

MINUTES
COMBINED MEETING
MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY
JUNE 10, 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 7:09 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. Proclamation: Rahway High School Band 2019 Indoor Championship
- b. Proclamation: LGBTQ Pride Month 2019
- c. Oath of Office:

1. Promotions

Lt. Joseph Kostick	Sgt. Scott Rayack
Sgt. Michael Twerdak	Sgt. Gary Roman

2. New Officers

P.O. Fernando Cortes	P.O. Vincent Fiorino	P.O. Rachel Loeffler
P.O. Mathew Villalba	P.O. Travis Freeman	P.O. Cesar Peralta

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-1153-19** 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-153-19	RESOLUTION AUTHORIZING AN EXECUTIVE CLOSED SESSION <u>SUBJECT MATTER</u> 1. Matters related to contract negotiation 2. Matters falling within the attorney-client privilege
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RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-153-19

Date of Adoption: June 10, 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 related to contract negotiation
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

REVIEW OF AGENDA

APPROVAL OF MINUTES

May 7, 2019	7 p.m.	Pre-Meeting Conference
May 13, 2019	7 p.m.	Regular Meeting & Executive Closed Session

COMMUNICATIONS FROM MAYOR, REPORTS OF CITY OFFICERS AND BILL PAYMENT LIST

REPORTS OF COUNCIL COMMITTEES

HEARINGS OF CITIZENS: ITEMS ON AGENDA

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

CONSENT AGENDA

Items listed 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.

ORDINANCES - FIRST READING

O-15-19	BOND ORDINANCE PROVIDING FOR AID TO A REDEVELOPMENT PROJECT LOCATED IN THE CENTRAL BUSINESS DISTRICT REDEVELOPMENT AREA ON BLOCK 318, LOTS 1-10, 1.02 & 13 AND BLOCK 318.01, LOT 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE "CITY"); APPROPRIATING \$2,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,000,000 IN BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF
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ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. O-15-19

BOND ORDINANCE PROVIDING FOR AID TO A REDEVELOPMENT PROJECT LOCATED IN THE CENTRAL BUSINESS DISTRICT REDEVELOPMENT AREA ON BLOCK 318, LOTS 1-10, 1.02 & 13 AND BLOCK 318.01, LOT 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE "CITY"); APPROPRIATING \$2,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,000,000 IN BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF

WHEREAS, the Municipal Council of the City of Rahway, in the County of Union, State of New Jersey (the "City") designated Block 318, Lots 1-10, Lot 1.02 & Lot 13, and Block 318.01, Lot 1.01 (collectively, the "Property") as an "area in need of redevelopment" (the "Redevelopment Area") and adopted the Amended and Supplemental Central Business District Redevelopment Plan on March 11, 2013 (the "Plan"); and

WHEREAS, the Property is owned by Dornoch Rahway II Urban Renewal, LLC and consists of vacant, unimproved land; and

WHEREAS, Dornoch Rahway II, LP made a presentation to the Board of Commissioners of the Rahway Redevelopment Agency (the "Agency") on December 5, 2012 regarding its proposal to develop a residential project comprised of approximately two hundred and eight (208) market rate rental units on the Property and on January 9, 2013, the Agency designated Dornoch Rahway II, LP as conditional redeveloper of the Property for a 120-day period; and

WHEREAS, Dornoch Rahway II, LP created a new entity to act as the redeveloper for the Project known as Dornoch Rahway II Urban Renewal, L.L.C., which entity is owned and controlled by Dornoch Rahway II, LP and its affiliates, and whose manager is Coro Free GP, a Delaware partnership, and whose members may include Asloseventeen Investments II, LP, a Delaware limited partnership, Aldinville Trading Inc., a Panama corporation, Simba BV, a Dutch entity, S.J. DeRijk BV, a Dutch entity, Beheermij Wayne Stein LLC, Mibel Investments, Inc., and Slokker Invest BV, a Dutch entity (with potential additional members holding less than twenty (20%) per cent ownership interest) (the "**Redeveloper or Entity**"); and

WHEREAS, the Entity was created for the purposes of acquiring, owning, holding, developing, maintaining, financing, mortgaging, improving, operating, leasing, managing, using, refinancing, selling, subdividing, or otherwise deal with the Property; and

WHEREAS, pursuant to and in accordance with the provisions of the Long Term Tax Exemption Law, constituting Chapter 431 of the Pamphlet Laws of 1991 of the State, and the acts amendatory thereof and supplement thereto, N.J.S.A. 40A:20-1 et seq. (the "**Long Term Tax Exemption Law**"), the City is authorized to provide for tax abatement within a redevelopment area and for payments in lieu of taxes; and

WHEREAS, on October 1, 2014, the Agency and the Redeveloper entered into that certain agreement (the "**Redevelopment Agreement**") governing the redevelopment of the Property; and

WHEREAS, the Redeveloper has approved plans to construct a project on the Property consisting of 208 market rate residential rental units with residential amenities, together with ground floor retail space, parking and other improvements in two phases (collectively, the "**Project**"); and

WHEREAS, Phase 1 of the Project is under construction and shall consist of 116 residential units to be completed by January 2020 and Phase 2 construction shall be based on completion and lease up of Phase 1 and is scheduled to begin in July 2020 and be completed in December 2021; and

WHEREAS, on or about January 30, 2014, the Redeveloper filed an application with the City for approval of a long term tax exemption for the Project; and

WHEREAS, by the adoption of Ordinance #0-9-14 on April 14, 2014 (the "**Ordinance**"), the City Council approved the tax exemption application and authorized the execution of a Financial Agreement for the Project; and

WHEREAS, on October 14, 2014, Redeveloper and the City entered into a Financial Agreement with respect to the Project (the "**2014 Financial Agreement**"); and

WHEREAS, for the Project to proceed the Redeveloper needs to incur substantial costs for environmental investigation and remediation and for public infrastructure improvements, including the extension of Monroe Street from Main Street to Cherry Street, streetscape improvements, utilities and provision of public parking (collectively, the "**Infrastructure Improvements**"), and as a result, development of the Project by Redeveloper is not economically feasible absent financial assistance by the City; and

WHEREAS, the City intends to issue bonds, bond anticipation notes, or other obligations, pursuant to the applicable provisions of the Local Bond Law, N.J.S.A. 40A:2- 1 et seq. (the "**Local Bond Law**"), Section 37 of the Redevelopment Law and the Redevelopment Area Bond Financing Law, N.J.S.A. 40A:12A-64 et seq. (the "**RAB Law**"), in an amount not to exceed \$2,000,000 (the "Bonds"), which amount shall be sufficient to yield proceeds of not less than \$1,500,000.00 for costs of construction of the Project, including the Infrastructure Improvements; and

WHEREAS, the provisions of the Long Term Tax Exemption Law and the RAB Law authorize the City to accept, in lieu of real property taxes, an Annual Service Charge to be paid by the Entity to the City; and

WHEREAS, the Entity has agreed to make payment of the Annual Service Charge to the City or its designee, which Annual Service Charge shall be available and sufficient to pay debt service due on the Bonds, and/or any other lawful governmental purpose in the exercise of the City's sole discretion.

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 \$2,000,000. Pursuant to Section 37(c)(2) of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "**Redevelopment Law**"), no down payment is required, notwithstanding the requirements of Section 11 of the Local Bond Law, because the improvements and purposes set forth in Section 3 constitute a "redevelopment project" under the Redevelopment Law.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof, negotiable bonds of the City are hereby authorized to be issued in the aggregate principal amount not exceeding \$2,000,000 pursuant to and within the limitations prescribed by the Local Bond Law and the Redevelopment 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 \$2,000,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law and the Redevelopment Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are to assist the Redeveloper in funding and paying for a portion of the costs of constructing the Project, including a portion of the cost of the Infrastructure Improvements, 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 \$2,000,000.

(c) The estimated cost of said improvement or purpose is \$2,000,000.

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 and the Redevelopment 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 and the Redevelopment 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. They are improvements the City may lawfully undertake as general improvements within the Redevelopment Area described in the Plan, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted 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 30 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 \$2,000,000 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 \$250,000 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.

(e) Pursuant to N.J.S.A. 40A:12A-37(c), the obligations authorized herein shall mature in annual installments commencing not more than two (2) and ending not more than forty (40) years from the date of issuance.

(f) The obligations of the City authorized by this bond ordinance shall bear interest at a maximum rate of not to exceed nine (9.00%) per centum per annum, without further authorization of the City Council, which authorization may be by resolution.

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 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. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

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.

RESOLUTIONS

Department of Administration

AR-135-19	RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO NEGOTIATE AND ENTER INTO AN AGREEMENT WITH EP&G STRATEGY COMPANY FOR THE PURCHASE OF DISCOUNTED ELECTRICITY, WITH CONTRACT TERMS NOT EXCEEDING STATUTORY TERM LIMITS
AR-136-19	RESOLUTION AUTHORIZING AWARDED A CONTRACT TO GARDEN STATE FIREWORKS, INC. FOR THE EXHIBITION OF FIREWORKS IN THE CITY OF RAHWAY FOR THE CELEBRATION OF INDEPENDENCE DAY 2019

Department of Revenue and Finance

AR-137-19	RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE CY 2019
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AR-138-19	RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE CY 2019 AND AMENDING RESOLUTION AR-122-19
AR-139-19	RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATE FOR A 2014 TAX LIEN
AR-140-19	RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES for 2015, 2017 & 2018 TAX LIENS
AR-141-19	RESOLUTION INTRODUCING THE CITY OF RAHWAY 2019 SPECIAL IMPROVEMENT DISTRICT BUDGET
AR-142-19	RESOLUTION AUTHORIZING A TEMPORARY CAPITAL BUDGET
AR-143-19	RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO PURCHASE SEVEN STRADAPAL RAPIDE ON STREET PARKING METERS AND BACK-OFFICE SOFTWARE MANAGEMENT SYSTEM
AR-144-19	RESOLUTION AWARDED A CONTRACT TO PRECISION TECHNOLOGY SOLUTIONS FOR THE ACQUISITION AND INSTALLATION OF A PARKING ACCESS AND REVENUE CONTROL SYSTEM FOR THE RAHWAY TRANSPORTATION CENTER GARAGE

Department of Community Development

AR-145-19	RESOLUTION AWARDED THE ACCEPTANCE OF BID FOR THE PROJECT ENTITLED "2019 RAHWAY SIDEWALK IMPROVEMENT PROGRAM" FOR THE CITY OF RAHWAY TO YOUR WAY CONSTRUCTION
AR-146-19	RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO SHAW SPORTS TURF FOR SUPPLY OF ARTIFICIAL TURF FOR THE RAHWAY HIGH SCHOOL OUTDOOR PHYSICAL EDUCATION SPACE
AR-147-19	RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO ATHLETIC FIELDS OF AMERICA THE INSTALLATION OF SYNTHETIC/ARTIFICIAL TURF FOR THE RAHWAY HIGH SCHOOL OUTDOOR PHYSICAL EDUCATION SPACE
AR-148-19	RESOLUTION AUTHORIZING SUEZ TO PERFORM ADDITIONAL WATER FILTRATION TREATMENTS AND TESTING TO ADDRESS PFAS CHEMICALS FOR POTABLE WATER WITHIN THE CITY OF RAHWAY IN THE AMOUNT NOT TO EXCEED \$364,000.00

Department of Police

AR-149-19	RESOLUTION SUPPORTING THE CLICK IT OR TICKET MOBILIZATION OF MAY 20 - JUNE 2, 2019
AR-150-19	RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF COMPUTER EQUIPMENT AND SOFTWARE TO UPGRADE THE POLICE NETWORK VIA GSA CONTRACT

Department of Public Works

AR-151-19	RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO WEATHERPROOFING TECHNOLOGIES, INC. FOR EXTERIOR INSULATED FINISHING SYSTEM (E.I.F.S.)
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CY 2019 MUNICIPAL BUDGET

- a. Public Hearing
- b. Budget Adoption

AR-152-19	RESOLUTION ADOPTING THE MUNICIPAL BUDGET OF THE CITY OF RAHWAY, COUNTY OF UNION FOR THE CALENDAR YEAR 2019
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ORDINANCES – FINAL ADOPTION/SECOND 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)
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ADOPTED 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.

MISCELLANEOUS (Unfinished Business)

COMMUNICATIONS: Hearing of Citizens on Any Item (Five Minutes per Speaker)
Darius Tullis, 401 Johnson Street. He spoke on the planned LGBTQ Pride events.

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

COUNCIL COMMENT: (Three Minutes per Member)

ADJOURNMENT

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-135-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO NEGOTIATE AND ENTER INTO AN AGREEMENT WITH EP&G STRATEGY COMPANY FOR THE PURCHASE OF DISCOUNTED ELECTRICITY, WITH CONTRACT TERMS NOT EXCEEDING STATUTORY TERM LIMITS

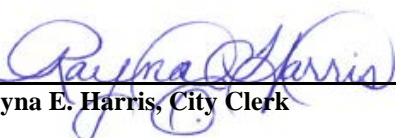
WHEREAS, The Mayor and Council of the City of Rahway has directed the Business Administrator and Clerk to conduct research to determine whether the City could purchase electricity at a discounted fee below PSE&G standard rates; and

WHEREAS, after conducting their due diligence, the Business Administrator and Clerk have determined it would be in the City's best financial interest to retain the services of EP&G as an independent electricity provider.

NOW THEREFORE, BE IT RESOLVED, the Council does hereby direct the Business Administrator and Clerk with assistance of the Chief Financial Officer and City Attorney to negotiate and enter into an agreement with EP&G Strategy Company for the purchase of discounted electricity, with Contract Terms not exceeding Statutory Term Limits.

BE IT FURTHER RESOLVED, that a Certified True Copy of this Resolution be tendered to the Business Administrator; Rayna Harris, City Clerk; Frank Ruggiero, Chief Financial Officer; EP&G Company; and Louis N. Rainone, City Law Director.

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 10th day of June 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-136-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING AWARDING A CONTRACT TO GARDEN STATE FIREWORKS, INC. FOR THE EXHIBITION OF FIREWORKS IN THE CITY OF RAHWAY FOR THE CELEBRATION OF INDEPENDENCE DAY 2019

WHEREAS, the City of Rahway wishes to provide a firework display for the citizens of the City of Rahway on July 3, 2019 (with a rain date of July 5, 2019); and

WHEREAS, the Municipal Council has indicated its desire to engage Garden State Fireworks, Inc., with offices located at Carlton Road, Millington, New Jersey, licensed, professional pyrotechnic technicians; and

WHEREAS, this contract falls within the exception to the bidding procedure mandated by the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., as its value will be less than the statutory threshold.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the proper City Officials are hereby authorized to enter into an agreement with Garden State Fireworks in the amount not to exceed \$20,000.00 for the 2019 Independence Day Fireworks Celebration.

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 10th day of June 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan **Second:** Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-137-19

Date of Adoption: June 10, 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.

2019 CALENDAR YEAR TAXES

<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
304.01 4	C1009	Joseph Vincenzino 1334 Genovese Lane Rahway NJ 07065	1334 Genovese Lane	\$172.06
285 18	C0187	Majorie Garman & Karen Bizub 187 East Albert Street Rahway NJ 07065	183-187 E. Albert Street	\$165.36
382	11.01	George Baerga SR 1913 Bond Street Rahway NJ 07065	1913 Bond Street	\$2,409.48
86	11	Alexis Collantes Planet Home LLC P.O. Box 1001 Meriden CT 06450	1210 Georgia Street	\$1,640.86
191	04	Charles & Phyllis Avery 1270 Broadway Rahway NJ 07065	1270 Broadway	\$281.10

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 10th day of June 2019.



Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-138-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE CY 2019 AND AMENDING RESOLUTION AR-122-19

WHEREAS, the City Council of the City of Rahway adopted Resolution AR-122-19 on May 13, 2019.

BE IT RESOLVED, by the Municipal Council of the City of Rahway, that AR-122-19 is hereby amended to remove the refund for the overpayment of CY 2019 taxes to the following:

2019 CALENDAR YEAR TAXES

<u>BLOCK</u>	<u>LOT</u>	<u>OWNERS NAME</u>	<u>PROPERTY ADDRESS</u>	<u>REFUND</u>
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 10th day of June 2019.



Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-139-19

Date of Adoption: June 10, 2019

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

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

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


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

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

2014 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
166 11	515 Hamilton Street	Isaac Moradi 520 Elm Street Kearny NJ 07032	\$0.00	\$18,000.00
Certificate 2014-0032				

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 10th day of June 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan **Second:** Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-140-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES for 2015, 2017 & 2018 TAX LIENS

WHEREAS, the City of Rahway held Tax Lien Sales on November 13, 2015, 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 have 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.

2015 Tax Liens

BLOCK/LOT	PROPERTY ADDRESS	CERT OWNER	REFUND	PREMIUM
397 02 C0102	36 E Grand Ave Bldg A #2	US Bank Cust\ PFS Financial 1 LLC P.O. Box 645236 Cincinnati OH 45264	\$48,519.24	\$23,500.00
Certificate 2015-0079				


2017 Tax Liens

BLOCK/LOT	PROPERTY ADDRESS	CERT OWNER	REFUND	PREMIUM
385 15	1937 Rutherford Street	TFS C/F Fig Cap INV NJ 13 LLC P.O. Box 54472 New Orleans LA 70154	\$7,795.23	\$1,000.00
Certificate 2017-0049				

2018 Tax Liens

BLOCK/LOT	PROPERTY ADDRESS	CERT OWNER	REFUND	PREMIUM
181 01	884 Stone Street	Phoenix Funding Inc 1148 Springfield Ave Mountainside NJ 07092	\$15,407.17	\$20,000.00
Certificate 2018-0011				

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 10th day of June 2019.



Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-141-19

Date of Adoption: June 10, 2019

RESOLUTION INTRODUCING THE CITY OF RAHWAY 2019 SPECIAL IMPROVEMENT DISTRICT BUDGET

BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, that the budget herein before set forth is hereby introduced and shall authorize an appropriation for the purposes stated on the sums therein of the amount of \$750,000 for Special Improvement District purposes.

Rahway Arts & Business Partnership Approved Budget 2019

INCOME

Prior Year Assessments	\$	610,000.00
SID Levy		\$130,000.00
Taste of Spring		\$10,000.00
		\$750,000.00
Total Income		\$750,000.00

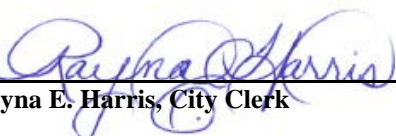
EXPENSE

Accounting Fees		\$3,800.00
Bookkeeper		\$2,000.00
Attorney Retainer		\$1,500.00
Executive Team		\$115,000.00
	Managing Director	\$40,000.00
	Executive Director	\$25,000.00
	Additional	\$50,000.00
Insurance		\$3,200.00
Annual Report		\$50.00
Conference & Meals		\$2,000.00
Consulting		\$5,000.00
Internet Expense		\$1,600.00
Marketing/Communications		\$10,000.00
Office Equipment		\$200.00
Office Expense		\$500.00
Payroll Processing		\$750.00
		\$750.00

Payroll Taxes	\$5,700.00
Printing	\$1,500.00
Programming	\$37,200.00
Aesthetic Improvements	\$300,000.00
Directional Signage	\$20,000.00
Comcast Services	\$100,000.00
Parking Inventory	\$140,000.00
	<u>\$750,000.00</u>

BE IT FURTHER RESOLVED that a public hearing on this budget will be held at the Meeting of the Municipal Council at 7:00 p.m. on July 16, 2019.

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 10th day of June 2019.



 Rayna E. Harris, City Clerk

Motion: Miles

Second: Farrar

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-142-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING A TEMPORARY CAPITAL BUDGET

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

WHEREAS, it is desired to create a temporary capital budget for CY 2019.

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

CAPITAL BUDGET (CURRENT YEAR ACTION)		2019						
Project	Estimated Total Cost	Amount Reserved Prior Years	Planned funding Services for Current Year					To be Funded in Future Years
			2019 Budget Appropriation	Capital Improvement Fund	Capital Surplus	Grants	Debt Authorized	
Aid Redevelopment Project B 318, L 1-10, 1.02 & 13 & B 318.01, L 1.01	2,000,000			-			2,000,000	
				-			-	
				-			-	
Total All Projects	2,000,000	-	-	-	-	-	2,000,000	-

Anticipated Project Schedule and Funding Requirements								
Project	Estimated Total Cost	Estimated Completion Time	Funding Amounts per Year					
			CY 2019	CY 2020	CY 2021	CY 2022	CY 2023	CY 2024
Aid Redevelopment Project B 318, L 1-10, 1.02 & 13 & B 318.01, L 1.01	2,000,000		2,000,000					
0	-		-					
0	-		-					
Total All Projects	2,000,000	-	2,000,000	-	-	-	-	-

Summary of Anticipated Funding Sourced and Amounts										
Project	Estimated Total Cost	Planned funding Services for Current Year 2019								
		Current Year	Future Years	Capital Improvement Fund	Capital Surplus	Grants	General	Self Liquidating	Assessment	School
Aid Redevelopment Project B 318, L 1-10, 1.02 & 13 & B 318.01, L 1.01 0 0	2,000,000 - -			- - -		-	2,000,000 -	- -		
Total All Projects	2,000,000	-	-	-	-	-	2,000,000	-	-	-

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

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 10th day of June 2019.


 Rayna E. Harris, City Clerk

Motion: Farrar

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-143-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING THE CITY OF RAHWAY TO PURCHASE SEVEN STRADAPAL RAPIDE ON STREET PARKING METERS AND BACK-OFFICE SOFTWARE MANAGEMENT SYSTEM

WHEREAS, The City of Rahway is in need of purchasing seven (7) additional StradaPAL Rapide on street parking meters and a back-office software management system and operational services; and

WHEREAS, Rahway is a member of National Cooperative Purchasing Alliance; and

WHEREAS, Flowbird Urban Intelligence is an approved vendor in the National Cooperative Purchasing Alliance; and

WHEREAS, Flowbird Urban Intelligence provides the specified on-street parking meters, maintenance services, and training; and

WHEREAS, The City of Rahway is desirous of purchasing seven (7) additional StradaPAL Rapide on street parking meters and back-office software management system from Flowbird Urban Intelligence; and

WHEREAS, Funds have been provided for on street parking meters through Ordinance O-0-19.

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

1. The Mayor and/or designee are authorized to purchase seven (7) additional StradaPAL on street parking meters and a back-office software management system from Flowbird Urban Intelligence in an amount not to exceed \$32,000.00 utilizing the National Cooperative Purchasing Alliance.
2. This resolution shall take effect immediately upon passage.

Consent Agenda Vote

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 10th day of June 2019.


Rayna E. Harris, City Clerk

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-144-19

Date of Adoption: June 10, 2019

RESOLUTION AWARDING A CONTRACT TO PRECISION TECHNOLOGY SOLUTIONS FOR THE ACQUISITION AND INSTALLATION OF A PARKING ACCESS AND REVENUE CONTROL SYSTEM FOR THE RAHWAY TRANSPORTATION CENTER GARAGE

WHEREAS, bids for the acquisition and installation of a parking access and revenue control system for the Rahway Transportation Center Garage received on June 5, 2019, in the manner provided by law; and

WHEREAS, there were two (2) bids received with the low bidder for the project being Precision Technology Solutions; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the following bid for acquisition and installation of a parking access and revenue control system for the Rahway Transportation Center Garage is hereby found and determined, as per the specifications, that Precision Technology Solutions, 207 Florida Street, Elizabeth, NJ 07206 has bid, including all alternate items, the lowest price and is the lowest responsive bidder, and a contract is hereby awarded to Precision Technology Solutions for a total bid not to exceed \$282,144.00

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

BID OF: Precision Technology Solutions
207 Florida Street
Elizabeth, NJ 07206

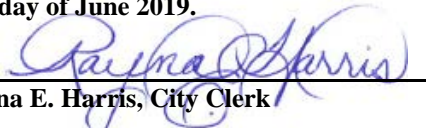
FOR: Acquisition and installation of a parking access and revenue control system for the Rahway Transportation Center Garage

AMOUNT: \$282,144.00

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

The Chief Financial Officer of the City of Rahway certifies that there are legally appropriated sufficient funds within the Parking Capital Fund, Ordinance # 0-9-19 Account Number 21-216-55-800-105 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 10th day of June 2019.


Rayna E. Harris, City Clerk

Consent Agenda Vote

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-145-19

Date of Adoption: June 10, 2019

**RESOLUTION AWARDING THE ACCEPTANCE OF BID FOR THE PROJECT ENTITLED
“2019 RAHWAY SIDEWALK IMPROVEMENT PROGRAM” FOR THE CITY OF RAHWAY
MNC CONCRETE, LLC**

WHEREAS, bids were received in the manner provided by law; and

WHEREAS, there were two (2) bids received with the low bidder for the project being MNC Concrete, LLC.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Rahway that the following bid is hereby found and determined, as per the specifications, that MNC Concrete, LLC, 2 Beach Haven Way, Waretown, NJ 08757, has bid the lowest price and is the lowest responsible bidder, and a contract is hereby awarded to MNC Concrete, LLC consisting of the following bid breakdown:


Base Bid and Alternate Bid A: \$ 126,054.37

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

BID OF:	MNC Concrete, LLC 2 Beach Haven Way Waretown, NJ 08758
FOR:	2019 RAHWAY SIDEWALK IMPROVEMENT PROGRAM
AMOUNT:	\$ 126,054.37

The Chief Financial Officer of the City of Rahway certifies that there are legally appropriated sufficient funds within the General Capital Fund –Ordinance O-05-19 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 10th day of June 2019.**



Rayna E. Harris, City Clerk

Motion: Cox **Second:** Bresenhan

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-146-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO SHAW SPORTS TURF FOR SUPPLY OF ARTIFICIAL TURF FOR THE RAHWAY HIGH SCHOOL OUTDOOR PHYSICAL EDUCATION SPACE

WHEREAS, the Educational Services Commission of New Jersey (“ESCNJ”) was created in 1977 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the state of New Jersey; and

WHEREAS, by resolution AR-56-13, the City of Rahway entered into an agreement with the ESCNJ to take advantage of the cooperative pricing system; and

WHEREAS, by resolution AR-96-19, the City of Rahway entered into a shared service agreement with the Rahway Board of Education for the procurement and construction of an outdoor physical education space at the Rahway High School; and

WHEREAS, the ESCNJ accepted a bid from Shaw Sports Turf for the supply of artificial/synthetic sports turf for the period from March 22, 2019 to March 21, 2021; and

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

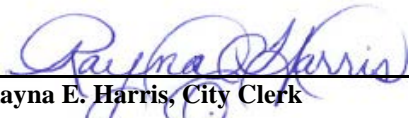
WHEREAS, this project is in the best interest of the health, safety, and welfare of the general public in the City of Rahway.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Rahway, Union County, New Jersey that the contract to supply the above referenced materials is awarded to Shaw Sports Turf of 185 South Industrial Boulevard, Calhoun, Georgia 30701 with a total contract not to exceed \$46,850.00. 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 State & Federal Grant Fund – Account 03-215-55-470-111 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 10th day of June 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-147-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO ATHLETIC FIELDS OF AMERICA THE INSTALLATION OF SYNTHETIC/ARTIFICIAL TURF FOR THE RAHWAY HIGH SCHOOL OUTDOOR PHYSICAL EDUCATION SPACE

WHEREAS, the Educational Services Commission of New Jersey (“ESCNJ”) was created in 1977 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the state of New Jersey; and

WHEREAS, by resolution AR-56-13, the City of Rahway entered into an agreement with the ESCNJ to take advantage of the cooperative pricing system; and

WHEREAS, by resolution AR-96-19, the City of Rahway entered into a shared service agreement with the Rahway Board of Education for the procurement and construction of an outdoor physical education space at the Rahway High School; and

WHEREAS, the ESCNJ accepted a bid from Athletic Fields of America for the installation of artificial/synthetic sports turf under Bid #MRESC/AEPA 16-G; and

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

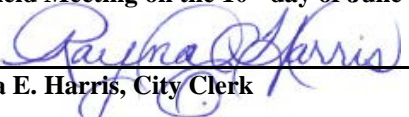
WHEREAS, this project is in the best interest of the health, safety, and welfare of the general public in the City of Rahway; and

WHEREAS, the City expects to receive \$217,995.00 from the Rahway Board of Education.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Rahway, Union County, New Jersey that the contract to install artificial/synthetic field turf and site improvements be awarded to Athletic Fields of America with a total contract not to exceed \$217,995.00. 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.

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 10th day of June 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-148-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING SUEZ TO PERFORM ADDITIONAL WATER FILTRATION TREATMENTS AND TESTING TO ADDRESS PFAS CHEMICALS FOR POTABLE WATER WITHIN THE CITY OF RAHWAY IN THE AMOUNT NOT TO EXCEED \$364,000.00

WHEREAS, The New Jersey Department of Environmental Protection has established perfluoroalkyl substances (PFAS) as contaminants in water supplies throughout the state and intends to begin regulating safe levels of PFAS during 2020; and

WHEREAS, The City of Rahway, together with its contracted water system operator Suez, is working to minimize the levels of PFAS in the water for the City, prior to the mandatory implementation date; and

WHEREAS, It has been determined that Granular Activated Carbon (GAC) removes PFAS from water; and

WHEREAS, Additional treatment measures and testing are necessary to determine the best and safest method to continue to remove PFAS from drinking water; and

WHEREAS, The City has requested Suez install eight (8) new GAC filters at the Water Treatment Plant, perform additional water sample testing, and participate in a PFAS “Bench-Scale Testing” study to further determine the best methods to treat PFAS substances in the City’s water; and


WHEREAS, Suez, as contracted operator of the Water Treatment Plant, is obligated to address these requests and has submitted cost proposals totaling \$364,000.00 to provide the additional filters, sampling and testing; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Rahway in the County of Union, for Suez to install new GAC filters, provide additional water sample testing, and participate in a PFAS “Bench-Scale Testing” study for a total amount not to exceed three hundred sixty four thousand dollars (\$364,000.00) is hereby authorized.

The Chief Financial Officer of the City of Rahway certifies that there are legally appropriated sufficient funds within the Water Capital Fund Ordinance 0-6-19, Account 06-216-55-928-105 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 10th day of June 2019.



Rayna E. Harris, City Clerk

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-150-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF COMPUTER EQUIPMENT AND SOFTWARE TO UPGRADE THE POLICE NETWORK VIA GSA CONTRACT


WHEREAS, there is a need to update the computer networked utilized by the Rahway Police Department; and

WHEREAS, it has been determined that the purchase and installation of said equipment under the GSA Contract is the most practical way to proceed at this time.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Rahway, that the purchase of the new computer network equipment for the Rahway Police Department from Blue Diamond Solutions Inc. (GSA Contract No. GS-35F-0143R), 25 Riverside Drive, Suite 3, Pine Brook, NJ 07058, is hereby authorized for an amount not to exceed \$106,985.02.

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 General Fund, Ordinance #0-25-17 Account Number 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
10th day of June 2019.



Rayna E. Harris, City Clerk

Consent Agenda

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-151-19

Date of Adoption: June 10, 2019

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO WEATHERPROOFING TECHNOLOGIES, INC. FOR EXTERIOR INSULATED FINISHING SYSTEM (E.I.F.S.)

WHEREAS, the Educational Services Commission of New Jersey (“ESCNJ”) was created in 1977 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the state of New Jersey; and

WHEREAS, by resolution AR-56-13, the City of Rahway entered into an agreement with the ESCNJ to take advantage of the cooperative pricing system; and

WHEREAS, the ESCNJ accepted a bid from Weatherproofing Technologies, Inc. (Tremco) for Roofing and Building Envelope Services for the period from 1/20/17 - 2/28/18; Extended to 2/28/19; Extended to 2/29/20; and

WHEREAS, pursuant to N.J.S.A 40A:11-11 the City may award a contract to a vendor approved by ESCNJ; 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 contract to supply the above referenced services and materials is awarded to Weatherproofing Technologies, Inc. of 735 Green Road · Beachwood, Ohio 44122 with a total contract not to exceed \$98,000.00. Improvements shall be performed under the direction of the Director of the Department of Public Works.

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 General Capital Fund, Ordinance # 0-25-17 Account Number 04-215-55-684-106 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 10th day of June 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-152-19

Date of Adoption: June 10, 2019

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

BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 37,410,228.00 (Item 2 below) for municipal purposes, and
- (b) \$ 0.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$ 0.00 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ _____ (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ 927,116.00 (Item 5 below) Minimum Library Levy

RECORDED VOTE
(Insert last name)

	(	BAKER	(
	(	BRESENHAN	(		Abstained	(
	(	BROWN	((
Ayes	(	COX	(	Nays		(
	(	FARRAR	((
	(	MILES	(		Absent	(
	(	MOJICA	((
						(GIBILISCO
						(WENSON MAIER
						(

SUMMARY OF REVENUES

1. General Revenues		
Surplus Anticipated	08-100	2,250,000.00
Miscellaneous Revenues Anticipated	40004-10	14,088,286.00
Receipts from Delinquent Taxes	15-499	1,350,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	37,410,228.00
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:		
Item 6, Sheet 42	07-195	\$ 0.00
Item 6(b), Sheet 11 (Sheet 11 (N.J.S. 40A:4-14)	07-191	\$ 0.00
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only		
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY	07-192	927,116.00
Total Revenues	40000-10	56,025,630.00

SUMMARY OF APPROPRIATIONS

2019

5. GENERAL APPROPRIATIONS	XXXXXXXX	XXXXXXXXXX
Within "CAPS"	XXXXXXXX	XXXXXXXXXX
(a&b) Operations Including Contingent		39,221,000.00
(e) Deferred Charges and Statutory Expenditures - Municipal		5,665,488.00
(g) Cash Deficit		
Excluded from "CAPS"	XXXXXXXX	XXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"		2,128,860.00
(c) Capital Improvements		250,000.00
(d) Municipal Debt Service		6,510,282.00
(e) Deferred Charges - Municipal		0.00
(f) Judgements		0.00
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)		0.00
(g) Cash Deficit		0.00
(k) For Local District School Purposes		0.00
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)		2,250,000.00
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)		0.00
Total Appropriations		56,025,630.00

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Municipal Council on the 10th day of June 2019.

It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2019 approved budget and all amendments thereto, if any, which have been previously approved by 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 10th day of June 2019.

Rayna E. Harris, City Clerk

Motion: Baker

Second: Mojica

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

ABSENT: Councilmembers Gibilisco, and Wenson Maier

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-153-19

Date of Adoption: June 10, 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 related to contract negotiation
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 10th day of June 2019.



Rayna E. Harris, City Clerk

Motion: Mojica

Second: Miles

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

ABSENT: Councilmembers Brown, Gibilisco, and Wenson Maier