

**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 IN THE EAST NEWARK MUNICIPAL BUILDING COUNCIL CHAMBERS, 34 SHERMAN AVENUE, EAST NEWARK, NEW JERSEY ON WEDNESDAY, JANUARY 9, 2019

---

Minutes of the Regular Meeting of the Mayor and Borough Council held on January 9, 2019

---

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.

---

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 January 9, 2019 for the purpose of establishing a final agenda for the Regular Meeting.

---

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

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.

---

Borough Clerk Robert B. Knapp administered the Oath of Office on a ceremonial basis to East Newark Municipal Court Judge Kenneth Lindenfelser

APPROVAL OF AGENDA FOR THE REGULAR MEETING OF JANUARY 9, 2019

Motion by Councilmember Tighe

Seconded by Councilmember Evaristo

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: AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER II, SECTION 14, PUBLIC DEFENDER OF THE GENERAL CODE OF THE BOROUGH OF EAST NEWARK

Introduced by Councilmember Graham

Seconded by Councilmember Tighe

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: SECOND READING/PUBLIC HEARING: AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER III POLICE REGULATIONS OF THE GENERAL CODE OF THE BOROUGH OF EAST NEWARK TO ADD SECTION 24, DRUG FREE ZONES

Motion To Open Public Hearing by Councilmember Graham

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

No Member of the Public Desired to Be Heard Before the Mayor and Borough Council in Regards to the Ordinance.

Motion to Close Public Hearing 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

Motion To Approve and Adopt Ordinance on Second Reading/Public Hearing

Motion 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 AND ADOPTED ON SECOND READING/PUBLIC HEARING

CONSENT AGENDA:

RESOLUTION: AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS FOR CONTRACTING UNITS PURSUANT TO N.J.S.A 40a:11-12a

RESOLUTION: APPROVAL OF MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL OF DECEMBER 12, 2018 AND THE SPECIAL END OF YEAR MEETING OF DECEMBER 27, 2018

Introduced by Councilmember Tighe

Seconded by Councilmember Lucas

Roll Call: Evaristo-Aye, Graham-Aye Abstain only on Minutes of 12/27/18 Lucas-Aye, Silva-Aye and Abstaining only on the Minutes of the December 12, 2018 Meeting of the Mayor and Borough Council,, Tighe-Aye, Zincavage-Absent

Aye: 5 Nay: 0 Abstain: 1-Councilmember Silva and Graham only abstained on minutes as cited, Absent: 1

CONSENT AGENDA PASSED

#### APPROVAL OF PAYMENT OF BILLS

Introduced by Councilmember Evaristo

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

RESOLUTION PASSED

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

There was no member of the public present to be heard before the Mayor and Borough Council

Mayor Smith indicated that the plans for the expansion of Tops Diner would be brought before the Planning Board.

MOTION TO CLOSE/ADJOURN MEETING by Councilmember Graham and seconded by Councilmember Evaristo

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