

MINUTES
PRE-MEETING CONFERENCE
MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY
OCTOBER 1, 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)*

**All items with an asterisk are not conducted at the pre-meeting conference*

Council President Farrar called the meeting to order at 7:03 p.m. and read the Roll Call.

ROLL CALL

PRESENT: Councilmembers Baker, Brown, Cox, Gibilisco, Miles, Mojica, Farrar
(5th Ward Seat Vacant)

ABSENT: Councilmember Bresenhan

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.

Councilman David Brown offered the invocation.

NOMINATION

- a) **5th Ward Council Seat Nominees:**
William Cladek, 1338 Esterbrook Avenue
Danielle “Danni” Newbury, 1336 Bryant Street
John Solomon, 372 Elm Avenue

Danielle “Danni” Newbury was nominated to fill the vacant 5th Ward Seat by Councilman Gibilisco.

AR-217-19	<p>RESOLUTION TO FILL VACANCY IN THE OFFICE OF THE 5th WARD COUNCIL MEMBER</p> <p>Motion to adopt the above Resolution AR-217-19 as amended was made by Councilmember Farrar, seconded by the Councilmember Mojica and adopted by the following vote:</p> <p>YES: Councilmembers Baker, Bresenhan, Brown, Cox, Gibilisco, Miles, Mojica, and Farrar</p> <p>ABSENT: None</p>
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RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-217-19

Date of Adoption: October 1, 2019

RESOLUTION TO FILL VACANCY IN THE OFFICE OF THE 5TH WARD COUNCIL MEMBER

WHEREAS, Jennifer Wenson Maier, duly elected to the seat of 5th Ward Council Member with the term ending December 31, 2020, filed her written resignation effective September 15, 2019 therefore, vacating the 5th Ward Council Member seat; and

WHEREAS, pursuant to N.J.S.A. 40A:16-11, when a vacancy occurs and the incumbent was a nominee of a political party, the Municipal Committee of that political party shall, no later than 15 days after the vacancy, present to the Governing Body the names of three nominees for the selection of a successor to fill the vacancy; and

WHEREAS, the incumbent was the nominee of the Democratic Party and the Democratic Party submitted the names of its nominees to the seat of the 5th Ward Council Member to the City Clerk on September 24, 2019 within the time prescribed under N.J.S.A. 40A:16-11:

William Cladek, 1338 Esterbrook Avenue
Danielle “Danni” Newbury, 1336 Bryant Street
John Solomon, 372 Elm Avenue

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that Danielle “Danni” Newbury is hereby appointed to fill the aforesaid vacancy of the 5th Ward Council Member seat according to law through December 31, 2020.

b) Oath of Office

Mayor Giacobbe administered the Oath of Office to Danielle “Danni” Newbury.

REVIEW OF AGENDA ITEMS

The members of Council discussed all the items to be placed on the Agenda and voted on at the Regular Meeting of October 7, 2019. Council President Farrar gave the mover and second for each of the resolutions listed below.

a. Proclamations

b. Ordinances – Introduction/First Reading

An Ordinance Amending Chapter 337, “Sewers and Sewage Disposal” Article Xii, “Establishment; Organization; User Fees” Section 337-52 “Fees” Setting Rates and Fees for the Use of the Sewer System of the Code of the City of Rahway’

c. Resolutions by Department

1. Department of Administration

- i. Resolution authorizing a service agreement between the City of Rahway and Rahway Community Action Organization.

2. Department of Community Development

- i. A resolution authorizing the return of performance bond and final payment and acceptance of a maintenance bond for the “2016 Roadway Resurfacing Project” to Stilo Excavation, Inc.
- ii. A resolution ratifying the award of an emergency contract to B&W Construction Co. of NJ Inc., for sewer system repairs on Kearny Avenue, pursuant to N.J.S.A. 40A11-6
- iii. A resolution ratifying the award of an emergency contract to Fletcher Creamer & Son for sanitary sewer system improvements on Forbes Street, pursuant to N.J.S.A. 40A:11-6

3. Department of Police

- i. A resolution authorizing the purchase of equipment to outfit three new Police Vehicles under New Jersey State Contract

4. Department of Revenue and Finance

- i. A resolution authorizing the refund of money due to the redemption of a tax sale certificate for 2016 & 2018 tax liens (over \$1,500.00)
- ii. A resolution authorizing the refund of payment of taxes due to the granting of a disabled veteran exemption

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

No items were offered.

REPORTS OF COUNCIL COMMITTEES

No items were offered.

***ORDINANCES – FINAL ADOPTION/SECOND READING**

O-27-19	AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY VEHICLES AND TRAFFIC; SCHEDULE XIV 401-73 - PARKING PROHIBITED CERTAIN HOURS TO MODIFY STREET SWEEPING SCHEDULE Farrar / Mojica
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**ADOPTED ORDINANCE
CITY OF RAHWAY, NEW JERSEY**

No. O-27-19

AN ORDINANCE AMENDING CHAPTER 401: VEHICLES AND TRAFFIC OF THE CODE OF THE CITY OF RAHWAY (PARKING PROHIBITED CERTAIN HOURS)

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. Schedule XIV 401-73 - Parking Prohibited Certain Hours

Modify	Side	Location	Hours
Broad	East	W. Milton to Irving St.	5 a.m. – 7 a.m. Tuesday & Thursday

Broad	West	W. Milton to Irving St.	5 a.m. – 7 a.m. Wednesday & Friday
Augusta	East	E. Milton Ave. to Lewis St.	5 a.m. – 7 a.m. Tuesday & Thursday
Augusta	West	E. Milton Ave. to Lewis St.	5 a.m. – 7 a.m. Wednesday & Friday
Irving	East	Central Avenue to E. Milton	5 a.m. – 7 a.m. Tuesday & Thursday
Irving	West	Central Avenue to E. Milton	5 a.m. – 7 a.m. Wednesday & Friday
Lewis	North	Irving St. to Dock St.	5 a.m. – 7 a.m. Tuesday & Thursday
Lewis	South	Irving St. to Dock St.	5 a.m. – 7 a.m. Wednesday & Friday
East Cherry	North	Irving St. to Main St.	5 a.m. – 7 a.m. Tuesday & Thursday
East Cherry	South	Irving St. to Main St.	5 a.m. – 7 a.m. Wednesday & Friday
Elm	North	Main St. to Campbell St.	5 a.m. – 7 a.m. Tuesday & Thursday
Elm	South	Main St. to Campbell St.	5 a.m. – 7 a.m. Wednesday & Friday
Elizabeth	North	Irving St. to Bridge	5 a.m. – 7 a.m. Tuesday & Thursday
Elizabeth	South	Irving St. to Bridge	5 a.m. – 7 a.m. Wednesday & Friday
Coach	North	Irving St. to Main St.	5 a.m. – 7 a.m. Tuesday & Thursday
Coach	South	Irving St. to Main St.	5 a.m. – 7 a.m. Wednesday & Friday
Central	North	Irving St. to Main St.	5 a.m. – 7 a.m. Tuesday & Thursday
Central	South	Irving St. to Main St.	5 a.m. – 7 a.m. Wednesday & Friday

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.

MISCELLANEOUS (Unfinished Business)

No items were offered.

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

1. Sarah Solis; 1231 Madison Hill Road: She spoke about water pooling in her yard.
2. Denise Rolong; 1196 Kline Place: She passed out pictures of the water around her house.
3. Cindy Santiago; 1186 Kline Place: She stated not being able to use backyards effects the quality of life.
4. Ana Nieves; 2365 & 2367 Allan Street; She spoke about water pooling in her yard damaging her shed.

5. Jimmy Alford; 430 Concord Street: He spoke about flooding around his home and public
6. Vivian Borgias; 358 West Inman Avenue: She described the flooding in the summer and damage to her possessions in the garage.
7. Jacob Stockle; 446 Murray Street: He stated that he did not know his house was in a flood zone and was not notified until last year.
8. Daniel Gagnon; 160 Lentz Court: He read a prepared statement regarding Orchard Creek maintenance.

COUNCIL COMMENT: (Three Minutes per Member)

The Council Members offered their remarks.

ADJOURNMENT

A motion to adjourn the meeting was made by Councilmember Brown; seconded by Councilmember Bresenhan at 8:03 p.m.

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

ABSENT: Councilmember Bresenhan

Council President Farrar declared the motion carried.

Approved:

Rayna E. Harris, City Clerk

Rodney Farrar, Council President