

MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY
MAY 13, 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)*

Council President Farrar called the meeting to order at 7:04 p.m. and read the Roll Call.

ROLL CALL

PRESENT: Councilmembers Baker, Bresenhan, Brown,
Cox, Gibilisco, Miles, Mojica, Farrar

ABSENT: Councilmember Wenson Maier

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

a. 50th Anniversary of Municipal Clerks Week
Mayor Raymond A. Giacobbe had Council President Farrar read and present the proclamation.

b. National Gun Violence Awareness Day
Mayor Raymond A. Giacobbe read and presented the proclamation.

EXECUTIVE CLOSED SESSION

In public, Council President Farrar stated that the Council had a need to enter Executive Closed Session.

A motion was made by Councilmember Bresenhan and seconded by Councilmember Cox to adopt **Resolution AR-134-19** to enter into Executive Closed Session at 7:17 p.m. The Resolution was adopted as follows.

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

ABSENT: Councilmember Wenson Maier

Council President Farrar declared the motion carried.

AR-134-19	RESOLUTION AUTHORIZING AN EXECUTIVE CLOSED SESSION <u>SUBJECT MATTER</u> 1. Matters of pending/anticipated litigation 2. Matters falling within the attorney-client privilege
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Motion was made by Councilmember Bresenhan and seconded by Councilmember Cox to conclude the Executive Closed Session and return to the normal order of business at 7:42 pm.

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

ABSENT: Councilmember Wenson Maier

Council President Farrar declared the motion carried.

APPROVAL OF MINUTES

April 2, 2019	7 p.m.	Pre-Meeting Conference & Executive Closed Session
April 8, 2019	7 p.m.	Regular Meeting

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

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

ABSTAIN: Councilmember Baker (April 2, 2019); Cox (April 8, 2019)

ABSENT: Councilmember Wenson Maier

Council President Farrar declared the motion carried.

COMMUNICATIONS: 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.

A motion was made by Councilmember Bresenhan seconded by Councilmember Cox to remove Resolutions **AR-130-19** and **AR-131-19** to the Consent Agenda, and was adopted by the following vote:

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

ABSENT: Councilmember Wenson Maier

Council President Farrar declared the motion carried.

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

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

ABSENT: Councilmember Wenson Maier

Council President Farrar declared the motion carried.

ORDINANCES - FIRST READING

O-14-19	CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) (Farrar / City Council) Motion to introduce the above entitled Ordinance O-14-19 on first reading was made by Councilmember Farrar, seconded by the entire City Council and adopted by the following vote: YES: Councilmembers Baker, Bresenhan, Brown, Cox, Gibilisco, Miles, Mojica, and Farrar ABSENT: Councilmember Wenson Maier Council President Farrar declared the motion carried.
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ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. **O-14-19**

CALENDAR YEAR 2019

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

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the City Council of the City of Rahway in the County of Union finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the City Council hereby determines that a 1.0 % increase in the budget for said year, amounting to \$440,729 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the City Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Rahway in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2019 budget year, the final appropriations of the City of Rahway shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by up to 3.5 %, amounting to \$1,542,553, and that the CY 2019 municipal budget for the City of Rahway be approved and adopted in accordance with this ordinance.

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

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

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

City Clerk Rayna E. Harris read the following:

This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at a Council Meeting on June 10, 2019 at 7 p.m. or at any time and place to which the meeting for the further consideration of the ordinances shall be adjourned.

RESOLUTIONS

Department of Administration

Minutes: Regular Meeting of May 13, 2019
Approved: June 10, 2019

* AR-116-19	RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH THE NATIONAL COOPERATIVE PURCHASING ALLIANCE (Farrar / Brown)
* AR-117-19	RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO TIMOTHY HAAHS & ASSOCIATES, INC. FOR PARKING ENGINEERING SERVICES (Cox / Gibilisco)
* AR-118-19	RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO PURCHASE TWENTY-FIVE STRADAPAL RAPIDE ON STREET PARKING METERS AND BACK-OFFICE SOFTWARE MANAGEMENT SYSTEM (Bresenhan / Baker)

Department of Revenue and Finance

* AR-119-19	RESOLUTION AUTHORIZING THE INTRODUCTION OF THE CY 2019 MUNICIPAL BUDGET (Farrar / Mojica)
* AR-120-19	RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES for 2010, 2017 & 2018 TAX LIENS (Miles / Brown)
* AR-121-19	RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE CY 2018 (Gibilisco / Cox)
* AR-122-19	RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE CY 2019 (Bresenhan / Farrar)

Department of Community Development

* AR-123-19	RESOLUTION TO AWARD A CONTRACT TO ASSOCIATED HUMANE SOCIETY INC. ANIMAL CONTROL SERVICES IN THE CITY OF RAHWAY (Bresenhan / Gibilisco)
* AR-124-19	RESOLUTION AUTHORIZING THE RELEASE OF RIGHT OF WAY CONSTRUCTION BOND FEE TO KONRAD WNEK FOR PERMIT #10-16-106 FOR A ROAD OPENING AT 577 WEST LAKE AVENUE, BLOCK 111, LOT 4.02 (Brown / Cox)
* AR-125-19	RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO TILCON NEW YORK, INC. FOR ROADWAY RESURFACING FOR 2019 (Miles / Mojica)
* AR-126-19	RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO MICRO-PAVE SYSTEMS, INC. FOR CRACK SEALING SERVICES FOR 2019 (Baker / Farrar)
* AR-127-19	RESOLUTION AUTHORIZING THE RELEASE OF RIGHT OF WAY CONSTRUCTION BOND FEE TO THE APPLICABLE PARTY FOR 2016 AND 2017 RIGHT OF WAY CONSTRUCTION PERMITS (Miles / Cox)

Department of Police

* AR-128-19	RESOLUTION APPROVING THE PURCHASE AND INSTALLATION OF A WIRELESS MESH NETWORK AND ASSOCIATED SECURITY CAMERA SYSTEM WITHIN THE DOWNTOWN AREA (Farrar / Mojica)
* AR-129-19	RESOLUTION AUTHORIZING THE SALE OF ABANDONED MOTOR VEHICLES BY THE POLICE DEPARTMENT IN ACCORDANCE WITH N.J.S.A. 39:10A-1 (Brown / Baker)

Office of the City Clerk

*	AR-130-19	<p>RESOLUTION APPROVING THE RE-APPOINTMENT OF MUNICIPAL CLERK (Farrar / City Council)</p> <p>Motion to adopt the above Resolution AR-130-19 as amended was made by Councilmember Farrar, seconded by the entire City Council and adopted by the following vote:</p> <p>YES: Councilmembers Baker Bresenhan, Cox, Gibilisco, Miles, Brown, Mojica, and Farrar</p> <p>ABSENT: Councilmembers Wenson Maier</p> <p>Council President Farrar declared the motion carried.</p>
*	AR-131-19	<p>RESOLUTION DEDICATING COLUMBUS PLACE AS SHIRLEY J. PALMER WAY (Farrar / Baker)</p> <p>Motion to adopt the above Resolution AR-131-19 as amended was made by Councilmember Farrar, seconded by the Councilmember Baker and adopted by the following vote:</p> <p>YES: Councilmembers Baker Bresenhan, Cox, Gibilisco, Miles, Brown, Mojica, and Farrar</p> <p>ABSENT: Councilmembers Wenson Maier</p> <p>Council President Farrar declared the motion carried.</p>
*	AR-132-19	<p>RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE UNION COUNTY 2019 INFRASTRUCTURE AND MUNICIPAL AID GRANT PROGRAM AND AGREEMENT (Mojica / Cox)</p>
*	AR-133-19	<p>RESOLUTION AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT WITH THE COUNTY OF UNION FOR THE FIRST ALERT SYSTEM (Miles / Gibilisco)</p>

ORDINANCES – FINAL ADOPTION/SECOND READING

O-07-19	<p>AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING (Farrar / Mojica)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance O-07-19 on first reading was made by Councilmember Farrar, seconded by the entire Councilmember Mojica and adopted by the following vote:</p> <p>YES: Councilmembers Baker, Bresenhan, Brown, Cox, Gibilisco, Miles, Mojica, and Farrar</p> <p>ABSENT: Councilmember Wenson Maier</p> <p>Council President Farrar declared the motion carried.</p>
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ADOPTED 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.

O-08-19	<p>AN ORDINANCE AMENDING THE CITY OF RAHWAY CODE CHAPTER 273 LIMOUSINES (Brown/Bresenhan)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance O-08-19 on first reading was made by Councilmember Brown, seconded by the entire Councilmember Bresenhan and adopted by the following vote:</p> <p>YES: Councilmembers Baker, Bresenhan, Brown, Cox, Gibilisco, Miles, Mojica, and Farrar</p> <p>ABSENT: Councilmember Wenson Maier</p> <p>Council President Farrar declared the motion carried.</p>
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ADOPTED ORDINANCE

CITY OF RAHWAY, NEW JERSEY

**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.

O-09-19	<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 (Wenson Maier / Cox)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance O-08-19 on first reading was made by Councilmember Wenson Maier, seconded by the entire Councilmember Cox and adopted by the following vote:</p> <p>YES: Councilmembers Baker, Bresenhan, Brown, Cox, Gibilisco, Miles, Mojica, and Farrar</p> <p>ABSENT: Councilmember Wenson Maier</p> <p>Council President Farrar declared the motion carried.</p>
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ADOPTED 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.

O-10-19	<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 (Miles / Mojica)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance O-10-19 on first reading was made by Councilmember Miles, seconded by the entire Councilmember Mojica and adopted by the following vote:</p> <p>YES: Councilmembers Baker, Bresenhan, Brown, Cox, Gibilisco, Miles, Mojica, and Farrar</p> <p>ABSENT: Councilmember Wenson Maier</p> <p>Council President Farrar declared the motion carried.</p>
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**ADOPTED 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.

O-11-19	<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 (Gibilisco / Farrar)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance O-11-19 on first reading was made by Councilmember Gibilisco, seconded by the entire Councilmember Farrar and adopted by the following vote:</p> <p>YES: Councilmembers Baker, Bresenhan, Brown, Cox, Gibilisco, Miles, Mojica, and Farrar</p> <p>ABSENT: Councilmember Wenson Maier</p> <p>Council President Farrar declared the motion carried.</p>
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ADOPTED 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.

AND TRAFFIC
(Brown / Cox)

Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.

With no one appearing, Council President Farrar closed the Public Hearing.

Motion to introduce the above entitled Ordinance **O-12-19** on first reading was made by Councilmember **Brown**, seconded by the entire Councilmember **Cox** and adopted by the following vote:

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

ABSENT: Councilmember Wenson Maier

Council President Farrar declared the motion carried.

ADOPTED ORDINANCE CITY OF RAHWAY, NEW JERSEY

No. O-12-19

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

WHEREAS, the City of Rahway wishes to amend the current Vehicles and Traffic 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 401-75 shall omit the following from Schedule XVI: Time Limit Parking:

Section One:

Name of Street	Side (East / West)	Time/Limit/Hours/Days	Location
Jaques Avenue	Both	2 hours / 9 – 12 noon	St. Georges Ave. to West Lake Ave.

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.

O-13-19	<p>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 (Brown / Mojica)</p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance O-13-19 on first reading was made by Councilmember Brown, seconded by the entire Councilmember Mojica and adopted by the following vote:</p> <p>YES: Councilmembers Baker, Bresenhan, Brown, Cox, Gibilisco, Miles, Mojica, and Farrar</p> <p>ABSENT: Councilmember Wenson Maier</p> <p>Council President Farrar declared the motion carried.</p>
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**ADOPTED 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.

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

MISCELLANEOUS (Unfinished Business)

No items were offered.

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

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

COUNCIL COMMENT: (Three Minutes per Member)

The Council Members offered their remarks.

ADJOURNMENT

Motion to adjourn the meeting was made by Councilmember Brown; seconded by Councilmember Bresenhan at

8:09p.m.

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

ABSENT: Councilmember Wenson Maier

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-116-19

Date of Adoption: May 13, 2019

RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH THE NATIONAL COOPERATIVE PURCHASING ALLIANCE

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

WHEREAS, the National Cooperative Purchasing Alliance, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, the City of Rahway is desirous of participating in the National Cooperative Purchasing Alliance.


NOW, THEREFORE BE IT RESOLVED as follows:

1. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor or his representative is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.
2. The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

NOW, THEREFORE BE IT FURHTER RESOLVED as follows:

1. That purchases utilizing the National Cooperative Purchasing Alliance are hereby authorized.
2. This resolution shall take effect immediately upon passage.

**Certified to be a true copy of a Resolution
adopted by the Municipal Council of the City
of Rahway at the duly held Meeting on the
13th day of May 2019.**



Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-117-19

Date of Adoption: May 13, 2019

RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO TIMOTHY HAAHS & ASSOCIATES, INC. FOR PARKING ENGINEERING SERVICES

WHEREAS, the City of Rahway is in need of parking engineering services; and

WHEREAS, under the provisions of P.L. 2004, c.19, known as the “New Jersey Local Unit Pay-To-Play Law,” the City conducted a fair and open process for the provision of parking engineering services to the City; and

WHEREAS, a Request for Qualifications under the “fair and open” process was solicited in compliance with N.J.S.A. 19:44-A-20.4 et seq; and

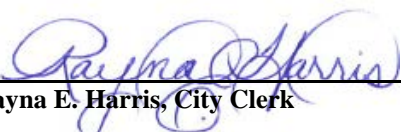
WHEREAS, submissions for the provision of these services have been reviewed and the firm of Timothy Haahs & Associates, Inc. has been deemed qualified to provide these services; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that resolutions authorizing the award of contracts for a professional service be publicly advertised.

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

1. A professional services contract with Timothy Haahs & Associates, Inc. to provide parking engineering services in an amount not to exceed \$12,000.00 is hereby approved and the Mayor, or Business Administrator as the Mayor’s designee and the City Clerk are authorized to execute same.
2. This contract shall have a term of one year or upon completion of the project.
3. The contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-5) and under the fair and open process of the Local Unit Pay-To-Play Law (N.J.S.A. 19:44A- 20.4).
4. The City Clerk is hereby authorized to advertise this resolution as required by law.
5. This resolution shall take effect upon passage.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 13th day of May 2019.



Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-119-19

Date of Adoption: May 13, 2019

MUNICIPAL BUDGET OF THE CITY OF RAHWAY, COUNTY OF UNION FOR THE CALENDAR YEAR 2019 MUNICIPAL BUDGET NOTICE

Section 1.

Municipal Budget of the City of Rahway, County of Union for the Calendar Year 2019

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Calendar Year 2019;

Be it Further Resolved, that said Budget be published in The Home News Tribune in the issue of May 23, 2019

The Governing Body of the City of Rahway does hereby approve the following as the Budget for the Fiscal year 2019:

RECORDED VOTE (Insert last name)	Ayes	{ BAKER { BRESENHAN { BROWN { COX	Nayes	{ {NONE {
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{ FARRAR
{ GIBILISCO
{ MILES
{ MOJICA

Absent

{WENSON MAIER

Notice is hereby given that the Budget and Tax Resolution was approved by the City Council of the City of Rahway County of Union, on May 13, 2019.

A Hearing on the Budget and Tax Resolution will be held at City Hall, on June 10, 2019 at 7:00 (P.M.)

at which time and place objections to said Budget and Tax Resolution for the calendar year 2019 may be presented by taxpayers or other interested persons.


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 13th day of May 2019.

Motion: Farrar

Second: Mojica

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

ABSENT: Councilmember Wenson Maier


Rayna E. Harris, City Clerk

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-120-19

Date of Adoption: May 13, 2019

RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES for 2010, 2017 & 2018 TAX LIENS

WHEREAS, the City of Rahway held Tax Lien Sales on June 25, 2010, 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.

2010 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
256 30	2238 Church Street	Richard Leonardis 10 Main Ave Clifton NJ 07014	\$7,316.05	\$100.00
Certificate 2010-0185				

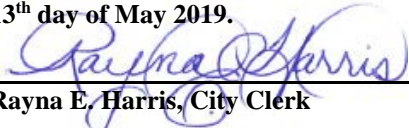
2017 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
170 04	638 Seminary Ave	BAAJ LLC 16 Seymour Street Montclair NJ 07042	\$6,945.07	\$0.00
Certificate 2017-0016				

2018 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
382 16	1953 Bond Street	Phoenix Funding Inc 1148 Springfield Ave Mountainside NJ 07092	\$11,129.68	\$15,000.00
Certificate 2018-0036				

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 13th day of May 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-121-19

Date of Adoption: May 13, 2019

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

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

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

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

2018 CALENDAR YEAR TAXES

<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
384	12	Robert Silmon 432 Washington Street Rahway NJ 07065	432 Washington Street	\$391.42
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
170	11	Andrei Tverdov Trident Abstract Title Agency 1340 A Campus Parkway Wall NJ 07753	580 Seminary Ave	\$341.96
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
148	22	Randy Snipes 74 West Cherry Street Rahway NJ 07065	74 West Cherry Street	\$296.52
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
115	5.022	Toy Sann Lynette Guy 1019 West Lake Ave Rahway NJ 07065	1019 West Lake Ave	\$64.51
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
55	20	Nadia E Huntley Smith 656 Sycamore Street Rahway NJ 07065	656 Sycamore Street	\$135.11
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
382	11.02	Carmen & Alejandro Jr. Flores 1921 Bond Street Rahway NJ 07065	1921 Bond Street	\$144.80
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
168	03	Boris Quiroz 419 Central Ave Rahway NJ 07065	419 Central Ave	\$64.84

<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
347	06	Jaraee Bryant 1207 Whelan Place Rahway NJ 07065	1207 Whelan Place	\$131.82
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
148	07	Thomas Dettling 500 West Chestnut Ave Metuchen NJ 08870	73 West Milton Ave	\$97.06
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
28	23	Donna Piersall 506 Grove Street Rahway NJ 07065	506 Grove Street	\$850.91
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
32	09	Thomas & Alyssa Turon 110 Madison Ave Rahway NJ 07065	110 Madison Ave	\$388.71
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
129	22	Paul Christy & Christine Carbone Counsellors Title Agency Inc 504 Hooper Avenue Toms River NJ 08753	945 Madison Hill Rd	\$184.21
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
253	26	Tara Rowland ServiceLink LLC 1355 Cherrington Pkwy Moon Township PA 15108	942 Stacy Place	\$556.05
<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
178	15	Ana Montes Foundation Title LLC-East Brunswick 214 Highway 18 -3 rd Floor East Brunswick NJ 08816	1177 Mooney Place	\$183.55

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 13th day of May 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-122-19

Date of Adoption: May 13, 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>
384	12	Robert Silmon 432 Washington Street Rahway NJ 07065	432 Washington Street	\$220.71
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 13th day of May 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-123-19

Date of Adoption: May 13, 2019

RESOLUTION TO AWARD A CONTRACT TO ASSOCIATED HUMANE SOCIETY INC. ANIMAL CONTROL SERVICES IN THE CITY OF RAHWAY

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


WHEREAS, the City of Rahway has advertised Request for Proposals on April 15, 2019 for Animal Control Services pursuant to New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, on April 30, 2019, the City received and evaluated responses from two vendors and determined Associated Human Society Inc. can provide the required services with the lowest cost to the City of Rahway and to the residents.

WHEREAS, Associated Humane Services Inc. 124 Evergreen Avenue, Newark NJ 07114 has submitted the lowest cost of \$5,450.00 monthly from June 1, 2019 to December 31, 2020 and \$5,600.00 monthly for CY 2020, and is the lowest responsible bidder; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Rahway that the contract for 2019/2020 for Animal Control Services is hereby awarded to Associated Humane Services Inc. 124 Evergreen Avenue, Newark NJ 07114 in the amount of \$38,150 for CY 2019 and \$67,200 for CY 2020.

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
13th day of May 2019.



Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-124-19

Date of Adoption: May 13, 2019


RESOLUTION AUTHORIZING THE RELEASE OF RIGHT OF WAY CONSTRUCTION BOND FEE TO KONRAD WNEK FOR PERMIT #10-16-106 FOR A ROAD OPENING AT 577 WEST LAKE AVENUE, BLOCK 111, LOT 4.02

WHEREAS, Bohler Engineering has requested release of Right of Way Construction Bond to Konrad Wnek for Permit #10-16-106 dated 10/11/2016 for a road opening at 577 West Lake Avenue, per Bohler letter dated 01/24/2019.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey, that the Treasurer is Authorized and directed to refund \$3000.00 from the Right of Way Construction account #07-206-55-700-259 for bond posted on Right of Way Construction permit #10-16-106 Dated 10/11/2016 for a road opening at 577 West Lake Avenue.

BE IT FURTHER RESOLVED the refund of \$3,000.00 from the Right of Way Construction Permit Account #07-206-55-700-259 is sent to Konrad Wnek, 577 West Lake Avenue, Rahway, New Jersey 07065.

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
13th day of May 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan **Second:** Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-125-19

Date of Adoption: May 13, 2019

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO TILCON NEW YORK, INC. FOR ROADWAY RESURFACING FOR 2019

WHEREAS, the Morris County Cooperative Pricing Council (“MCCPC”) was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, by resolution AR-50-17, the City of Rahway entered into an agreement with the MCCPC to take advantage of the cooperative pricing system; and

WHEREAS, the City is in need of the services of a roadway resurfacing contractor to mill and pave select roadways; and

WHEREAS, the MCCPC accepted a bid from Tilcon New York, Inc. for roadway resurfacing services on August 20, 2018; and

WHEREAS, pursuant to N.J.S.A 40A:11-11 the City may award a contract to a vendor approved by MCCPC; and


WHEREAS, this project is in the best interest of the health, safety, and welfare of the general public in the City of Rahway.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Rahway, Union County, New Jersey that the above referenced construction project is awarded to Tilcon New York, Inc., 9 Entin Road, Parsippany, New Jersey, 07054 with a total contract not to exceed \$77,412.90. Improvements shall be performed under the direction of the City Engineer.

BE IT FURTHER RESOLVED, by the City Council of the City of Rahway, that the appropriate officials are authorized and directed to perform all required acts to affect the purpose of this Resolution.

The Chief Financial Officer of the City of Rahway certifies that there are legally appropriated sufficient funds within the General Capital Fund – Ordinance O-5-19 to cover the cost of this contract. This certification is required on all contracts as per regulations 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 13th day of May 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-126-19

Date of Adoption: May 13, 2019

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO MICRO-PAVE SYSTEMS, INC. FOR CRACK SEALING SERVICES FOR 2019

WHEREAS, the Morris County Cooperative Pricing Council (“MCCPC”) was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, by resolution AR-50-17, the City of Rahway entered into an agreement with the MCCPC to take advantage of the cooperative pricing system; and

WHEREAS, the City is in need of the services of a crack sealant contractor to repair cracks in roadways; and

WHEREAS, the MCCPC accepted a bid from Micro-Pave Systems, Inc. for crack sealing services on August 20, 2018; and

WHEREAS, pursuant to N.J.S.A 40A:11-11 the City may award a contract to a vendor approved by MCCPC; and

WHEREAS, this project is in the best interest of the health, safety, and welfare of the general public in the City of Rahway.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Rahway, Union County, New Jersey that the above referenced construction project is awarded to Micro-Pave Systems, Inc., P.O. Box 207, Roseland, New Jersey, 07068 with a total contract not to exceed \$80,000.00. Improvements shall be performed under the direction of the City Engineer.

BE IT FURTHER RESOLVED, by the City Council of the City of Rahway, that the appropriate officials are authorized and directed to perform all required acts to affect the purpose of this Resolution.

The Chief Financial Officer of the City of Rahway certifies that there are legally appropriated sufficient funds within the General Capital Fund –Ordinance O-5-19 to cover the cost of this contract. This certification is required on all contracts as per regulations 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 13th day of May 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan **Second:** Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-127-19

Date of Adoption: May 13, 2019

RESOLUTION AUTHORIZING THE RELEASE OF RIGHT OF WAY CONSTRUCTION BOND FEE TO THE APPLICABLE PARTY FOR 2016 AND 2017 RIGHT OF WAY CONSTRUCTION PERMITS

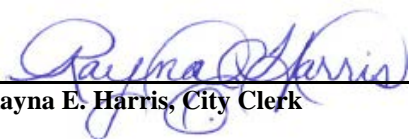
WHEREAS, Bohler Engineering has conducted a site review at the below listed addresses and found the improvement repairs in satisfactory condition and has requested release of Right of Way Construction Bond per Bohler letter dated April 5, 2019.

Permit Number	Bond Amount	Address	Applicant/Contractor
02-16-025	\$800.00	1828 Whittier Street	My Home 4U Properties, LLC/ WR Construction & Sons
03-16-026	\$5,760.00	Wall Street	NJ American Water Company
04-16-039	\$2,880.00	Wall Street	NJ American Water Company
04-16-042	\$1,200.00	830 Robert Street	Carlos Gonzalez / Tomasso Contracting, Inc.
08-16-071	\$800.00	166 Berthold Avenue	Grunwald Properties, LLC
08-16-073	\$900.00	637 Union Street	Rashida Wilson/Hoff Bro's
10-16-099	\$800.00	154 Berthold Avenue	Grunwald Properties, LLC / Angel's Paving
10-16-100	\$800.00	166 Berthold Avenue	Grunwald Properties, LLC / Angel's Paving
10-16-103	\$800.00	708 Seminary Avenue	Olivia Zazworsky / Lochiatto Paving
10-16-105	\$800.00	368 W. Lake Avenue	Nick Pengue / A3 United Corp
10-16-111	\$800.00	2336 Winfield Street	Robert Puc / JC Builder
11-16-145	\$21,360.00	239 Central Avenue	Rahway LIHTC, LLC/ Ingerman Construction Management, LLC
11-16-146	\$2,480.00	2085-2125 Montgomery Street	Merck & Co. / JR Prisco, Inc.
12-16-162	\$1,220.00	2363 Price Street	Karen Walsh/Hoff Bros
02-17-016	\$800.00	Broad Street	Verizon Business / High Point Utilities
05-17-030	\$800.00	812 Hamilton Street	Soncuya / Gold Medal Service
06-17-043	\$800.00	808 Jefferson Avenue	Sharon Malloy / Hoff Bros
06-17-056	\$1,160.00	1808 Bond Street	Darran Lewis / KJM Contractors, LLC
09-17-091	\$3,120.00	280 St. Georges Avenue	Shane Soranno / Minco Contractors, LLC
11-17-115	\$20,500.00	Barnett Street	NJ American Water Company
11-17-116	\$20,500.00	E Lincoln Avenue	NJ American Water Company

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rahway that the Treasurer is authorized and directed to refund the applicable party, per the City's records, the bond fee from the Right of Way Construction account #07-206-55-249 for the bond fee posted for the associated Right of Way Construction Permit.

BE IT FURTHER RESOLVED the refund of the Right of Way Construction Permit Account #07-206-55-700-249 is sent to the applicable party, per the City's Records.

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 13th day of May 2019.



 Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-128-19

Date of Adoption: May 13, 2019

RESOLUTION APPROVING THE PURCHASE AND INSTALLATION OF A WIRELESS MESH NETWORK AND ASSOCIATED SECURITY CAMERA SYSTEM WITHIN THE DOWNTOWN AREA

WHEREAS, the City Rahway desires to install a wireless mesh network and video surveillance system pilot in the Central Business Area; and

WHEREAS, the addition of surveillance cameras will improve public safety; and

WHEREAS, it has been determined that Johnston Communications Voice & Data is best qualified to provide such equipment/service under 8UCCP Union County Cooperative Pricing System (UCCP #42-2017).

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Rahway, that the purchase and installation of equipment for the City of Rahway from Johnston Communications Voice & Data, 322 Belleville Turnpike, North Arlington, NJ 07031, in an amount not to exceed \$91,448.92

Attached hereto is the certification of the Chief Financial Officer of the City of Rahway, which states that there are legally appropriated sufficient funds within the Current Fund, Account 04-215-55-684-108 to cover the cost of this contract. This certification is required on all contracts as per regulations 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
13th day of May 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-129-19

Date of Adoption: May 13, 2019

RESOLUTION AUTHORIZING THE SALE OF ABANDONED MOTOR VEHICLES BY THE POLICE DEPARTMENT IN ACCORDANCE WITH N.J.S.A. 39:10A-1

WHEREAS, N.J.S.A. 39:10A-1 ET SEQ. permits the Police Department or its representatives to auction or sell vehicles, at a public place, after notice of the sale, shall have been published, in a newspaper circulating in the municipality of Rahway and after such local government shall have authorized by resolution such sale; and

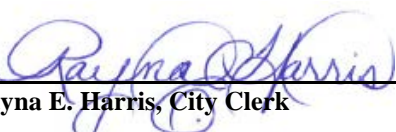
WHEREAS, the Police Department has accumulated Twenty-Four (24) such vehicles.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, NJ, that the Police department is authorized to conduct a sale or auction at which time vehicles that have been accumulated by the Police Department's towing representatives may be sold and the monies realized from such sale be used to cover storage costs, shall be turned over to the City of Rahway Municipal Treasurer.

BE IT FURTHER RESOLVED that the Police Department shall conduct this sale on **Wednesday May 15, 2019**. All vehicles may be viewed one hour prior to auction time at the following times and places:

10:00 AM	Lees Auto 1100 St. George Ave Avenel, NJ 05 Audi A4 Vin #WAUUDT48H35K015529 99 U-HAUL TRL Vin#14H12205XTAT6478
10:30 AM	R & K Towing 149 Regina Ave, Rahway NJ 07065 05 HYU Vin#KMHWF25S85A121144 05 DODGE Vin#1D4HB48D75F523390 02 NISS Vin#1N4AL11D92C102939 00 BMW Vin#WBAGH8348YDP09765 09 HYU Vin#5NMSG13D59H318296 06 NIS Vin#1N4BA41E56C816710 01 HYU Vin#KMHDN45DX1U104684 02 NIS Vin#JN1DA31A92T312054 02 SAAB Vin#YS3FD49Y331029482 97 DOD Vin#33B3ES47C6VT501946 01 FORD Vin#2FMZA50471BB53295 97 ACU Vin#JH4DC4464VS016677 08 HONDA Vin#1HGCP26848A155806 95 CHEVY Vin#1G1BL52P4SR114050 08 SAT Vin#3GSDL43N68S602417 01 FORD Vin#1FAFP40421F221121 04 GMC Vin#1GKDT13S542378230
1:00 PM	B & L Towing 2500 Blair Rd Carteret, NJ 07008 06 JEEP Vin#1J8HG48N36C310696 00 LINC Vin#1LNHM86S1YY866216
2:00 PM	Murphy's Towing 2053 US 1 Rahway, NJ 07065 98 ACURA Vin#JH4DC4469WS010195 01 HONDA Vin#1HGCG66551A139231
3:00 PM	Rahway Auto 41 W. Inman Av e Rahway, NJ 07065 00 MB Vin#WDBKK47F3YF155038

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 13th day of May 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-130-19

Date of Adoption: May 13, 2019

RESOLUTION APPROVING THE RE-APPOINTMENT OF MUNICIPAL CLERK

WHEREAS, there is a statutory requirement pursuant to N.J.S.A. 40A:9-133 et seq. for the City of Rahway to employ a Municipal Clerk; and

WHEREAS, Rayna E. Harris has served as Municipal Clerk for the City of Rahway since her initial appointment effective May 23, 2016; and

WHEREAS, the Municipal Council desire to re-appoint Rayna E. Harris, RMC, as the City's Municipal Clerk; and

WHEREAS, Rayna E. Harris holds the State of New Jersey Registered Municipal Clerk certification and is qualified and willing to perform the duties of the Municipal Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey, that they do hereby re-appoint Rayna E. Harris as Municipal Clerk of the City of Rahway effective immediately.

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 13th day of May 2019.



Rayna E. Harris, City Clerk

Motion: Farrar

Second: City Council

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-131-19

Date of Adoption: May 13, 2019

RESOLUTION DEDICATING COLUMBUS PLACE AS SHIRLEY J. PALMER WAY

WHEREAS, Shirley J. Palmer became a Rahway Resident in 1962 and remained a resident for the remainder of her life; and

WHEREAS, Ms. Palmer was a lifetime member of the National Association for the Advancement of Colored People and served as President of the NAACP Rahway Branch from 1999 to 2014 and was an instrumental advocate for the African American community; and

WHEREAS, Ms. Palmer was a small business owner and awarded the Seal of the City of Rahway in 2015. Through her roles as an educator, public servant, political activist, community leader, and mentor, Ms. Palmer impacted the lives of countless individuals; and

WHEREAS, Ms. Palmer vigorously encouraged the community to clean and maintain Columbus Place; and

WHEREAS, Ms. Palmer passed away on December 6, 2018; and

WHEREAS, NAACP Rahway Branch strongly supports the dedication of Columbus Place to Shirley J. Palmer Way; and

WHEREAS, the City of Rahway approves of authorizing the nominal cost associates with this Dedication in a not to exceed amount of \$1,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey, as follows: that the Council, for its members, the officers and employees and the people of the City of Rahway, extend to the family of Shirley J. Palmer fondness for their departed mother, grandmother, and friend commemorate him as the City of Rahway dedicates Columbus Place between E. Milton Avenue and Washington Street in her name. We honor Shirley's memory of kindness and dedication with the honorary and ceremonial dedication of that portion of roadway as "Shirley J. Palmer Way."

BE IT FURTHER RESOLVED that the official name of Columbus Place shall remain in its entirety.

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 13th day of May 2019.


Rayna E. Harris, City Clerk

Motion: Farrar

Second: City Council

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-132-19

Date of Adoption: May 13, 2019

RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE UNION COUNTY 2019 INFRASTRUCTURE AND MUNICIPAL AID GRANT PROGRAM AND AGREEMENT

WHEREAS, the Board of Chosen Freeholders of the County of Union desires to implement a Program known as the 2019 Infrastructure and Municipal Aid Grant Program (hereinafter the "Program"); and

WHEREAS, the City of Rahway has applied for funding under the Program, and has been approved by the County for a grant award in an amount not to exceed \$85,000.00 to be used in accordance with Program requirements; and

WHEREAS, the funding awarded under the Program shall be apportioned to projects that will stimulate the development of public projects of economic, social, transportation and governmental importance to the local municipality (hereinafter the "Project"); and


WHEREAS, the City of Rahway made an application for the project entitled: 2019 Road Resurfacing Project.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the Mayor and Municipal Clerk are hereby authorized to accept and execute an agreement with the County of Union for the 2019 Infrastructure and Municipal Aid Grant Program in accordance with the provisions of law.

BE IT RESOLVED that a copy of the Resolution shall be forwarded to the County of Union.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its adoption.

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 13th day of May 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-133-19

Date of Adoption: May 13, 2019

RESOLUTION AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT WITH THE COUNTY OF UNION FOR THE FIRST ALERT SYSTEM

WHEREAS, N.J.S.A. 40:8A-1 et seq. specifically authorizes a local governmental unit to enter into a contract with another local unit for a joint service project which either party is empowered to render within its own jurisdiction; and

WHEREAS, the County of Union desires to enter into an agreement with the City of Rahway for the usage and sharing of the Union County First Alert System to respond quickly and efficiently to critical emergencies; and

WHEREAS, pursuant to the Memorandum of Understanding (MOU) between the County of Union and the City of Rahway on file with the City Clerk, the City agrees to reimburse the County twelve (12) cents for every call that is made on the First Alert System with no charge for e-mails and SMS text messages sent through the system.

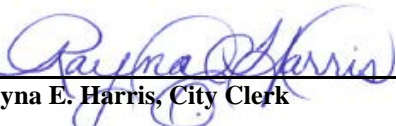
WHEREAS, the term of the agreement is through October 31, 2023, unless terminated soon as per the MOU.

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 be and hereby are directed and authorized to enter into an interlocal services agreement with the County of Union for participation in the Union County First Alert System.

BE IT RESOLVED that a duly executed copy of this Resolution and MOU be forwarded to the County of Union; and

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

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 13th day of May 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-134-19

Date of Adoption: May 13, 2019

RESOLUTION AUTHORIZING AN EXECUTIVE CLOSED SESSION

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-7, et seq., commonly known as the “Sunshine Law”, requires that Municipal Council meetings be open to the public except for the discussion of certain subjects; and

WHEREAS, the “Sunshine Law” requires that a closed session be authorized by resolution;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the following portion of this meeting shall be closed to the public and the meeting shall be resumed at the end of the closed session; and

BE IT FURTHER RESOLVED that the subjects to be discussed and the time of public release of the minutes of the closed session are indicated below:

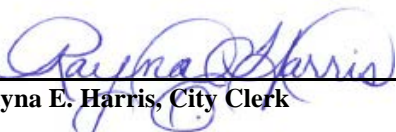
SUBJECT MATTER

1. Matters of pending/anticipated litigation
2. Matters falling within the attorney-client privilege

TIME WHEN AND THE CIRCUMSTANCES UNDER WHICH THE SUBJECT MATTER CAN BE DISCLOSED:

Upon authorization by the City Attorney/ Director of Law as required 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 13th day of May 2019.



Rayna E. Harris, City Clerk

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Wenson Maier