

BOROUGH OF EAST NEWARK COUNTY OF HUDSON, STATE OF NEW JERSEY  
MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL  
DATE: SEPTEMBER 11, 2024  
TIME: 6:30 PM

**ORDER OF BUSINESS**

**CALL MEETING TO ORDER**

The Regular Meeting of the Mayor and Council of the Borough of East Newark was called to order at approximately 6:30 P.M., by Borough Clerk Dr. Cosmo A. Cirillo.

**MEETING NOTICE STATEMENT** - As presiding officer of this Regular Meeting of the Mayor and Council of the Borough of East Newark, held on September 11, 2024 at 6:30 P.M., I do hereby publicly announce, and I direct that this announcement shall be placed in the minutes of this meeting, and that the Notice requirements provided for in the "Open Public Meetings Act" have been satisfied. Notice of this meeting was properly given to the Borough Council by Resolution. Said notice was transmitted by the Borough Clerk to the Jersey Journal and Star Ledger and publicly posted on the Borough Website, Municipal Bulletin Board and filed with the office of the Borough Clerk.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

Present: Councilwoman Diaz  
Councilwoman Evaristo  
Councilman Graham  
Councilman Reis  
Councilman Sheehan  
Councilwoman Zincavage  
Mayor Grilo

Absent: None

Also in attendance: Dr. Cosmo A. Cirillo, Borough Clerk  
Mr. Fred Confessore, Borough Administrator  
Mr. Michael Cifeeli, Esq., Borough Attorney  
Sgt. Robert Tomasko, Officer in Charge  
Mr. Hiram Gonzalez, CFO  
Mr. Steven Weilkotz, Auditor

**CAUCUS DISCUSSION**

- A. Covid-19 Update – *Mayor Grilo*
- B. Upcoming Community Events Update – *Mayor Grilo*
- C. Open Space Grant Update – *Mayor Grilo*
- D. Silvi Materials Project Update – *Mayor Grilo*
- E. Recreation Parking Lot Usage – *Mayor Grilo*
- F. Riverfront Park Update – *Mayor Grilo*
- G. Police Department Table of Organization – *Mayor Grilo*
- H. Town-wide Garage Sale – *Councilwoman Evaristo*
- I. Police Department Update – *Sgt. Tomasko*
- J. USDA Grant Update – *Mr. Confessore*
- K. East Newark Town Center Update – *Mr. Confessore*
- L. PSE&G Lighting Update – *Mr. Confessore*
- M. Lead Water Sampling Update – *Mr. Confessore*
- N. Business Roundtable – *Mayor Grilo*

**ORDINANCES**

- A. Ordinance 1-2024 – **HEARING AND FINAL ADOPTION** - Ordinance of the Borough of East Newark Amending Chapter 2 Titled “ADMINISTRATION” Specifically by Amending § 2-19.4.d – “Chief of Police” to Eliminate the Position of Chief of Police and to Create a Section Titled “Director of Public Safety”  
**A motion was made by Councilman Sheehan, second by Councilman Graham, that this Ordinance be WITHDRAWN. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
 Nays: None  
 Abstain: None  
 Absent: None

ORDINANCE NUMBER 01-2024

FIRST READING/  
INTRODUCTION: July 10, 2024

SECOND READING/  
PUBLIC HEARING/  
ADOPTION:

**ORDINANCE**

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

**ORDINANCE OF THE BOROUGH OF EAST NEWARK AMENDING CHAPTER 2**

**TITLED “ADMINISTRATION” SPECIFICALLY BY AMENDING § 2-19.4D – “CHIEF OF POLICE” TO ELIMINATE THE POSITION OF CHIEF OF POLICE AND TO CREATE A SECTION TITLED “DIRECTOR OF PUBLIC SAFETY”**

**§ 2-19.4.d DIRECTOR OF PUBLIC SAFETY.**

**1. Elimination of the Position of Chief of Police.**

Ordinance § 2-19.4.d establishing the position of the Chief of Police is hereby deleted and replaced with the following.

**2. Position Created.**

There is hereby created the administrative position of Director of Public Safety of the Borough of East Newark.

**3. Appointment, Term.**

The Director of Public Safety shall be appointed by the Mayor and Borough Council. All employees not affiliated with, or members of a labor union shall be deemed "employees at will," employed at the will of the Borough of East Newark, with employment for no definite or established length of time, and subject to termination at any time, for any reason, or for no reason at all, consistent with law and Borough of East Newark's ordinances, regulations and policies.

**4. Qualifications.**

Any person seeking appointment to the position of Director of Public Safety shall demonstrate to the Mayor and Borough Council that he or she is qualified for the position by virtue of training or experience. By way of example and not limitation, such person may have prior law enforcement experience and/or supervisory and administrative experience in either the public or private sector.

**5 Duties.**

The duties of the Director of Public Safety shall include, but not be limited to, the following:

- a. Exercising full control over the Police Department seeing, among other things, to the proper enforcement of any rules and/or regulations adopted by the Mayor and Borough Council, which shall be deemed the appropriate authority under law.
- b. Reporting, from time to time, to the Mayor and Borough Council such matters related to the Police Department as may require their attention.
- c. Interviewing candidates for appointment to and/or promotion in the Police Department and making recommendations for such appointment and/or promotion to the Mayor and Borough Council, which shall determine and make all appointments and promotions.

- d. Bringing charges, when appropriate, against any member of the Police Department and, pending a hearing on those charges before an appropriate authority, suspend the charged member, with or without pay, if the Director deems such a suspension necessary to the good order and discipline of the Police Department.
- e. Developing programs of continuing education for the members of the Police Department to insure the highest level of training for the members of the Department.
- f. Establishing and maintaining communications with schools and public and private associations to help such schools and associations understand and cooperate in the public safety effort of the community.
- g. Establishing performance criteria for the members of the Police Department and periodically evaluating the members under the established criteria.
- h. Working with the Chief Financial Officer of the Borough of East Newark to establish the annual operating budget for the Police Department.
- i. Reviewing land use applications, when requested to do so by the Borough Planning/Zoning Board, to ascertain the potential impact of any proposed land use project on the safety of Borough of East Newark residents and/or property.
- j. Performing such other duties as may be reasonably requested by the Mayor and Borough Council.

#### **6. Hours of Work.**

The position of Director of Public Safety shall be deemed either a part-time or full-time position at the time of hiring based upon the recommendation of the Mayor and Police Committee.

#### **7. Salary.**

The annual salary of the Director of Public Safety shall be determined by the Mayor as set forth in the salary ordinance of the Borough of East Newark.

#### **8. Reference.**

Any reference to the term Chief of Police within the Borough's Ordinances shall be a reference to the Director of Public Safety as established herein.

B. Ordinance 2-2024 – **HEARING AND FINAL ADOPTION** - Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14)

ORDINANCE NUMBER 02-2024

FIRST READING/  
INTRODUCTION: July 31, 2024

SECOND READING/  
PUBLIC HEARING/  
ADOPTION: September 11, 2024

**ORDINANCE**

**BOROUGH OF EAST**

**NEWARK**

**COUNTY OF HUDSON, STATE OF NEW JERSEY**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET  
APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A:4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.50% unless authorized by ordinance to increase it to 3 .5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3 .5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of East Newark in the County of Hudson finds it advisable and necessary to increase its CY 2024 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.00% increase in the budget for said year, amounting to \$34,205.16 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove

that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of East Newark, in the County of Hudson, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2024 budget year, the final appropriations of the Borough of East Newark shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$119,718.06 and that the CY 2024 municipal budget for the Borough of East Newark be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**A motion was made by Councilman Reis, second by Councilman Graham, to open the public hearing. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
Nays: None  
Abstain: None  
Absent: None

Public Hearing on Ordinance 02-2024: No one wished to be heard.

**A motion was made by Councilman Graham, second by Councilwoman Zincavage, to close the public hearing and adopt Ordinance 02-2024 on second reading. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
Nays: None  
Abstain: None  
Absent: None

C. Ordinance 3-2024 – **INTRODUCTION** - Ordinance of the Borough of East Newark Amending Chapter 2 Titled “ADMINISTRATION” Specifically by Amending § 2-19.4.d – to Create a Section Titled “Director of Public Safety”

**A motion was made by Councilman Graham, second by Councilman Sheehan, that this Ordinance be introduced on first reading. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
Nays: None  
Abstain: None  
Absent: None

**ORDINANCE NUMBER 03-2024**

FIRST READING/  
INTRODUCTION: September 11, 2024

SECOND READING/  
PUBLIC HEARING/  
ADOPTION: October 9, 2024

**ORDINANCE**

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

**ORDINANCE OF THE BOROUGH OF EAST NEWARK AMENDING  
CHAPTER 2 TITLED “ADMINISTRATION” SPECIFICALLY BY  
AMENDING § 2-19.4D – TO CREATE A SECTION TITLED  
“DIRECTOR OF PUBLIC SAFETY”**

**§ 2-19.4.d DIRECTOR OF PUBLIC SAFETY.**

**1. Position Created.**

There is hereby created the administrative position of Director of Public Safety of the Borough of East Newark. The position of Director of Public Safety may be in addition to or in lieu of the position of Chief of Police as determined by the Mayor and Council

**2. Appointment, Term.**

The Director of Public Safety shall be appointed by the Mayor and Borough Council. All employees not affiliated with, or members of a labor union shall be deemed "employees at will," employed at the will of the Borough of East Newark, with employment for no definite or established length of time, and subject to termination at any time, for any reason, or for no reason at all, consistent with law and Borough of East Newark's ordinances, regulations and policies.

### **3. Qualifications.**

Any person seeking appointment to the position of Director of Public Safety shall demonstrate to the Mayor and Borough Council that he or she is qualified for the position by virtue of training or experience. By way of example and not limitation, such person may have prior law enforcement experience and/or supervisory and administrative experience in either the public or private sector.

### **4. Duties.**

The duties of the Director of Public Safety shall include, but not be limited to, the following:

- a.** Exercising full control over the Police Department seeing, among other things, to the proper enforcement of any rules and/or regulations adopted by the Mayor and Borough Council, which shall be deemed the appropriate authority under law.
- b.** Reporting, from time to time, to the Mayor and Borough Council such matters related to the Police Department as may require their attention.
- c.** Interviewing candidates for appointment to and/or promotion in the Police Department and making recommendations for such appointment and/or promotion to the Mayor and Borough Council, which shall determine and make all appointments and promotions.
- d.** Bringing charges, when appropriate, against any member of the Police Department and, pending a hearing on those charges before an appropriate authority, suspend the charged member, with or without pay, if the Director deems such a suspension necessary to the good order and discipline of the Police Department.
- e.** Developing programs of continuing education for the members of the Police Department to insure the highest level of training for the members of the Department.
- f.** Establishing and maintaining communications with schools and public and private associations to help such schools and associations understand and cooperate in the public safety effort of the community.
- g.** Establishing performance criteria for the members of the Police Department and periodically evaluating the members under the established criteria.
- h.** Working with the Chief Financial Officer of the Borough of East Newark to establish the annual operating budget for the Police Department.
- i.** Performing such other duties as may be required as part of the general duties of the Director of Public Safety or as may be reasonably requested by the Mayor and Borough Council.

**6. Part-Time or Full-Time Position.**

The position of Director of Public Safety may be deemed a part-time position calling for approximately 20 hours per week or a full-time position calling for approximately 40 hours per week, to be established within the discretion of the Mayor and Borough Council.

**7. Salary.**

The annual salary of the first Director of Public Safety shall be established by the Mayor and Borough Council. Thereafter the annual salary shall be as set forth in the salary ordinance of the Borough of East Newark.

**PUBLIC HEARING ON CY 2024 MUNICIPAL BUDGET**

**A motion was made by Councilwoman Zincavage, second by Councilman Graham, to open the public hearing. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
Nays: None  
Abstain: None  
Absent: None

Sharon Ross – 429 ½ John Street

Ms. Ross inquired if a copy of the budget was online, Dr. Cirillo indicated that it was posted to the Borough’s website.

**A motion was made by Councilman Graham, second by Councilwoman Zincavage, to close the public hearing. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
Nays: None  
Abstain: None  
Absent: None

A. Resolution 67A-24 – Adoption of CY 2024 Municipal Budget

Resolution # 67A-24  
9-11-2024

**SECTION 2 - UPON ADOPTION FOR YEAR 2024**

RESOLUTION 67A-24

Be it Resolved by the COUNCIL MEMBERS of the BOROUGH of EAST NEWARK, County of HUDSON that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 2,185,680.72 (Item 2 below) for municipal purposes, and
- (b) \$ - (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) \$ - (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ - (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ - (Sheet 44) Arts and Culture Trust Fund Levy
- (f) \$ - (Item 5 Below) Minimum Library Tax

**RECORDED VOTE**  
(Insert last name)

Ayes	Diaz Evaristo Graham Reis Sheehan Zincavage	Nays	Abstained	
				Absent

SUMMARY OF REVENUES			
1. General Revenues			
Surplus Anticipated	08-100	\$	1,250,000.00
Miscellaneous Revenues Anticipated	13-099	\$	1,971,724.71
Receipts from Delinquent Taxes	15-499	\$	75,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	\$	2,185,680.72
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42	07-195	\$	-
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$	-
TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY		\$	-
4. To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$	-
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX	07-192	\$	-
<b>Total Revenues</b>	13-299	\$	5,482,405.43

Sheet 41

**A motion was made by Councilman Graham, second by Councilwoman Evaristo, to adopt Resolution 67A-24. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
 Nays: None  
 Abstain: None  
 Absent: None

**CONSENT AGENDA - RESOLUTIONS**

At the request of Dr. Cirillo, prior to voting on the Consent Agenda Resolution 77-24 was tabled until the Council's next meeting.

- A. Resolution 77-24 – Approving the minutes of the August 14, 2024 Regular Meeting of the Mayor and Council of the Borough of East Newark  
**A motion was made by Councilman Graham, second by Councilwoman Diaz, to table Resolution 77-24. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
 Nays: None  
 Abstain: None  
 Absent: None

The consent agenda consisted of Resolutions 78-24, 79-24, 80-24, 81-24, 82-24, and 83-24.

**A motion was made by Councilwoman Evaristo, second by Councilman Graham, to adopt the consent agenda as established. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
Nays: None  
Abstain: Note\* - Councilwoman Diaz abstained on PO 00684  
Absent: None

- A. Resolution 78-24 – Approving the payment of bills and issuance of checks for the period through September 11, 2024, in the amount of \$274,383.06

Resolution # 78-24  
9-11-2024

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

RESOLUTION AUTHORIZING PAYMENT OF BILLS AND THE ISSUANCE OF CHECKS  
FOR THE PERIOD THROUGH SEPTEMBER 11, 2024, IN THE TOTAL AMOUNT OF  
\$274,383.06

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 and 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 2023 and/or 2024 appropriation for said purpose.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of East Newark, in the 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.

B. Resolution 79-24 – Accepting the Resignation of Anthony Chisari as Construction Official and Zoning Officer

Resolution # 79-24  
9-11-2024

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

RESOLUTION ACCEPTING THE RESIGNATION OF ANTHONY CHISARI AS  
CONSTRUCTION OFFICIAL AND ZONING OFFICER

WHEREAS, Anthony Chisari was hired by the Borough of East Newark as Construction Official and Zoning Officer by the Mayor and Council of the Borough of East Newark on November 26, 2019.

WHEREAS, Anthony Chisari has tendered his resignation from employment in the Borough of East Newark effective August 29, 2024.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council for the Borough of East Newark, in the County of Hudson, State of New Jersey, that the resignation of Anthony Chisari from employment in the Borough of East Newark be, and is hereby accepted; and

BE IT FURTHER RESOLVED that the Mayor and Council on behalf of the Borough of East Newark extend best wishes to Anthony Chisari in his future endeavors.

C. Resolution 80-24 – Authorizing the Payment of Bills Between Council Meetings Pursuant to N.J.S.A. 40A:5-17

Resolution # 80-24  
9-11-2024

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

RESOLUTION AUTHORIZING THE PAYMENT OF BILLS BETWEEN  
COUNCIL MEETINGS PURSUANT TO N.J.S.A. 40A:5-17

WHEREAS, N.J.S.A. 40A:5-17 establishes procedures local units must follow for payment of bills; and

WHEREAS, the law requires governing bodies to approve all bills unless the local unit adopts other procedures that permit payments without governing body approval; and

WHEREAS, many local units have exercised this authority to permit the chief financial officer to pay bills between governing body meetings and submit a list of bills paid to the governing body at its next meeting for inclusion in the official minutes;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council for the Borough of East Newark, in the County of Hudson, State of New Jersey, authorizes the chief financial officer to pay bills between governing body meetings and submit a list of bills paid to the governing body at its next meeting for inclusion in the official minutes wherever delayed payment would affect contractual obligations, create financial advantage, or pose a threat to anyone's health, welfare or safety and/or negatively impact the efficiency of the Borough of East Newark operations.

D. Resolution 81-24 – Authorizing Adoption of the Government Records Council's Revised Open Public Records Act Request Form by the Borough of East Newark

Resolution # 81-24  
9-11-2024

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

**RESOLUTION AUTHORIZING ADOPTION OF THE GOVERNMENT RECORDS  
COUNCIL'S REVISED OPEN PUBLIC RECORDS ACT REQUEST FORM BY THE  
BOROUGH OF EAST NEWARK**

WHEREAS, pursuant to N.J.S.A. 47:1A-5(f) and in accordance with P.L. 2024, c. 16 (effective September 3, 2024), all agencies subject to OPRA are required to adopt the OPRA request form established by the Government Records Council ("GRC") that shall be made available for the use of any person who requests access to a government record held or controlled by the public agency; and

WHEREAS, the GRC provided agencies with a revised OPRA request form; and

WHEREAS, it is the Mayor and Town Council's intent to adopt the GRC's revised OPRA request form.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council for the Borough of East Newark, in the County of Hudson, State of New Jersey, that pursuant to N.J.S.A. 47:1A-5(f) the GRC's revised OPRA request form is hereby adopted and shall be made available for use by any person who requests access to a government record held or controlled by the Borough of East Newark.

- E. Resolution 82-24 – Authorizing Extension of Contract with Roberts & Associates, LLC for Consulting and Interim Police Director Services for the East Newark Police Department

Resolution # 82-24  
9-11-2024

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

**RESOLUTION AUTHORIZING EXTENSION OF CONTRACT WITH ROBERTS & ASSOCIATES, LLC FOR CONSULTING AND INTERIM POLICE DIRECTOR SERVICES FOR THE EAST NEWARK POLICE DEPARTMENT**

WHEREAS, the Borough of East Newark by prior resolution retained the services of Roberts & Associates, LLC, of 1459 77th Street, North Bergen, New Jersey, 07047 in the amount of \$48,000.00 for a term of six months, for consulting and interim police director services; and

WHEREAS, the has received a proposal for the extension of such services for an additional period of seven months (April 1, 2024 to October 31, 2024) in the amount of \$56,000.00; and

WHEREAS, the Borough seeks to award a contract for such services by way of a non-fair and open process, as provided pursuant to N.J.S.A. 19:44A-20.8; and

WHEREAS, Roberts & Associates, LLC has completed and submitted the required Pay-to-Play forms to the Borough; and

WHEREAS, such services are of an extraordinary unspecifiable nature under N.J.S.A. 40A:11-5(1)(a)(ii).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of East Newark that the Mayor and/or her designee are hereby authorized to execute an extension to the Contract with Roberts & Associates, LLC, with an address of 1459 77th Street, North Bergen, New Jersey, 07047 in accord with their proposal for a term not to exceed seven months from April 1, 2024 to October 31, 2024, in the amount of \$56,000.00, for consulting and interim police director services for the East Newark Police Department.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that funds are available for the appropriation from Police S&W 3-01-25-240-1011.

F. Resolution 83-24 – Authorizing an Agreement with LEW Environmental Services for Rental Unit Lead Testing

Resolution # 83-24  
9-11-2024

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

**RESOLUTION AUTHORIZING AN AGREEMENT WITH LEW ENVIRONMENTAL SERVICES FOR RENTAL UNIT LEAD TESTING**

WHEREAS, pursuant to N.J.A.C. 5:28A-1, et seq. (the “Regulations”), the Borough of East Newark (the “Borough”) is required to undertake a program of lead testing for all rental units in the Borough unless otherwise exempt; and

WHEREAS, the Regulations permit the Borough to affiliate with a certified third-party lead testing service to carry out the required testing, analysis and certifications; and

WHEREAS, LEW Environmental Services has submitted a proposal, a copy of which is attached hereto and incorporated herein by reference, setting forth the terms and conditions of the lead testing; and

WHEREAS, the Borough will not incur any fee from LEW Environmental, as all fees are billable and payable by the property owner; and

WHEREAS, the Borough Administrator has reviewed the proposal submitted by LEW Environmental and commend the approval of same.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council for the Borough of East Newark, in the County of Hudson, State of New Jersey, that LEW Environmental Services be and hereby is appointed as a designated lead testing services and that the Mayor, Borough Administrator and/or Borough Clerk be and hereby are authorized to execute and attest, respectively, any agreements or contracts with LEW Environmental Services, in accordance with the forgoing terms and in a form acceptable to the Borough Attorney.

**NEW BUSINESS**

- A. Resolution 84-24 – Authorizing Appointment of Bruno Silva as Construction Official/Building Sub-Code Official for the East Newark Building Department  
**A motion was made by Councilwoman Evaristo, second by Councilman Graham, to adopt Resolution 84-24. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
Nays: None  
Abstain: None  
Absent: None

Resolution # 84-24  
9-11-2024

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

**RESOLUTION AUTHORIZING APPOINTMENT OF BRUNO SILVA AS  
CONSTRUCTION OFFICIAL/BUILDING SUB-CODE OFFICIAL FOR THE  
EAST NEWARK BUILDING DEPARTMENT**

WHEREAS, there exists an opening for a part-time Construction Official in the East Newark Building Department; and

WHEREAS, said position requires an individual to enforce the Borough Ordinances and Building Code as set forth by the State of New Jersey as well as regulations concerning the buildings and structures within the Borough; and

WHEREAS, the Borough has advertised for the recruitment for said opening in accordance with N.J.S.A. 52:27D-126; and

WHEREAS, Bruno Silva possesses the certifications and qualifications for the position of Construction Official and Building Sub-code Official from the State of New Jersey.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, that Bruno Silva is hereby appointed to serve as Construction Official/Building Sub-code Official for the Borough of East Newark, on a part-time basis effective September 5, 2024 at a salary commensurate with the Salary Ordinance; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that funds are available for the appropriation from Current Fund – Construction Officials – Salary and Wages.

B. Resolution 85-24 – Authorizing the Acceptance of Grant Funds for the Borough of East Newark from the USDA Forest Service in the Amount of One Million Dollars

**A motion was made by Councilwoman Zincavage, second by Councilwoman Evaristo, to adopt Resolution 85-24. The motion was adopted by the following votes.**

Ayes: Diaz; Evaristo; Graham; Reis; Sheehan; Zincavage  
Nays: None  
Abstain: None  
Absent: None

Resolution # 85-24  
9-11-2024

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

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS FOR THE  
BOROUGH OF EAST NEWARK FROM THE USDA FOREST SERVICE IN THE  
AMOUNT OF ONE MILLION DOLLARS (\$1,000,000)**

WHEREAS, the Borough of East Newark (“Borough”), a municipal corporation of the State of New Jersey, located in the County of Hudson, sought grant funding from the USDA Forest Service, to provide Inflation Reduction Act Urban Arborist for Job Training at the East Newark Riverfront Park; and

WHEREAS, the Borough has been advised that it has been awarded Grant Funds (“Grant Award”) as a recipient from the USDA Forest Service an amount of approximately one million dollars (\$1,000,000.00); and

WHEREAS, it is the Borough’s intention to accept the Grant Award for use by the Borough.

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 acceptance” and “does accept” on behalf of the Borough, the Grant Award from the USDA Forest Service in an amount of approximately one million dollars (\$1,000,000.00); and

BE IT FURTHER RESOLVED, that the Mayor (or her designee) and the Borough Clerk are authorized to execute any documents on behalf of the Borough with USDA Forest Service, necessary for the Borough to receive the Grant Award and to commence receipt of the services necessary for the wellness and benefit of the Borough’s residents.

## **MONTHLY REPORTS**

Borough Clerk Dr. Cosmo A. Cirillo indicated that the following reports were on file with the Office of the Borough Clerk and provided in the Council's Meeting packet.

- A. Construction Department – August 2024
- B. Fire Department – August 2024
- C. Health Department – August 2024
- D. Police Department – August 2024
- E. Senior Center – August 2024

## **PUBLIC PORTION**

Sharon Ross – 429 ½ John Street

Environmental graphics are needed across from the football pitch for the new residents in the area.

The Mayor and Council need to be reminded that they serve the residents. We need a Police Chief, not a Director. We should promote a Chief from within the ranks of the Police Department.

Debbie Makowski – 429 ½ John Street

Ms. Makowski thanked the Mayor and Council for considering the public's opinion and keeping the Chief of Police position in the Police Department Table of Organization.

## **ADJOURNMENT**

**A motion was made by Councilman Graham, second by Councilwoman Diaz, that this meeting be adjourned. The motion was adopted by the following votes.**

Ayes:	Diaz; Evaristo; Graham; Zincavage
Nays:	None
Abstain:	None
Absent:	Reis; Sheehan

The Regular Meeting was adjourned at 8:11 P.M.

Respectfully Submitted,

Dr. Cosmo A. Cirillo, RMC  
Borough Clerk

Dated: October 9, 2024

Accepted and approved by Council: