

**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, DECEMBER 11, 2019

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Minutes of the Regular Meeting of the Mayor and Borough Council held on December 11, 2019

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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 bulletin board of the Municipal Building in accordance with applicable laws under the Open Public Meetings Act (Sunshine Law)

Notice was further given that the Mayor and Borough Council met in caucus on December 11, 2019 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 Jessica Diaz-Present  
Councilmember Rose A. Evaristo-Present  
Councilmember Kenneth Graham-Present  
Councilmember Hans Peter Lucas-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 Neil D. Marotta Esq., Borough Administrative Assistant/QPA/CFO, Treasurer Brigitte I. Goncalves and Borough Clerk Robert B. Knapp. Labor Counsel Alan Roth was also present.

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APPROVAL OF AGENDA FOR THE REGULAR MEETING OF DECEMBER 11, 2019

Motion by Councilmember Tighe

Seconded by Councilmember Evaristo

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

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

MOTION CARRIED

ORDINANCE: SECOND READING/PUBLIC HEARING: AN ORDINANCE AMENDING CHAPTER 20, STREETS AND SIDEWALKS OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF EAST NEWARK WITH THE CREATION OF A NEW ARTICLE ENTITLED "EXCAVATIONS AND OPENINGS"

Motion To Open Public Hearing by Councilmember Tighe

Seconded by Councilmember Graham

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye , Tighe-Aye, Zincavage-Aye

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

Motion Carried

No Member of the Public Desired to Be Heard on this Ordinance

Motion to Close Public Hearing by Councilmember Graham

Seconded by Councilmember Evaristo

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

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

Motion to Adopt Ordinance on the Second Reading/Public Hearing by Councilmember Evaristo

Seconded by Councilmember Tighe

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

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

ORDINANCE APPROVED AND ADOPTED ON SECOND READING/PUBLIC HEARING

CONSENT AGENDA: (All Items considered on Consent Agenda with the Exception of Resolution Concerning Schedule of Meetings of the Mayor and Borough Council for 2020 and Authorize Police Chief Contract

RESOLUTION: AUTHORIZING THE BOROUGH ENGINEER TO PROVIDE ENGINEER TO PROVIDE ENGINEERING SERVICES FOR ADDITIONAL SUBSERVICE INVESTIGATION OF CONTAMINATION BENEATH THE DPW GARAGE

RESOLUTION: AUTHORIZINE THE PURCHASE OF A VEHICLE UNDER THE CRANFORD COOPERATIVE PURCHASING AGREEMENT

RESOLUTION: CANCELLATION OF OUTSTANDING CHECKS

RESOLUTION: APPOINTMENTY OF CONSTRUCTION OFFICIAL/BUILDING SUB CODE OFFICIAL, ANTHONY J. CHISARI EAST NEWARK BUILDING DEPARTMENT

RESOLUTION: AUTHORIZATION OF APPROPRIATION BUDGET TRANSFERS

RESOLUTION: RESOLUTION CALLING FOR A STUDY COMMISSION TO REVIEW THE OPEN PUBLIC RECORDS ACT

RESOLUTION: APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL OF NOVEMBER 13, 2019

Introduced by Councilmember Tighe

Seconded by Councilmember Evaristo

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

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

CONSENT AGENDA PASSED

ADOPTION OF THE SCHEDULE OF MEETINGS OF THE MAYOR AND BOROUGH COUNCIL FOR THE CALENDAR YEAR 2020

Discussion on Resolution: Councilmember Graham proposed changing the time of the meetings from 7 P.M. to 6 P.M. Vote will be taken on this matter

Introduced by Councilmember Evaristo

Seconded by Councilmember Tighe

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Nay, Lucas-Aye, Tighe-Nay, Zincavage-Aye

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

Schedule of Meetings for 2020 will commence at 7 P.M. with the exception of January 1 2020 at 12 P.M. and January 3, 2020 at 4 P.M.

RESOLUTION PASSED

Motion To Move Into Executive Session by Councilmember Tighe

Seconded by Councilmember Graham

For the Purpose of Personnel and Contract Issues

Roll Call: Dias-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

Note: East Newark Police Chief Anthony Monteiro and Mayor Elect Dina Grilo remained for Executive Session

Executive Session At 5:40 P.M.

Motion to Move From Executive Session to Business Portion of Meeting by Councilmember Graham

Seconded by Councilmember Tighe

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

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

Executive Session Terminated at 6:-04 P.M.

RESOLUTION: AUTHORIZE CONTRACT OF POLICE CHIEF

Motion to Table Resolution by Councilmember Lucas

Seconded by Councilmember Zincavage

Roll Call: Diaz-Aye, Evaristo-Nay, Graham-Nay, Lucas-Aye, Tighe-Aye, Zincavage-Aye

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

MOTION TO TABLE RESOLUTION PASSED

RESOLUTION: APPROVAL OF PAYMENT OF BILLS

Introduced by Councilmember Zincavage

Seconded by Councilmember Tighe

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

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

MOTION TO CLOSE BUSINESS PORTION OF THE MEETING AND OPEN MEETING TO THE PUBLIC FOR COMMENT by Councilmember Graham

Seconded by Councilmember Tighe

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye,, Tighe-Aye, Zincavage-Aye

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

MOTION CARRIED

Robert B. Knapp, 140 Audubon Avenue, Jersey City, New Jersey spoke and praised Mayor Smith, working for the past twenty eight years in the Borough. Knapp stated that as Welfare and Human Services Director hundreds of Borough residents were assisted within the regulations with the support of the Mayor and Council.

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

Roll Call: Diaz-Aye, Evaristo-Aye, Graham-Aye, Lucas-Aye, Tighe-Aye, Zincavage-Aye

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

MOTION CARRIED

Meeting Closed/Adjourned at 6:10 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

Municipal Court

Fire Department