

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

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THE REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF EAST NEWARK WITHIN THE COUNTY OF HUDSON, STATE OF NEW JERSEY IN THE EAST NEWARK MUNICIPAL BUILDING COUNCIL CHAMBERS, 34 SHERMAN AVENUE, EAST NEWARK, NEW JERSEY ON WEDNESDAY, JULY 11, 2018

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Minutes of the Regular Meeting of the Mayor and Borough Council held on July 11, 2018

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

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

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PUBLIC NOTICE: Adequate Notice of this Regular Meeting was transmitted to the Jersey Journal, Star Ledger, Observer, posted on the official Borough Website and on the bulletin board of the Municipal Building.

Notice was further given that the Mayor and Borough Council met in caucus on July 11, 2018 for the purpose of establishing a final agenda for the Regular Meeting.

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ROLL CALL:

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

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

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APPROVAL OF AGENDA FOR THE REGULAR MEETING OF JULY 11, 2018

Motion by Councilmember Tighe

Seconded by Councilmember Silva

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

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

MOTION CARRIED

ORDINANCE : FIRST READING/INTRODUCTION: ANN ORDINANCE TO FIX SALARIES OF CERTAIN EMPLOYEES OF THE BOROUGH OF EAST NEWARK

Introduced by Councilmember Tighe

Seconded by Councilmember Graham

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

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

ORDINANCE APPROVED ON FIRST READING/INTRODUCTION

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

Introduced by Councilmember Tighe

Seconded by Councilmember Lucas

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

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

ORDINANCE APPROVED ON FIRST READING/PUBLIC HEARING

CONSENT AGENDA:

RESOLUTION: MEMORIALIZATION: MEMORIALIZATION OF APPROVAL OF PLENARY LIQUOR LICENSES FOR 2018-2019

RESOLUTION: MEMORIALIZATION: MEMORIALIZATION OF APPROVAL OF FOOD, MILK AND VARIOUS LICENSES 2018-2019

RESOLUTION: ACCEPTANCE OF RESIGNATION OF POLICE OFFICE SAUL GUTIERREZ, EAST NEWARK POLICE DEPARTMENT

RESOLUTION: CANCELLATION OF OUTSTANDING CHECKS

RESOLUTION: AUTHORIZATION TO TRANSFER OF FUNDS FROM WATER ACCOUNT

RESOLUTION: AWARD CONTRACT FOR THE PRIVATE COLLECTION OF MUNICIPAL COURT DEBT

RESOLUTION: ACCEPTANCE OF MEMBERSHIPS-EAST NEWARK FIRE DEPARTMENT

RESOLUTION: RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE BOROUGH OF EAST NEWARK AND AUTHORIZING THE MAYOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER AND OTHER BOROUGH OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$637,447 BOND ANTICIPATION NOTE AND A \$30,000 SPECIAL EMERGENCY NOTE, BOTH ISSUES DATED JULY 13 2018 AND PAYABLE MAY 1, 2019 AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" PURSUANT TO SECTION 265 (B) (3) OF THE INTERNAL REVENUE CODE OF 1986 , AS AMENDED

RESOLUTION: EXTENSION OF TOWING SERVICES WITH MORAN AUTOMOTIVE AND TOWING FOR THE EAST NEWARK POLICE DEPARTMENT

RESOLUTION: APPROVAL OF MINUTES OF THE REGULAR MEETING OF JUNE 6, 2018

RESOLUTION: GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT  
RESOLUTION: AUTHORIZING THE BOROUGH ENGINEER TO PROVIDING ENGINEERING SERVICES  
FOR ADDITIONAL SUBSERVICE INVESTIGATION OF CONTAMINATION BENEATH THE DPW  
GARAGE

Introduced by Councilmember Tighe

Seconded by Councilmember Graham

Roll Call: Evaristo-Aye, Graham-Aye, Lucas-Aye, Silva-Aye, Tighe-Aye, Zincavage-Absent (Note  
Councilmember Silva voted aye on all resolution but abstained on the vote for the Minutes of  
the June 6, 2018 Meeting of the Mayor and Borough Council)

Aye: 5 Nay: 0 Abstain: as noted by Councilmember Silva Absent: 1

CONSENT AGENDA PASSED

APPROVAL OF PAYMENT OF BILLS

Introduced by Councilmember Tighe

Seconded by Councilmember Evaristo

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

Aye: 4 Nay: 0 Abstain: 1 Absent: 1

RESOLUTION PASSED

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

MOTION TO CLOSE BUSINESS PORTION OF MEETING AND OPEN MEETING TO PUBLIC FOR  
COMMENT

Motion by Councilmember Tighe

Seconded by Councilmember Graham

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

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

MOTION CARRIED

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

Mayor Smith stated that there may be matters concerning the St. Anthony property and also  
matters for the Council to review concerning the East Newark Towne Center

MOTION TO CLOSE/ADJOURN MEETING by Councilmember Tighe

Seconded by Councilmember Lucas

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

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

MOTION CARRIED

Meeting Closed/Adjourned at 5:40 P.M.

Respectfully recorded and submitted by,

Robert B.Knapp, RMC  
Borough Clerk

Reports from Borough Departments:

Office of the Borough Clerk  
Finance Department  
Welfare Department  
Police Department  
Water Department  
Fire Department  
Municipal Court