BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY
MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL
DATE: MAY 13, 2026
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 6:31 P.M., by Borough Clerk Dr. Cosmo A. Cirillo.

PLEDGE OF ALLEGIANCE

MEETING NOTICE STATEMENT - As presiding officer of this Regular Meeting of the Mayor and Council of the Borough of East Newark, held on May 13, 2026 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 Observer and Star Ledger and publicly posted on the Borough Website, Municipal Bulletin Board and filed with the office of the Borough Clerk.

ROLL CALL

Present:	Councilman De Oliveira Councilwoman Evaristo Councilman K. Graham Councilman R. Graham Councilman Pinto Councilwoman Zincavage
Absent:	Mayor Grilo
Also in attendance:	Dr. Cosmo A. Cirillo, Borough Clerk Mr. Fred Confessore, Borough Administrator Mr. Michael Cifelli, Esq., Borough Attorney Dir. James Abbott, Public Safety Capt. Junior Fiori, Officer in Charge Dir. Robert Tomasko, Fire Department Mr. Hiram Gonzalez, CFO

Note* - With the absence of Mayor Grilo, Council President Zincavage chaired the meeting.

PROCLAMATION

A. Honoring Officers Claudia Makarski and Michael Trama

CAUCUS DISCUSSION

A. Police Department Update – *Capt. Fiori*
B. Fire Department Update – *Dir. Tomasko*
C. DPW Update – *Mr. Confessore*
D. Capital Projects Update – *Mr. Confessore*
E. Lead Pipe Replacement Project Update – *Mr. Confessore*

CONSENT AGENDA - RESOLUTIONS

The consent agenda consisted of Resolutions 70-26, 71-26, 72-26, 73-26, 74-26, 75-26, 76-26, 77-26, 78-26, 79-26, 80-26 and 81-26.

A motion was made by Councilman De Oliveira, second by Councilman R. Graham, to adopt the consent agenda as established. The motion was adopted by the following votes.

Ayes:	De Oliveira; Evaristo; K. Graham; R. Graham; Pinto; Zincavage
Nays:	None
Abstain:	None
Absent:	None

A. Resolution 70-26 – Approving the minutes of the April 8, 2026, Regular Meeting of the Mayor and Council of the Borough of East Newark

Resolution # 70-26
5-13-2026

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

RESOLUTION APPROVING THE MINUTES OF THE APRIL 8, 2026, REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK

WHEREAS, copies of the minutes of the following meeting of the Mayor and Council of the Borough of East Newark have been provided to the members of Council and reviewed.

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 the minutes of the April 8, 2026, Regular Meeting be and are hereby approved.

B. Resolution 71-26 – Approving the payment of bills and issuance of checks for the period through May 13, 2026, in the amount of $649,437.87

Resolution # 71-26
5-13-2026

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 MAY 13, 2026, IN THE TOTAL AMOUNT OF $649,437.87

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 2025 and/or 2026 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.

C. Resolution 72-26 – Resolution 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 $2,167,892 Bond Anticipation note, Dated April 24, 2026 and Payable April 23, 2027 as a "Qualified Tax-Exempt Obligation" Pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as Amended

Resolution # 72-26
5-13-2026

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

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, 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 $2,167,892 BOND ANTICIPATION NOTE, DATED APRIL 24, 2026 AND PAYABLE APRIL 23, 2027 AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED

WHEREAS, the Borough of East Newark, in the County of Hudson, New Jersey (the "Borough") from time to time issues bonds, notes and other obligations, the interest on which is excluded from gross income for Federal income tax purposes, and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, which require issuers of tax-exempt obligations, such as the Borough to account for and rebate certain arbitrage earnings to the United States Treasury and to take other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Borough intends to issue a $2,167,892 Bond Anticipation Note, dated April 24, 2026 and payable April 23, 2027 (the "Note"); and

WHEREAS, the Borough desires to designate the Note as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Code;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of East Newark, in the County of Hudson, New Jersey, as follows:

SECTION 1. The Borough Council hereby covenants on behalf of the Borough, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on bonds, notes or other obligations of the Borough (including the Note) be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

SECTION 2. The Mayor, Borough Clerk, Chief Financial Officer and the other officials of the Borough are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. The Note is hereby designated as a "qualified tax-exempt obligation" for the purpose of Section 265(b)(3) of the Code.

SECTION 4. It is hereby determined and stated that (1) said Note is not a "private activity bond" as defined in the Code and (2) the Borough and its subordinate entities, if any, do

not reasonably anticipate issuing in excess of $10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2026.

SECTION 5. It is further determined and stated that the Borough has not, as of the date hereof, issued any tax-exempt obligations (other than the Note) during the calendar year 2026.

SECTION 6. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, said Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 7. The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Note and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2026 dated as of the date of delivery of the Note.

SECTION 8. This resolution shall take effect immediately upon its adoption.

D. Resolution 73-26 – Authorizing Change Order Number 5 Approved by the Municipal Engineer to Shauger Property Services for Lead Service Line Replacement, Phase III and Approve Pay Certificate Number 6

Resolution # 73-26
5-13-2026

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

RESOLUTION AUTHORIZING CHANGE ORDER NUMBER 5 APPROVED BY THE MUNICIPAL ENGINEER TO SHAUGER PROPERTY SERVICES FOR LEAD SERVICE LINE REPLACEMENT, PHASE III AND APPROVE PAY CERTIFICATE NUMBER 6

WHEREAS, by Resolution, the Mayor and Council of the Borough of East Newark ("Borough") awarded a contract to Shauger Property Services, with offices at 429 Dodd Street, East Orange, NJ to perform 2025 Lead Service Line Replacement, Phase III project; and

WHEREAS, the contract amount to perform the Lead Service Line Replacement, Phase III project was awarded at one million, seven hundred thirty-four thousand thirty-five dollars and zero cents ($1,734,035.00); and

WHEREAS, by previous Change Order 5, the total adjusted contract amount was adjusted to $1,730,885.00; and

WHEREAS, during the project, it had been discovered that there was a need to reduce the amount of the contract awarded; and

WHEREAS, Shauger Property Services now submits Change Order Number 5 in the reduced amount of two hundred fifty dollars and zero cents ($250.00); and

WHEREAS, the final award amount to Shauger Property Services is one million, seven hundred thirty thousand, eight hundred eighty-five dollars and zero cents ($1,730,635.00); and

WHEREAS, Shauger Property Services now submits Pay Certificate Number 6 in the amount of $152,305.52; and

WHEREAS, the Town Engineers have reviewed the invoice and work completed and recommend payment of Pay Certificate No. 6 in the amount of $152,305.52 and certify that the work is within the scope of the original contract.

NOW THEREFORE, BE IT RESOLVED, that Mayor and Council of the Borough of East Newark, County of Hudson, and State of New Jersey, hereby authorize Change Order Number 5 in the reduced amount of two hundred fifty dollars and zero cents ($250.00) to Shauger Property Services for the total contract amount of one million, seven hundred thirty thousand, eight hundred eighty-five dollars and zero cents ($1,730,635.00) and authorize Pay Certificate No. 6 in the amount of $152,305.52; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that funds are available for the appropriation from the BO 11-25 IBANK Lead Svcs Line Repl PH-3- C-04-50-412-1001 .

BE IT FURTHER RESOLVED, that notice of this Change Order shall be published and maintained in the Office of the Borough Clerk.

E. Resolution 74-26 – Authorizing Payment of Pay Certificate Number 1 to Cifelli & Son General Contracting Inc. for FY 2024 NJDOT MA Program – Sherman Avenue Roadway Improvements

Resolution # 74-26
5-13-2026

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

RESOLUTION AUTHORIZING PAYMENT OF PAY CERTIFICATE NUMBER 1 TO CIFELLI & SONS GENERAL CONTRACTING FOR FY 2024 NJDOT MA PROGRAM – SHERMAN AVENUE ROADWAY IMPROVEMENTS PROJECT

WHEREAS, the Mayor and Council of the Borough of East Newark awarded a contract to Cifelli & Sons General Contracting located at 81 Franklin Avenue, Nutley, NJ for the FY 2024 MA Program – Sherman Avenue Roadway Improvements Project; and

WHEREAS, Cifelli & Sons General Contracting now submits Pay Certificate Number 1 in the amount of $284,147.86; and

WHEREAS, the Town Engineers have reviewed the invoice and work completed and recommend payment of Pay Certificate No. 1 in the amount of $284,147.86 and certify that the work is within the scope of the original contract.

NOW THEREFORE, BE RESOLVED, that Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, authorize Pay Certificate Number 1 to Cifelli & Sons General Contracting located at 81 Franklin Avenue, Nutley, NJ for the FY 2024 MA Program – Sherman Avenue Roadway Improvements Project in the amount of $284,147.86; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that funds are available for the appropriation from the BO 14-25 – Sherman Ave Improvements – C04-50-415-1001.

F. Resolution 75-26 – Authorizing Payment of Pay Certificate Number 1 to AJM Contractors for Central Avenue, N 2nd Street and N 3rd Street Roadway Improvements

Resolution # 75-26
5-13-2026

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

RESOLUTION AUTHORIZING PAYMENT OF PAY CERTIFICATE NUMBER 1 TO AJM CONTRACTORS FOR CENTRAL AVENUE, N. 2ND STREET, AND N. 3RD STREET ROADWAY IMPROVEMENTS PROJECT

WHEREAS, the Mayor and Council of the Borough of East Newark awarded a contract to AJM Contractors located at 300 Kuller Road, Clifton, New Jersey 07011 for the Central Avenue, N. 2nd Street, and N. 3rd Street Roadway Improvements Project; and

WHEREAS, AJM Contractors now submits Pay Certificate Number 1 in the amount of $114,527.09; and

WHEREAS, the Town Engineers have reviewed the invoice and work completed and recommend payment of Pay Certificate No. 1 in the amount of $114,527.09 and certify that the work is within the scope of the original contract.

NOW THEREFORE, BE RESOLVED, that Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, authorize Pay Certificate Number 1 AJM Contractors located at 300 Kuller Road, Clifton, New Jersey 07011 for the Central Avenue, N. 2nd Street, and N. 3rd Street Roadway Improvements Project in the amount of $114,527.09; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that funds are available for the appropriation from the Transportation Trust Fund – Central Ave – Grant G02-40-800-1001.

G. Resolution 76-26 – Acknowledging Termination of Shared Services Agreement with the Borough of Paramus for Maintenance and Repair of Vehicles

Resolution # 76-26
5-13-2026

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

RESOLUTION ACKNOWLEDGING NOTICE OF TERMINIATION OF SHARED SERVICES AGREEMENT WITH THE BOROUGH OF PARAMUS FOR THE MAINTENANCE AND REPAIR OF MUNICIPAL VEHICLES

WHEREAS, the Borough of East Newark previously entered into a Shared Services Agreement with the Paramus for the provision of maintenance and repair services for municipal vehicles; and

WHEREAS, the Borough of East Newark has received formal notice from the Paramus advising that it will be terminating said Shared Services Agreement; and

WHEREAS, the termination of the Shared Services Agreement shall be effective August 1, 2026; and

WHEREAS, the Mayor and Council recognize the need to ensure continuity of services and to make alternative arrangements for the maintenance and repair of the Borough's municipal vehicle fleet;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, that the Borough hereby acknowledges receipt of notice of termination of the Shared Services Agreement with the Borough of Paramus for vehicle maintenance and repair services, effective August 1, 2026; and

BE IT FURTHER RESOLVED that the appropriate Borough officials are hereby authorized and directed to take all necessary actions to procure and/or enter into alternative arrangements for such services to ensure uninterrupted operations.

H. Resolution 77-26 – Authorizing the Borough of East Newark to Utilize GovDeals to Auction Two unused Municipal Vehicles

Resolution # 77-26
5-13-2026

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

RESOLUTION AUTHORIZING THE BOROUGH OF EAST NEWARK TO UTILIZE GOVDEALS TO AUCTION ONE UNUSED MUNICIPAL VEHICLES

WHEREAS, the Borough of East Newark is the owner of certain vehicles that are no longer in use and have been deemed surplus to the needs of the Borough; and

WHEREAS, it is in the best interest of the Borough to dispose of such surplus property in a manner that maximizes value and ensures transparency; and

WHEREAS, GovDeals, Inc., an online government surplus auction website, provides a secure and cost-effective method for public agencies to sell surplus items to a broader market; and

WHEREAS, the Borough of East Newark has determined that using GovDeals to auction the surplus vehicles is in accordance with the provisions of N.J.S.A. 40A:11-36, which governs the sale of public property no longer needed for public use;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, that:

1. The Borough hereby declares the following vehicles as surplus and no longer needed for public use:

	Make	Model	Year	Vin Number
a.	Ford	Explorer	2017	1FM5K8AR3HGA79500
b.	Ford	Explorer	2012	1FMHK8B80CGA21758

2. The Borough hereby authorizes the use of GovDeals, Inc. to conduct an online public auction for the sale of the above-listed vehicles.

3. The Borough Administrator or his designee is hereby authorized to take all necessary steps to implement this resolution, including the execution of any documents required to facilitate the auction process.

4. All revenue generated from the sale of these surplus vehicles shall be deposited into the Borough's general fund or another account as permitted by law.

I. Resolution 78-26 – Adopting the Operating Manual for the Administration of the Affordability Assistance Program

Resolution # 78-26
5-13-2026

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

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY ADOPTING THE OPERATING MANUAL FOR THE ADMINISTRATION OF THE AFFORDABILITY ASSISTANCE PROGRAM

WHEREAS, in accordance with the Fair Housing Act ("FHA") and the Administrative Office of the Court's Directive No. 14-24 (the "Directive"), the Borough of East Newark (the "Borough") filed a timely Fourth Round Declaratory Judgment Complaint (the "DJ Action") with the Affordable Housing Dispute Resolution Program (the "Program"), along with its binding resolution, on January 31, 2025, accepting a Fourth Round Present and Prospective Need; and

WHEREAS, by Order Affirming and Fixing Present and Prospective Need Affordable Housing Obligation entered on April 7, 2025, the Court ordered that (1) the Borough had established jurisdiction for the Program by filing the DJ Action within 48 hours of adopting a binding resolution, Resolution #15-25 adopted on January 30, 2025, to confirm its present and prospective affordable housing obligations; (2) the Borough will prepare and adopt a Fourth Round Housing Element and Fair Share plan (4th Round HEFSP"), which will be adopted by the Borough's Planning Board (the "Planning Board") and subsequently endorsed by the Borough's Council, no later than June 30, 2025; and (3) the Borough shall have continued immunity from all exclusionary zoning lawsuits, including builder's remedy lawsuits; and

WHEREAS, by Resolution #93-25 adopted on June 26, 2025, the Borough endorsed and sought approval of the 4th Round HEFSP, which had been previously approved by the Planning Board on June 26, 2025; and

WHEREAS, by Resolution #94-25 adopted on June 26, 2025, the Borough Council adopted the Borough of East Newark Affordable Housing Trust Fund Fourth Round Spending Plan, dated June 12, 2025 (the 'Spending Plan"); and

WHEREAS, the Fair Share Housing Center ("FSHC") filed a letter in the DJ Action regarding the Borough's 4th Round HEFSP on August 30, 2025 seeking additional information and documentation, including an operating manual, prior to approval by the Program and Court; and

WHEREAS, in accordance with the FHA and the New Jersey Uniform Housing Affordability Controls (N.J.A.C. 5:80-26-1, et seq.), as amended (the "Regulations"), the Borough is required to adopt all program operating manuals, which set forth the procedures for administering the programs and their associated affordability controls for affordable housing units created within the Borough as part of its compliance certification; and

WHEREAS, FSHC, during the process of drafting a consent order to be filed with the Court in furtherance of compliance with the Program, requested that the Borough adopt an operating manual for the administration of the affordability assistance program; and

WHEREAS, the Borough's planner and Community Planning Consultants, Heyer, Gruel & Associates, prepared the Operating Manual For The Administration Of The Affordability Assistance Program, dated April 2026 (the Affordability Assistance Manual"), which Affordability Assistance Manual is attached hereto as Exhibit "A"; and

WHEREAS, the Borough Council, at its public meeting on May 13, 2026, reviewed and considered the Affordability Assistance Manual; and

WHEREAS, the Borough has prepared the Affordability Assistance Manual consistent with the FHA, the implementing Regulations thereunder and the FSHC request.

NOW, THEREFORE BE IT RESOLVED, that the Council of the Borough of East Newark, in the County of Hudson, State of New Jersey hereby adopts the Affordability Assistance Manual, dated April 2026, in substantially the form that is attached hereto as Exhibit A.

J. Resolution 79-26 – Adopting the Updated Affirmative Marketing Plan

Resolution # 79-26
5-13-2026

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

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY ADOPTING THE UPDATED AFFIRMATIVE MARKETING PLAN

WHEREAS, in accordance with the Fair Housing Act ("FHA") and the Administrative Office of the Court's Directive No. 14-24 (the "Directive"), the Borough of East Newark (the "Borough") filed a timely Fourth Round Declaratory Judgment Complaint (the "DJ Action") with the Affordable Housing Dispute Resolution Program (the "Program"), along with its binding resolution, on January 31, 2025, accepting a Fourth Round Present and Prospective Need; and

WHEREAS, by Order Affirming and Fixing Present and Prospective Need Affordable Housing Obligation entered on April 7, 2025, the Court ordered that (1) the Borough had established jurisdiction for the Program by filing the DJ Action within 48 hours of adopting a binding resolution, Resolution #15-25 adopted on January 30, 2025, to confirm its present and prospective affordable housing obligations; (2) the Borough will prepare and adopt a Fourth Round Housing Element and Fair Share plan (4th Round HEFSP"), which will be adopted by the Borough's Planning Board (the "Planning Board") and subsequently endorsed by the Borough's Council, no later than June 30, 2025; and (3) the Borough shall have continued immunity from all exclusionary zoning lawsuits, including builder's remedy lawsuits; and

WHEREAS, by Resolution #93-25 adopted on June 26, 2025, the Borough endorsed and sought approval of the 4th Round HEFSP, which had been previously approved by the Planning Board on June 26, 2025; and

WHEREAS, the Fair Share Housing Center ("FSHC") filed a letter in the DJ Action regarding the Borough's 4th Round HEFSP on August 30, 2025 seeking additional information and documentation prior to approval by the Program and Court; and

WHEREAS, in accordance with the FHA and the New Jersey Uniform Housing Affordability Controls (N.J.A.C. 5:80-26-1, et seq.), as amended and N.J.A.C. 5:99 (the "Regulations"), the Borough is required to adopt all program operating manuals, which set forth the procedures for

administering the programs and their associated affordability controls for affordable housing units created within the Borough as part of its compliance certification; and

WHEREAS, by Resolution No. 51-26 adopted on March 11, 2026, the Borough adopted the Affirmative Fair Housing Marketing Plan for Region 1 (the "Affordable Marketing Plan") and subsequently filed it with the Court in accordance with the Program requirements; and

WHEREAS, FSHC, during the process of drafting a consent order to be filed with the Court in furtherance of compliance with the Program, requested that the Borough amend the Affirmative Marketing Plan; and

WHEREAS, in accordance with FSHC request, the Borough's planner and Community Planning Consultants, Heyer, Gruel & Associates, amended the Affirmative Marketing Plan (the "Updated Marketing Plan"), which Updated Marketing Plan is attached hereto as Exhibit "A"; and

WHEREAS, the Borough Council, at its public meeting on May 13, 2026, reviewed and considered the Updated Marketing Plan; and

WHEREAS, the Borough has prepared the Updated Marketing Plan consistent with the FHA, the implementing Regulations thereunder and the FSHC request.

NOW, THEREFORE BE IT RESOLVED, that the Council of the Borough of East Newark, in the County of Hudson, State of New Jersey hereby adopts the Updated Affirmative Fair Housing Marketing Plan, in substantially the form that is attached hereto as Exhibit A.

K. Resolution 80-26 – Adopting the Operating Manuel for the Administration of the Rehabilitation Program Updated April 2026

Resolution # 80-26
5-13-2026

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

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF EAST NEWARK, COUNTY OF HUDSON, STATE OF NEW JERSEY ADOPTING THE OPERATING MANUAL FOR THE ADMINISTRATION OF THE REHABILITATION PROGRAM UPDATED APRIL 2026

WHEREAS, in accordance with the Fair Housing Act ("FHA") and the Administrative Office of the Court's Directive No. 14-24 (the "Directive"), the Borough of East Newark (the "Borough") filed a timely Fourth Round Declaratory Judgment Complaint (the "DJ Action") with the Affordable Housing Dispute Resolution Program (the "Program"), along with its binding resolution, on January 31, 2025, accepting a Fourth Round Present and Prospective Need; and

WHEREAS, by Order Affirming and Fixing Present and Prospective Need Affordable Housing Obligation entered on April 7, 2025, the Court ordered that (1) the Borough had established jurisdiction for the Program by filing the DJ Action within 48 hours of adopting a binding resolution, Resolution #15-25 adopted on January 30, 2025, to confirm its present and prospective affordable housing obligations; (2) the Borough will prepare and adopt a Fourth Round Housing Element and Fair Share plan (4th Round HEFSP"), which will be adopted by the Borough's Planning Board (the "Planning Board") and subsequently endorsed by the Borough's Council, no later than June 30, 2025; and (3) the Borough shall have continued immunity from all exclusionary zoning lawsuits, including builder's remedy lawsuits; and

WHEREAS, by Resolution #93-25 adopted on June 26, 2025, the Borough endorsed and sought approval of the 4th Round HEFSP, which had been previously approved by the Planning Board on June 26, 2025; and

WHEREAS, by Resolution #94-25 adopted on June 26, 2025, the Borough Council adopted the Borough of East Newark Affordable Housing Trust Fund Fourth Round Spending Plan, dated June 12, 2025 (the 'Spending Plan"); and

WHEREAS, the Fair Share Housing Center ("FSHC") filed a letter in the DJ Action regarding the Borough's 4th Round HEFSP on August 30, 2025 seeking additional information and documentation, including an operating manual, prior to approval by the Program and Court; and

WHEREAS, in accordance with the FHA and the New Jersey Uniform Housing Affordability Controls (N.J.A.C. 5:80-26-1, et seq.), as amended (the "Regulations"), the Borough is required to adopt all program operating manuals, which set forth the procedures for administering the programs and their associated affordability controls for affordable housing units created within the Borough as part of its compliance certification; and

WHEREAS, by Resolution No. 52-26 adopted on March 11, 2026, the Borough adopted the Operating Manual for the Administration of the Rehabilitation Program, dated March 2026 (the "Rehabilitation Program Manual") and subsequently filed it with the Court in accordance with the Program requirements; and

WHEREAS, FSHC, during the process of drafting a consent order to be filed with the Court in furtherance of compliance with the Program, requested that the Borough amend the Rehabilitation Program Manual; and

WHEREAS, the Borough's planner and Community Planning Consultants, Heyer, Gruel & Associates, amended the Rehabilitation Program Manual, updated April 2026 (the "Updated Rehabilitation Program Manual"), which Updated Rehabilitation Program Manual is attached hereto as Exhibit "A"; and

WHEREAS, the Borough Council, at its public meeting on May 13, 2026, reviewed and considered the Updated Rehabilitation Program Manual; and

WHEREAS, the Borough has prepared the Updated Rehabilitation Program Manual consistent with the FHA, the implementing Regulations thereunder and the FSHC request.

NOW, THEREFORE BE IT RESOLVED, that the Council of the Borough of East Newark, in the County of Hudson, State of New Jersey hereby adopts the Operating Manual for the Administration of the Rehabilitation Program, updated April 2026, in substantially the form that is attached hereto as Exhibit A.

L. Resolution 81-26 – Authorizing the Borough of East Newark to Seek Fair and Open Process in Compliance with the Pay to Play Statutes for the Receipt of Proposals and/or Qualifications for Part-Time Municipal Administrator Services

Resolution # 81-26
5-13-2026

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

AUTHORIZING THE BOROUGH OF EAST NEWARK TO SEEK FAIR AND OPEN PROCESS IN COMPLIANCE WITH THE PAY TO PLAY STATUTES FOR THE RECEIPT OF PROPOSALS AND/OR QUALIFICATIONS FOR PART-TIME MUNICIPAL ADMINISTRATOR SERVICES

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. mandates a municipality to comply with Pay to Play requirements; and

WHEREAS, the Mayor and Council of the Borough of East Newark ("Borough") wish to receive and consider proposals for services as may be needed by the Borough on June 5, 2026 at 4:00PM, including but not limited to legal/professional services as follows:

Part-Time Municipal Administrator Services

WHEREAS, the Borough has previously committed itself to utilizing a Fair and Open Process for the solicitation and review of proposals and qualifications for legal/professional and/or extraordinary unspecifiable services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of East Newark, County of Hudson, and State of New Jersey as follows:

1. The aforesaid recitals are incorporated herein as though fully set forth at length;

2. The Borough Clerk is authorized and directed to publish and advertise a Request for Proposals and/or Qualifications for the various legal/professional services as may be needed by the Borough.

BUDGET RESOLUTIONS

A. Resolution 82-26 – Requesting Permission for the Dedication by Rider for Revenues Derived From Celebration and Public Events

A motion was made by Councilwoman Evaristo, second by Councilman K. Graham to adopt Resolution 82-26. The motion was adopted by the following votes.

Ayes:	De Oliveira; Evaristo; K. Graham; R. Graham; Pinto; Zincavage
Nays:	None
Abstain:	None
Absent:	None

Resolution # 82-26
5-13-2026

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

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR REVENUES DERIVED FROM CELEBRRATION AND PUBLIC EVENTS PURSUANT TO N.J.S.A. 40A:5-29

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A. 40A:5-29 et seq. provides for the creation of celebration and public events; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the 130th Anniversary Celebration are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council for the Borough of East Newark, County of Hudson, and State of New Jersey as follows:

1. The Mayor and Council do hereby request permission of the Director of the Division of Local Government Services to pay expenditures for future celebration and public events in accordance with N.J.S.A. 40A:5-29; and

2. The Clerk for the Borough of East Newark, County of Hudson, State of New Jersey is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

B. Resolution 83-26 – Making Application to the Local Finance Board Pursuant to NJSA 40A:4-45.3(e)

A motion was made by Councilman K. Graham, second by Councilman De Oliveira to adopt Resolution 83-26. The motion was adopted by the following votes.

Ayes:	De Oliveira; Evaristo; K. Graham; R. Graham; Pinto; Zincavage
Nays:	None
Abstain:	None
Absent:	None

Resolution # 83-26
5-13-2026

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

RESOLUTION OF THE BOROUGH OF EAST NEWARK MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:4-45.3 (EE)

WHEREAS, the Mayor and Council of the Borough of East Newark in the County of Hudson desires to make application to the Local Finance Board for its approval of a proposed Cash Surplus waiver pursuant to N.J.S.A. 40A:4-45.3(ee) and,

WHEREAS, the Mayor and Council believes that:

a) it is in the public interest to accomplish such purpose; and,

b) the Cash Surplus Waiver is for the health, wealth, convenience or betterment of the inhabitants of the Borough of East Newark; and,

c) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Borough of East Newark and will not create an undue financial burden to be placed upon the Borough of East Newark;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of East Newark as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the Chief Financial Officer, along with other representatives of the Borough of East Newark are hereby authorized to prepare such application and to represent the Borough of East Newark in matters pertaining thereto.

Section 2. The Borough Clerk of the Borough of East Newark is hereby directed to file a copy of the proposed Cash Surplus waiver with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

C. Resolution 84-26 – Governing Body Certification of Compliance With the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

A motion was made by Councilwoman Evaristo, second by Councilman De Oliveria to adopt Resolution 84-26. The motion was adopted by the following votes.

Ayes:	De Oliveira; Evaristo; K. Graham; R. Graham; Pinto; Zincavage
Nays:	None
Abstain:	None
Absent:	None

Resolution # 84-26
5-13-2026

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

GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," as amended, 42 U.S.C. § 2000e et seq., (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; *and*

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Governing Body of the Borough of East Newark, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

D. Resolution 85-26 – Approving the 2026 Temporary Capital Budget

A motion was made by Councilwoman Evaristo, second by Councilman Pinto to adopt Resolution 85-26. The motion was adopted by the following votes.

Ayes:	De Oliveira; Evaristo; K. Graham; R. Graham; Pinto; Zincavage
Nays:	None
Abstain:	None
Absent:	None

Resolution # 85-26
5-13-2026

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

RESOLUTION APPROVING THE 2026 TEMPORARY CAPITAL BUDGET

WHEREAS, the Borough of East Newark desires to establish the 2026 Temporary Capital Budget of said municipality by inserting therein the following project.

NOW, THEREFORE BE IT RESOLVED by the Council of the Borough of East Newark as follows:

Section 1. The 2026 Temporary Capital Budget of the Borough of East Newark is hereby established by the adoption of the schedule to read as follows:

Temporary Capital Budget of the Borough of East Newark, County of Hudson, New Jersey

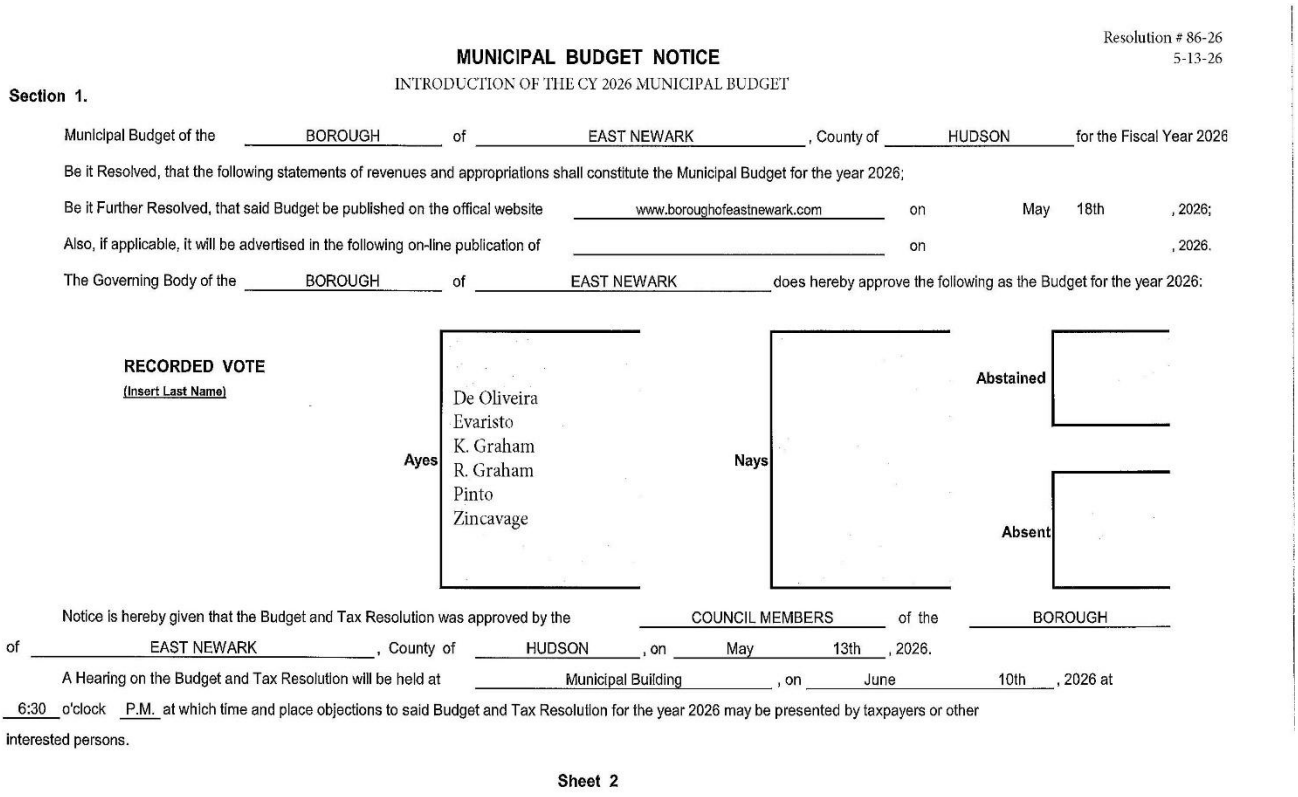
Projects Scheduled for 2026 Method of Financing

Project	**Est. Costs**	**Grants**	**Budget Appr. Fund**	**Capital Imp. Fund**	**Bonds**	**Self-Liquidating Bonds**
Various Capital Improvements	238,000			12,000	226,000	
Improvement of Reynolds Ave And Central Ave	550,000				550,000	
Repairs of Water Leaks and Replacement of Valves	63,000					63,000

E. Resolution 86-26 – Introduction of the CY 2026 Municipal Budget

A motion was made by Councilman K. Graham, second by Councilman De Oliveira to adopt Resolution 82-26. The motion was adopted by the following votes.

Ayes: De Oliveira; Evaristo; K. Graham; R. Graham; Pinto; Zincavage
Nays: None
Abstain: None
Absent: None



Resolution # 86-26
5-13-26

MUNICIPAL BUDGET NOTICE
INTRODUCTION OF THE CY 2026 MUNICIPAL BUDGET

Section 1.

Municipal Budget of the BOROUGH of EAST NEWARK, County of HUDSON for the Fiscal Year 2026

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2026;

Be it Further Resolved, that said Budget be published on the offical website www.boroughofeastnewark.com on May 18th, 2026;

Also, if applicable, it will be advertised in the following on-line publication of _____ on _____, 2026.

The Governing Body of the BOROUGH of EAST NEWARK does hereby approve the following as the Budget for the year 2026:

RECORDED VOTE
(Insert Last Name)

Ayes	De Oliveira Evaristo K. Graham R. Graham Pinto Zincavage	**Nays**	
		Abstained	
		Absent	

Notice is hereby given that the Budget and Tax Resolution was approved by the COUNCIL MEMBERS of the BOROUGH of EAST NEWARK, County of HUDSON, on May 13th, 2026.

A Hearing on the Budget and Tax Resolution will be held at Municipal Building, on June 10th, 2026 at 6:30 o'clock P.M. at which time and place objections to said Budget and Tax Resolution for the year 2026 may be presented by taxpayers or other interested persons.

Sheet 2

ORDINANCES

A. Ordinance 5-2026 – **INTRODUCTION** – Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank Pursuant to NJSA 40A:4-45.14

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

Ayes: De Oliveira; Evaristo; K. Graham; R. Graham; Pinto; Zincavage
Nays: None
Abstain: None
Absent: None

ORDINANCE NUMBER 05-2026

FIRST READING/
INTRODUCTION: May 13, 2026

SECOND READING/
PUBLIC HEARING/
ADOPTION: June 10, 2026

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 2.00% 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 2026 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 1.50% increase in the budget for said year, amounting to $55,502.95 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 2026 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 $129,506.88 and that the CY 2026 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.

B. Ordinance 6-2026 – **INTRODUCTION** – Bond Ordinance to Authorize the Making of Various Public Improvements and the Acquisition of New Additional or Replacement Equipment and Machinery and a New Automotive Vehicle, Including Original Apparatus and Equipment, in, by and for the Borough of East Newark, in the County of Hudson, State of New Jersey, to Appropriate the Sum of $238,000 to Pay the Cost Thereof, to make a Down Payment, to Authorize the Issuance of Bonds to Finance Such Appropriation and to Provide for the Issuance of Bond Anticipation Notes in Anticipation of the Issuance of Such Bonds

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

Ayes:	De Oliveira; Evaristo; K. Graham; R. Graham; Pinto; Zincavage
Nays:	None
Abstain:	None
Absent:	None

ORDINANCE NUMBER 06-2026

FIRST READING/
INTRODUCTION: May 13, 2026

SECOND READING/
PUBLIC HEARING/
ADOPTION: June 10, 2026

ORDINANCE

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

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND A NEW AUTOMOTIVE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF $238,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of East Newark, in the County of Hudson, State of New Jersey, as follows:

Section 1. The Borough of East Newark, in the County of Hudson, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery and a new automotive vehicle, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said

obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (l) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition of a new automotive vehicle (with a gross vehicle weight rating (GVWR) in excess of 15,000 pounds), including original apparatus and equipment, consisting of a dump truck for the use of Department of Public Works ("DPW").

Appropriation and Estimated Cost	$130,000
Down Payment Appropriated	$ 6,850
Bonds and Notes Authorized	$123,150
Period of Usefulness	10 years

B. (i) Installation of lighting and an electric meter at Veterans Soccer Field, (ii) cleaning and video inspection of sanitary sewer lines at various locations and (iii) acquisition of new additional or replacement equipment and machinery consisting of a snow removal machine for the use of the DPW.

Appropriation and Estimated Cost	$108,000
Down Payment Appropriated	$ 5,150
Bonds and Notes Authorized	$102,850
Period of Usefulness	15 years

Aggregate Appropriation and Estimated Cost	$238,000
Aggregate Down Payment Appropriated	$ 12,000
Aggregate Amount of Bonds and Notes Authorized	$226,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of $12,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 6. It is hereby determined and stated that moneys exceeding $12,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of $12,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding $226,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding $226,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 12.27 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by $226,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Hudson, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 14. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 15. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by

the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

C. Ordinance 7-2026 – **INTRODUCTION** – Bond Ordinance to Authorize the Repair of Water Leaks and Replacement of Valves at Various Locations in, by and for the Water Utility of the Borough of East Newark, in the County of Hudson, State of New Jersey, to Appropriate the Sum of $63,000 to pay the Cost Thereof, to Authorize the Issuance of Bonds to Finance Such Appropriation and to Provide for the Issuance of Bond Anticipation Notes in Anticipation of the Issuance of Such Bonds

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

Ayes:	De Oliveira; Evaristo; K. Graham; R. Graham; Pinto; Zincavage
Nays:	None
Abstain:	None
Absent:	None

ORDINANCE NUMBER 07-2026

FIRST READING/
INTRODUCTION: May 13, 2026

SECOND READING/
PUBLIC HEARING/
ADOPTION: June 10, 2026

ORDINANCE

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

BOND ORDINANCE TO AUTHORIZE THE REPAIR OF WATER LEAKS AND REPLACEMENT OF VALVES AT VARIOUS LOCATIONS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF $63,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of East Newark, in the County of Hudson, State of New Jersey, as follows:

Section 1. The Borough of East Newark, in the County of Hudson, State of New Jersey (the "Borough") is hereby authorized to repair water leaks and replace valves at various locations in, by and for the Water Utility of the Borough. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of $63,000 is hereby appropriated to the payment of the cost of making the improvements described in Section l hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized by this ordinance. No down payment is required for this bond ordinance pursuant to the provisions of N.J.S.A. 40A:2-11(c) and 40A:2-7(h). Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is $63,000, and (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is $63,000, and (5) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of $3,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses

and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that the Water Utility would have been self-liquidating, as defined in Section 47(a) of the Local Bond Law, during the fiscal year beginning January 1, 2025, had there been included in the interest and debt redemption charges for such year an amount equal to interest for one year at the rate of four and one half percentum (4½%) per annum on said bonds or notes, and the amount of the first installment of serial bonds legally issuable to finance such purpose plus an amount for charges as aforesaid with respect to all bonds and notes authorized but not issued for such Water Utility.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding $63,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding $63,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date,

shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by $63,000, but said $63,000 shall be deducted from gross debt pursuant to Section 44(c) of the Local Bond Law and that the issuance of the bonds and notes authorized by this ordinance is permitted by an exception to the debt limitations prescribed by the Local Bond Law as provided in Sections 47(a) and 7(h) of the Local Bond Law.

Section 10. Any funds received from private parties, the County of Hudson, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced

accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 12. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitations as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

D. Ordinance 8-2026 – **INTRODUCTION** – Bond Ordinance to Authorize the Improvement of Reynolds Avenue and Central Avenue (Each From Grant Avenue to Passaic Avenue) in, by and for the Borough of East Newark, in the County of Hudson, State of New Jersey, to Appropriate the Sum of $550,000 to pay the Cost Thereof, to Authorize the Issuance of Bonds to Finance Such Appropriation and to Provide for the Issuance of Bonds to Finance Such Appropriation and to Provide for the Issuance of Bond Anticipation Notes in Anticipation of the Issuance of Such Bonds

A motion was made by Councilwoman Evaristo, second by Councilman Pinto, that this Ordinance be introduced on first reading. The motion was adopted by the following votes.

Ayes:	De Oliveira; Evaristo; K. Graham; Pinto; Zincavage
Nays:	R. Graham
Abstain:	None
Absent:	None

ORDINANCE NUMBER 08-2026

FIRST READING/
INTRODUCTION: May 13, 2026

SECOND READING/
PUBLIC HEARING/
ADOPTION: June 10, 2026

ORDINANCE

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

BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF REYNOLDS AVENUE AND CENTRAL AVENUE (EACH FROM GRANT AVENUE TO PASSAIC AVENUE) IN, BY AND FOR THE BOROUGH OF EAST NEWARK, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF $550,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of East Newark, in the County of Hudson, State of New Jersey, as follows:

Section 1. The Borough of East Newark, in the County of Hudson, State of New Jersey (the "Borough"), is hereby authorized to improve Reynolds Avenue and Central Avenue (each from Grant Avenue to Passaic Avenue) in, by and for the Borough. Said improvement shall

include all work, materials and appurtenances necessary and suitable therefor. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 2. The sum of $550,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 of this ordinance (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. It is anticipated that a grant in the amount of $495,028 from the State of New Jersey Department of Transportation shall be received by the Borough to finance the cost of the improvement described in Section 1 hereof. Said grant funds shall be applied as set forth in Section 9 hereof. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law, (3) the estimated cost of said purpose is $550,000, (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is $550,000, and (5) the cost of said purpose, as hereinbefore stated, includes the aggregate amount of $105,000, which is estimated to be necessary to finance the cost of said purpose, including architect’s fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding $550,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said

bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding $550,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 8. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by $550,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 9. Any funds received from private parties, the County of Hudson, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of said purpose shall be applied to the payment of the cost of said purpose or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 10. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 11. The Borough intends to issue bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 12. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment

of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 13. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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. Administrator's Report – April 2026
B. Construction Department – April 2026
C. Fire Department – April 2026
D. Health Department – April 2026
E. Police Department – April 2026
F. Senior Department – April 2026

PUBLIC PORTION

No one wished to be heard

ADJOURNMENT

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

Ayes:	De Oliveira; Evaristo; K. Graham; R. Graham; Pinto; Zincavage
Nays:	None
Abstain:	None
Absent:	None

The Regular Meeting was adjourned at 7:02 P.M.

Respectfully Submitted,

Dr. Cosmo A. Cirillo, RMC
Borough Clerk

Dated: June 10, 2026
Accepted and approved by Council: Resolution 87-26