

**MINUTES**  
**REGULAR MEETING**  
**MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY**  
**MARCH 11, 2019 ~ 7:00 P.M.**

*“Each person addressing the Council shall first give their name and address to the Clerk.  
All remarks shall be addressed to the Council as a body and not to any member thereof and, shall not exceed five (5) minutes in duration.”  
(Chapter 5-63 (C) Rules of Order No. 3)*

**ROLL CALL**

**PRESENT:** Councilmembers Baker, Bresenhan, Brown,  
Gibilisco, Miles, Wenson Maier, Mojica, Farrar

**ABSENT:** Councilmember Cox

**OPEN PUBLIC MEETING STATEMENT:**

City Clerk Rayna E. Harris announced the meeting had been advertised and posted in accordance with the Open Public Meetings Act of the State of New Jersey.

This Meeting was called pursuant to the provisions of the Open Public Meetings Act. Notice of this meeting was sent to the Union County Local Source, Home News Tribune, and the Star Ledger. In addition, copies of notice were posted on the bulletin board in the Municipal Building and filed in the Office of the City Clerk. Notices on the bulletin board have remained continuously posted. Proper notice having been given, the City Clerk is directed to include this statement in the minutes of this meeting.

**PLEDGE OF ALLEGIANCE and INVOCATION**

Council President Farrar led the Pledge of Allegiance.

In the absence of a Member of the Clergy, Councilman David Brown offered the invocation.

**PRESENTATIONS**

Women’s History Month

Mayor Raymond A. Giacobbe had Councilwoman Wenson Maier read and present the proclamation

**APPROVAL OF MINUTES**

February 5, 2019	7 p.m.	Pre-Meeting Conference & Executive Closed Session
February 11, 2019	7 p.m.	Regular Meeting

Motion was made by Councilmember Bresenhan and seconded by Councilmember Brown to accept and approve the above listed minutes.

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Miles, Wenson Maier, Mojica, and Farrar

**ABSENT:** Councilmember Cox

Council President Farrar declared the motion carried.

**COMMUNICATIONS FROM MAYOR, REPORTS OF CITY OFFICERS AND LIST OF PAYMENT OF BILLS**

The Members of Council accepted the reports and list of payment of bills.

**REPORTS OF COUNCIL COMMITTEES**

No reports were offered.

**HEARINGS OF CITIZENS: ITEMS ON AGENDA**

Except Ordinances on Second Reading. (Five Minutes per Speaker)

With no one appearing, Council President Farrar declared the hearing of citizens closed.

**CONSENT AGENDA**

All items listed with an asterisk (\*) are considered routine by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council Member or Citizen so requests, in which event the item will be removed from the general order of business and considered in its normal sequence on the Agenda.

A motion was made by Councilmember Baker seconded by Councilmember Wenson Maier to add Resolutions **AR-74-19**, **AR-95-19**, **AR-96-19**, and **AR-97-19** to the Consent Agenda, and was adopted by the following vote:

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Miles, Wenson Maier, Mojica, and Farrar

**ABSENT:** Councilmember Cox

Council President Farrar declared the motion carried.

Motion made by Councilmember Bresenhan seconded by Councilmember Baker to adopt the **Consent Agenda**, and was adopted by the following vote:

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Miles, Wenson Maier, Mojica, and Farrar

**ABSENT:** Councilmember Cox

Council President Farrar declared the motion carried.

**ORDINANCES - FIRST READING**

No items were offered.

**RESOLUTIONS**

*	<b>AR-63-19</b>	RESOLUTION AUTHORIZING REFUND OF PARKS & RECREATION FEES – MARCH 2019 ( <b>Cox/ Gibilisco</b> )
*	<b>AR-64-19</b>	RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF WATER BILLS - MARCH 2019 ( <b>Miles/ Mojica</b> )
*	<b>AR-65-19</b>	RESOLUTION AUTHORIZING REFUND OF CITY CLERK FEES FOR MOTION PICTURE AND FILMING PERMIT BONDS - MARCH 2019 ( <b>Brown/ Mojica</b> )
*	<b>AR-66-19</b>	RESOLUTION AUTHORIZING REFUND OF PARKING DIVISION FEES – MARCH 2019 ( <b>Farrar/ Miles</b> )
*	<b>AR-67-19</b>	RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO ENTER INTO THE NEW JERSEY COOPERATIVE PURCHASING ALLIANCE COOPERATIVE PRICING AGREEMENT ( <b>Farrar/ Brown</b> )
*	<b>AR-68-19</b>	RESOLUTION GRANTING PERMISSION TO HOLD THE 2019 ANNUAL HOT RODS AND HARLEYS EVENT ( <b>Cox/ Miles</b> )
*	<b>AR-69-19</b>	RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3

	(SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (HOT RODS & HARLEYS 2019) (Cox/ Gibilisco)
* AR-70-19	RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3 (SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (CUBANU RESTAURANT & LOUNGE) (Cox/ Farrar)
* AR-71-19	RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3 (SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (LUCIANO'S RISTORANTE) (Cox/ Gibilisco)
* AR-72-19	RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3 (SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (THE IRVING INN SOCIAL/WINE HOUSE & KITCHEN) (Cox/ Mojica)
* AR-73-19	RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3 (SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (WATT HOTEL) (Cox/ Farrar)
AR-74-19	RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3 (SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (IL FORNO A LEGNA)
* AR-75-19	RESOLUTION AUTHORIZING THE TRANSFER OF CY 2018 BUDGET APPROPRIATION RESERVES (Farrar/ Brown)
* AR-76-19	RESOLUTION AWARDDING A CONTRACT TO NAJMEE TECHNOLOGIES FOR LOCAL AREA NETWORK (LAN) MANAGEMENT (Farrar/ Mojica)
* AR-77-19	RESOLUTION AWARDDING A SERVICE AGREEMENT CONTRACT TO LERCH, VINCI, HIGGINS FOR FORENSIC AUDITING SERVICES (Gibilisco/ Cox)
* AR-78-19	RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE CY 2018 (Miles/Brown)
* AR-79-19	RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATE FOR A 2014 TAX LIEN (Farrar/ Mojica)
* AR-80-19	RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF A SENIOR DEDUCTION FOR THE CY 2018 (Cox/ Gibilisco)
* AR-81-19	RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF A WIDOW OF A VETERAN DEDUCTION FOR THE CY 2018 (Gibilisco/ Miles)
* AR-82-19	RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF A VETERAN DEDUCTION FOR THE CY 2018 (Brown/ Mojica)
* AR-83-19	RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENTS DUE TO SUCCESSFUL JUDGMENTS IN THE TAX COURT OF NEW JERSEY (GUEST PACKAGING, LLC) (Farrar/ Miles)
* AR-84-19	RESOLUTION AWARDDING CONTRACT TO RAGNASOFT INC. FOR LICENSEING AND SUPPORT OF THE PLANIT SHCEDULING SOFTWARE (Farrar/ Brown)
* AR-85-19	RESOLUTION AWARDDING A CONTRACT TO JOHNSTON COMMUNICATIONS FOR SUPPORT AND MAINTENANCE OF THE SENTINAL PATRIOT 911 COMMUNICATIONS SYSTEM (Mojica/ Miles)
* AR-86-19	RESOLUTION APPROVING AND AUTHORIZING THE EXTENSION OF THE CONTRACT FOR THE PROVISION OF ANIMAL CONTROL SERVICES (Cox/ Gibilisco)
* AR-87-19	RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND MASER CONSULTING, P.A. FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE 2019 ROAD RESURFACING, CRACK SEALING AND SIDEWALK IMPROVEMENTS (Brown/ Farrar)
* AR-88-19	RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE

		CITY OF RAHWAY AND CME ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH PRELIMINARY ENGINEERING OF THE WATER TREATMENT PLANT INTAKE STRUCTURE IMPROVEMENTS ( <b>Brown/ Miles</b> )
*	<b>AR-89-19</b>	RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND CME ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH PRELIMINARY ENGINEERING OF THE WITHERSPOON STREET OUTFALL IMPROVEMENTS ( <b>Brown/ Farrar</b> )
*	<b>AR-90-19</b>	RESOLUTION RATIFYING THE AWARD OF AN EMERGENCY CONTRACT TO B&W CONSTRUCTION COMPANY FOR SANITARY SEWER REPAIR ON ALLEN STREET PURSUANT TO N.J.S.A. 40A:11-6 ( <b>Mojica/ Farrar</b> )
*	<b>AR-91-19</b>	RESOLUTION AUTHORIZING THE EXECUTION OF AN ACCESS AGREEMENT WITH MR. IN KOO FOR THE INSTALLATION OF GROUNDWATER MONITORING WELLS ON MUNICIPAL PROPERTY ( <b>Gibilisco/ Farrar</b> )
*	<b>AR-92-19</b>	RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR MODIFICATIONS TO THE EXISTING SEWER SYSTEM NECESSARY TO CONSTRUCT ADA RAMPS ON ROUTE 27 ( <b>Cox/ Miles</b> )
*	<b>AR-93-19</b>	RESOLUTION AUTHORIZING THE MAYORS COUNCIL FOR RAHWAY RIVER WATERSHED FLOOD CONTROL MUNICIPAL COST SHARING AGREEMENT-FY 2019 ( <b>Farrar/ City Council</b> )
*	<b>AR-94-19</b>	RESOLUTION AUTHORIZING A USE AND OCCUPANCY AGREEMENT WITH THE RAHWAY RIVER ASSOCIATION, D/B/A RAHWAY RIVER WATERSHED ASSOCIATION, FOR USE OF 337 EAST MILTON AVENUE ( <b>Brown/ Miles</b> )
	<b>AR-95-19</b>	RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO EXECUTE AN ADDENDUM TO THE COOPERATIVE PURCHASING AGREEMENT WITH CERTAIN MUNICIPALITIES FOR AN AUTOMATED BRINE MAKER
	<b>AR-96-19</b>	RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY OF UNION AND THE BOARD OF EDUCATION OF THE CITY OF RAHWAY FOR TURF FIELD PROJECT LOCATED AT RAHWAY HIGH SCHOOL
	<b>AR-97-19</b>	RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO PROCESS AND INVOLUNTARY DISABILITY RETIREMENT APPLICATION

**ORDINANCES – FINAL ADOPTION/SECOND READING**

<b>O-01-19</b>	<p>AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING; 265 CENTRAL AVENUE (<b>Miles / Mojica</b>)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance <b>O-01-19</b> on first reading was made by Councilmember Miles, seconded by the entire Councilmember Mojica and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Bresenhan, Brown, Gibilisco, Miles, Wenson Maier, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Cox</p> <p>Council President Farrar declared the motion carried.</p>
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# ORDINANCE

## CITY OF RAHWAY, NEW JERSEY

No.     O-01-19    

### AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING

**NOW, THEREFORE,** be it ordained, by the City Council of the City of Rahway, County of Union, State of New Jersey, as follows:

**Section 1.** “Chapter 401: Vehicles and Traffic, § 401-79 Schedule XXI: Handicapped Parking

**Add:**

On Esterbrook Avenue on the side of 265 Central Avenue  
East Side – From the apex of Central Avenue heading north 33” and extending to a point 22’  
north thereof.

**Section 2.** All Ordinances or parts of Ordinances inconsistent herewith are repealed.

**Section 3.** If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**Section 4.** This Ordinance shall become effective after second reading and publication as required by law.

<b>O-02-19</b>	<p>AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING; 254 WEST LAKE AVENUE (Cox/Brown)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance <b>O-02-19</b> on first reading was made by Councilmember Bresenhan, seconded by the entire Councilmember Brown and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Bresenhan, Brown, Gibilisco, Miles, Wenson Maier, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Cox</p> <p>Council President Farrar declared the motion carried.</p>
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# ORDINANCE

## CITY OF RAHWAY, NEW JERSEY

No.     O-02-19    

### AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING

NOW, **THEREFORE**, be it ordained, by the City Council of the City of Rahway, County of Union, State of New Jersey, as follows:

**Section 1.** “Chapter 401: Vehicles and Traffic, § 401-79 Schedule XXI: Handicapped Parking

**Add:**

In front of 254 West Lake Avenue  
South Side – From the apex of Pierpont St. heading east 235” and extending to a point 22’ east thereof.

**Section 2.** All Ordinances or parts of Ordinances inconsistent herewith are repealed.

**Section 3.** If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**Section 4.** This Ordinance shall become effective after second reading and publication as required by law.

<b>O-03-19</b>	<p>AN ORDINANCE AMENDING CHAPTER 147 OF THE CODE OF THE CITY OF RAHWAY (DESIGNATED BIKEWAYS) (<b>Baker / Gibilisco</b>)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance <b>O-03-19</b> on first reading was made by Councilmember Baker, seconded by the entire Councilmember Gibilisco and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Bresenhan, Brown, Gibilisco, Miles, Wenson Maier, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Cox</p> <p>Council President Farrar declared the motion carried.</p>
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# ORDINANCE

# CITY OF RAHWAY, NEW JERSEY

No. O-03-19

## AN ORDINANCE AMENDING CHAPTER 147 OF THE CODE OF THE CITY OF RAHWAY (DESIGNATED BIKEWAYS)

NOW, THEREFORE, be it ordained, by the City Council of the City of Rahway, County of Union, State of New Jersey, as follows:

### Section 1. "Chapter 147: Bicycles, §147-11.1 Designated Bikeways

#### Add:

- A. The restriction contained in §147-11.1 hereinabove shall not apply to those sections of sidewalks that have been or shall be designated as official authorized bikeways. Each sidewalk or section thereof that has been or shall be designated as an official authorized bikeway shall have signs posted along the bikeway route designed such as an official authorized bikeway.
- B. The streets or parts of streets described in Schedule XXVIII (§401-87), attached to and made a part of this chapter, are hereby designated as Designated Bikeways in the direction(s) indicated.
- C. **Class I.** Streets segments with a travel lane of 15 feet or greater shall be considered acceptable for installation of Class I bicycle lanes consisting of a five-foot-wide bicycle lane demarcated with solid white line lane striping; and yellow striping bifurcating opposing bicycle travel lanes, where necessary; these lanes shall include standard bicycle symbols painted on the street and optional contrast coloring within the bike lanes clearly indicating the space as a bicycle lane. When a bikeway is designated within Class I, the bicycle lanes shall be located on the right side of two-way streets and the left side of one-way streets, between parking and travel lanes.
- D. **Class II.** Streets segments with a travel lane of less than 15 feet or with traffic patterns that make Class I bicycle lanes impractical, shall be considered acceptable for installation of Class II bicycle route markings consisting of standard bicycle symbols and double chevrons, also known as sharrows, painted on the street to communicate that drivers shall share the road with bicyclists; these routes may also include "Share the Road" posted signage. When a bikeway is designated as Class II, the routes shall have offset markings to the right of the travel lane center so that bicyclists are guided outside of the door sweep area of parked cars.
- E. Appropriate striping, pavement markings, and/or signage shall be used at intersections where streets transition between one-way and two-way traffic flow.
- F. Street designations and typical lane configurations are meant to be standard guidelines; however, all final bicycle lane and route configurations are subject to professional review and recommendation by the City Engineer and/or Police Department Traffic Bureau and shall be included in the City Code.

**Section 2.** All Ordinances or parts of Ordinances inconsistent herewith are repealed.

**Section 3.** If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**Section 4.** This Ordinance shall become effective after second reading and publication as required by law.

<b>O-04-19</b>	<p>AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) (<b>Bresenhan / Miles</b>)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance <b>O-04-19</b> on first reading was made by Councilmember Bresenhan, seconded by the entire Councilmember Miles and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Bresenhan, Brown, Gibilisco, Miles, Wenson Maier, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Cox</p> <p>Council President Farrar declared the motion carried.</p>
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## ORDINANCE CITY OF RAHWAY, NEW JERSEY

No.     **O-04-19**    

### AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC)

**NOW, THEREFORE,** be it ordained, by the City Council of the City of Rahway, County of Union, State of New Jersey, as follows:

**Section 1.** “Chapter 401: Vehicles and Traffic, **§401-87 Schedule XXVIII: Designated Bikeways**

**Add:**

<b>NAME OF STREET</b>	<b>LIMITS</b>
Broad Street	Between W. Lake Ave. and Campbell Street
Bond Street	Between Washington St. and Monroe Street
Central Avenue	Between Madison Ave. and Campbell St.
Campbell Avenue	Between E. Milton Ave. and Central Ave.
Elizabeth Avenue	Between Irving St. and Jackson Ave.



Irving Street	Between E. Milton Ave. and Elizabeth Ave.
Jackson Avenue	Between Elizabeth Ave. and Linden Ave.
Linden Avenue	Between Jackson Ave. and St. Georges Ave.
Madison Avenue	Between Bramhall Rd. and Old Lake Ave. Between Maple Ave. and Westfield Ave.
Maple Avenue	Between Old Lake Ave. and Madison Ave.
Monroe Street	Between Bond St. and Main St.
Old Lake Avenue	Between Madison Ave. and Maple Ave.
West Lake Street	Between Broad St. and Dukes Rd.

**Section 2.** All Ordinances or parts of Ordinances inconsistent herewith are repealed.

**Section 3.** If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**Section 4.** This Ordinance shall become effective after second reading and publication as required by law.

<b>O-05-19</b>	<p>BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE "CITY"); APPROPRIATING \$1,750,000 THEREFOR (INCLUDING GRANTS FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND THE NEW JERSEY DEPARTMENT OF TRANSPORTATION) AND AUTHORIZING THE ISSUANCE OF \$1,662,500 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF (<b>Farrar / Mojica</b>)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance <b>O-05-19</b> on first reading was made by Councilmember Farrar, seconded by the entire Councilmember Mojica and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Bresenhan, Brown, Gibilisco, Miles, Wenson Maier, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Cox</p> <p>Council President Farrar declared the motion carried.</p>
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# ORDINANCE

## CITY OF RAHWAY, NEW JERSEY

No.     O-05-19    

**BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE “CITY”); APPROPRIATING \$1,750,000 THEREFOR (INCLUDING GRANTS FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND THE NEW JERSEY DEPARTMENT OF TRANSPORTATION) AND AUTHORIZING THE ISSUANCE OF \$1,662,500 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF**

**BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

**SECTION 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the City of Rahway, in the County of Union, State of New Jersey (the “City”). For the said improvements or purposes stated in Section 3, there is hereby appropriated the amount of \$1,750,000, which amount includes \$225,000 as the amount of a grant expected to be received from the Community Development Block Grant Program (the “CDBG Grant”), \$650,000 as the amount of a grant expected to be received from the New Jersey Department of Transportation (the “NJDOT Grant”, and together with the CDBG Grant, the “Grants”), and \$87,500 as the amount of down payment for said improvements or purposes as required by the Local Bond Law, N.J.S.A. §40A:2-1 et seq. (the “Local Bond Law”). The down payment is now available by virtue of a provision or provisions in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$1,750,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the City are hereby authorized to be issued in the principal amount not exceeding \$1,662,500 pursuant to and within the limitations prescribed by the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the City in the principal amount not exceeding \$1,662,500 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

**SECTION 3. (a)** The improvements hereby authorized and purposes for the financing of which said obligations are to be issued include, but are not limited to, improvements to various roadways within the City, including, but not limited to, Bond Street (Washington Street to Monroe Street), Lafayette Street (Lawrence Street to Bond Street), Kearney Avenue (Whittier Street to Elizabeth Avenue), Rogers Court (St. Georges Avenue to cul-de-sac), Berthold Avenue (West Inman Avenue to Grove Street), Harvard Street (West Inman Avenue to Grove Street), Jensen Avenue (Grove Street to West Meadow Avenue), Grove Street (Harvard Street to Jefferson Avenue), Totten Street (Hancock Street to East Milton Avenue), Charlotte Place (Central Avenue to Stone Street), Mooney Place (Central Avenue to Stone Street), Farrell Terrace (cul-de-sac to Stone Street), Moses Drive (Jefferson Avenue to 315 feet east of Jefferson Avenue), Brown Place (Hamilton Street to Westfield Avenue), Elm Avenue (Jefferson Avenue to Beaver Place), Milton Boulevard at Richard Boulevard (intersection), Garden Street (Milton Boulevard to Elm Terrace), Diantonio Drive (Maurice Avenue to cul-de-sac), Trussler Place (Madison Avenue to Jefferson Avenue), and Madison Avenue (Westfield Avenue to Stone Street, Old Lake Avenue to West Lake Avenue, and Grove Street to West Lake Avenue), all such improvements include, but are not limited to, as applicable, reconstruction, installation and/or repair of sidewalks and driveway aprons, reconstruction or repair of handicap accessible

ramps for compliance with the requirements of the Americans with Disabilities Act, milling, paving, striping, reconstruction, sealing and resurfacing of various roadways, the repair and/or installation of curbs, retaining walls and curb ramps, drainage work, site work, clearing, tree planting and/or removal, roadway painting, landscaping, lawn and driveway restoration and other aesthetic improvements.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$1,662,500.

(c) The estimated cost of said improvements or purposes is \$1,750,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the amount of the down payment available for said purposes.

(d) All such improvements or purposes set forth in Section 3(a) shall include, but are not limited to, all engineering and design work, consulting, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and also shall include all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto and all in accordance with the plans and specifications therefor on file in the Office of the Clerk of the City and available for public inspection and hereby approved.

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Union make a contribution or grant in aid, including the Grants, to the City for the improvements and purposes authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Union. In the event, however, that any amount so contributed or granted, including the Grants, by the United States of America, the State of New Jersey, and/or the County of Union shall be received by the City after the issuance of the

bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the City as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. 40A:2-8.1. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this bond to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted

capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is ten (10) years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the City and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, and such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$1,662,500 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$200,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements herein before described.

**SECTION 8.** The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to

levy *ad valorem* taxes upon all the taxable property within the City for the payment of the principal of the obligations and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The City reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

**SECTION 10.** The City covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bonds and notes issued under this bond ordinance.

**SECTION 11.** The Chief Financial Officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City, which are authorized herein, and to execute such disclosure document on behalf of the City. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the

opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 12.** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

<b>O-06-19</b>	<p>BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL ACQUISITIONS AND IMPROVEMENTS FOR THE WATER UTILITY OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE "CITY"); APPROPRIATING \$600,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$600,000 BONDS OR NOTES OF THE WATER UTILITY OF THE CITY TO FINANCE THE COSTS THEREOF (<b>Brown / Baker</b>)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance <b>O-06-19</b> on first reading was made by Councilmember Brown, seconded by the entire Councilmember Baker and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Bresenhan, Brown, Gibilisco, Miles, Wenson Maier, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Cox</p> <p>Council President Farrar declared the motion carried.</p>
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## ORDINANCE

### CITY OF RAHWAY, NEW JERSEY

No.     **O-06-19**    

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL ACQUISITIONS AND IMPROVEMENTS FOR THE WATER UTILITY OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE "CITY"); APPROPRIATING \$600,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$600,000 BONDS OR NOTES OF THE WATER UTILITY OF THE CITY TO FINANCE THE COSTS THEREOF**



**BE IT ORDAINED AND ENACTED** BY THE CITY COUNCIL OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken by the Water Utility (the "Water Utility") of the City of Rahway, in the County of Union, State of New Jersey (the "City"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the amount of \$600,000 by the Water Utility of the City. Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), no down payment is required as the Water Utility is self-liquidating.

For the financing of said improvements or purposes described in Section 3 hereof, negotiable bonds of the Water Utility are hereby authorized to be issued in a principal amount not exceeding \$600,000 pursuant and within the limitations prescribed by to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the City in a principal amount not exceeding \$600,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

(a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued are for various capital improvements to the Water Utility of the City including, but not limited to, the replacement of water mains, the repair and/or replacement of valves, upgrades to the main office including, but not limited to, the entry door, and the purchase of a valve maintenance trailer.

(b) The estimated maximum amount of bonds or notes of the City to be issued for said purposes is \$600,000.

(c) The estimated cost of said improvements or purposes is \$600,000.

(d) All such improvements or purposes described above shall include, but are not limited to, as applicable, all engineering and design work, consulting, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and also shall include all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

In the event the United States of America, the State of New Jersey, and/or the County of Union make a contribution or grant in aid to the City for the improvements and purposes authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Union. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Union shall be received by the City after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the City as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. 40A:2-8.1. The Chief Financial Officer is hereby authorized to sell part

or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

The City hereby certifies that it has adopted a capital budget or a temporary capital budget of the Water Utility of the City, as applicable. The capital budget of the Water Utility of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget of the Water Utility of the City, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the City may lawfully undertake as general improvements for the Water Utility of the City, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements and purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of said bonds authorized by this bond ordinance, is 25.67 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the City and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, within New Jersey Department of Community Affairs, and such statement shows that the gross debt of the

City, as defined in the Local Bond Law, is increased by the authorization of the obligations provided for in this bond ordinance by \$600,000 and the obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An amount not exceeding \$115,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements described in Section 3 hereof.

(e) This bond ordinance authorizes obligations of the City solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c)

Unless paid from other sources, the full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. Unless paid from other sources, the obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the principal of the obligations and the interest thereon without limitation as to rate or amount.

The City reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section

3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

The City covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bonds and notes issued under this bond ordinance.

The Chief Financial Officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City, which are authorized herein, and to execute such disclosure document on behalf of the City. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

City Clerk Rayna E. Harris read the following statement: These Ordinances having been read on two separate days and having achieved the vote required by law is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

**MISCELLANEOUS** (Unfinished Business)

No items were offered.

**COMMUNICATIONS:** Hearing of Citizens on Any Item (Five Minutes per Speaker)

With no one appearing, Council President Farrar closed the public hearing.

**COUNCIL COMMENT:** (Three Minutes per Member)

The Council Members offered their remarks.

**ADJOURNMENT**

Motion to adjourn the meeting was made by Councilmember Brown; seconded by Councilmember Bresenhan at 7:38 p.m.

**YES:** Councilmembers Bresenhan, Brown, Cox,  
Gibilisco, Miles, Wenson Maier, Mojica, and Farrar

**ABSENT:** None

Council President Farrar declared the motion carried.

Approved:

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Rayna E. Harris, City Clerk

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Rodney Farrar, Council President

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-63-19

Date of Adoption: March 11, 2019


### RESOLUTION AUTHORIZING REFUND OF PARKS & RECREATION FEES – MARCH 2019

NOW, THEREFORE, **BE IT RESOLVED** by the Municipal Council of the City of Rahway that the Treasurer is authorized and directed to refund the following amount to the following people for fees incurred with the Department of Parks & Recreation:

<u>Name/Company</u>	<u>Address</u>	<u>Amount</u>	<u>Event</u>
United Tae Kwando Steven Brister		\$ 3,250.00	Cancelled Event
Rahway High School African American Alumni Association	PO Box 1763	\$100.00	Hart Street Park Rental
<b>Total</b>		<b>\$ 3,350.00</b>	

**BE IT FURTHER RESOLVED**, the refunds be sent to the above names and addresses listed above.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-64-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF WATER BILLS MARCH 2019


**WHEREAS**, it appears on the books and records of the Division of Water Accounts that the following Water Accounts have been overpaid; and

**WHEREAS**, the owner is due a refund of overpayment;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway that the Municipal Comptroller be and is hereby authorized and directed to refund the overpayment, to be made payable to:

<u>ACCOUNT NUMBER</u>	<u>NAME &amp; ADDRESS</u>	<u>AMOUNT OF REFUND</u>
5431022240	M & M Mortgage Service 12901 SW 132nd Avenue Miami, Florida 33186 S/A: 360 E. Milton Avenue	\$426.70

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan                      **Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-65-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING REFUND OF CITY CLERK FEES FOR MOTION PICTURE AND FILMING PERMIT BONDS – MARCH 2019

WHEREAS, motion picture and filming permits were obtained in the Office of the City Clerk; and

WHEREAS, Chapters 203-3 of the Code of the City of Rahway requires the posting of a bond to guarantee and secure the City against any damage to person or property and to guarantee cleanup and restoration of areas in which the filming takes place or other areas which may be damaged or destroyed because of the activities of the filming; and

WHEREAS, City of Rahway's Department of Recreation and Police Department have no objections to the return of the paid bonds.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway that the Treasurer is authorized and directed to refund the following amount to the following for fees incurred with the Office of the City Clerk:

<u>Name/Company</u>	<u>Address</u>	<u>Amount</u>
N Train Productions LLC	c/o Nick Candido 248 Audubon Avenue APT 35 New York, NY 10033	\$ 1,000.00
<b>Total</b>		<b>\$ 1,000.00</b>

BE IT FURTHER RESOLVED, the refunds be sent to the above names and addresses listed above.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

Motion: Bresenhan

Second: Baker

YES: Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

ABSENT: Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-66-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING REFUND OF PARKING DIVISION FEES MARCH 2019


**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway that the Treasurer is authorized and directed to refund the following amount to the following people for fees incurred with the Department of Administration, Division of Parking:

<u>Name</u>	<u>Address</u>	<u>Refund Amount</u>	<u>Reason</u>
Katherine McCue	1131 Kline Place Rahway, NJ 07065	\$ 25.00	Deposit
Jeanine Cucci	118 Tudor Drive Clark, NJ 07066	\$ 25.00 \$ 110.00	Deposit February 2019
Kenneth Earl	6300 Bayswater Trail Raleigh, NC 27612	\$ 25.00 \$ 110.00	Deposit January 2019
Christine Vasquez	37 Cayuga Road Cranford, NJ 07016	\$ 25.00	Deposit
Lisa Kaiser	17 Arnet Place Cranford, NJ 07016	\$ 90.00	H-43 Feb. Returned
Eddie Ramirez	10715 20th Place W Everett, WA 98204	\$ 25.00 \$ 110.00	Deposit January 2019
Mamdouh Samman	110-55 65th Ave, Unit 77A Forest Hills, NY	\$ 25.00	Deposit
Carol Ramirez	10715 20th Place W Everett, WA 98204	\$ 25.00 \$ 25.00	Deposit Deposit
Colin Ross	25 Meinzer Street Avenel, NJ 07001	\$ 16.25	Short Change

Nisha Kappillil	15 Greenwich Road Edison, NJ 08820	\$	25.00	Deposit
		\$	110.00	February 2019
Cory Pascarella	146 Normandy Road Colonia, NJ 07067	\$	25.00	Deposit
Michelle Matias	143 Harrison Avenue Colonia, NJ 07067	\$	25.00	Deposit
Ryan Garibaldi	16 Fisher Place Clark, NJ 07066	\$	25.00	Deposit
Andrew Aitken	400 Beach Avenue Garwood, NJ 07027	\$	25.00	Deposit
<b>Total</b>		\$	871.25	

**BE IT FURTHER RESOLVED**, the refunds be sent to the above names and addresses listed above.

**Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.**

  
**Rayna E. Harris, City Clerk**

**Consent Agenda Vote**

**Motion:** Bresenhan      **Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-67-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO ENTER INTO THE NEW JERSEY COOPERATIVE PURCHASING ALLIANCE COOPERATIVE PRICING AGREEMENT

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

**WHEREAS**, the County of Bergen, hereinafter referred to as the "Lead Agency " has offered voluntary participation in the New Jersey Cooperative Purchasing Alliance # CK04- a Cooperative Pricing System for the purchase of goods and services; and


**WHEREAS**, on March 5, 2019 the Municipal Council of the City of Rahway, County of Union, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services.

**NOW THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, pursuant to the provisions of N.J.S.A. 40A:11-11(5), that the Mayor, or Business Administrator as the Mayor's designee, and City Clerk are hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency, the New Jersey Cooperative Purchasing Alliance.

**BE IT RESOLVED** that the Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately upon passage.

Certified to be a true copy of a Resolution  
adopted by the Municipal Council of the City  
of Rahway at the duly held Meeting on the  
11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco,  
Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-68-19

Date of Adoption: March 11, 2019

### RESOLUTION GRANTING PERMISSION TO HOLD THE 2019 ANNUAL HOT RODS AND HARLEYS EVENT


**WHEREAS**, Chapter 129; Article II, Section 14 “Permitted consumption in public places” gives the Municipal Council the right to grant permission for alcoholic beverages to be served at an event to be held in a designated park, playground or recreational area or other public place at a designated time or times in connection with any purpose or events which have been authorized by the Council of the City of Rahway; and

**WHEREAS**, the “Hot Rods and Harleys” event, co-sponsored this year by the Union County Performing Arts Center (UCPAC), has been an annual event held in Rahway for over ten years; and

**WHEREAS**, this event has brought thousands of people to the downtown area.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the City of Rahway does hereby grant permission to hold the Hot Rods and Harleys event in the Central Business District on Saturday, May 11, 2019 (with a rain date of May 18, 2019) from 6 a.m. to 6 p.m. and to grant permission to the Union County Performing Arts Center (UCPAC) to dispense alcoholic beverages in a beer tent to be located at the Train Station Plaza.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
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Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan      **Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-69-19

Date of Adoption: March 11, 2019

### RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3 (SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (HOT RODS & HARLEYS 2019)

**WHEREAS**, on Saturday, May 11, 2019 (with a rain date of May 18, 2019) the Hot Rods and Harleys Day in downtown Rahway will be held; and

**WHEREAS**, it has been requested that provisions of Chapters 365-1 through 365-3 of the Code of the City of Rahway be temporarily suspended and certain streets in the downtown area be closed.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the City of Rahway hereby authorizes that the provisions of Chapters 365-1 through 365-3 (Sidewalk Encumbrances) are suspended between the hours of 7 a.m. to 6 p.m. on Saturday, May 11, 2019 (with a rain date of May 18, 2019) on the following streets:

1. City Hall Plaza
2. Main Street from New Brunswick Avenue to Poplar Street
3. Milton Avenue from Jaques Avenue to Lawrence Street
4. Irving Street from Milton Avenue to Elizabeth Avenue.
5. East Cherry Street from Main Street to Irving Street
6. Lewis Street from Irving Street to Augusta Street
7. Monroe Street from the westerly side of Dock Street to Main Street.
8. Rahway Train Station Plaza

**BE IT FURTHER RESOLVED** that the provisions of Chapters 365-1 through 365-3 (Sidewalk Encumbrances) are suspended between the hours of 5 p.m. to 11 p.m. on Saturday, May 11, 2019 (with a rain date of May 18, 2019) on the following street:

West Main Street from Elizabeth Avenue to Irving Street

**BE IT FURTHER RESOLVED** that the streets listed above also be closed during the same dates and times in accordance with Chapter 365-50 and 365-51 of the Code of the City of Rahway.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-70-19

Date of Adoption: March 11, 2019

### RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3 (SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (CUBANU RESTAURANT & LOUNGE)

**WHEREAS**, on Saturday, May 11, 2019 (with a rain date of May 18, 2019), the annual Hot Rods and Harleys event will take place in downtown Rahway; and

**WHEREAS**, Chapter 129; Article II, Section 14 “Permitted consumption in public places” gives the Municipal Council the right to grant permission for alcoholic beverages to be served at an event to be held in a designated park, playground or recreational area or other public place at a designated time or times in connection with any purpose or events which have been authorized by the Council of the City of Rahway; and


**WHEREAS**, Cubanu Restaurant & Lounge, located at 1467 Main St, Rahway, NJ 07065, has requested use of the intersection of Main Street and Lewis Street for the Hot Rods & Harley event on May 11, 2019. The use of the location will for serving soft drinks, water, and food in addition the alcoholic beverages.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the City of Rahway hereby authorizes that the provisions of Chapters 365-1 through 365-3 (Sidewalk Encumbrances) are suspended between the hours of 11:30 a.m. to 6:00 p.m. on Saturday, May 11, 2019 (with a rain date of May 18, 2019) at the intersection of Main Street and Lewis Street.

**BE IT FURTHER RESOLVED** that the street listed above also be closed during the same dates and times in accordance with Chapter 365-50 and 365-51 of the Code of the City of Rahway.

**BE IT RESOLVED** that permission is also granted for Cubanu Restaurant & Lounge to dispense alcoholic beverages adjacent to the premises.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-71-19

Date of Adoption: March 11, 2019

### RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3 (SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (LUCIANO'S RISTORANTE)

**WHEREAS**, on Saturday, May 11, 2019 (with a rain date of May 18, 2019), the annual Hot Rods and Harleys event will take place in downtown Rahway; and

**WHEREAS**, Chapter 129; Article II, Section 14 "Permitted consumption in public places" gives the Municipal Council the right to grant permission for alcoholic beverages to be served at an event to be held in a designated park, playground or recreational area or other public place at a designated time or times in connection with any purpose or events which have been authorized by the Council of the City of Rahway; and


**WHEREAS**, Luciano's Ristorante, located at 1579 Main Street, has requested use of the intersection of Main Street and Monroe Street for the Hot Rods & Harley event on May 11, 2019. The use of the location will for serving soft drinks, water, and food in addition the alcoholic beverages.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the City of Rahway hereby authorizes that the provisions of Chapters 365-1 through 365-3 (Sidewalk Encumbrances) are suspended between the hours of 11:30 a.m. to 6:00 p.m. on Saturday, May 11, 2019 (with a rain date of May 18, 2019) at the intersection of Main Street and Monroe Street.

**BE IT FURTHER RESOLVED** that the street listed above also be closed during the same dates and times in accordance with Chapter 365-50 and 365-51 of the Code of the City of Rahway.

**BE IT RESOLVED** that permission is also granted for Luciano's Ristorante to dispense alcoholic beverages adjacent to the premises.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-72-19

Date of Adoption: March 11, 2019

**RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3  
(SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS)  
OF THE CODE OF THE CITY OF RAHWAY  
(THE IRVING INN SOCIAL/WINE HOUSE & KITCHEN)**

**WHEREAS**, on Saturday, May 11, 2019 (with a rain date of May 18, 2019), the annual Hot Rods and Harleys event will take place in downtown Rahway; and

**WHEREAS**, Chapter 129; Article II, Section 14 “Permitted consumption in public places” gives the Municipal Council the right to grant permission for alcoholic beverages to be served at an event to be held in a designated park, playground or recreational area or other public place at a designated time or times in connection with any purpose or events which have been authorized by the Council of the City of Rahway; and


**WHEREAS**, the Irving Inn Social/Wine House & Kitchen, located at 1443-49 Irving Street, Rahway, NJ 07065, has requested use of the intersection of Irving Street and E. Cherry Street for the Hot Rods & Harley event on May 11, 2019. The use of the location will for serving soft drinks, water, and food in addition the alcoholic beverages.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the City of Rahway hereby authorizes that the provisions of Chapters 365-1 through 365-3 (Sidewalk Encumbrances) are suspended between the hours of 11:30 a.m. to 6:00 p.m. on Saturday, May 11, 2019 (with a rain date of May 18, 2019) at the intersection of Irving Street and E. Cherry Street.

**BE IT FURTHER RESOLVED** that the street listed above also be closed during the same dates and times in accordance with Chapter 365-50 and 365-51 of the Code of the City of Rahway.

**BE IT RESOLVED** that permission is also granted for the Irving Inn Social/Wine House & Kitchen to dispense alcoholic beverages adjacent to the premises.

Certified to be a true copy of a Resolution  
adopted by the Municipal Council of the City  
of Rahway at the duly held Meeting on the  
11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco,  
Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-73-19

Date of Adoption: March 11, 2019

### RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3 (SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (WATT HOTEL)

**WHEREAS**, on Saturday, May 11, 2019 (with a rain date of May 18, 2019), the annual Hot Rods and Harleys event will take place in downtown Rahway; and

**WHEREAS**, Chapter 129; Article II, Section 14 "Permitted consumption in public places" gives the Municipal Council the right to grant permission for alcoholic beverages to be served at an event to be held in a designated park, playground or recreational area or other public place at a designated time or times in connection with any purpose or events which have been authorized by the Council of the City of Rahway; and


**WHEREAS**, Watt Hotel, located at 1403 Irving Street, has requested use of the intersection of Main Street and Monroe Street for the Hot Rods & Harley event on May 11, 2019. The use of the location will for serving soft drinks, water, and food in addition the alcoholic beverages.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the City of Rahway hereby authorizes that the provisions of Chapters 365-1 through 365-3 (Sidewalk Encumbrances) are suspended between the hours of 11:30 a.m. to 6:00 p.m. on Saturday, May 11, 2019 (with a rain date of May 18, 2019) at the intersection of Irving Street and E. Milton Avenue.

**BE IT FURTHER RESOLVED** that the street listed above also be closed during the same dates and times in accordance with Chapter 365-50 and 365-51 of the Code of the City of Rahway.

**BE IT RESOLVED** that permission is also granted for Watt Hotel to dispense alcoholic beverages adjacent to the premises.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-74-19

Date of Adoption: March 11, 2019

**RESOLUTION TEMPORARILY SUSPENDING PROVISIONS OF 365-1 THROUGH 365-3 (SIDEWALK ENCUMBRANCES) AND 365-50 THROUGH 365-51 (CLOSING OF STREETS) OF THE CODE OF THE CITY OF RAHWAY (IL FORNO A LEGNA)**


**WHEREAS**, on Saturday, May 11, 2019 (with a rain date of May 18, 2019), the annual Hot Rods and Harleys event will take place in downtown Rahway; and

**WHEREAS**, Il Forno a Legna, located at 1464 Main Street, has requested use of the intersection of Main Street and Monroe Street for the Hot Rods & Harley event on May 11, 2019. The use of the location will for serving soft drinks, water, and food.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the City of Rahway hereby authorizes that the provisions of Chapters 365-1 through 365-3 (Sidewalk Encumbrances) are suspended between the hours of 11:30 a.m. to 6:00 p.m. on Saturday, May 11, 2019 (with a rain date of May 18, 2019) at the intersection of Main Street and Lewis Street.

**BE IT FURTHER RESOLVED** that the street listed above also be closed during the same dates and times in accordance with Chapter 365-50 and 365-51 of the Code of the City of Rahway.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

### Consent Agenda Vote

**Motion:** Bresenhan      **Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-75-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE TRANSFER OF CY 2018 BUDGET APPROPRIATION RESERVES

**WHEREAS**, N.J.S.A. 40A:4-59 permits the transfer of budget appropriations between accounts during the first three months of the succeeding year.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the following transfer be authorized:

#### Current Fund Appropriations

From Account	Department	Amount
Other Expenses		
01-203-23-220-199	Group Health Insurance	<u>72,000</u>
		<u><u>72,000</u></u>

To Account	Department	Amount
Other Expenses		
01-203-25-265-036	Fire	3,000
01-203-27-330-999	Health	68,000
01-203-36-478-199	Other Insurances	1,000
		<u><u>72,000</u></u>

**Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.**

  
 \_\_\_\_\_  
 Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan                      **Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-76-19

Date of Adoption: March 11, 2019

### RESOLUTION AWARDING A CONTRACT TO NAJMEE TECHNOLOGIES FOR LOCAL AREA NETWORK (LAN) MANAGEMENT

**WHEREAS**, the City of Rahway has a need to manage its local area network (LAN) and related information technologies; and

**WHEREAS**, the Qualified Purchasing Agent has determined and certified in writing that the value of the acquisition will be below the \$40,000 bid threshold; and

**WHEREAS**, the anticipated term of this contract is 1 year; and

**WHEREAS**, Najmee Technologies has submitted a proposal on March 1, 2019 indicating he will provide the local area network maintenance and management for the annual fee of \$36,000; and

**WHEREAS**, Najmee Technologies has completed and submitted a Business Entity Disclosure Certification which certifies that Najmee Technologies has not made any reportable contributions to a political or candidate committee in the City of Rahway in the previous one year, and that the contract will prohibit Najmee Technologies from making any reportable contributions through the term of the contract, and

**WHEREAS**, the Chief Financial Officer has certified that there are sufficient funds in the Current Fund, to cover the cost of this contract – N.J.A.C. 5:30-5.4.

**NOW THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway that the Mayor, or Business Administrator as the Mayor's designee, and City Clerk are hereby authorized to enter into a contract with Najmee Technologies, 249 Boulevard, Hasbrouck Heights NJ 07604, as described herein; and

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

Certified to be a true copy of a Resolution  
adopted by the Municipal Council of the City  
of Rahway at the duly held Meeting on the  
11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan      **Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown,  
Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-77-19

Date of Adoption: March 11, 2019

### RESOLUTION AWARDING A SERVICE AGREEMENT CONTRACT TO LERCH, VINCI, HIGGINS FOR FORENSIC AUDITING SERVICES

**WHEREAS**, the City of Rahway has determined that there exists a need for an audit of the accounts of the Rahway Parking Authority (RPA) for the fiscal year ending 2016 and the fiscal year ending 2018; and

**WHEREAS**, the City of Rahway is in need of forensic auditing services in a timely and expeditious manner; and


**WHEREAS**, the City of Rahway would like to enter into a Service Agreement contract with Lerch, Vinci & Higgins, LLP based on the submitted proposal dated March 1, 2019; and

**WHEREAS**, the City of Rahway, City Council would like to approve the provision of services and authorizes the entering into the execution of an agreement with Lerch, Vinci & Higgins, LLP to provide such services.

**NOW THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, State of New Jersey hereby approves the provision of Services for forensic auditing services and approves of the Service Agreement in substantially the form attached hereto this Resolution with such changes as shall be approved by the Business Administrator on advice of counsel.

**BE IT FURTHER RESOLVED** that the Mayor, or Business Administrator as the Mayor's designee, are hereby authorized to enter into and execute the Service Agreement for the not to exceed amount of \$40,000.00 (forty thousand dollars) with Lerch, Vinci & Higgins, LLP in the form so approved. The City Clerk shall be authorized to attest to the signature of the Mayor appearing thereon and to affix the seal of the Authority thereto.

Certified to be a true copy of a Resolution  
adopted by the Municipal Council of the City  
of Rahway at the duly held Meeting on the  
11<sup>th</sup> day of March 2019.

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan      **Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown,  
Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-78-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE CY 2018

**WHEREAS**, it has been found that the following CY 2018 taxes have been overpaid in error;

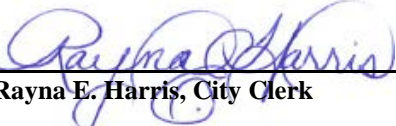
**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the City Clerk be and she is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said overpayments.

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer deliver the checks to the Municipal Tax Collector to be delivered to said taxpayers after proper notation of the refund has been made on the tax records and Tax computer.

#### 2018 CALENDAR YEAR TAXES

<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
28	5	Janet & Ralph Messersmith 391 West Inman Ave Rahway NJ 07065	391 West Inman Ave	\$139.65
318.01	3	R2-N2 Properties LLC 160 Hopper Ave Waldwick NJ 07463	38-52 E Cherry Street	\$10,404.81
172	12	Joseph & Dorothy Low <b>Wells Fargo Home Mort</b> Attn: Refund Dept 1 Home Campus Des Moines IA 50328	1475 St Georges Ave	\$2,258.89

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-79-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATE FOR A 2014 TAX LIEN

**WHEREAS**, the City of Rahway held a Tax Lien Sale on November 7, 2014 for unpaid Calendar Year Taxes and Municipal Charges, and various Tax Sale Certificates were struck off and sold to the following Lien Holders, on the following Block and Lots; and

**WHEREAS**, the owners of said properties has paid all money due to the Tax Collector for the Redemption of said Tax Sale Certificates.

**NOW, THEREFORE, BE IT RESOLVED** that the City Clerk be and is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said money.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer deliver the checks to the Municipal Tax Collector to be delivered to said persons, after proper notation of the refund has been made on the tax records.

#### 2014 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
306 06	240 Adams Street	US Bank Custodian for Tower DBW IV 2014-1 50 S. 16 <sup>th</sup> Street Suite:2250 Philadelphia PA 19102	\$0.00	\$16,800.00
<b>Certificate 2014-0075</b>				

**Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.**

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan                      **Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-80-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF A SENIOR DEDUCTION FOR THE CY 2018

WHEREAS, the Department of Assessments has granted a Senior Deduction for Calendar Year 2018.

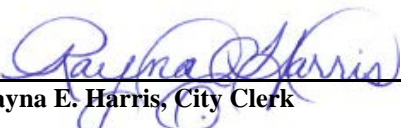
NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the City Clerk be and is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said deductions.

BE IT FURTHER RESOLVED that the Chief Financial Officer deliver the checks to the Municipal Tax Collector to be delivered to said taxpayers, after proper notation of the refund has been made on the tax records.

#### SENIORS

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>OWNER</u>	<u>CY2018</u>
98 / 05	923 Pierpont Street	Marie Kachur	\$250.00
268 / 16	2315 Allen Street	Dorothy Korb	\$250.00
272 / 26	2274 Elizabeth Avenue	Maria Danzo	\$250.00
292 / 3.02	872 Leesville Avenue	Berneida Daniels	\$250.00
349 / 42	1384 Witherspoon Street	Emma Taylor	\$250.00

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

Motion: Bresenhan

Second: Baker

YES: Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

ABSENT: Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-81-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF A WIDOW OF A VETERAN DEDUCTION FOR THE CY 2018

WHEREAS, the Department of Assessments has granted a Widow of a Veteran Deduction for Calendar Year 2018.


NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the City Clerk be and is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said deductions.

BE IT FURTHER RESOLVED that the Chief Financial Officer deliver the checks to the Municipal Tax Collector to be delivered to said taxpayers, after proper notation of the refund has been made on the tax records.

#### WIDOW OF A VETERAN

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>OWNER</u>	<u>CY2018</u>
64 / 17	370 Sycamore Street	Maryalice O'lenick	\$250.00

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

Motion: Bresenhan

Second: Baker

YES: Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

ABSENT: Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-82-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF A VETERAN DEDUCTION FOR THE CY 2018

WHEREAS, the Department of Assessments has granted a Veteran Deduction for Calendar Year 2018.


NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the City Clerk be and is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said deductions.

BE IT FURTHER RESOLVED that the Chief Financial Officer deliver the checks to the Municipal Tax Collector to be delivered to said taxpayers, after proper notation of the refund has been made on the tax records.

#### VETERAN

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>OWNER</u>	<u>CY2018</u>
174 / 14	901 Hamilton Street	Benjamin Asch	\$250.00

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

Motion: Bresenhan

Second: Baker

YES: Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

ABSENT: Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-83-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENTS DUE TO SUCCESSFUL JUDGMENTS IN THE TAX COURT OF NEW JERSEY (GUEST PACKAGING, LLC)

**WHEREAS**, the Collector of Taxes advises that the following Taxpayer and/or their agents have successful judgments in the Tax Court of New Jersey and are entitled to refunds of taxes already paid.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that that the City Clerk be and is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts, to refund said overpayments.


**BE IT FURTHER RESOLVED** that the Chief Financial Officer deliver the check to the Municipal Tax Collector to be delivered to said taxpayer after proper notation of the refund has been made on the Tax record:

<u>YEAR</u>	<u>BLOCK</u>	<u>LOT</u>	<u>PROPERTY OWNER/ ATTORNEY</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
2016	278	13	Jaykish, Inc. *	414 E. Inman Avenue	\$ 4,152.85
2017					\$ <del>6,389.00</del> *
2018					\$ <del>9,792.00</del> *
				<b>Total</b>	<b>\$ <del>20,333.85</del>*</b>
			Guest Packaging LLC		\$ 4,152.85
2017					\$ 6,528.00
2018					\$ 10,039.50
				<b>Total</b>	<b>\$ 20,720.35</b>

**Check payable to:**  
Archer & Greiner, P.C. as Trustee for Guest Packaging, LLC  
**Mail check to:**  
Archer & Greiner, P.C.  
Attn: Alex Genato, Esq.  
101 Carnegie Center, Suite 300  
Princeton, NJ 08540

\*This is an amended Resolution. Owner, 2017 & 2018 amounts are corrected along with the total amount. (AR-12-19)

**Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.**

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

**Consent Agenda Vote**

**Motion:** Bresenhan                      **Second:** Baker  
**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar  
**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-84-19

Date of Adoption: March 11, 2019

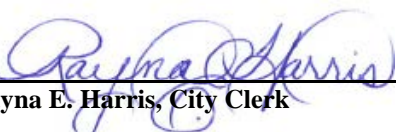
### RESOLUTION AWARDING CONTRACT TO RAGNASOFT INC. FOR LICENSEING AND SUPPORT OF THE PLANIT SHCEDULING SOFTWARE

**WHEREAS**, the City of Rahway Police Department is in need of renewing the licensing and support for the Planit scheduling software; and

**WHEREAS**, the term of this contract is 1 year beginning March 1, 2019.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Rahway, in the County of Union, to award a contract to RagnaSoft, Inc., P.O. Box 4903, Lancaster, PA 17603-4903, in an amount not to exceed \$3,040.00.

Certified to be a true copy of a Resolution  
adopted by the Municipal Council of the City  
of Rahway at the duly held Meeting on the  
11<sup>th</sup> day of March 2019.

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan      **Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco,  
Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-85-19

Date of Adoption: March 11, 2019


### RESOLUTION AWARDING A CONTRACT TO JOHNSTON COMMUNICATIONS FOR SUPPORT AND MAINTENANCE OF THE SENTINAL PATRIOT 911 COMMUNICATIONS SYSTEM

**WHEREAS**, the City of Rahway Police Department has a need for support and maintenance of the Sentinel Patriot 911 Communications System; and

**WHEREAS**, the anticipated term of this contract is 1 year, beginning March 1, 2019.

**NOW THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway in the County of Union, are hereby authorized to enter into a service contract with Johnston Communications, 322 Belleville Turnpike, North Arlington, NJ 07031(NJ State Contract T0109/A80925), in the amount not to exceed \$15,210.95.

Certified to be a true copy of a Resolution  
adopted by the Municipal Council of the City  
of Rahway at the duly held Meeting on the  
11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco,  
Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-86-19

Date of Adoption: March 11, 2019

### RESOLUTION APPROVING AND AUTHORIZING THE EXTENSION OF THE CONTRACT FOR THE PROVISION OF ANIMAL CONTROL SERVICES

**WHEREAS**, the City of Rahway requires the services of a certified Animal Control Officer(s) to address and comply with the requirements of state statutes and laws, and municipal ordinances; and

**WHEREAS**, by Resolution No. AR-68-18 adopted on February 12, 2018 the City Council awarded a contract to Animal Control Solutions, LLC (ACS) for the provision of the 2018 Animal Control Services for the City of Rahway; and

**WHEREAS**, the City has embarked on the bidding process for the provision of Animal Control Services for the current year in accordance with the New Jersey Local Public Contracts Law; and

**WHEREAS**, there is an immediate need for the continued provisions of Animal Control Services through May 31, 2019, so the residents would not have an interruption in service and the Parties have mutually agreed to the extension as provided for therein; and

**WHEREAS**, the total award of the contract for services will not exceed the bid threshold pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) and therefore, it does not require competitive bids.

**NOW THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, State of New Jersey hereby approves the extension of the contract for the provision of Animal Control Services.

**BE IT FURTHER RESOLVED** that the Mayor, or Business Administrator as the Mayor's designee, are hereby authorized to enter into and execute the service agreement contract for the not to exceed amount of \$20,000.00 (twenty thousand dollars) with Animal Control Solutions, LLC (ACS) in the form so approved. The City Clerk shall be authorized to attest to the signature of the Mayor appearing thereon and to affix the seal of the Authority thereto.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-87-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND MASER CONSULTING, P.A. FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE 2019 ROAD RESURFACING, CRACK SEALING AND SIDEWALK IMPROVEMENTS

**WHEREAS**, the City of Rahway requires the services of licensed engineer to design and inspect road and sidewalks improvements within the City of Rahway; and

**WHEREAS**, by Resolution No. AR-30-19 Maser Consulting, P.A. was pre-qualified to provide general engineering services to the City; and


**WHEREAS**, Maser Consulting, P.A. has submitted proposals dated February 20, 2019 to perform the aforementioned services; and

**WHEREAS**, the City desires to award a contract to Maser Consulting, P.A. to provide engineering services associated with the 2019 Road Resurfacing, Crack Sealing and Sidewalk Improvements.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey:

- 1) The Mayor and Municipal Clerk of the City of Rahway are hereby authorized to execute a professional services agreement with Maser Consulting, P.A. in an amount not to exceed \$220,000.00.
- 2) A notice in accordance with this Resolution and the Local Public Contracts Law shall be published in the official newspaper of the City of Rahway as required by law within ten (10) days of its passage.
- 3) That an executed copy of the Contract and a copy of this Resolution shall be filed in the office of the Municipal Clerk of the City of Rahway and shall be available there for public inspection in accordance with law. This Resolution shall take effect immediately or as otherwise provided by law.

**Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.**

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-88-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND CME ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH PRELIMINARY ENGINEERING OF THE WATER TREATMENT PLANT INTAKE STRUCTURE IMPROVEMENTS

**WHEREAS**, the City of Rahway requires the services of licensed professional engineer to perform a full inspection and prepare an initial design for improvements to the water treatment plant intake (dam) structure within the City of Rahway; and

**WHEREAS**, by Resolution No. AR-30-19 CME Associates was pre-qualified to provide general engineering services to the City; and


**WHEREAS**, CME Associates has submitted a proposal dated February 21, 2019 to perform the aforementioned services; and

**WHEREAS**, the City desires to award a contract to CME Associates to provide Preliminary Engineering Services for the Water Treatment Plant Intake (Dam) Structure Improvements.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey:

- 1) The Mayor and Municipal Clerk of the City of Rahway are hereby authorized to execute a professional services agreement with CME Associates in an amount not to exceed \$27,780.00.
- 2) A notice in accordance with this Resolution and the Local Public Contracts Law shall be published in the official newspaper of the City of Rahway as required by law within ten (10) days of its passage.
- 3) That an executed copy of the Contract and a copy of this Resolution shall be filed in the office of the Municipal Clerk of the City of Rahway and shall be available there for public inspection in accordance with law. This Resolution shall take effect immediately or as otherwise provided by law.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-89-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND CME ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH PRELIMINARY ENGINEERING OF THE WITHERSPOON STREET OUTFALL IMPROVEMENTS

**WHEREAS**, the City of Rahway requires the services of licensed professional engineer to perform a full assessment and prepare an initial design for improvements to the Witherspoon Street outfall structure and surrounding area within the City of Rahway; and

**WHEREAS**, by Resolution No. AR-30-19 CME Associates was pre-qualified to provide general engineering services to the City; and


**WHEREAS**, CME Associates has submitted a proposal dated February 12, 2019 to perform the aforementioned services; and

**WHEREAS**, the City desires to award a contract to CME Associates to provide Preliminary Engineering Services for the Witherspoon Street Outfall Improvements.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey:

- 1) The Mayor and Municipal Clerk of the City of Rahway are hereby authorized to execute a professional services agreement with CME Associates in an amount not to exceed \$19,500.00.
- 2) A notice in accordance with this Resolution and the Local Public Contracts Law shall be published in the official newspaper of the City of Rahway as required by law within ten (10) days of its passage.
- 3) That an executed copy of the Contract and a copy of this Resolution shall be filed in the office of the Municipal Clerk of the City of Rahway and shall be available there for public inspection in accordance with law. This Resolution shall take effect immediately or as otherwise provided by law.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-90-19

Date of Adoption: March 11, 2019

### RESOLUTION RATIFYING THE AWARD OF AN EMERGENCY CONTRACT TO B&W CONSTRUCTION COMPANY FOR SANITARY SEWER REPAIR ON ALLEN STREET PURSUANT TO N.J.S.A. 40A:11-6

**WHEREAS**, N.J.S.A. 40A:11-6 states that “Any contract may be...awarded for a contracting unit without public advertising for bids and bidding therefor...when an emergency affecting the public health, safety or welfare requires the immediate...performance of services ...”; and

**WHEREAS**, N.J.S.A. 40A:11-6(b) states that “Upon the furnishing of such goods or services ... the contractor furnishing such goods or services shall be entitled to be paid therefor and the contracting unit shall be obligated for said payment ...”; and


**WHEREAS**, on February 20, 2019 a collapsed section of roadway discovered at 2296 Allen Street that was the result of a broken sanitary sewer line; and

**WHEREAS**, the City’s Consulting Engineers contacted B&W Construction Company (the “Contractor”) to undertake further investigation and repair of the sanitary sewer line on an emergency basis; and

**WHEREAS**, B&W Construction Company has submitted an invoice in the amount of \$18,772.00 for the work performed to remove, repair and replace the damaged sections of sanitary sewer pipe and roadway.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Rahway, County of Union and State of New Jersey, that a contract with B&W Construction Company for the emergency repair of the sanitary sewer pipe at 2296 Allen Street, Rahway, in an amount not to exceed eighteen thousand seven hundred seventy-two dollars (\$18,772.00) is hereby ratified and authorized pursuant to N.J.S.A. 40A:11-6(b).

Certified to be a true copy of a Resolution adopted by  
the Municipal Council of the City of Rahway at the  
duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco,  
Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-91-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE EXECUTION OF AN ACCESS AGREEMENT WITH MR. IN KOO FOR THE INSTALLATION OF GROUNDWATER MONITORING WELLS ON MUNICIPAL PROPERTY


**WHEREAS**, Mr. In Koo, owner of 39-47 East Milton Avenue also known as lot 3 in block 311, requires access to real property owned by the City located at 39-47 East Milton Avenue (side) to temporarily install groundwater monitoring wells within the East Milton Avenue and Fulton Street right-of-ways owned by the City, located at lot 3, block 311 on the official tax map of the City; and

**WHEREAS**, Environmental Alliance, Inc., a licensed site remediation professional, will temporarily install the groundwater monitoring wells on Mr. Koo's behalf; and

**WHEREAS**, the City desires to enter into the attached Access Agreement with Mr. Koo for this purpose.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the Mayor and Municipal Clerk are hereby authorized to execute the Access Agreement which is annexed hereto and made a part hereof.

Certified to be a true copy of a Resolution  
adopted by the Municipal Council of the City  
of Rahway at the duly held Meeting on the  
11<sup>th</sup> day of March 2019.

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco,  
Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-92-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR MODIFICATIONS TO THE EXISTING SEWER SYSTEM NECESSARY TO CONSTRUCT ADA RAMPS ON ROUTE 27

**WHEREAS**, by Resolution No. AR-27-17 adopted on January 9, 2017 the City Council authorized the execution of an Agreement between the City of Rahway and the State of New Jersey Department of Transportation to construct ADA compliant ramps on Route 27 from Evergreen Street to the Elizabeth River in Edison, Woodbridge, and Rahway; and

**WHEREAS**, the State and City of Rahway-Sewer Utility have already executed on **March 2, 2017**; and

**WHEREAS**, the State has determined that federal financial assistance or grants have been or will be expended in the design and construction of this Project; and

**WHEREAS**, as of July 1, 2017, 2 C.F.R. 200 and 2 C.F.R. 200, Appendix II are mandated to be part of any procurement based on federal financial assistance; and

**WHEREAS**, 2 C. F. R. 2 0 0 requires other federal regulations to be followed and adhered to in construction projects using federal financial assistance; and


**WHEREAS**, before entering into additional phases of the City of Rahway-Sewer Utility's work, an amendment to the original agreement must be executed; and

**WHEREAS**, the Utility is owned by City of Rahway-Sewer Utility and as such must follow the City of Rahway' s procurement laws and policies.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union that the Mayor and Municipal Clerk are hereby authorized to execute an amendment to the agreement between the City of Rahway and the State of New Jersey Department of Transportation which is annexed hereto and made a part hereof.

**BE IT FURTHER RESOLVED** that the previous agreement is superseded to the extent that it conflicts with the amendment; all non-conflicting provisions shall remain in full force and effect.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-93-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE MAYORS COUNCIL FOR RAHWAY RIVER WATERSHED FLOOD CONTROL MUNICIPAL COST SHARING AGREEMENT-FY 2019

**WHEREAS**, there exists in the Rahway River Basin, conditions of serious and repeated flood damage with resulting threat to life and property in areas within each municipality which is a party to this Agreement; and

**WHEREAS**, the Parties intend to act in a cooperative manner to engage in planning, engineering, legal and environmental assessment activities to commence a process to determine the most feasible and effective program for alleviation of these flooding events; and

**WHEREAS**, the Parties simultaneous with the US Army Corps of Engineers and the New Jersey Environmental Protection (DEP) have been working to finalize the US Army Corp's Rahway River Flood Mitigation Study which included a 2012 INTERLOCAL COST SHARING AGREEMENT that is now replaced by this new agreement.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the Mayor and Municipal Clerk are hereby authorized to execute the Municipal Cost Sharing Agreement for the Fiscal Year 2019 with the Mayors Council for Rahway River Watershed Flood Control which is annexed hereto and made a part hereof.

**BE IT RESOLVED**, Millburn Township will act as LEAD Agency for the phase of work set forth in this Agreement.

**BE IT FURTHER RESOLVED** that, pursuant to the Interlocal Services Act, N.J.S.A. 40A:65-5(b) et seq., such Agreement shall be filed with and open to the public for inspection at the offices of the Municipal Clerk, and such Agreement shall take effect upon the adoption of appropriate resolutions by all parties thereto.

Certified to be a true copy of a Resolution  
adopted by the Municipal Council of the City  
of Rahway at the duly held Meeting on the  
11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco,  
Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-94-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING A USE AND OCCUPANCY AGREEMENT WITH THE RAHWAY RIVER ASSOCIATION, D/B/A RAHWAY RIVER WATERSHED ASSOCIATION, FOR USE OF 337 EAST MILTON AVENUE

**WHEREAS,** The Municipal Council of the City of Rahway determines that it is in the best interest of the City to enter into a use and occupancy agreement for certain real property in the City of Rahway known as Block 330, Lot 2 as depicted on the Tax Map of the City of Rahway and located at 337 E. Milton Avenue, Rahway, New Jersey with the Rahway River Association (D.B.A. Rahway River Watershed Association, hereby known as "The Association"), a 501(c)3 charitable organization, in order to help facilitate its activities which include the protection and restoration of the Rahway River and its ecosystem for the benefit and general welfare of the public, including the citizens of Rahway; and

**WHEREAS,** said agreement is for a term of one year.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway in the County of Union, is hereby authorized to enter into a use and occupancy agreement pursuant with the Association for use of 337 E. Milton Avenue in a form to be approved by the Director of Law. A copy of the agreement shall be kept on file in the office of the City Clerk.

Certified to be a true copy of a Resolution  
adopted by the Municipal Council of the City  
of Rahway at the duly held Meeting on the  
11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco,  
Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-95-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO EXECUTE AN ADDENDUM TO THE COOPERATIVE PURCHASING AGREEMENT WITH CERTAIN MUNICIPALITIES FOR AN AUTOMATED BRINE MAKER

**WHEREAS**, N.J.S.A. 40A:11-10 and 40A:11-11 specifically authorize two (2) or more contracting units to enter into a Joint Purchasing Agreement for the purchase of equipment; and

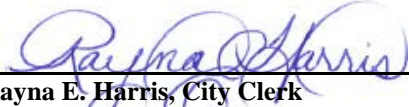
**WHEREAS**, the Township of Clark, Borough of Kenilworth, City of Rahway and Borough of Roselle entered into a Cooperative Purchasing agreement for an Automated Brine Maker through Resolution AR-165-14 on August 11, 2014

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway that the Mayor and City Clerk be and hereby are directed and authorized to execute an addendum which is attached hereto; and that

**BE IT FURTHER RESOLVED** that a duly executed copy of this Resolution, agreement and addendum be forwarded to the Clerks of the Township of Clark, Borough of Kenilworth, Borough of Roselle and City of Linden; and

**BE IF FURTHER RESOLVED** that this Resolution shall be published and take effect pursuant to law.

Certified to be a true copy of a Resolution adopted by  
the Municipal Council of the City of Rahway at the  
duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco,  
Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-96-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY OF UNION AND THE BOARD OF EDUCATION OF THE CITY OF RAHWAY FOR TURF FIELD PROJECT LOCATED AT RAHWAY HIGH SCHOOL

**WHEREAS**, N.J.S.A. 40A:65-1 et seq. authorizes local units, such as counties, municipalities and school districts, to enter into shared services agreements for the joint provision of any services offered individually; and

**WHEREAS**, the County of Union (“County”), the City of Rahway (“City”) and the Rahway Board of Education (“Board”) wish to enter into a shared services agreement whereby the City will, on behalf of itself and the Board, contribute toward the architecture, engineering, and construction of a turf athletic field to be undertaken at Rahway High School (the “Project”);

**WHEREAS**, representatives of the County and the City shall negotiate a shared services agreement, which shall be kept on file with the City Clerk, whereby the Board of Education qualified the professional services for the Project, and the City will contribute toward and the Project costs, in exchange for which the City will allow the Board the non-exclusive use of the upgraded turf field at Rahway High School; and

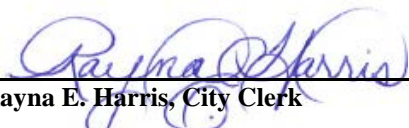
**WHEREAS**, the shared services agreement shall effectuate cost savings measures and improve efficiency for the provision of community-based and school sponsored events to the benefit of the Parties’ taxpayers, residents and children; and

**WHEREAS**, N.J.S.A. 40A:65-1 et seq. requires that the shared services agreement be approved by resolution of the governing body of each participating local unit,

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Rahway that the shared services agreement is hereby approved, and the Mayor is hereby authorized to execute the shared services agreement with the County of Union and the Rahway Board of Education for the purposes herein stated; and

**BE IT FURTHER RESOLVED**, that a copy of the shared services agreement, when fully executed, be filed with the Division of Local Government Services in the New Jersey Department of Community Affair, for informational purposes, in accordance with N.J.S.A. 40A:65-4(b).

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan

**Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-97-19

Date of Adoption: March 11, 2019

### RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO PROCESS AND INVOLUNTARY DISABILITY RETIREMENT APPLICATION

**WHEREAS**, the City of Rahway has employed Employee #1535 as a Police Officer at its Police Headquarters at 1 City Hall Plaza, Rahway, New Jersey 07065; and

**WHEREAS**, Employee #1535 has approximately twenty-one year and 6 months of PFRS Service Credit; and

**WHEREAS**, based on the documentation provided by Employee #1535's treating physicians and the Police Departments treating physicians, the City of Rahway is of the opinion that Employee #1535 is totally and permanently disabled and can no longer perform the assigned duties, with or without reasonable accommodation; and

**WHEREAS**, the City of Rahway is unable to provide an alternative to the PFRS covered position with duties capable of being performed by Employee #1535; and

**WHEREAS**, the City Administrator and Chief of Police have consented to the processing of the Involuntary Disability Retirement Application.

**NOW, THEREFORE, BE IT RESOLVED BY** the City Council of the City of Rahway hereby authorizes the City to process an Involuntary Disability Retirement application for Employee #1535.

**BE IT FURTHER RESOLVED** that certified copies of this Resolution shall be forwarded to all parties in the Administration of this action.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 11<sup>th</sup> day of March 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Bresenhan      **Second:** Baker

**YES:** Councilmembers Baker, Bresenhan, Brown, Gibilisco, Mojica, Wenson Maier, Miles, and Farrar

**ABSENT:** Councilmember Cox