

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

THE REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF EAST NEWARK WITHIN THE COUNTY OF HUDSON, STATE OF NEW JERSEY WAS HELD ON WEDNESDAY, FEBRUARY 8, 2017 IN COUNCIL CHAMBERS OF THE EAST NEWARK MUNICIPAL BUILDING, 34 SHERMAN AVENUE, EAST NEWARK, NEW JERSEY 07029

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

The Honorable Joseph R. Smith, Mayor, Presiding did call the meeting to order at 5:30 P.M.

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

Notice is further given that the Mayor and Borough Council did meet in caucus on February 8, 2017 for the purpose of establishing a final agenda for this Regular Meeting.

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

Roll Call:

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

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

Borough Clerk Robert B. Knapp did administer the Oath of Office of Councilmember to Councilmember Jose A. Silva

MOTION TO ENTER INTO EXECUTIVE SESSION:ENTC LITIGATION

Motion by Councilmember Tighe
Seconded by Councilmember Salas

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

Executive Session commenced at 5:34 P.M.

MOTION TO MOVE OUT OF EXECUTIVE SESSION AND INTO BUSINESS PORTION OF MEETING

Motion by Councilmember Tighe

Seconded by Councilmember Lucas

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

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

MOTION CARRIED

Out of Executive Session at 5:50 P.M.

MOTION TO APPROVE AGENDA FOR REGULAR MEETING OF FEBRUARY 8, 2017

Motion by Councilmember Tighe

Seconded by Councilmember Silva

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

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

MOTION CARRIED

CONSENT AGENDA:

RESOLUTION: APPROVAL OF DEDICATION BY RIDER-FIRE PREVENTION

RESOLUTION: AUTHORIZATION TO TRANSFER OF FUNDS FROM WATER ACCOUNT

RESOLUTION: AUTHORIZATION TO TRANSFER OF INTEREST FUNDS FROM WATER ACCOUNT TO THE BOROUGH'S GENERAL ACCOUNT

RESOLUTION: ACCEPTANCE OF RESIGNATION OF KENNETH M. SHEEHAN, SR. AS CLASS III PLANNING BOARD MEMBER, EAST NEWARK PLANNING/ZONING BOARD

RESOLUTION: APPROVAL OF MINUTES OF THE REORGANIZATION MEETING OF JANUARY 4, 2017 AND THE REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL OF JANUARY 4, 2017

RESOLUTION: APPOINTMENT OF SPECIAL COUNSEL-LABOR MATTERS-MEMORIALIZATION

Introduced by Councilmember Silva

Seconded by Councilmember Tighe

Roll Call: Lucas-Aye, Abstain on Minutes of January 4, 2017-Reorg Meeting and Regular Meeting

Salas-Aye

Sheehan, Sr. Aye, Abstain on Appointment of Special Counsel-Labor Matters

Silva-Aye, Abstain on Minutes of January 4, 2017-Reorg Meeting and Regular Meeting

Tighe-Aye

Zincavage-Aye

Aye: 6 Nay: 0 Abstain: As cited above Absent: 0

CONSENT AGENDA PASSED

RESOLUTION: AUTHORIZING FORMAL SETTLEMENT WITH THE EAST NEWARK TOWN CENTER, LLC

Introduced by Councilmember Tighe

Seconded by Councilmember Lucas

Lucas-Aye, Salas-Aye, Sheehan, Sr.-Aye, Silva-Aye, Tighe-Aye, Zincavage-Aye

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

RESOLUTION PASSED

RESOLUTION: PAYMENT OF BILLS

Introduced by Councilmember Zincavage

Seconded by Councilmember Tighe

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

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

RESOLUTION PASSED

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

Motion to Close Business Portion of Meeting and Open Meeting to Public

Motion by Councilmember Zincavage

Seconded by Councilmember Silva

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

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

MOTION CARRIED

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

MOTION TO CLOSE MEETING

Motion by Councilmember Silva

Seconded by Councilmember Tighe

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

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

MOTION CARRIED

Meeting Closed at 6:12 P.M.

Respectfully submitted,

Robert B. Knapp, RMC

Borough Clerk

Reports From Borough Departments:

Clerk's Office

Finance Department
Welfare and Human Services Department
Water Department
Police Department
Municipal Court