

**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, AUGUST 9, 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 held on August 9, 2017

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

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

Further notice is given that the Mayor and Borough Council met in caucus on August 9, 2017 for the purpose of establishing a Final Agenda for the Regular Meeting.

Roll Call:

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

DECLARATION OF QUORUM: There being four (4) 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. Special Labor Borough Counsel Mark Tabakin, Esq. Redevelopment Counsel Anne Babineau, Esq., Borough Planner Robert Cotter, Borough Administrative Assistant/QPA/Treasurer/CFO Brigitte I. Goncalves and Borough Clerk Robert B. Knapp

MOTION TO ENTER INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSION OF LABOR CONTRACT ISSUES

Motion by Councilmember Tighe
Seconded by Councilmember Silva

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

MOTION CARRIED

EXECUTIVE SESSION COMMENCED AT 5:33 P.M.

MOTION TO CONCLUDE EXECUTIVE SESSION AND RE ENTER INTO BUSINESS PORTION OF MEETING

Motion by Councilmember Silva

Seconded by Councilmember Tighe

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

MOTION CARRIED

Executive Session Concluded and Return to Business Portion of Meeting at 5:49 P.M.

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

Introduced by Councilmember Silva

Seconded by Councilmember Zincavage

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

ORDINANCE APPROVED ON THE FIRST READING/INTRODUCTION

ORDINANCE: FIRST READING/PUBLIC HEARING: AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER II SECTION 19 "POLICE DEPARTMENT" OF THE BOROUGH OF EAST NEWARK

Introduced by Councilmember Silva

Seconded by Councilmember Tighe

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

ORDINANCE APPROVED ON THE FIRST READING/PUBLIC HEARING

MOTION TO ENTER INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSION OF REDEVELOPMENT PLAN/TOWNE CENTER OF EAST NEWARK

Motion by Councilmember Tighe

Seconded by Councilmember Sheehan, Sr.

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

MOTION CARRIED

EXECUTIVE SESSION COMMENCED AT 6:04 P.M.

MOTION TO CONCLUDE EXECUTIVE SESSION AND RE ENTER THE BUSINESS PORTION OF THE MEETING

Motion by Councilmember Tighe

Seconded by Councilmember Sheehan,Sr.

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

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

MOTION CARRIED

EXCECUTIVE SESSION CONCLUDED AND BUSINESS PORTION OF THE MEETING RE ENTERED AT 6:20 P.M.

ORDINANCE: FIRST READING/PUBLIC HEARING: ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF EAST NEWARK ADOPTING ANN ORDINANCE AMENDING THE REDEVELOPMENT PLAN

Introduced by Councilmember Sheehan,Sr.

Seconded by Councilmember Zincavage

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

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

ORDINANCE APPROVED ON FIRST READING/PUBLIC HEARING

ORDINANCE: FIRST READING/PUBLIC HEARING: AN ORDINANCE AUTHORIZING THE BOROUGH TO ACQUIRE BNLOCK 8, LOTS 24, 25 AND 26, IN THE BOROUGH OF EAST NEWARK, INCLUDING THE EXERCISE OF EMINENT DOMAIN, IF ADVISABLE

Introduced by Councilmember Silva

Seconded by Councilmember Zincavage

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

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

ORDINANCE APPROVED ON FIRST READING/PUBLIC HEARING

RESOLUTIONS:CONSENT AGENDA:

RESOLUTION: AUTHORIZING COLLECTIVE BARGAINING AGREEMENT

RESOLTUION: AWARD OF TOWING CONTRACT

RESOLUTION: AUTHORIZING MAYOR AND BOROUGH CLERK TO EXECUTE A SHARED SERVICE AGREEMENT WITH EAST NEWARK BOARD OF EDUCATION FOR SHARED SERVICES IN THE 2017-2018 SCHOOL YEAR

RESOLUTION: APPOINTMENT OF FIRE DEPARTMENT OFFICER

RESOLUTION: APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL OF JULY 12, 2017

Introduced by Councilmember Silva

Seconded by Councilmember Tighe

Roll Call: Lucas-Absent, Salas-Absent, Sheehan, Sr.-Aye With The Exception of Abstention on Resolution Authorizing Collective Bargaining Agreement, Silva-Aye, Tighe-Aye, Zincavage-Aye With the Exception of Resolution Approving the Minutes of July 12, 2017

Aye: 4 Nay: 0 Abstain: Abstentions of Councilmember Sheehan,Sr. on Authorizing Collective Bargaining Agreement noted above and Councilmember Zincavage on Approval of Minutes of Regular Meeting of July 12, 2017 as noted above Absent: 2

CONSENT AGENDA PASSED

RESOLUTION: APPROVAL OF PAYMENT OF BILLS

Introduced by Councilmember Zincavage

Seconded by Councilmember Silva

Roll Call: Lucas-Absent, Salas-Absent; Abstain: 0 Absent: 2

RESOLUTION PASSED

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

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

Mayor Smith did discuss the issues surrounding the Searing Avenue Playground, i.e lack of use by the Borough children, dogs and other animals defecating in the playground and after dark issues with teenagers congregating in this park. See correspondence dated August 7, 2017 to the Members of the Borough Council by Mayor Joseph R. Smith indicating the possibility of using the area for a seven parking space lot.

By unanimous consensus of the four Councilmembers present, Councilmembers Sheehan,Sr., Silva, Tighe and Zincavage the Borough administration will look into the possibility of other uses for the playground, possibly a seven parking space lot.

MOTION TO CLOSE/ADJOURN MEETING by Councilmember Sheehan,Sr.

Seconded by Councilmember Tighe

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

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

MOTION PASSED

Meeting Adjourned/Closed at 6:37 P.M.

Respectfully recorded and submitted,

Robert B. Knapp ,RMC
Borough Clerk

Reports By Borough Departments:

Clerk's Office

Municipal Court

Finance Department

Water Department

Police Department

Welfare/Human Services Department

Fire Department

Correspondence: From Mayor Smith: Re: Searing Avenue Playground
Memorandum from Anne Babineau, Esq and Neil Marotta, Esq
Survey of Police Extra Duty Services in Other Municipalities