the negative impacts and blighting conditions that occur as a result of the foreclosures; and

WHEREAS, the parties now wish to enter into the proposed Shared Services Agreement for the participation of the municipalities into the County-wide registration program established by the County and administered by Property Registration Champions, LLC; and

WHEREAS, such Agreement shall be subject to the review, negotiation, amendment and/or modification of the Borough Attorney

WHEREAS, the Borough Administrator recommends that pursuant to the Agreement a semi-annual registration fee of five hundred dollars (\$500.00) be assessed to each registrant wherein pursuant to the Agreement the fee would be distributed as follows:

Property Registration Champions, LLC	-	\$100.00 of the fee;
County of Hudson	-	\$100.00 of the fee; and
The Borough of East Newark	-	the balance of the fee (\$300.00)

; and

WHEREAS, pursuant to the *Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq.*, (the "Shared Services Act") any local unit may enter into an agreement with any other local unit or units to provide or receive any services that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the property purposed of any of the participating local units.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, that the Mayor (or her designee) and the Borough Clerk are authorized to enter into a Shared Services Agreement with the County of Hudson, 583 Newark Avenue, Jersey City, New Jersey 07306, for the provision of foreclosure registry services to be administered by Property Registration Champions, LLC; and

BE IT FURTHER RESOLVED that a semi-annual registration fee of five hundred dollars (\$500.00) is authorized to be assessed to each registrant wherein pursuant to the Agreement the fee would be distributed as follows:

Property Registration Champions, LLC	-	\$100.00 of the fee;
County of Hudson	-	\$100.00 of the fee; and
The Borough of East Newark	-	the balance of the fee (\$300.00)

; and

BE IT FURTHER RESOLVED that this Agreement is entered into pursuant to the *Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq.*, (the "Shared Services Act"), wherein any local unit may enter into an agreement with any other local unit or units to provide or receive any services that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the property purposed of any of the participating local units; and

BE IT FURTHER RESOLVED, that the Borough Attorney be hereby authorized to make necessary modifications and/or amendments to the Agreement, without further review by the Council that preserve and protect the Borough's interest as a party.

###

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough 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 July 8, 2020.

\_\_\_\_\_  
 Kevin D. Harris  
 Borough Clerk

---

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**SHARED SERVICES AGREEMENT**

**by and between the**

\_\_\_\_\_

**AND**

**COUNTY OF HUDSON, NEW JERSEY,**

**FOR THE PARTICIPATION IN A COUNTY-WIDE REGISTRATION  
PROGRAM FOR FORECLOSED PROPERTIES**

**Dated:** \_\_\_\_\_

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## SHARED SERVICES AGREEMENT

**THIS SHARED SERVICES AGREEMENT**, (“Shared Services Agreement”), dated this \_\_\_\_\_ day of \_\_\_\_\_, 2020 is made by and between the \_\_\_\_\_, a municipal corporation of the State of New Jersey, and the County of Hudson, a body politic and corporate of the State of New Jersey.

### RECITALS

**WHEREAS**, the County of Hudson (the “County”) is a body politic and corporate of the State of New Jersey with main offices located at 583 Newark Avenue, Jersey City, New Jersey 07036; and

**WHEREAS**, (the “Municipality”) is a municipal corporation of the State of New Jersey with offices located at \_\_\_\_\_, New Jersey, County of Hudson; and

**WHEREAS**, the present mortgage foreclosure crisis has serious negative implications for all communities and foreclosure registration provides a platform from which to address abandonment and disrepair of homes and to offer foreclosure prevention resources to homeowners in default; and

**WHEREAS**, the County and the Municipality (collectively the “Parties”) have a vested interest in protecting neighborhoods from blight and increasing housing stability in the County and providing a platform from which to offer referrals to foreclosure prevention resources to homeowners in default and conclude that it is in the best interests of the health, safety and welfare of its citizens and residents to impose registration and certification requirements on foreclosed properties located within the Municipality; and

**WHEREAS**, Property Registration Champions, LLC is a foreclosure registry corporation that provides Property Registration Programs pursuant to a contract with the County, a copy of which is attached as Exhibit “A.” The terms of said contract are hereby incorporated into this Agreement; and

**WHEREAS**, the County has established a County-wide registration program administered by Property Registration Champions, LLC that will identify a contact person to address safety and aesthetic concerns to minimize the negative impacts and blighting conditions that occur as a result of the foreclosures; and

**WHEREAS**, the parties now wish to enter into a Shared Services Agreement for the participation of the municipalities into the County-wide registration program established by the County and administered by Property Registration Champions, LLC; and

**WHEREAS**, pursuant to the *Uniform Shared Services and Consolidation Act*, N.J.S.A. 40A:65-1 et seq., (the “Shared Services Act”) any local unit may enter into an agreement with any other local unit or units to provide or receive any services that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the property purposed of any of the participating local units; and

**NOW, THEREFORE**, in consideration of the mutual promises, representations,

covenants and agreements contained herein and the undertakings of each Party to the other and such good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged the Parties do hereby agree as follows:

**A. DESCRIPTION OF THE PROJECT.**

It is the purpose and intent of the Municipality to establish a process to address the deterioration and blight of Municipality neighborhoods caused by foreclosed real property located within the Municipality and to identify, regulate, limit and reduce the number of foreclosed properties located within the Municipality.

It is the Municipality's further intent to participate in the County-wide registration program established by Hudson County and administered by Property Registration Champions, LLC as a mechanism to protect neighborhoods from becoming blighted due to the lack of adequate maintenance and security of abandoned and foreclosed properties.

**B. DESCRIPTION OF SERVICES.**

The Municipality shall participate in the County-wide registration system, administered by Property Registration Champions, LLC cataloging each Abandoned Property within the Municipality. Property Registration Champions, LLC shall provide all the required services necessary to develop and implement the real property registry and fee collection program in accordance with the requirements of each Municipality's Ordinance and shall include, but not be limited to, the following:

1. Identify properties in foreclosure within the County of Hudson, whether vacant or occupied, that are in default on a mortgage, has had a *lis pendens* filed against it by the mortgagee holding a mortgage on the property, is subject to an ongoing foreclosure action by the mortgagee or has been transferred to the mortgagee under a deed in lieu of foreclosure or ownership by Sheriff's Sale.
2. Notify mortgagee of its requirements to register properties in foreclosure, within ten (10) days of the date that the mortgagee declares default on a mortgage, has had a *lis pendens* filed against it by the mortgagee holding a mortgage on the property, is subject to an ongoing foreclosure action by the mortgagee or has been transferred to the mortgagee under a deed in lieu of foreclosure or ownership by Sheriff's Sale.
3. Provide mortgagee detailed instructions on how to register the property, identifying information required to complete registry, access to the registry system, select and identify the local property manager and any other information necessary by the mortgagee to complete the registry of the property.
4. Train and provide support with the responsible person for the lender to electronically register the information.

5. Develop and design or acquire and maintain, through the duration of the engagement, a web-based electronic registry system that affords all mortgagees the opportunity to go on-line and register properties in foreclosure as required by municipal ordinances.
6. Provide the County free access to and training on, the web-based electronic registry system and reporting tools. Also provide any necessary website and reporting tools support to the County.
7. Include in the web-based electronic registry system, at no cost to the County, any properties that have been registered in the County prior to the commencement of any Vendor services hereunder.
8. Provide the record of properties in foreclosure, with mortgages declared to be in default, that have not been registered and the current status of the registration process for each property. Should an OPRA request be made, privacy issues will be addressed.
9. Provide the financial accounting of property registrations, identifying those that are in compliance with the ordinance as well as those that have not met its financial obligations.
10. Provide financial reports reasonably requested by the County.

**C. FEES.**

A non-refundable, semi-annual registration fee to be set by the municipality at a minimum of \$200.00 per property shall be assessed on each registering entity. Property Registration Champions, LLC shall be the collector of the registration fee established by the municipality. The fee shall be apportioned and distributed as follows:

1. Property Registration Champions, LLC shall receive a flat fee of \$100.00 per registration;
2. The County will receive \$100.00.
3. The Municipality will retain the balance of the fee.

Neither Property Registration Champions, LLC nor the County shall be entitled to any fines levied by the Municipality for code violations or violations of the registration requirement.

**D. DURATION OF AGREEMENT.**

This Agreement shall become effective upon authorization, execution and delivery by all parties and upon the Municipality's final adoption of a Mortgage Registry Ordinance.

This Agreement shall be effective for the period commencing upon the effective date of this Agreement and continuing for a period of ten (10) years or in accordance with the Contract executed between the County and Property Registration Champions, LLC attached hereto as Exhibit "A."

**E. TERMINATION OF AGREEMENT.**

1. This Agreement may be terminated by either party, at any time, with a minimum of thirty (30) days written notice to the other party.
2. Upon termination, any and all data collected by Community Champions Corporation up to the date of termination will remain the property of the parties to this Agreement.
3. Upon termination, a municipality will no longer have access to the program approved by Property Registration Champions, LLC as part of this Shared Services Agreement.

**G. MUTUAL INDEMNIFICATION.**

The County, its successors, assigns, subcontractors, agents, servants, officers and/or employees shall each indemnify and hold harmless the Municipality, its elected officials, officers, employees, servants and agents from and against any and all claims, demands, suits, actions at law or equity or otherwise, judgments, arbitration determinations, damages, liabilities, decrees of any person(s) or entities that arise as a result from the County's or its designee Property Registration Champions, LLC's acts or omissions in performance of its respective obligations under this Agreement. This indemnification shall specifically include, but not be limited to, any and all costs, reasonable attorney's fees, court costs and any other expenses that may be incurred by the Municipality in connection with any and all claims, demands, suits, action at law or equity or otherwise and/or arbitration proceedings which may arise in connection with the County and/or Property Registration Champions, LLC's acts or omissions performed pursuant to this Agreement. Nothing herein shall bar or otherwise limit the County from seeking indemnification or contribution from Property Registration Champions, LLC pursuant to the contractual agreement with Property Registration Champions, LLC attached hereto as Exhibit "A."

The Municipality shall indemnify and hold harmless the County, its successors, assigns, subcontractors, agents, servants, officers and employees from and against any and all claims, demands, suits, actions at law or equity or otherwise, judgments, arbitration determinations, damages, liabilities, decrees of any person(s) or entities that arise as a result from the Municipality's acts or omissions in performance of its obligations under this Agreement. This indemnification shall specifically include, but not be limited to, any and all costs, reasonable attorney's fees, court costs and any other expenses that may

be incurred by the Municipality in connection with any and all claims, demands, suits, action at law or equity or otherwise and/or arbitration proceedings which may arise in connection with the Municipality's acts or omissions performed pursuant to this Agreement.

**I. NOTICE.**

Any notice provided hereunder shall be submitted in writing to:

As to the County:                      Office of the County Counsel  
   County of Hudson  
   Administration Annex  
   567 Pavonia Avenue  
   Jersey City, New Jersey 07306

As to the Township:

With a copy to:

**J. COMPLIANCE WITH LAWS AND REGULATIONS.**

The Parties agree that each party will at its own cost and expense promptly comply with, or cause to be complied with, all laws, rules, regulations and other governmental requirements which may be applicable to its performance of the services described in this agreement.

**K. MISCELLANEOUS.**

1. **Neutral Construction.** In the event of any dispute concerning the construction or interpretation of this Agreement, this Agreement shall be construed neutrally without regard to events of authorship or negotiation, each party having been given the opportunity to be represented by independent legal counsel of its own choosing.
2. **Entire Agreement/Integration.** This Shared Services Agreement sets forth all the promises, covenants, agreements, conditions and undertakings between the Parties hereto with respect to the subject matter hereof and supersedes all prior or contemporaneous agreements or undertakings, inducements or conditions, express or implied, oral or written between the parties hereto.
3. **Amendment.** This Shared Services Agreement shall not be amended or modified, nor may any obligated hereunder be waived orally and no such amendment, modification or waiver shall be effective for any purpose unless it is in writing and signed by the party against whom enforcement thereof is sought.

4. **Severability.** The terms, conditions, covenants and provisions of this Agreement shall be deemed to be severable. If any clause or provision herein contained shall be adjudged to be invalid or unenforceable by a court of competent jurisdiction or by operation of any applicable law, it shall not affect the validity of any other clause or provision herein, but such other clauses or provisions shall remain in full force and effect.
5. **Assignment.** The Parties to this Shared Services Agreement shall not assign or transfer any of its rights or obligations under this Agreement without the other Parties' prior written consent.
6. **Further Assurances and Corrective Instruments.** The authorized representatives of both County and the Municipality will execute, acknowledge and deliver or cause to be executed, acknowledged and delivered, such supplements hereto and such further instruments as may reasonably be required for correcting any inadequate or incorrect description of the services to be provided or to correct any inconsistent or ambiguous term hereof.
7. **Non-Waiver.** It is understood and agreed that nothing which is contained in this Shared Services Agreement shall be construed as a waiver on the part of the Parties of any right which is not explicitly waived in this Shared Services Agreement. No failure or delay on the part of any Party in exercising any right, power or remedy under this Shared Services Agreement will operate as a waiver thereof, nor will any single or partial exercise of any such right, power or remedy preclude any other or further exercise thereof or the exercise of any other right, power or remedy hereunder. The rights and remedies provided in this Shared Services Agreement are cumulative and are not exclusive of any other rights, power or remedies existing at law, in equity or otherwise.
8. **Governing Law.** The terms of this Shared Services Agreement shall be governed by and construed, interpreted and enforced in accordance with the laws of the State of New Jersey.
9. **Jurisdiction and Venue.** Any legal action or reinforcement or any other issue relating to this Shared Services Agreement or breach thereof, shall be resolved in the Hudson County Vicinage of the Superior Court of New Jersey.
10. **Headings.** The Article and Section headings in this Shared Services Agreement are included herein for convenience of reference only and are not intended to define or limit the scope of any provision of this Shared Services Agreement.
11. **Precatory Phrases.** The precatory phrases ("whereas clauses") are not mere recitals, but are specifically agreed to by the parties and are incorporated herein by reference.

12. **Authorization.** By executing this Shared Services Agreement, each signatory represents that he or she is a Party or has been duly authorized by a Party to sign on the Party's behalf.
  
13. **Counterparts.** This Shared Services Agreement may be simultaneously executed in several counterparts, each of which shall constitute an original document and all of which will constitute one and the same instrument. Facsimile signatures of the parties shall be considered original and binding signatures.

IN WITNESS WHEREOF, the parties have signed and sealed this Shared Services Agreement on the date set forth above.

ATTEST:

COUNTY OF HUDSON

\_\_\_\_\_  
CLERK

ATTEST:

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

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO DELL MARKETING L.P., C/O DELL USA L.P., FOR THE PURCHASE OF COMPUTER EQUIPMENT, HARWARE AND OTHER ITEMS NECESSARY FOR THE UPGRADE AND MAINTENANCE OF THE INFORMATION TECHNOLOGY SYSTEM IN THE BOROUGH OF EAST NEWARK IN AN AMOUNT NOT TO EXCEED TWENTY-TWO THOUSAND, ONE HUNDRED AND TWENTY-SIX DOLLARS (\$22,126.00)

WHEREAS, the Borough Administrator (“Administrator”) of the Borough of East Newark (hereinafter “Borough”) has consulted with the Borough’s employee tasked with assessing the Borough’s Information Technology System (“System”) and determined a need to update the System; and

WHEREAS, the Borough received quotations pursuant to the New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.), and has decided that the quotation submitted by Dell Marketing L.P., C/O Dell USA L.P. (“Dell” or “Vendor”), whose business address is P.O. Box 643561, Pittsburgh, Pennsylvania 15264-3561, would best benefit the Borough and its residents pursuant to the provisions of N.J.S.A. 19:20.5; and

WHEREAS, the parties desire to enter into an Agreement to provide for the products to be purchased which is consistent with a quotation submitted by Dell dated June 23, 2020 attached as Exhibit A; and

WHEREAS, the Agreement shall be for a term that shall end either upon completion of services or a date no later than December 31, 2020 (whichever is later in time), and shall be for an amount not to exceed twenty-two thousand, one hundred and twenty-six dollars (\$22,126.00).

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey that it hereby authorizes and approves the award of a contract to Dell Marketing L.P., C/O Dell USA L.P. (“Dell” or “Vendor”), P.O. Box 643561, Pittsburgh, Pennsylvania 15264-3561, to provide products and services necessary for the upgrade and maintenance of the Borough’s Information Technology System, for a time that either concludes with the completion of services or December 31, 2020 (whichever is later in time) an amount not to exceed twenty-two thousand, one hundred and twenty-six dollars (\$22,126.00); and

BE IT FURTHER RESOLVED, that the Borough Attorney be hereby authorized to make necessary modifications and/or amendments to the Agreement, without further review by the Council that preserve and protect the Borough’s interest as a party.

###

**CERTIFICATION OF AVAILABLE FUNDS**

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq. and any other applicable requirement, I, Brigitte Goncalves, Chief Financial Officer of the Borough of East Newark, have ascertained that there are available sufficient uncommitted funds in the line item specified below to award the contract specified in the above resolution, in the amount specified below. I further certify that I will encumber these finds upon the passage of this resolution.

Line Item	Description	Amount
Brigitte Goncalves, CFO		Date

###

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough 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 June 8, 2020.

---

Kevin D. Harris  
Borough Clerk

**EXHIBIT A**

June 23, 2020 Quotation from Dell Marketing L.P., c/o Dell USA L.P.  
Outlining Services Associated With  
the purchase of items necessary for the upgrade  
and maintenance of the Borough's Information Technology System



## A quote for your consideration.

Based on your business needs, we put the following quote together to help with your purchase decision. Below is a detailed summary of the quote we've created to help you with your purchase decision.

To proceed with this quote, you may respond to this email, order online through your **Premier page**, or, if you do not have Premier, use this **Quote to Order**.

Quote No.	3000059921457.28	Sales Rep	Ryan Ruchie
Total	\$22,126.00	Phone	(800) 456-3355, 7287235
Customer #	139092681	Email	Ryan_Ruchie@Dell.com
PO Number	30183	Billing To	DINA GRILO
Quoted On	Jun. 23, 2020		BOROUGH OF EAST NEWARK
Expires by	Jun. 30, 2020		34 SHERMAN AVE
Deal ID	19933362		EAST NEWARK, NJ 07029-2793

### Message from your Sales Rep

Please contact your Dell sales representative if you have any questions or when you're ready to place an order. Thank you for shopping with Dell!

Regards,  
Ryan Ruchie

### Shipping Group

<b>Shipping To</b>	<b>Shipping Method</b>
ACCOUNTS PAYABLE BOROUGH OF EAST NEWARK 34 SHERMAN AVE EAST NEWARK, NJ 07029-2793 (973) 481-0627	Standard Delivery

Product	Unit Price	Qty	Subtotal
Dell Latitude 3500	\$880.00	8	\$7,040.00
Dell Dock- WD19 90w Power Delivery - 130w AC	\$140.00	8	\$1,120.00
OptiPlex 3070 MFF MLK	\$775.00	7	\$5,425.00
Dell 24 Monitor - P2419H	\$140.00	22	\$3,080.00
PowerEdge R440	\$5,200.00	1	\$5,200.00
Dell Wireless Desktop Keyboard and Mouse KM636 – Black	\$29.00	8	\$232.00

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<b>Subtotal:</b>	<b>\$22,126.00</b>
<b>Shipping:</b>	<b>\$0.00</b>
<b>Non-Taxable Amount:</b>	<b>\$22,126.00</b>
<b>Taxable Amount:</b>	<b>\$0.00</b>
<b>Estimated Tax:</b>	<b>\$0.00</b>

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<b>Total:</b>	<b>\$22,126.00</b>
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Special lease pricing may be available for qualified customers. Please contact your DFS Sales Representative for details.

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

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO QUALITY COMMUNICATIONS 2 LLC, FOR THE PURCHASE OF HARD WIRE EQUIPMENT AND TELEPHONE EQUIPMENT AND SUPPLIES NECESSARY FOR THE UPGRADE AND MAINTAINENCE OF THE OFFICE COMMUNICATIONS SYSTEM IN THE BOROUGH OF EAST NEWARK IN AN AMOUNT NOT TO EXCEED TEN THOUSAND, NINE HUNDRED AND EIGHTY DOLLARS (\$10,980.00)

WHEREAS, the Borough Administrator ("Administrator") of the Borough of East Newark (hereinafter "Borough") has consulted with the Borough's employee tasked with assessing the Borough's Communications System ("System") and determined a need to update the System by purchasing and installing hard wire equipment, and telephone equipment and supplies; and

WHEREAS, the Borough received quotations pursuant to the New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.), and has decided that the quotations submitted by Quality Communications 2 LLC ("Q2" or "Vendor"), whose place of business is 4-21F Banta Place, Fair Lawn, New Jersey 07410, would best benefit the Borough and its residents pursuant to the provisions of N.J.S.A. 19:20.5; and

WHEREAS, the parties desire to enter into an Agreement to provide for the products to be purchased which is consistent with quotations submitted by Q2 dated June 5, 2020 for the Hard Wire and May 4, 2020 for the telephone equipment and supplies attached as Exhibits A and B; and

WHEREAS, the Agreement shall be for a term that shall end either upon completion of services or a date no later than December 31, 2020 (whichever is later in time), and shall be for an amount not to exceed ten thousand, nine hundred and eighty dollars (\$10,980.00).

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey that it hereby authorizes and approves the award of a contract to Communications 2 LLC ("Q2" or "Vendor"), 4-21F Banta Place, Fair Lawn, New Jersey 07410, to provide products and services necessary for the upgrade and maintenance of the Borough's Communications System, for a time that either concludes with the completion of services or December 31, 2020 (whichever is later in time) an amount not to exceed ten thousand, nine hundred and eighty dollars (\$10,980.00); and

BE IT FURTHER RESOLVED, that the Borough Attorney be hereby authorized to make necessary modifications and/or amendments to the Agreement, without further review by the Council that preserve and protect the Borough's interest as a party.

###

**CERTIFICATION OF AVAILABLE FUNDS**

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq. and any other applicable requirement, I, Brigitte Goncalves, Chief Financial Officer of the Borough of East Newark, have ascertained that there are available sufficient uncommitted funds in the line item specified below to award the contract specified in the above resolution, in the amount specified below. I further certify that I will encumber these finds upon the passage of this resolution.

Line Item	Description	Amount
Brigitte Goncalves, CFO		Date

###

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

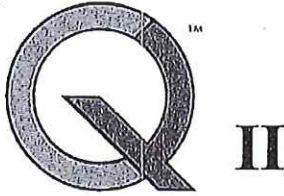
CERTIFICATION

I, Kevin D. Harris, Borough 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 June 8, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

**EXHIBIT A**

June 5, 2020 Quotation from Quality Communications 2 LLC  
Outlining the Purchase of Equipment Associated With  
the Hard Wire of the Borough's Communication System



**QUALITY  
COMMUNICATIONS**

**CORPORATE OFFICE**  
 4-21F BANTA PLACE  
 FAIR LAWN, NJ 07410  
 (201) 703-9001  
 FAX (201) 257-8649

JOB NO  
15106  
 PROPOSAL DATE  
6/5/20

CUSTOMER Borough of East Newark	CONTACT NAME Scott	
PRESENT STREET ADDRESS 34 Sherman Ave.	CITY,STATE,ZIP East Newark, NJ 07029	PHONE (973) 481-2902
JOB SITE ADDRESS	CITY,STATE,ZIP	FAX

**PRICE GUARANTEED FOR 30 DAYS AFTER PROPOSAL DATE**

	<u>UNIT</u>	<u>EXTENDED</u>
1. Furnish & Install (5) Cat6 Plenum Cables in Clerk Office	\$ 225.00	\$1,125.00
2. Furnish & Install (5) Cat6 Plenum Cables on 2 <sup>nd</sup> floor	\$ 225.00	\$1,125.00
3. Furnish & Install (2) Cat6 Plenum Cables (Backbone) from Clerk Office to Police Dept.	\$ 225.00	\$ 450.00
4. Furnish & Install (8) Cat6 Plenum Cables to PD/Mayor/Tax Coll	\$ 225.00	\$1,800.00
5. Furnish & Install (200 ft) Wall Molding	\$ 550.00	\$ 550.00
6. Furnish & Install (3) POE 8 Port Switches	\$ 275.00	\$ 825.00
7. Furnish & Install (2) 12 Port Patch Panels (Cat6)	\$ 350.00	\$ 700.00
8. Furnish & Install (1) Cat6 Plenum Cable in Fire Dept	\$ 225.00	\$ 225.00

- \* TESTING
- \* ONE YEAR WARRANTY

**TOTAL COST: \$6,800.00**  
**LESS DISCOUNT: \$1,300.00**  
**TOTAL COST: \$5,500.00**

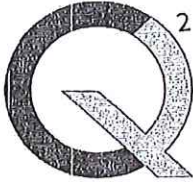
**CASH TERMS:**  
 50% WITH ORDER: \$2,750.00  
 50% UPON COMPLETION: \$ 2,750.00

Purchaser agrees that Seller shall retain title to the aforesaid equipment until the full amount of the purchase price is paid by Purchaser to Seller. In the event the Purchaser shall default in payment of any installment on account of the purchase price, Seller shall have the right to enter upon such premise where the same may be located and retake possession thereof without notice from any claims of the Purchaser. The above products are guaranteed to be free of any and all defects in material and workmanship for a period of twelve months. Seller will without charge repair or replace during working hours, any parts or equipment found to be defective. Service will be performed in accordance with Sellers current service policy. Acceptance is subject to contract and credit approval by the home office.

<b>QUALITY COMMUNICATIONS</b>		<b>CUSTOMER ACCEPTANCE OF CONTRACT</b>	
SALES REPRESENTATIVE <b>GUS DI POPOLO</b>	SIGNATURE	NAME (PLEASE PRINT)	TITLE
AUTHORIZED SIGNATURE	TITLE	SIGNATURE	DATE
	DATE		

**EXHIBIT B**

May 4, 2020 Quotation from Quality Communications 2 LLC  
Outlining the Purchase of Equipment Associated With  
the Telephones and Other Supplies within the Borough's Communication System



QUALITY COMMUNICATIONS 2  
 1-21F BANTA PLACE  
 FAIRLAWN, NJ 07410  
 201-703-9001

# QUOTE

Quote #	1198
DATE	5/4/2020
CUSTOMER CONTACT	scott
CUSTOMER EMAIL	media@boroughofeastnewark

TO	BOROUGH OF EAST NEWARK
ADDRESS	34 SHERMAN AVE
CITY/STATE/ZIP	EAST NEWARK NJ 07029
PHONE #	973-481-2902

## Q2 CLOUD HOSTED SOLUTIONS

QTY	DESCRIPTION	UNIT PRICE	LINE TOTAL
21	Q2 CLOUD LICENSE (6 + users)	\$ 24.99	\$ 524.79
3	Q2 CLOUD 911(PER SITE)	\$ 5.00	\$ 15.00
1	Q2 CLOUD CALLER ID FEATURE	\$ 5.00	\$ 5.00
	Q2 CLOUD WEBFAX	\$ 8.00	\$ -
3	RECORDING LICENSE	\$ 10.00	\$ 30.00
21	YEALINK T54W IP PHONE		
1	12 PORT POE SWITCH		
1	IMPLEMENTATION FEE		
1	RE-USE CABLE		
1	CUSTOMER TRAINING	INCL.	
1	ONE YEAR WARRANTY PARTS AND LABOR	INCL.	

TOTAL MONTHLY SERVICE FEE	\$485.00	PLUS TAX	(60 MONTHS)
TOTAL MONTHLY COST FOR EQUIPMENT	\$125.00	PLUS TAX	(60 MONTHS)
TOTAL PURCHASE PRICE FOR EQUIPMENT	\$5,480.00	PLUS TAX	

PREPARED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

APPROVED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

PLEASE SIGN AND EMAIL BACK

## THANK YOU FOR YOUR BUSINESS

Monthly service fee is based on a 5 year binding contract. After 5 years contract will renew unless cancelled 90 days prior to expiration.

Equipment cost is based on a 5 year binding contract. After 5 years equipment can be purchased for \$1.

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

RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO CANCEL  
STALE DATED CHECKS

WHEREAS, it has been brought to the attention of the Governing Body of the Borough of East Newark by the Chief Financial Officer that there are outstanding stale dated checks which should be cancelled from the Borough's records; and

WHEREAS, the Governing Body seeks to approve the cancellation of the stale dated checks, as depicted below.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of East Newark, County of Hudson, State of New Jersey, that the Chief Financial Officer is hereby authorized to cancel each of the following stale dated checks and adjust the records of the Borough of East Newark to reflect the same:

Date	Check Number	Amount
12/11/19	193411	\$200.00
01/09/20	193476	\$250.00

###

Trustee Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

CERTIFICATION

I, Kevin D. Harris, Borough Clerk of the Borough of East Newark, County of Hudson, State of New Jersey, do hereby certify that this is a true and correct copy of the Resolution adopted by the Mayor and Council at their meeting held on July 8, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

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

**RESOLUTION AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD THROUGH JULY 8, 2020 IN THE TOTAL AMOUNT OF \$325,042.06**

WHEREAS, certain bills which are contained on the bills list which is annexed hereto and incorporated herein have been submitted to the Borough of East Newark for payment, and

WHEREAS, pursuant to N.J.S.A. 40A:5:16, it has been certified to the governing body that the goods or services for which said bills were submitted have been received by or rendered to the Borough of East Newark and;

WHEREAS, the Chief Financial Officer of the Borough of East Newark has certified to the governing body that there are funds legally appropriated and available in the budget for the payment of said bills and that the said payment will not result in the disbursement of public monies or in the encumbering of same in excess of the 2019 and/or 2020 appropriation for said purpose;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, that it hereby authorizes and Chief Financial Officer and the designated signatories to sign checks in payment of the bills set forth in the annexed schedule.

###

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz						
Evaristo						
Graham						
Lucas						
Tighe						
Zincavage						

**CERTIFICATION**

I, Kevin D. Harris, Borough 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 July 8, 2020.

\_\_\_\_\_  
Kevin D. Harris  
Borough Clerk

**BOROUGH OF EAST NEWARK**

**Bill list**

**REGULAR MEETING - JULY 8, 2020**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
ADP, INC	315.40	558360036, MAY 2020	FINANCIAL ADMIN. O/E
AFC URGENT CARE -	1,275.00	2321	BOARD OF HEALTH OE
ANTHONY MONTEIRO	160.59	MEDICAL REIMBURSEMENT	INSURANCE - EMPLOYEE GROUP HEA
APOLLO FLAG	49.00	28955	PUBLIC BLDG & GRNDS OE
<b>Total fund01</b>			<b>1,799.99</b>
BOSWELL	219.00	141977, 06/25/2020	CSO ENGINEERING STUDY 15-18
<b>Total fund04</b>			<b>219.00</b>
COMCAST	79.62	INTERNET JUNE 2020	FIRE DEPT. OE
CONCENTRA	161.00	512611686	POLICE DEPT. O/E
DELL MARKETING	22,126.00	19933362	ADMIN. & EXEC. O/E -
EAST NEWARK BOARD	124,777.75	JULY 2020	SCHOOL TAXES
EB EXPRESS	1,557.44	875538	FOOD PANTRY DONATIONS
EVENING JOURNAL	357.27	1147825 (05/20/20)	ADMIN & EXEC ADVERTISING OE
EXXON CARD	200.00	66141660	MOTOR VEHICLE POOL OE
FEDERAL EXPRESS	25.47	7-031-51622, BASF	ADMIN. & EXEC. O/E -
FIRST PRESBYTERIAN	500.00	FOOD PANTRY DONATION	FOOD PANTRY DONATIONS
FULL SERVICE	169.38	79657	ELECTIONS O/E
GARY CUCCHIARA,	630.00	EN20-31 (2ND QTR 2020)	PLANNING BD OE ATTN
GUARDIAN	1,717.55	319546 (JULY 2020)	INSURANCE - EMPLOYEE GROUP HEA
HORIZON BCBSNJ	10,957.94	294255361 (JULY 2020)	INSURANCE - EMPLOYEE GROUP HEA
HORIZON BLUE CROSS	2,983.30	870014477 (JULY 2020)	INSURANCE - EMPLOYEE GROUP HEA
HUDSON REGIONAL	164.50	64,Q2	BOARD OF HEALTH OE
JHONY MORENO & ANA	100.00	MARRIAGE/C. UNION	Marriage License Fees
JOAO AMORIM &	100.00	MARRIAGE/C. UNION	Marriage License Fees
JOHNSON & JOHNSON	2,500.00	JUNE 2020	LEGAL SERVICES & COSTS O/E
JOSEPH COLACILLO	100.00	MARRIAGE/C.UNION	Marriage License Fees
JUDITH EVARISTO	25.00	MEDICAL REIMBURSEMENT	INSURANCE - EMPLOYEE GROUP HEA
JUNIOR FIORI	132.28	MEDICAL REIMBURSEMENT	INSURANCE - EMPLOYEE GROUP HEA
KERI L SARRO	750.00	Q2 SALARY	PLANNING BOARD S&W
LARACY ASSOCIATES	1,000.00	111, JUNE 2020	FINANCIAL ADMIN. O/E
MASCHIO'S FOOD	339.31	IN0075750 MAY 2020	SENIOR CITIZENS OE
MHP 400 PASSAIC	45,640.00	RESOLUTION 87-20	Tax Overpayments
MICHAEL A. CIFELLI	714.67	JULY 2020	MUNIC PROSECUTOR S&W
NJ ADVANCE MEDIA	109.48	0002588435, MAY 2020	ADMIN & EXEC ADVERTISING OE
NJ DEPT. OF	9,450.00	200450140	SEWER SYSTEM O/E
NORA C. ADAMS	150.00	MAY 19, 2020	MUNICIPAL COURT OE
PASSAIC VALLEY	76,257.95	2071584, Q 3	SEWER SYS OE PASSAIC VALLEY

**Total fund01**

**303,775.91**

PASSAIC VALLEY 567.00 15622 (MAY 2020)

WATER SERVICES

**Total fund05**

**567.00**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
PITNEY BOWES	274.98	1015687349 &	ADMIN. & EXEC. O/E -
QUALITY	5,500.00	15106, PHASE 1	ADMIN. & EXEC. O/E -
REMINGTON &	3,412.50	0902T001-3, 0902G001-5	ENGINEERING SERV.& COSTS O/E
<b>Total fund01</b>			<b>9,187.48</b>
REMINGTON &	3,573.93	0902T001-3, 0902G001-5	DPW GARAGE IMPROVEMENTS
<b>Total fund04</b>			<b>3,573.93</b>
ROBERT TOMASKO	93.69	MEDICAL REIMBURSEMENT	INSURANCE - EMPLOYEE GROUP HEA
SOS CARFIX LLC	684.43	12076	MOTOR VEHICLE POOL OE
SOS CARFIX LLC	257.85	12104, CAR# 435	MOTOR VEHICLE POOL OE
SOS CARFIX LLC	270.80	12114, 12116, 12117,	MOTOR VEHICLE POOL OE
STATE OF NEW	465.99	02-50840-00 RETRO 2019	ADMIN. & EXEC. O/E -
SUSANA CARREIRA	100.00	MARRIAGE/C. UNION	Marriage License Fees
TOWN OF GUTTENBERG	500.00	FOOD PANTRY DONATION	FOOD PANTRY DONATIONS
TOWN OF HARRISON	500.00	FOOD PANTRY DONATION	FOOD PANTRY DONATIONS
VERIZON	56.06	JUNE 2020	ADMIN. & EXEC. O/E -
VERIZON	509.97	JUNE 2020	ADMIN. & EXEC. O/E -
VERIZON	558.57	JUNE 2020	POLICE DEPT. O/E
VERIZON	83.36	JUNE 2020	SENIOR CITIZENS OE
VERIZON	91.31	JUNE 2020	RECREATION OE
VERIZON WIRELESS	111.21	4059696760 (JUNE 25,	POLICE DEPT. O/E
VISION SERVICE	167.10	12219588 (JULY 2020)	INSURANCE - EMPLOYEE GROUP HEA
WASTE MANAGEMENT	1,468.41	M191255 (MAY 2020)	MANDATORY RECYCLING OE
<b>Total fund01</b>			<b>5,918.75</b>
<b>Total Bill List:</b>		<b>325,042.06</b>	