

**MINUTES**  
**REGULAR MEETING**  
**MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY**  
**APRIL 8, 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**

1. Preeclampsia Awareness

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

2. Officer Raymond Michel Remembrance

Mayor Raymond A. Giacobbe read and presented the proclamation.

**APPROVAL OF MINUTES**

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

Motion was made by Councilmember Gibilisco and seconded by Councilmember Miles to accept and approve the above listed minutes.

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

**ABSTAIN:** Councilmember Wenson Maier (March 5, 2019)

**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.

Mayor Giacobbe read a brief statement.

**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. of business and considered in its normal sequence on the Agenda.

Motion made by Councilmember Baker seconded by Councilmember Bresenhan 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**

<b>O-07-19</b>	<p>AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING <b>(Farrar / Mojica)</b></p> <p>Motion to introduce the above entitled Ordinance <b>O-07-19</b> on first reading was made by Councilmember Farrar, seconded by Councilmember Mojica and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Baker, 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-07-19**

**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 277 Lafayette Street  
South Side - beginning at a point 110 feet East of the intersection of Lawrence St. extending to a point 22 feet 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-08-19</b>	<p>AN ORDINANCE AMENDING THE CITY OF RAHWAY CODE CHAPTER 273 LIMOUSINES <b>(Brown/Bresenhan)</b></p> <p>Motion to introduce the above entitled Ordinance <b>O-08-19</b> on first reading was made by Councilmember Brown, seconded by the entire Councilmember Bresenhan and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Baker, 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-08-19**    

**AN ORDINANCE AMENDING THE CITY OF RAHWAY CODE CHAPTER 273 LIMOUSINES**

**WHEREAS**, the City of Rahway wishes to amend the current Limousines Ordinance.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Rahway, County of Union, State of New Jersey that the current language for Chapter 273-1 through -7 shall be deleted in its entirety and replaced with the additions noted by underline below:

**Section One:**

§ 273-1. Definitions.

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

**CRUISING**

The practice of driving about the streets of the City with a limousine so as to solicit passengers or to bring the presence of the limousine to the attention of prospective passengers. It shall be prima facie evidence of cruising if a limousine drives along the streets of this City for any purpose other than (1) transporting a passenger to a definite destination by using the most direct route, (2) responding to a call for a limousine by a prospective passenger, or (3) returning by the most direct route to the limousine's home, terminus, or hack stand after discharging a passenger or going to or from the said terminus or hack stand to the driver's home by the most direct route.

**DRIVER**

Any person who drives a limousine within the City.

**LICENSE**

The license to operate issued by the City Clerk in accordance with this chapter and N.J.S.A. 48:16-17.

**LICENSING OFFICIAL**

The City Clerk or other official as the City Clerk may designate.

**LIMOUSINE**

Includes any automobile or motor car used in the business of carrying passengers for hire to provide prearranged passenger transportation at a premium fare on a dedicated, nonscheduled, charter basis that is not conducted on a regular route and with a seating capacity of not more than 14 passengers, not including the driver, provided that such a vehicle is certified by the manufacturer of the original vehicle and the second-stage manufacturer, if applicable, to conform to all applicable Federal Motor Vehicle Safety Standards promulgated by the United States Department of Transportation pursuant to 49 CFR Part 571 (49 CFR 571.1 et seq.) and 49 CFR Part 567 (49 CFR 567.1 et seq.). In addition, a vehicle emission control information label, which contains the name and trademark of the manufacturer and an unconditional statement of compliance with the emission requirements of the Environmental Protection Agency, shall be present on the vehicle. Nothing in this article contained shall be construed to include taxicabs, hotel buses, buses employed solely in transporting school children or teachers, vehicles owned and operated directly or indirectly by businesses engaged in the practice of mortuary science when those vehicles are used exclusively for providing transportation related to the provision of funeral services, autobuses which are subject to the jurisdiction of the Department of Transportation, or

interstate autobuses required by the federal or state law or regulations of the Department of Transportation to carry insurance against loss from liability imposed by law on account of bodily injury or death.

### **LIMOUSINE SERVICE or LIVERY SERVICE**

Includes the business of carrying passengers for hire by limousines.

### **OPERATION**

Transporting for hire in such limousine one or more persons, from a point within or without the City to any other point within the City or from within the City to a point outside of the City limits. The operation of a limousine in either of the above-described manners by one other than the owner shall be deemed operation by the owner thereof as well as by the person actually driving the same. The transportation of any person other than the owner or driver in any motor vehicle bearing a sign therein or thereon using the words "limo", "limousine", or "livery service" shall be prima facie evidence of operation.

### **OWNER**

Any person, corporation, or association in whose name title to any limousine is registered with the New Jersey Department of Motor Vehicles or who appears in such records to be the conditional vendee or lessee thereof, and who maintains its principal office for such limousine service within the City of Rahway and who maintains continuous telephone accommodations where s/he or his/her agent can be readily reached.

### **PERSON**

Includes any individual, co-partnership, association, corporation or joint stock company, their lessees, trustees or receivers appointed by any court whatsoever.

### **PRINCIPAL PLACE OF BUSINESS**

In reference to a municipality, the location of the main place of business of the limousine service in the municipality where the limousine service is conducted, where limousines are dispatched, or where limousine drivers report for duty.

### **STREET**

Includes any street, avenue, park, parkway, highway or other public place.

§ 273-2. Certificate of compliance.

A. The City Clerk shall issue a certificate of compliance to the owner who has fulfilled the terms and provisions of this chapter.

B. Nothing in this chapter shall preclude full compliance with the laws of the State of New Jersey, including N.J.S.A. 48:16-13 et seq.

C. Each applicant for a certificate of compliance shall also be responsible for registering each vehicle with the Director of the Division of Motor Vehicles as set forth in N.J.S.A. 39:3-19.

§ 273-3. License application; bill of sale; vehicle registration.

A. Each person applying for a certificate of compliance shall fully complete the limousine license application form available at the City Clerk's Office.

B. A copy of the bill of sale for each limousine to be operated on the streets of Rahway shall be filed with the application for a certificate of compliance.

C. A copy of the vehicle registration shall be provided to the City Clerk within 48 hours of the vehicle's registration with the Division of Motor Vehicles.

#### § 273-4. Insurance.

No limousine service whose principal place of business is in the City of Rahway shall be operated wholly or partly along any street in the City of Rahway until the owner of the limousine or limousine service shall have filed with the City Clerk an insurance policy of a company duly licensed to transact business under the insurance laws of this state in the sum of \$1,500,000 insuring against loss by reason of the liability imposed by law upon every limousine owner for damages on account of bodily injury or death suffered by any person as the result of an accident occurring by reason of the ownership, maintenance or use of the limousine upon any public street.

#### § 273-5. Power of attorney.

The owner of the limousine shall, concurrently with the filing of the insurance policy described above, submit to the City Clerk proof of the execution and delivery to the Division of Motor Vehicles (or Motor Vehicle Commissioner, as appropriate) of a power of attorney, wherein and whereby the owner shall appoint the Director of the Division of Motor Vehicles (or the Chief Administrator of the Motor Vehicle Commission, as appropriate) his true and lawful attorney for the purpose of acknowledging service of any process out of a court of competent jurisdiction to be served against the insured by virtue of the indemnity granted under the insurance policy filed.

#### § 273-6. License to operate service & fees.

- A. The City Clerk of the City of Rahway, upon the applicant's filing of the insurance policy required by N.J.S.A. 48:16-14 and the payment of a fee in the amount of fifty (\$50.00) dollars, shall issue in duplicate a license to operate showing that the owner of the limousine has complied with the terms and provisions of N.J.S.A. 48:16-13 et seq.
- B. Said license shall recite the name of the insurance company, the number and date of expiration of the policy, a description of every limousine insured thereunder, and the registration of same.
- C. The duplicate license shall be filed with the Motor Vehicle Commission before any such car is registered as a limousine.
- D. The original license shall be retained within the limousine and shall be available for inspection by any police officer in the State. In lieu of the recital of insurance information required on the license pursuant to this subsection, the owner of a limousine may affix to the original license retained within the limousine a notarized letter from an insurance company containing the same insurance information required in the recital, which shall constitute proof of insurance coverage, in which shall also be available for inspection by any police officer in the State. A copy of the notarized letter shall constitute proof to the Director of the Motor Vehicle Commission that the applicant has complied with the insurance provisions required by law.
- E. Any such insurance policy shall provide therein that a Notice of Cancellation thereof must be provided to the City of Rahway no later than thirty (30) days prior to such cancellation.

F. Additional Fee. Pursuant to N.J.S.A. 16-17, the City Clerk of the City of Rahway shall, with limousine services having their principal place of business in the City of Rahway, upon filing of the required insurance policy, charge ten (\$10.00) dollars for each limousine which is covered under the required insurance policy in addition to the fifty (\$50.00) dollar fee for each limousine service.

§ 273-7. Transfer of license.

No license issued under this chapter shall be transferable or assignable.

§ 273-8. Smoking in vehicles prohibited.

The smoking of tobacco shall not be permitted in any limousine licensed by the City during the operation of such vehicles. The prohibition shall be conspicuously posted in each vehicle for hire.

§ 273-9. Parking of Limousines.

The parking of limousines shall comply with the parking and garage requirements as set forth in § 421-31. Regulation applying to all residential zones.

§ 273-10. Revocation or suspension of license.

A. The licensing official shall have the power to suspend or revoke an operating license under any of the following provisions:

(1) The licensing official may revoke any license of either class if the applicant for the license has been once convicted of a crime in this or any other jurisdiction, or convicted of being a disorderly person or of a violation of Title 39, Motor Vehicles and Traffic Regulations, of the Revised Statutes, or who consistently violates any provision of this chapter or has any judgment unsatisfied or record against him arising out of an automobile accident or who has made false answers in his application for such license or any renewal thereof or who has not complied fully with all requirements of this chapter for such class of license; or

(2) The licensing official may suspend:

(a) Any limousine driver's license, if the licensee or applicant has in any degree contributed to any injury to person or damage to property arising out of negligent operation of a motor vehicle; or has any communicable or contagious disease; or

(b) Any limousine owner's license if the policy of insurance required herein has lapsed, or if such coverage is not maintained at all times. Such suspension shall be for a period not to exceed 30 days.

B. Within 10 days of the date of the suspension or revocation, an appeal from any such suspension or revocation may be made to the Business Administrator who shall forthwith schedule a hearing on the appeal. The Business Administrator shall render a decision within two days after completion of the hearing.

§ 273-11. Violations and penalties.

Any person who violates any provision of this chapter shall, upon conviction thereof, be punished by a fine not to exceed \$1,250 or by imprisonment for a term not to exceed 90 days, or both.

**Section Two: Severability.**

The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**Section Three: Effective Date.**

This Ordinance shall take effect upon passage and publication as provided by law.

**Section Four: Codification.**

This Ordinance shall be a part of the code of the City of Rahway as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the Code.

The City Clerk and the Corporation Counsel are authorized and directed to change any Chapter, Article and/or Section number of the Code of the City of Rahway in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repeals of existing provisions not intended to be repealed.

<b>O-09-19</b>	<p>BOND ORDINANCE PROVIDING FOR VARIOUS PARKING UTILITY CAPITAL ACQUISITIONS AND IMPROVEMENTS BY AND FOR THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$750,000 IN PARKING UTILITY BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF <b>(Wenson Maier / Cox)</b></p> <p>Motion to introduce the above entitled Ordinance <b>O-09-19</b> on first reading was made by Councilmember Wenson Maier, seconded by the entire Councilmember Farrar 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-09-19**    

**BOND ORDINANCE PROVIDING FOR VARIOUS PARKING**



**UTILITY CAPITAL ACQUISITIONS AND IMPROVEMENTS BY AND FOR THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$750,000 IN PARKING UTILITY BONDS OR NOTES OF THE CITY TO FINANCE THE COST 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 to be undertaken as general improvements for the Parking Utility (the "Parking 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 sum of \$750,000. 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 Parking Utility is self-liquidating.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the said \$750,000 appropriation, negotiable Parking Utility bonds of the City are hereby authorized to be issued in the aggregate principal amount not exceeding \$750,000 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 an aggregate principal amount not exceeding \$750,000 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 for various Parking Utility capital acquisitions for and improvements by the City including, but not limited to, the acquisition and installation of (i) a new parking deck

revenue controls system consisting of but not limited to gates and pay stations, (ii) new on-street parking meters, and (iii) new surface lot parking meters and pay stations.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$750,000.

(c) The aggregate estimated cost of said improvements or purposes is \$750,000.

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

**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 to the City for the improvements or 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, as applicable, 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 the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at 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, and 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 temporary capital budget, as applicable, of the Parking Utility of the City. The capital budget of the Parking Utility of the City is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs of the Parking Utility as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the Office of the Clerk and will be available for public inspection.

**SECTION 7.** 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 or purposes which the City may lawfully undertake as general improvements for the Parking 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 or purposes 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 15 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 the 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 bonds or notes provided for in this bond ordinance by \$750,000 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 \$50,000 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 hereinbefore described.

(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).

**SECTION 8.** 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.

**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 by this bond ordinance is paid, or (ii) the date the improvements or purposes described in Section 3 hereof are "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 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 thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

<b>O-10-19</b>	<p>BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY BEING DESIGNATED AS BLOCK 160, LOT 7 ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$90,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$85,500 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF <b>(Miles / Mojica)</b></p> <p>Motion to introduce the above entitled Ordinance <b>O-10-19</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-10-19**    

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY BEING DESIGNATED AS BLOCK 160, LOT 7 ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$90,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$85,500 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST 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 members thereof affirmatively concurring) **AS FOLLOWS:**

**SECTION 1.** The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the City of Rahway, in the County of Union, State of New Jersey (the "City"). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$90,000, which sum includes \$4,500 as the amount of down payment for said improvement or purpose required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). Said down payment is now available therefor 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 improvement or purpose described in Section 3 hereof and to meet the part of said \$90,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the City are hereby authorized to be issued in the aggregate principal amount not exceeding \$85,500 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 improvement or purpose, negotiable notes of the City in a principal amount not exceeding \$85,500 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3.** (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is the acquisition and payment of the purchase price of real property, a lawful public purpose, such real property being designated as Block 160, Lot 7 on the Official Tax Map of the City, with a street address of 59-63 West Main Street (the "West Main

Street Property”), and also including all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$85,500.

(c) The estimated cost of said improvement or purpose is \$90,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the amount of \$4,500, is comprised of the down payment for said improvement or purpose.

**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 to the City, for the improvement and purpose 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, as applicable, 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 or otherwise authorized by the Local Bond Law. 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 the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at 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, and 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 temporary capital budget, as applicable. The capital budget of the City is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the office of the Clerk and will be available for public inspection.

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

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement which the City may lawfully undertake as a general improvement, 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 improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 40 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 the 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 bonds or notes provided for in this bond ordinance by \$85,500 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 \$13,000 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 purpose or improvement hereinbefore described.

**SECTION 8.** 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 real 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 is hereby authorized to acquire the West Main Street Property and to negotiate an agreement of sale for the aforesaid acquisition. The Mayor, Business Administrator, Chief Financial Officer, Township Attorney and Township Clerk are each hereby authorized, as applicable, to negotiate, approve, execute, attest, deliver and perform said agreement of sale and any and all documents necessary to acquire said West Main Street Property.

**SECTION 10.** The City reasonably expects to reimburse any expenditures toward the costs of the improvement or purpose 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 10 is intended to be and hereby is a declaration of the City's official intent to reimburse

any expenditures toward the costs of the improvement or purpose 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 by this bond ordinance is paid, or (ii) the date the improvement or purpose 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 11.** 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 ordinance if and to the extent such bonds or notes are issued as tax-exempt obligations.

**SECTION 12.** 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 13.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

<b>O-11-19</b>	<p>BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF EQUIPMENT FOR THE FIRE DEPARTMENT, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$275,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$261,250 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF (<b>Gibilisco / Farrar</b>)</p> <p>Motion to introduce the above entitled Ordinance <b>O-11-19</b> on first reading was made by Councilmember Gibilisco, seconded by the entire Councilmember Farrar 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-11-19**    

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF EQUIPMENT FOR THE FIRE DEPARTMENT, BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$275,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$261,250 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST 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 members thereof affirmatively concurring) AS FOLLOWS:**

**SECTION 1.** The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the City of Rahway, in the County of Union, State of New Jersey (the “City”). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$275,000, which sum includes \$13,750 as the amount of down payment for said improvement or purpose required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”). Said down payment is now available therefor 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 improvement or purpose described in Section 3 hereof and to meet the part of said \$275,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the City are hereby authorized to be issued in the aggregate principal amount not exceeding \$261,250 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 improvement or purpose, negotiable notes of the City in a principal amount not exceeding \$261,250 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3.** (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is the acquisition and installation of various fire equipment for use by the Fire Department of the City in the exercise of its functions, including but not limited to, NFPA 2013 edition upgrade kits including quick disconnect carbon regulators and integrated pass alarms and trackers, complete dual EBSS buddy breather assembly systems, carbon wrap cylinders less valves, and a low pressure air hose with regulator and face-piece, a high pressure hose charging wand, external gauge and low air audible alarm whistle with high visibility bag, color coded pouches and carabineers, and also including all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$261,250.

(c) The estimated cost of said improvement or purpose is \$275,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the amount of \$13,750, is comprised of the down payment for said improvement or purpose.

**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 to the City, for the improvement and purpose 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, as applicable, 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 or otherwise authorized by the Local Bond Law. 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 the Local Bond

Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at 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, and 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 temporary capital budget, as applicable. The capital budget of the City is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the office of the Clerk and will be available for public inspection.

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

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement which the City may lawfully undertake as a general improvement, 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 improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 5 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 the 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 bonds or notes provided for in this bond ordinance by \$261,250 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 \$25,000 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 purpose or improvement hereinbefore described.

**SECTION 8.** 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 real 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 improvement or purpose 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 improvement or purpose 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 by this bond ordinance is paid, or (ii) the date the improvement or purpose 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 ordinance if and to the extent such bonds or notes are issued as tax-exempt obligations.

**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 thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

<p><b>O-12-19</b></p>	<p>AN ORDINANCE AMENDING THE CITY OF RAHWAY CODE CHAPTER 401 VEHICLES AND TRAFFIC (<b>Brown / Cox</b>)</p> <p>Motion to introduce the above entitled Ordinance <b>O-12-19</b> on first reading was made by Councilmember Brown, seconded by the entire Councilmember Farrar 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>
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	<p>Motion to introduce the above entitled Ordinance <b>O-11-19</b> on first reading was made by Councilmember Brown, 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-13-19**    

**ORDINANCE AUTHORIZING THE PURCHASE OF REAL PROPERTY AND IMPROVEMENTS LOCATED AT 59-63 WEST MAIN STREET (BLOCK 160, LOT 7) FROM THE AMERICAN LEGION POST NO. 499**

**WHEREAS**, the American Legion Post No. 499 (the “Owner”) is the owner of certain real property in the City of Rahway (the “City”) located at 59-63 West Main Street and designated as Block 160, Lot 7 on the official tax map of the City of Rahway (the “Property”); and

**WHEREAS**, the City Municipal Council designated the Central Business District Redevelopment Area in accordance with the criteria set forth in the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”), within which the Property is located, and adopted the Central Business District Redevelopment Plan in January 1998, as amended and supplemented (the “Redevelopment Plan”); and

**WHEREAS**, N.J.S.A. 40A:12A-8 of the Redevelopment Law authorizes the City to acquire property to carry out the objectives of the Redevelopment Plan; and

**WHEREAS**, the City desires to purchase and the Owner desires to sell the Property; and

**WHEREAS**, the City commissioned an appraisal of the Property which established an appraised value for the Property of \$150,000; and

**WHEREAS**, the Property requires substantial rehabilitation based upon the fact that it has been vacant for a significant period of time and has fallen into a state of disrepair; and

**WHEREAS**, given the condition of the Property, and the anticipated rehabilitation costs, the parties have negotiated and agreed upon a purchase price of \$77,500, subject to approval of the Municipal Council; and

**WHEREAS**, the City has determined that it is necessary, beneficial and in the public interest to acquire the Property for the purpose of redevelopment in the manner guided by and consistent with the Redevelopment Plan and the Redevelopment Law.

**NOW, THEREFORE, BE IT ORDAINED** by the Municipal Council of the City of Rahway as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Mayor is hereby authorized to execute a contract of sale and other any documents required for the purchase of the Property.
3. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.
4. This Ordinance shall take effect in accordance with all applicable laws.

**RESOLUTIONS**

*	<b>AR-98-19</b>	RESOLUTION AUTHORIZING REFUND OF PARKS & RECREATION FEES – APRIL 2019 ( <b>Bresenhan/ Mojica</b> )
*	<b>AR-99-19</b>	RESOLUTION AUTHORIZING REFUND OF PARKING DIVISION FEES – APRIL 2019 ( <b>Farrar/ Wenson Maier</b> )
*	<b>AR-100-19</b>	AUTHORIZING A LICENSING AGREEMENT BETWEEN THE CITY OF RAHWAY AND METRO RAHWAY URBAN RENEWAL, LLC ( <b>Bresenhan/ Cox</b> )
*	<b>AR-101-19</b>	RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR WITH FRAYTAK VEISZ HOPKINS DUTHIE, P.C. FOR ARCHITECTURAL SERVICES IN COOPERATION WITH A SHARED SERVICE AGREEMENT WITH RAHWAY BOARD OF EDUCATION ( <b>Cox/ Miles</b> )
*	<b>AR-102-19</b>	RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR TO APPROVE DEPARTMENTAL REFUNDS NOT TO EXCEED \$1,500 ( <b>Wenson Maier/ Farrar</b> )
*	<b>AR-103-19</b>	RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND GLD ASSOCIATES, INC. FOR SPECIAL GRANT WRITING SERVICES ( <b>Miles/ Gibilisco</b> )
*	<b>AR-104-19</b>	RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND MILLENNIUM STRATEGIES LLC FOR GRANT WRITING AND ADMINISTRATION SERVICES ( <b>Bresenhan/ Brown</b> )
*	<b>AR-105-19</b>	RESOLUTION AUTHORIZING A TEMPORARY CAPITAL BUDGET ( <b>Bresenhan / Cox</b> )
*	<b>AR-106-19</b>	RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE CY 2019 ( <b>Mojica/ Brown</b> )
	<b>AR-107-19</b>	RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES for 2016, 2017 & 2018 TAX LIENS ( <b>Wenson Maier/ Farrar</b> )
*	<b>AR-108-19</b>	RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF DISABLED VETERAN EXEMPTION ( <b>Miles/ Gibilisco</b> )
*	<b>AR-109-19</b>	AUTHORIZING THE SALE OF MUNICIPAL TAX SALE CERTIFICATES BY ASSIGNMENT ( <b>Cox/ Brown</b> )
*	<b>AR-110-19</b>	RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY AND THE POLICEMEN’S BENEVOLENT ASSOCIATION LOCAL 31 ( <b>Bresenhan/ Mojica</b> )
*	<b>AR-111-19</b>	RESOLUTION AUTHORIZING SUEZ TO PERFORM VARIOUS 2018 CAPITAL IMPROVEMENTS WITHIN THE CITY OF RAHWAY IN THE AMOUNT NOT TO

		EXCEED \$485,000.00 ( <b>Miles/ Wenson Maier</b> )
*	<b>AR-112-19</b>	RESOLUTION ENTERING INTO AN INTERLOCAL SERVICES AGREEMENT WITH THE CITY OF ELIZABETH, DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF HEALTH FOR SEXUALLY TRANSMITTED DISEASE SERVICES ( <b>Gibilisco/ Farrar</b> )
*	<b>AR-113-19</b>	RESOLUTION AUTHORIZING THE FILING OF A RECYCLING TONNAGE GRANT FOR THE YEAR 2018 ( <b>Gibilisco/ Bresenhan</b> )
*	<b>AR-114-19</b>	RESOLUTION AWARDDING THE ACCEPTANCE OF BIDS FOR CORRUGATED STORM PIPE REPAIR SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS ( <b>Cox/ Brown</b> )
*	<b>AR-115-19</b>	RESOLUTION AWARDDING A SERVICE CONTRACT FOR CUTTING AND CONTROL OF VEGETATION ON THE RAHWAY FLOOD CONTROL LEVEE ( <b>Mojica/ Farrar</b> )

**ORDINANCES – FINAL ADOPTION/SECOND READING**

No items were offered.

**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, Gibilisco, Miles, Wenson Maier, Mojica, and Farrar

**ABSENT:** Councilmember Cox

Council President Farrar declared the motion carried.

Approved:

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

\_\_\_\_\_  
Rodney Farrar, Council President

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-98-19

Date of Adoption: April 8, 2019


### RESOLUTION AUTHORIZING REFUND OF PARKS & RECREATION FEES – APRIL 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>
Shariff Johnson	1659 Church Street	\$ 100.00	Hart St. Rental
Brittney Murriell	241 E. Hazelwood Ave.	\$ 100.00	Hart St. Rental
<b>Total</b>		<b>\$ 200.00</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 8<sup>th</sup> day of April 2019.

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

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-99-19

Date of Adoption: April 8, 2019


### RESOLUTION AUTHORIZING REFUND OF PARKING DIVISION FEES APRIL 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>
Wan Ling Szeto	22 Donald Circle Matawan, NJ 07747	\$25.00	Deposit
Everett Mulaj	1 Carriage City Plaza, Unit #818 Rahway, NJ 07065	\$25.00	Deposit
Ibn Howard	1179 Midwood Drive Rahway, NJ 0765	\$25.00	Deposit
Erica Dittmann	239 Lexington Blvd., Apt. #17 Clark, NJ 07066	\$25.00	Deposit March 2019
Matthew Daly	28 Rittenhouse Circle Flemington, NJ 08822	\$90.00	H-43 Feb. Returned
Eddie Ramirez	10715 20th Place W Everett, WA 98204	\$25.00 \$110.00	Deposit January 2019
Efren Torres	82 East Cherry St, Apt. #2 Rahway, NJ 07065	\$155.00	Overcharge
<b>Total</b>		<b>\$590.00</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 8<sup>th</sup> day of April 2019.**

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

**Consent Agenda Vote**

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



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-100-19

Date of Adoption: April 8, 2019

### AUTHORIZING A LICENSING AGREEMENT BETWEEN THE CITY OF RAHWAY AND METRO RAHWAY URBAN RENEWAL, LLC

**WHEREAS**, The City of Rahway dissolved the Parking Authority as per Ordinance O-19-2018 adopted on November 19, 2018 in compliance with the New Jersey Local Finance Board; and

**WHEREAS**, The City of Rahway assumed all rights and obligations of the Rahway Parking Authority; and

**WHEREAS**, Metro Rahway Urban Renewal, LLC licensed parking spots from the Rahway Parking Authority since 2015; and

**WHEREAS**, Metro Rahway Urban Renewal, LLC now seeks to license from the City eighteen (18) on-street parking spaces (the "Parking Spaces") located on Campbell Street, West Cherry Street, and Elm Avenue in the City for the use and enjoyment of Metro Rahway's residents and visitors to its rental office; and

**WHEREAS**, the City has agreed to provide twelve (12) spaces on Campbell Street, (3) spaces on West Cherry Street, and (3) spaces on Elm Avenue; and

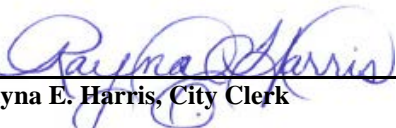
**WHEREAS**, Metro Rahway has agreed to pay the City \$1,350 per month for the use of the Parking Spaces; and

**WHEREAS**, it is the desire of all the Parties to enter into this Agreement and the Parties have approved the within Agreement.

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

1. The City of Rahway hereby approves Licensing Agreement in substantially the form attached hereto this Resolution with such changes as shall be approved by the Business Administrator on advice of counsel.
2. The City of Rahway hereby authorizes the Mayor to execute the Licensing Agreement with Metro Rahway Urban Renewal, LLC 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 8<sup>th</sup> day of April 2019.**

  
Rayna E. Harris, City Clerk

### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-101-19

Date of Adoption: April 8, 2019

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR WITH FRAYTAK VEISZ HOPKINS DUTHIE, P.C. FOR ARCHITECTURAL SERVICES IN COOPERATION WITH A SHARED SERVICE AGREEMENT WITH RAHWAY BOARD OF EDUCATION**

**WHEREAS**, the City of Rahway entered into a Shared Service Agreement with the Rahway Board of Education to complete a Practice Turf Field Improvement (the "Project"); and

**WHEREAS**, the City of Rahway shall act as the lead agency on the project; and

**WHEREAS**, the City of Rahway desires to retain the services of the Board of Education's qualified professionals; and

**WHEREAS**, the City of Rahway therefore has a need to acquire architectural services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 and

**WHEREAS**, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is for a term of less than 1 year; and


**WHEREAS**, Fraytak Veisz Hokins Duthie, P.C. has submitted a proposal August 16, 2019 indicating they will provide the architectural services for the Project at an estimated cost in the amount of \$33,400.00 and

**WHEREAS**, Fraytak Veisz Hokins Duthie, P.C. has completed and submitted a Business Entity Disclosure Certification which certifies that Fraytak Veisz Hokins Duthie, P.C. 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 the Fraytak Veisz Hokins Duthie, P.C. from making any reportable contributions through the term of the contract.

**NOW THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, State of New Jersey hereby authorizes the Mayor to enter into a contract with Fraytak Veisz Hokins Duthie, P.C. as described herein.

**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 8<sup>th</sup> day of April 2019.

  
Rayna E. Harris, City Clerk

### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-102-19

Date of Adoption: April 8, 2019


### RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR TO APPROVE DEPARTMENTAL REFUNDS NOT TO EXCEED \$1,500

**WHEREAS**, the City of Rahway's Department of Administration desires to increase organizational and departmental efficiencies; and

**WHEREAS**, the City of Rahway desires the Business Administrator to approve departmental refunds not to exceed \$1,500.00.

**NOW THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, State of New Jersey hereby authorizes that Business Administrator to be given the authority to refund any payment in the amount of \$1500.00 or less.

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 8<sup>th</sup>  
day of April 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-103-19

Date of Adoption: April 8, 2019

### RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND GLD ASSOCIATES, INC. FOR SPECIAL GRANT WRITING SERVICES

**WHEREAS**, the City of Rahway has a need for a firm to provide special grant writing services; and

**WHEREAS**, GLD Associates, Inc. has submitted a proposal dated March 18, 2019 to write the Youth Entrepreneurship grant for a flat fee of \$2,000, which includes all grant application research, preparation, meetings and expenses; and


**WHEREAS**, it will also include any additional applicant registrations that may be required through the New Jersey Department of State, SAGE site, which is different and apart from the NJDCA SAGE site; and

**WHEREAS**, the City desires to award a contract GLD Associates, Inc. to provide these Services; and

**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 services agreement with GLD Associates, Inc. in the amount of \$2,000.00.
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.
4. 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 8<sup>th</sup>  
day of April 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-104-19

Date of Adoption: April 8, 2019

### RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND MILLENNIUM STRATEGIES LLC FOR GRANT WRITING AND ADMINISTRATION SERVICES

**WHEREAS,** the City of Rahway has a need for a firm to provide grant writing and grant administration services; and

**WHEREAS,** Millennium Strategies LLC has submitted a proposal dated March 25, 2019 for the provision of Grant Writing Services to include the creation of a strategic plan for grant research and funding, research all available grant opportunities, completion of all grant applications; and

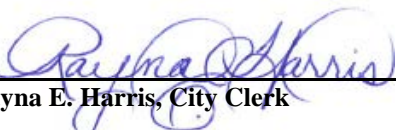
**WHEREAS,** Millennium Strategies LLC will also provide grant administration services on an as needed basis, to include, but may not be limited to, the filing of requisite grant reports and securing grant reimbursements; and

**WHEREAS,** the City desires to award a contract to Millennium Strategies LLC to provide these Services.

**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 services agreement with Millennium Strategies LLC in an amount not to exceed \$36,000.00 for the provision of Grant Writing Services
2. Millennium Strategies LLC will also provide grant administration services, on an as needed basis, in an amount not to exceed \$10,000.00
3. 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.
4. 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.
5. 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 8<sup>th</sup> day of April 2019.**

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

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-105-19

Date of Adoption: April 8, 2019

### RESOLUTION AUTHORIZING A TEMPORARY CAPITAL BUDGET

**WHEREAS**, the local budget for the Calendar Year 2019 has not yet been adopted; and

**WHEREAS**, it is desired to create a temporary capital budget for Calendar Year 2019.

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

CAPITAL BUDGET (CURRENT YEAR ACTION)		2019						
Project	Estimated Total Cost	Amount Reserved Prior Years	Planned funding Services for Current Year					To be Funded in Future Years
			2019 Budget Appropriation	Capital Improvement Fund	Capital Surplus	Grants	Debt Authorized	
Ascquisition of Property Block 160 Lot 7	90,000			4,500			85,500	
Parking Utility Capital Improvments	750,000			-			750,000	
Acquisition of Fire Equipment	275,000			13,750			261,250	
							-	
<b>Total All Projects</b>	<b>1,115,000</b>	-	-	<b>18,250</b>	-	-	<b>1,096,750</b>	-


Anticipated Project Schedule and Funding Requirements								
Project	Estimated Total Cost	Estimated Completion Time	Funding Amounts per Year					
			CY 2019	CY 2020	CY 2021	CY 2022	CY 2023	CY 2024
Ascquisition of Property Block 160 Lot 7	90,000		90,000					
Parking Utility Capital Improvments	750,000		750,000					
Acquisition of Fire Equipment	275,000		275,000					
<b>Total All Projects</b>	<b>1,115,000</b>	-	<b>1,115,000</b>	-	-	-	-	-

Summary of Anticipated Funding Sourced and Amounts

Project	Estimated Total Cost	Planned funding Services for Current Year								
		2019								
		Current Year	Future Years	Capital Improvement Fund	Capital Surplus	Grants	General	Self Liquidating	Assessment	School
Acquisition of Property Block 160 Lot 7	90,000			4,500			85,500			
Parking Utility Capital Improvments	750,000			-		-		750,000		
Acquisition of Fire Equipment	275,000			13,750			261,250			
<b>Total All Projects</b>	<b>1,115,000</b>	-	-	18,250	-	-	346,750	750,000	-	-

**BE IT FURTHER RESOLVED** that three copies of this resolution be filed forthwith in the office of the Director of Local Government Services.

**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 8<sup>th</sup> day of April 2019.**

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

**Consent Agenda Vote**

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

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-106-19

Date of Adoption: April 8, 2019

### RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE CY 2019

**WHEREAS**, it has been found that the following CY 2019 taxes have been overpaid in error;

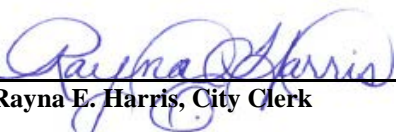
**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the City Clerk be and she is hereby authorized and directed to draw a warrant on the Chief Financial Officer in the following names and amounts to refund said overpayments.

**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.

#### 2019 CALENDAR YEAR TAXES

<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
26	19	US Bank C/F PC7 First Trust Bank US Bank Global Corp Trust 50 S. 16 <sup>th</sup> Street STE 2050 Philadelphia PA 19102	412 Orchard Street	\$2,663.57
283	02	Londra Webb Dynamic Title Agency of NJ LLC 877 Prospect Street Glen Rock NJ 07452	188 Iva Street	\$1,668.23

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 8<sup>th</sup> day of April 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-107-19

Date of Adoption: April 8, 2019

### RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES for 2016, 2017 & 2018 TAX LIENS

**WHEREAS**, the City of Rahway held Tax Lien Sales on December 9, 2016, December 8, 2017 and December 7, 2018 for unpaid Fiscal 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.

#### 2016 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
136 08	703 Maple Ave	Stonefield Investment Fund IV LLC 21 Robert Pitt #207 Monsey NY 10952	\$4,781.91	\$2,700.00
<b>Certificate 2016-0023</b>				

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
160 01	11-15 West Main Street	Stonefield Investment Fund IV LLC 21 Robert Pitt #207 Monsey NY 10952	\$8,504.23	\$5,800.00
<b>Certificate 2016-0027</b>				


#### 2017 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
296 03	316 Brookfield Place	TFS C/F Fig Cap Inv NJ13 LLC P.O. Box 54472 New Orleans LA 70154	\$280.82	\$1,000.00
<b>Certificate 2017-0035</b>				

**2018 Tax Liens**

<b><u>BLOCK/LOT</u></b>	<b><u>PROPERTY ADDRESS</u></b>	<b><u>CERT OWNER</u></b>	<b><u>REFUND</u></b>	<b><u>PREMIUM</u></b>
268 22	2282 Price Street	US Bank C/F PC7 Firstrust Bank US Bank Global Corp Trust 50 S 16 <sup>th</sup> Street STE 2050 Philadelphia PA 19102	\$12,020.04	\$700.00
<b>Certificate 2018-0020</b>				
<b><u>BLOCK/LOT</u></b>	<b><u>PROPERTY ADDRESS</u></b>	<b><u>CERT OWNER</u></b>	<b><u>REFUND</u></b>	<b><u>PREMIUM</u></b>
219 18	1893 Church Street	US Bank Cust Tower DBVIII Trust 18 50 South 16 <sup>th</sup> St Suite 2050 Philadelphia PA 19102	\$15,170.76	\$1,600.00
<b>Certificate 2018-0016</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 8<sup>th</sup> day of April 2019.

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

**Consent Agenda Vote**

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

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-108-19

Date of Adoption: April 8, 2019

### RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF DISABLED VETERAN EXEMPTION

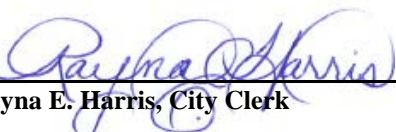
**WHEREAS**, property known as Lot(s) **11.01**, in City Block **382**, more commonly known as **1913 Bond Street**, in **Rahway, NJ** is owned by **George L. Baerga, Sr.**; and

**WHEREAS**, **George L. Baerga, Jr.**, who had qualified as a one hundred percent **Disabled Veteran** under the provision of the N.J.S.A 54; 4-3.30, causing his property to be exempt from taxation at the local level beginning with the 2<sup>nd</sup> Quarter Calendar Year 2019 as verified by the Tax Assessor;

**WHEREAS**, the Tax Bills for the four quarters of Calendar Year 2019 were generated from the 2018 Assessor's Tax Lists, as required under regulations promulgated by the New Jersey Division of Local Government Services in The Department of Community Affairs pursuant to N.J.S.A. 54:4-64, thus presenting this property owner with a tax bill for the calendar year 2019, while the property is correctly classified as being Tax Exempt commencing with 2<sup>nd</sup> quarter of 2019.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the Tax Collector be, and he hereby is, authorized and directed to cancel the first two quarters of **2019**, in the amount of **\$4,818.96** as well as the last two quarters of **2019** and the first two quarters of **2020**, which have yet to be billed and refund the amount paid for the first quarter of **2019** in the amount of **\$2,409.48** on the property known and designated as Lot(s) **11.01**, in Township Block **382**.

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 8<sup>th</sup>  
day of April 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-109-19

Date of Adoption: April 8, 2019

### AUTHORIZING THE SALE OF MUNICIPAL TAX SALE CERTIFICATES BY ASSIGNMENT

**WHEREAS**, the City of Rahway is the holder of certain Tax Sale Certificates acquired under and by virtue of N.J.S. 54:5-34; and

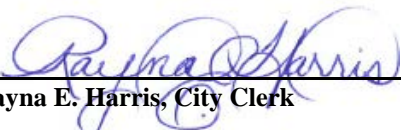
**WHEREAS**, it is deemed financially beneficial to, and in the best interests of the City of Rahway to sell such Tax Sale Certificates.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, State of New Jersey on this ninth day of April 2019 that it does hereby authorize the sale by assignment of the various Tax Sale Certificates held by it, and set out below to GTech Capital, LLC for the consideration therein set forth, which sum shall also include the lien for unpaid subsequent taxes for the periods set forth, all as provided for and permitted under N.J.S. 54:5-113:

<u>BLOCK</u>	<u>LOT</u>	<u>CERT. #</u>	<u>OWNER/ADDRESS</u>	<u>AMOUNT</u>
272	21	2018-0021	Coe, Merrie and Coe, Sophie Liu 2312 Elizabeth Avenue	\$16,331.58
344	11	2018-0030	Buck Merricks 838 E. Hazelwood Avenue	\$ 9,118.39

**BE IT FURTHER RESOLVED** that the Mayor and the City Clerk be, and are hereby authorized and empowered to make, execute and deliver any and all assignment forms or other legal documents which may be necessary or desired to effectuate the various sales permitted by 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 8<sup>th</sup>  
day of April 2019.

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

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-110-19

Date of Adoption: April 8, 2019

### RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY AND THE POLICEMEN'S BENEVOLENT ASSOCIATION LOCAL 31

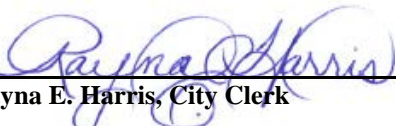
**WHEREAS**, the City and the Policemen's Benevolent Association Local 31 are the parties to a Collective Bargaining Agreement (the "Agreement") whose current term is July 1, 2013 through December 31, 2017; and

**WHEREAS**, the City and the Policemen's Benevolent Association Local 31 have engaged in negotiations for a successor agreement and the parties have agreed upon the terms of said agreement; and

**WHEREAS**, the Policemen's Benevolent Association Local 31 and the City of Rahway executed a Memorandum of Agreement on the 14<sup>th</sup> of February 2019 recommending the ratification and approval for a new agreement.

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Rahway that the Mayor and City Clerk are hereby authorized to execute the Collective Bargaining Agreement between the City of Rahway and the Policemen's Benevolent Association Local 31 for a term of January 1, 2018 through December 31, 2023 in accordance with the terms of the Memorandum of Agreement on file in the City Clerk's Office.

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 8<sup>th</sup> day of April 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-111-19

Date of Adoption: April 8, 2019

### RESOLUTION AUTHORIZING SUEZ TO PERFORM VARIOUS 2018 CAPITAL IMPROVEMENTS WITHIN THE CITY OF RAHWAY IN THE AMOUNT NOT TO EXCEED \$485,000.00

**WHEREAS,** Suez, as contracted operator of the City's water system has determined and recommended items and systems within the city that are in need of replacement or rehabilitation; and

**WHEREAS,** Suez's recommendations include the replacement of the water mains, repair and/or replacement of valves, upgrades to the main office building, and the purchase of a valve maintenance trailer; and

**WHEREAS,** Suez, as contracted operator of the Water Treatment Plant, is obligated to make these improvements and has provided costs for the same as requested by the City; and

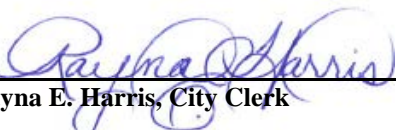
**WHEREAS,** Suez has submitted proposals totaling \$485,000.00 for these water system improvements and equipment; and

**WHEREAS,** the City Engineer has reviewed the conditions and proposals and recommends that this work be performed to efficiently and safely operate the water systems; and

**WHEREAS,** the City's Chief Financial Officer has reviewed the available funds and has determined that sufficient funds are available to award this Contract.

**NOW, THEREFORE, BE IT RESOLVED,** by the Municipal Council of the City of Rahway in the County of Union, for Suez to perform capital facility improvements at the Rahway Water Treatment Plant in the amount of four hundred ninety-five thousand dollars and (\$495,000.00) is hereby authorized.

**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 8<sup>th</sup> day of April 2019.**

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

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-112-19

Date of Adoption: April 8, 2019

### RESOLUTION ENTERING INTO AN INTERLOCAL SERVICES AGREEMENT WITH THE CITY OF ELIZABETH, DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF HEALTH FOR SEXUALLY TRANSMITTED DISEASE SERVICES

**WHEREAS**, the City of Rahway is desirous in obtaining services from the City of Elizabeth for Sexually Transmitted Disease (STD) Services; and

**WHEREAS**, said services are to include testing, reporting all cases to the Health Officer, Department of Health, City of Rahway, treatment, disease prevention, and counseling to all patients infected with STDs, at the Sexually Transmitted Disease Clinic; and

**WHEREAS**, the City of Elizabeth, Department of Health and Human Services, in conjunction with Trinitas Hospital, is ready, willing and able to furnish said services; and

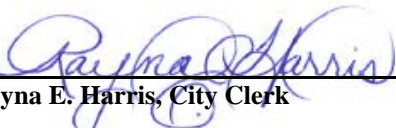
**WHEREAS**, the City of Elizabeth, Department of Health and Human Services fee is \$160.00 per patient for services rendered at the Sexually Transmitted Disease (STD) clinic; and

**WHEREAS**, the estimated annual cost for such services will be approximately \$4,500.00; and

**WHEREAS**, the Sexually Transmitted Disease Services will be for a period of January 1, 2019 through December 31, 2019.

**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 City Clerk are hereby authorized and directed to execute an agreement between the City of Rahway and the City of Elizabeth to provide Sexually Transmitted Disease Services.

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 8<sup>th</sup>  
day of April 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-113-19

Date of Adoption: April 8, 2019

### RESOLUTION AUTHORIZING THE FILING OF A RECYCLING TONNAGE GRANT FOR THE YEAR 2018

**WHEREAS**, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and


**WHEREAS**, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, the Recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to; making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, Michael Smalling, Recycling Coordinator for the City of Rahway, is designated as the individual authorized to ensure that the application is properly completed and timely filed.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, that the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and Energy, Office of Recycling for the year 2018 is hereby endorsed.

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 8<sup>th</sup> day of April 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-114-19

Date of Adoption: April 8, 2019

### RESOLUTION AWARDING THE ACCEPTANCE OF BIDS FOR CORRUGATED STORM PIPE REPAIR SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS

**WHEREAS**, bids for the repair of 240 feet of corrugated steel storm pipe, located on Dock Street along the levee were received on February 27, 2019 in the manner provided by law; and

**WHEREAS**, there were two (2) bids received with the low bidder for the project being PIM Corporation; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the following bid for the repair of 240 feet of corrugated steel storm pipe, located on Dock Street along the levee is hereby found and determined, as per the specifications, that PIM Corporation, 201 Circle Drive North, Suite 105 Piscataway NJ, 08854 has bid the lowest price and is the lowest responsive bidder, and a contract is hereby awarded to PIM Corporation for a total bid not to exceed \$36,996.00.

**BE IT RESOLVED** by the City Council of the City of Rahway that the following bid be and is hereby accepted:


**BID OF:** PIM Corporation  
201 Circle Drive North, Suite 105  
Piscataway, NJ 08854

**FOR:** Repair of 240 feet of corrugated steel storm pipe

**AMOUNT:** \$36,996.00

**BE IT FURTHER RESOLVED**, by the City Council of the City of Rahway, that the Mayor and City Clerk are authorized and directed to perform all required acts to affect the purpose of 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 8<sup>th</sup> day of April 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-115-19

Date of Adoption: April 8, 2019

### RESOLUTION AWARDING A SERVICE CONTRACT FOR CUTTING AND CONTROL OF VEGETATION ON THE RAHWAY FLOOD CONTROL LEVEE

**WHEREAS**, the cutting and control of vegetation on the Flood Control Levee is required; and

**WHEREAS**, it has been determined that Sam Bonaccorso & Son, Landscape Contractor, 809 Featherbed Lane, Clark, NJ 07066 is the lowest responsible party to provide such service for a fee of \$32,000.00, payable in monthly increments of \$4,000, for the period of April 1, 2019 through November 30, 2019.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Rahway, in the County of Union, to award a contract for landscaping services to Sam Bonaccorso & Son, Landscape Contractor, 809 Featherbed Lane, Clark, NJ 07066 in an amount not to exceed \$32,000.00.

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 8<sup>th</sup> day of April 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda Vote

**Motion:** Baker

**Second:** Bresenhan

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

**ABSENT:** Councilmember Cox