



BOROUGH OF EAST NEWARK
COUNTY OF HUDSON
STATE OF NEW JERSEY

***REGULAR MEETING
OF THE
MAYOR AND BOROUGH COUNCIL***

DATE: WEDNESDAY, MAY 11, 2022
TIME: 7:00 PM

MEETING MINUTES

CALL TO ORDER

The Regular Meeting of the Mayor and Council of the Borough of East Newark was called to order at 7:04 P.M., by Borough Clerk Kevin D. Harris.

MEETING NOTICE STATEMENT

Borough Clerk Harris read the following statement.

Open Public Meetings Act – This meeting is being held in accordance with the Public Laws of 1975, Chapter 231 and proper notification was issued to the Jersey Journal, Star Ledger and posted on the bulletin board of the Municipal Building and on the official Borough website.

PLEDGE OF ALLEGIANCE

Mayor Grilo led the Assembly present in reciting the Pledge of Allegiance.

ROLL CALL

Borough Clerk Harris conducted a roll call of the dais.

Present:

Mayor Dina M. Grilo
Council Member Jessica Diaz
Council Member Rose M. Evaristo
Council Member Kenneth J. Graham
Council Member Christopher Reis
Council President Jeanne Zincavage

Absent:

Council Member Hans Peter Lucas

Also Present:

Robert Dowd, Borough Administrator
Michael Cifelli, Esq., Borough Attorney
Kevin F. Catrambone, Special Projects Manager
Matthew Laracy, Chief Financial Officer



BOROUGH OF EAST NEWARK
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ROLL CALL (CONT.)

Also Present (cont.):

Kevin D. Harris, Borough Clerk
Tatiana DaCosta, Mayor's Office

There were approximately three (3) members of the public present for the meeting this evening.

Borough Clerk Harris informed the Mayor and Council that a quorum had been established.

BOROUGH ATTORNEY ANNOUNCEMENT

Borough Attorney Cifelli made an announcement that if there were any members of the public accessing the meeting via an old Zoom link; that they are not to do so. Borough Attorney Cifelli further stated that if a virtual option is announced for the upcoming meetings; members of the public shall receive a virtual link for the respective meeting and are not to utilize a former link.

ORDINANCES FOR FIRST READING

Borough Clerk Harris informed the Mayor and Council that there was one (1) ordinance for consideration on first reading this evening.

Borough Clerk Harris presented the following Ordinance for consideration on first reading:

03-2022 ORDINANCE OF THE BOROUGH OF EAST NEWARK AMENDING CHAPTER 7 TITLED "TRAFFIC" SPECIFICALLY BY AMENDING § 7-8.6 – "PARKING PROHIBITED FOR STREET CLEANING"

Borough Clerk Harris offered a brief explanation of the Ordinance which is to correct an error that was contained in the previous Ordinance. The Ordinance amends Chapter 7 of the Borough Code specifically by amending § 7-8.6 to prohibit parking for street cleaning on the east side of Grant Avenue from 9:00 AM to 12:00 PM (which is the entire length of that section of Grant Avenue). The previous Code as written contains erroneous language that excepted that portion of Grant Avenue thus nullifying the intent and effect of the Ordinance. This Ordinance removes that exception.

Borough Clerk Harris asked if there were any questions or comments from the Mayor or the Administration regarding the Ordinance; there were none.

Borough Clerk Harris next asked Council Members if they had any questions regarding the Ordinance.

Borough Clerk Harris asked if there was a motion regarding Ordinance # 03-2022.



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ORDINANCES FOR FIRST READING (CONT.)

Councilman Reis moved that Ordinance # 03-2022 be introduced on first reading by title only. The motion was seconded by Councilwoman Diaz and adopted on the following roll call vote.

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz		X	X			
Evaristo			X			
Graham			X			
Lucas						X
Reis	X		X			
Zincavage, Council President			X			

Borough Clerk Harris announced the results of the vote and that the motion was carried. Ordinance # 03-2022 was introduced on first reading and the date of the public hearing and consideration for second reading shall be the regular meeting of the Mayor and Council scheduled for Wednesday, July 13, 2022, beginning at 7:00 PM.

ORDINANCES FOR SECOND READING

There were no ordinances on for second reading this evening.

RESOLUTIONS ON CONSENT AGENDA

Borough Clerk Harris informed the Council that were eight (8) resolutions on the Consent Agenda for consideration this evening.

Borough Clerk Harris read the titles for the following resolutions on the Consent Agenda.

47-22 RESOLUTION APPROVING THE MINUTES OF THE APRIL 13, 2022 REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK.

48-22 RESOLUTION AUTHORIZING THE REFUND OF MONIES PAID TO THE BOROUGH FOR WEDDING/MARRIAGE CEREMONIES THAT WERE UNABLE TO BE PERFORMED.

49-22 RESOLUTION AUTHORIZING THE REFUND OF MONIES PAID TO THE BOROUGH FOR UNUSED PARKING PERMIT(S).

50-22 RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO KEITH STITH CONSULTANCY & TRAINING, LLC, FOR THE PERFORMANCE OF A FEASIBILITY STUDY FO PUBLIC SAFETY SHARED SERVICES IN CONNECTION WITH THE AWARD OF A LEAP GRANT FROM THE STATE OF NEW JERSEY.



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RESOLUTIONS ON CONSENT AGENDA (CONT.)

51-22 RESOLUTION AUTHORIZING AND DESIGNATING A \$1,328,050 BOND ANTICIPATION NOTE AND A \$353,500 SCHOOL PROMISSORY NOTE, BOTH ISSUES DATED APRIL 29, 2022 AND PAYABLE APRIL 28, 2023, AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

52-22 RESOLUTION AUTHORIZING AND ADOPTING AN UPDATED AMENDED VERSION OF THE PERSONNEL POLICIES AND PROCEDURES MANUAL FOR THE BOROUGH OF EAST NEWARK.

53-22 RESOLUTION AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS FOR THE PERIOD OF MAY 11, 2022, IN THE TOTAL AMOUNT OF \$307,293.39.

WHEREAS, certain bills which are contained on the bills list which is annexed hereto and incorporated herein have been submitted to the Borough of East Newark for payment, and

WHEREAS, pursuant to N.J.S.A. 40A:5:16, it has been certified to the governing body that the goods or services for which said bills were submitted have been received by or rendered to the Borough of East Newark and;

WHEREAS, the Chief Financial Officer of the Borough of East Newark has certified to the governing body that there are funds legally appropriated and available in the budget for the payment of said bills and that the said payment will not result in the disbursement of public monies or in the encumbering of same in excess of the 2021 and/or 2022 appropriation for said purpose.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, that it hereby authorizes the Chief Financial Officer and the designated signatories to sign checks in payment of the bills set forth in the annexed schedule.

BOROUGH OF EAST NEWARK

Bills List

(as approved on 5/11/2022, by Resolution No. 53-22)

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
ALEX'S DELI	7,000.50	APRIL 2022	SR. CITIZENS OE
ALL HANDS FIRE	2,360.00	INVOICE NO. EST31025	FIRE DEPT. OE
ALPHA DOG	695.00	INVOICE NO. 25105	ADM & EXEC O/E
AMAZON CAPITAL	252.07	INVOICE NO.	ADM & EXEC O/E
ANDRESSA COELHO	-150.00	MARRIAGE/ CIVIL UNION	ADM & EXEC O/E



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<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
ANTHONY MONTEIRO	115.00	PRESCRIPTION/ MEDICAL	INS. – E.G. HEA
BERGEN COUNTY DPT BUG ELIMINATOR & BUG ELIMINATOR & CANDY LEY COMCAST COMCAST CREAM-0-LAND CREAM-0-LAND DELL COMPUTER DELL MARKETING DELL MARKETING DINA GRILO	3,000.00 85.00 65.00 666.66 46.50 9.00 113.79 217.72 6,006.60 799.94 6,006.60 159.83	INVOICE NO. SS 2287 MAY 2022 MAY 2022 APRIL 2022 APRIL 2022 ACCT. # - 8499 05 356 INVOICE NO. 5017403 INVOICE NO. 5037545 & QUOTE NO. INVOICE NO. INVOICE NO. ZOOM REIMBURSEMENT MAY 2022	BOARD OF HEALTH OE PUB BLDG & GRNS O/E SR. CITIZENS O/E MUNIC PROSECUTOR OE FIRE DEPT. OE FIRE DEPT. OE SR. CITIZENS O/E. SR. CITIZENS O/E POLICE DEPT. O/E POLICE DEPT. O/E POLICE DEPT O/E ADMIN. & EXEC. O/E
EAST NEWARK BD. ECONOMY SUPPLY ECONOMY SUPPLY EXELGENT FEDERAL EXPRESS GAVIN GUO	126,013.17 -57.38 -57.38 422.40 20.98 195.00	REIMBURSEMENT MAY 2022 INVOICE NO. 253531 INVOICE NO. 253531 INVOICE NO. 22-7669 INVOICE NO. PARKING	SCHOOL TAXES PUB BLDG & GRNS O/E PUB BLDG & GRNS O/E ADM & EXEC O/E ADM & EXEC O/E ADM & EXEC O/E
HARVEY'S	274.00	REIMBURSEMENT REFRIGERATOR REPAIRS	FIRE DEPT. OE
HERNAN FUJIMOTO	150.00	CANCELLED WEDDING	LICENSES OTHER
HEYER GRUEL & HOME DEPOT CREDIT HOME DEPOT CREDIT HORIZON BCBSNJ HORIZON BLUE CROSS HORIZON BLUE CROSS HUDSON COUNTY JOHN APPELLO	4,987.00 59.19 39.60 7,420.93 3,835.71 -7,671.42 7,578.52 1,400.00	INVOICES 38474, 38475 INVOICE NO. 101374 INVOICE NO. 8523930 INVOICE NO. 299086890 MED. INS. K. INVOICE #: 298881738 APRIL 2022, INVOICE PUBLIC DEFENDER	LGL. SVCS. & COSTS O/E PUB BLDG & GRNS O/E PUB BLDG & GRNS O/E INS. – E.G. HEA INS. – E.G. HEA INS. – E.G. HEA GARBAGE COLLECT OE MUNICIPAL PUBLIC DEFENDER S&W
JOHNSON & JOHNSON JOSEPH SMENTKOWSKI JOSEPH SMENTKOWSKI KENNETH M.	4,806.00 3,900.00 10,400.00 149.37	INVOICE NO. 18498 & INVOICE #: 109616 & INVOICE #: 109616 & COPAY & PRESCRIPTION	LGL. SVCS. & COSTS O/E MAND. RECYCLING O/E GARBAGE COLLECT. O/E INS. – E.G. HEA
LARACY ASSOCIATES MANJIT KAUA	3,333.33 150.00	APRIL 2022 CANCELLED MARRIAGE	FINANCIAL ADMIN. O/E LICENSES OTHER



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<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
METLIFE INSURANCE	941.86	GROUP # TM05977289	INS. – E.G. HEA
MICHAEL A. CIFELLI	2,500.00	APRIL 2022	LGL. SVCS. & COSTS O/E
MILLENIUM	2,000.00	INVOICE #: 12832	GRANT CONSLNTS O/E
MUNIDEX, INC	6,884.00	INVOICE NO. 991772	FINANCIAL ADMIN O/E
NELSON FELIPE	-150.00	MARRIAGE/ CIVIL UNION	ADM & EXEC O/E
NELSON FELIPE	150.00	MARRIAGE REIMBURSEMENT	ADM & EXEC O/E
NEW JERSEY CLEAN	40.00	CLEAN COMMUNITIES	ADM & EXEC O/E
NORA C. ADAMS	-185.00	INVOICE FOR 1/11/2022	MUN. COURT O/E
NORFOLK SOUTHERN	2,500.00	INVOICE NO. 92610501	PUB BLDG & GRNS O/E
O'TOOLE, SCRIVO, P.S.E.&G.	287.33	INVOICE NO. 108636	LGL. SVCS. & COSTS O/E
P.S.E.&G.	2,014.91		UTILITIES – ELEC.
P.S.E.&G.	5,334.58		UTILITIES – STR. LTNG.
P.S.E.&G.	272.97	APRIL 2022	UTILITIES – ELEC.
P.S.E.&G.	274.14	APRIL 2022	UTILITIES – STR. LTNG.
PASSAIC VALLEY	210.57	INVOICE NO. 3961	SWR SYS OE – P.V.
PITNEY BOWES	334.05	INVOICE #: 3315640765	ADM & EXEC O/E
PREMIER CARE	350.00	VOLUNTEER FIRE	FIRE DEPT. O/E
QUALITY	374.16	INVOICE NO. 5268	ADM & EXEC O/E
QUALITY	120.80	INVOICE NO. 5268	POLICE DEPT. O/E
QUALITY	28.17	INVOICE NO. 5268	SR. CITIZENS O/E
QUALITY	50.86	INVOICE NO. 5268	PKS. & PLYGRNS. O/E
REMINGTON & REMINGTON & ROBERT DOWD	7,547.50 29,106.25 1,351.57	APRIL 2022 INVOICES APRIL 2022 INVOICES TOTE BAG REIMBURSEMENT	ENGINEERING O/E CAP. IMPROVE. FUND RECYCLING TONNAGE GRANT
ROSANGELA ZAYAS	10.65	MOTHER'S DAY ROSES	SR. CITIZENS O/E
SCOTTIE JIMENEZ	11.45	REIMBURSEMENT	PUB BLDG & GRNS O/E
SCOTTIE JIMENEZ	78.99	REIMBURSEMENT	CELEB PUB EVENTS OE
SHOP RITE	29.19	INVOICE NO. 01050708754	SR. CITIZENS O/E
SHOP RITE	216.46	INVOICE NO. 01050708754	CELEB PUB EVENTS OE
SOS CARFIX LLC	871.93	INVOICE NO. 15012	MTR. VEHICLE POOL OE
SOS CARFIX LLC	234.96	INVOICE NO. 14977	MTR. VEHICLE POOL OE
SOS CARFIX LLC	226.35	INVOICE NO. 14658	MTR. VEHICLE POOL OE
SPEEDWAY FLEET	1,545.50	INVOICE NO. 80388115	MTR. VEHICLE POOL OE
STAPLES CREDIT	1.26	INVOICE #: 305858391	ADM & EXEC O/E
SUBURBAN METRO	33,122.00	INVOICE NO.	INS. – GEN LIABILITY
TAMAHARA FACUNDES	370.00	3/29/2022 & 5/3/2022	MUN. COURT O/E



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<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
VERIZON	301.95	APRIL 2022	ADM & EXEC O/E
VERIZON	135.40	MAY 2022	ADM & EXEC O/E
VIOLATIONS	66.00	VIOLATION NO.	POLICE DEPT. O/E
VISION SERVICE	163.15	MAY 2022	INS. – E.G. HEA
W.B. MASON CO.,	52.99	INVOICE NO. 225987718	ADM & EXEC O/E
W.B. MASON CO.,	300.59	INVOICE NO. 226413239	ADM & EXEC O/E
W.B. MASON CO.,	49.01	INVOICE NO. 226413239	PUB BLDG & GRNS O/E
W.B. MASON CO.,	131.99	INVOICE NO. 226532120	ADM & EXEC O/E
W.B. MASON CO.,	14.99	INVOICE NO. 226802748	ADM & EXEC O/E
W.B. MASON CO.,	10.57	INVOICE NO. 226802748	PUB BLDG & GRNS O/E
W.B. MASON CO.,	131.23	INVOICE NO. 227087381	ADM & EXEC O/E
W.B. MASON CO.,	564.58	W.B. MASON	ADM & EXEC O/E
W.B. MASON CO.,	12.63	W.B. MASON	CONSTRUCTION OFFICIALS OE
W.B. MASON CO.,	33.99	W.B. MASON	POLICE DEPT. O/E
W.B. MASON CO.,	137.45	W.B. MASON	PUB BLDG & GRNS O/E
W.B. MASON CO.,	59.99	W.B. MASON	SR. CITIZENS O/E
WASTE MGMT.	2,434.95	INVOICE #: IAC2992502	MAND. RECYCLING O/E
WILENTZ, GOLDMAN &	2,041.86	INVOICE #: 40816623	LGL. SVCS. & COSTS O/E
WILLIAM H.	1,744.40	INVOICE NO. 18367	INS. – GEN LIABILITY
XEROX CORP.	82.31	INVOICE #: 016059006	ADM & EXEC O/E
XITI SIGNS	150.00	INVOICE NO. 2105	CELEB PUB EVENTS OE

TOTAL FUND 01 - \$ 302,476.22

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>
KEARNY WATER DEPT.	4,117.45	ACCT. NO.	WATER O/E
ONE CALL CONCEPTS	5.72	INVOICE NO. 2045070	WATER O/E
PASSAIC VALLEY	567.00	INVOICE NO. 16872	WATER O/E
PASSAIC VALLEY	127.00	INVOICE NO. 17178	WATER O/E

TOTAL FUND 05 - \$ 4,817.17

TOTAL BILLS LIST: \$ 307,293.39



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RESOLUTIONS ON CONSENT AGENDA (CONT.)

54-22 RESOLUTION OF THE BOROUGH OF EAST NEWARK ACCEPTING THE PRIVATE BID FOR REAL PROPERTY OWNED BY THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY, NOT REQUIRED FOR PUBLIC PURPOSES PURSUANT TO N.J.S.A. 40A:12-13(a), ET SEQ., AFTER TWO UNSUCCESSFUL PUBLIC AUCTION ATTEMPTS

After discussion between the Mayor, Council, Borough Administrator and Borough Attorney regarding the legality of Resolution # 54-22; Councilwoman Evaristo requested that Resolution # 54-22 be withdrawn from the Agenda and returned to Committee.

Borough Attorney Cifelli asked if Resolution # 52-22 reflected the changes in the updated version of the Personnel Policies and Procedure Manual that were submitted earlier today by Borough Administrator Dowd. Borough Clerk Harris informed the dais that the changes were reflected in the Resolution provided.

Borough Clerk Harris asked if Council Members wished to have any of the above resolutions removed for separate vote.

There were no other requests to remove any items for a separate vote.

Borough Clerk Harris asked if there were any questions regarding resolutions on the Consent Agenda. There were no questions from the Mayor or Council Members.

There was no further discussion regarding the Consent Agenda.

Borough Clerk Harris asked if there was a motion regarding the resolutions on the Consent Agenda.

Councilman Reis moved that the resolutions on the Consent Agenda (except for Resolution # 54-22 which was withdrawn) be adopted. The Motion was seconded by Councilman Graham approved on the following roll call vote:

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Diaz			X			
Evaristo			X			
Graham		X	X			
Lucas						X
Reis	X		X			
Zincavage, Council President			X			

Borough Clerk Harris announced the results of the vote and that the motion carried. Resolutions numbered 47-22, 48-22, 49-22, 50-22, 51-22, 52-22 and 53-22 were all adopted.



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PUBLIC COMMENTS

Borough Clerk Harris opened the meeting to the public and asked if there were any members of the public wishing to address the Mayor and Council on any issue.

None of the public members present wished to be heard and Borough Clerk Harris closed the public hearing.

OLD BUSINESS

Borough Clerk Harris asked if anyone had any old business they wanted to bring forward this evening. There were no old business items presented and the Borough Clerk closed this section of the meeting.

NEW BUSINESS

Borough Clerk Harris asked if anyone had any new business they wanted to bring forward this evening.

Borough Administrator Dowd informed the Mayor and Council that there would be a need for a Special Meeting to approve a Resolution awarding a Contract for the Solid Waste and Recycling Services.

After discussion between the Mayor and Council; it was agreed that the Special Meeting would take place on Wednesday, May 18, 2022, beginning at 6:30 P.M., with the Pre-Caucus Meeting (if any) to take place at 6:00 P.M..

Borough Clerk Harris was instructed to see that Notice of the Special Meeting was sent to the official newspapers and posted on the Borough website.

There were no further new business items presented and the Borough Clerk closed this section of the meeting.

MONTHLY DEPARTMENTAL REPORTS

Borough Clerk Harris announced that he was in receipt of the following Department Reports for the month of April 2022 which have been provided to the Mayor, Council and Administration in their agenda packets.

1. Borough Engineer – April 2022
2. Construction Department – April 2022
3. Fire Department – April 2022
4. Fire Prevention Official – April 2022
5. Municipal Court – April 2022
6. Police Department – April 2022



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MONTHLY DEPARTMENTAL REPORTS (CONT.)

Borough Clerk Harris announced that should any additional reports be received; they shall be provided to the Mayor and Council as soon as possible.

FOR THE GOOD OF THE BOROUGH

Borough Clerk Harris asked prior to entertaining a motion to adjourn if there was anything further anyone wanted to offer for the “good of the Borough”.

Councilman Reis moved to recess the Regular Meeting and go into Executive Session. The Motion was seconded by Councilwoman Zincavage and approved unanimously by voice vote.

Borough Clerk Harris stated that the reasons for going into Executive Session pursuant to N.J.S.A. 10:4-12(b) were to discuss: (1) matters concerning collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body pursuant to N.J.S.A. 10:4-12(b)(4); and (2) pending or anticipated litigation or contract negotiation other than in subsection b. (4) herein in which the public body is, or may become, a party, or matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer pursuant to N.J.S.A. 10:4-12(b)(7).

Borough Clerk Harris stated that minutes of the Executive Session shall be kept and made public at such time as the Borough Attorney deemed that the confidentiality of the topics discussed in Executive Session were no longer found to exist.

The Regular Meeting recessed at 7:16 P.M. and members of the public were excused; subjected to being readmitted once Executive Session concluded and the Regular Meeting resumed.

EXECUTIVE SESSION

Executive Session commenced at 7:17 P.M..

Borough Attorney Dowd addressed the Mayor and Council regarding collective bargaining negotiations with the East Newark Police Officers Union.

There were questions from the Mayor and Council that both Administrator Dowd and Chief Financial Officer Laracy addressed.

Having nothing further to discuss in Executive Session; Councilman Graham moved that Executive Session be adjourned and the Regular Meeting resume. The motion was seconded by Councilwoman Evaristo and Councilwoman Zincavage and approved unanimously on voice vote. Executive session concluded at 8:19 P.M..



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RESUMPTION OF REGULAR MEETING

The Regular Meeting resumed at 8:20 P.M., and all members present before the Executive Session were still present.

There were no items presented that were deemed “for the good of the Borough” and Borough Clerk Harris closed this portion of the meeting.

ADJOURNMENT

There was no further business to discuss for the evening.

Councilman Graham moved to adjourn the meeting. The motion was seconded by Councilwoman Diaz and approved unanimously on voice vote. The Regular Meeting was adjourned at 8:22 P.M.

Borough Clerk Harris announced that the next regular meeting of the Mayor and Council would be the Regular Meeting scheduled for Wednesday, June 8, 2022, beginning at 7:00 P.M., with the Pre-Caucus Meeting to begin at 6:30 P.M.

Borough Clerk Harris announced that there would be a Special Meeting of the Mayor and Council scheduled for Wednesday, May 18, 2022, beginning at 6:30 P.M., with the Pre-Caucus Meeting (if any) to begin at 6:00 P.M..

Borough Clerk Harris thanked everyone for attending and wished everyone a good evening, a good remainder of the week and safe travels.

Respectfully Submitted,

KEVIN D. HARRIS
Borough Clerk

Dated: May 11, 2022

Accepted and approved by Council: June 22, 2022 by Resolution # 56-22