

MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY
October 7, 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 7:20 p.m. and read the Roll Call.

ROLL CALL

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

ABSENT: Councilmember Baker

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.

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-232-19** to enter into Executive Closed Session at 7:26 p.m. The Resolution was adopted as follows.

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

ABSENT: Councilmember Baker

Council President Farrar declared the motion carried.

AR-232-19	RESOLUTION AUTHORIZING AN EXECUTIVE CLOSED SESSION <u>SUBJECT MATTER</u> 1. Matters related to collective bargaining agreement 2. Matters falling within the attorney-client privilege
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RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-232-19

Date of Adoption: October 7, 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 collective bargaining agreement
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.

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 7:30 pm.

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

ABSENT: Councilmember Baker

Council President Farrar declared the motion carried.

PRESENTATIONS

No reports were offered.

APPROVAL OF MINUTES

September 3, 2019	7 p.m.	Pre-Meeting Conference & Executive Closed Session
September 9, 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 Bresenhan, Brown, Cox, Gibilisco, Miles, Mojica, and Farrar

ABSENT: Councilmember Baker

ABSTAIN: Councilmember Newbury

Council President Farrar declared the motion carried.

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

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

Mayor Giacobbe read a brief statement.

REPORTS OF COUNCIL COMMITTEES

No items were offered.

HEARINGS OF CITIZENS: ITEMS ON AGENDA

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

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

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 Mojica seconded by Councilmember Gibilisco to add Resolutions **AR-219-19, AR-227-19, AR-228-19, AR-229-19, AR-230-19, AR-231-19, and AR-233-19** to the Consent Agenda. The motion was adopted by the following vote:

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

ABSENT: Councilmember Baker

Council President Farrar declared the motion carried.

Motion made by Councilmember Brown seconded by Councilmember Cox to adopt the **Consent Agenda**, as amended. The **Consent Agenda** was adopted by the following vote:

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

ABSENT: Councilmember Baker

Council President Farrar declared the motion carried.

ORDINANCES - FIRST READING

<p>O-28-19</p>	<p>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</p> <p>Brown / Cox</p> <p>Motion to introduce the above entitled Ordinance O-28-19 on first reading was made by Councilmember Brown, seconded by Councilmember Cox and adopted by the following vote:</p>
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	<p>YES: Councilmembers Bresenhan, Brown, Cox, Gibilisco, Miles, Newbury, Mojica, and Farrar</p> <p>ABSENT: Councilmember Baker</p> <p>Council President Farrar declared the motion carried.</p>
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ORDINANCE
CITY OF RAHWAY, NEW JERSEY

No. O-28-19

**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**

BE IT ORDAINED, all rates be effective on January 1, of the year listed.

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, this ordinance shall take effect upon adoption and approval in accordance with applicable law.

This Ordinance was 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 November 12, 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

*	AR-218-19	RESOLUTION AUTHORIZING A SERVICE AGREEMENT BETWEEN THE CITY OF RAHWAY AND RAHWAY COMMUNITY ACTION ORGANIZATION (RCAO) Farrar / Baker
	AR-219-19	RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO JERSEY PROFESSIONAL MANAGEMENT FOR RECRUITMENT SERVICES
	AR-233-19	RESOLUTION APPROVING A MEMORANDUM OF AGREEMENT BETWEEN THE CITY AND THE FIREMEN’S MUTUAL BENEVOLENT ASSOCIATION LOCAL 33

Department of Community Development

*	AR-220-19	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. Miles / Mojica
*	AR-221-19	RESOLUTION RATIFYING THE AWARD OF AN EMERGENCY CONTRACT TO B&W CONSTRUCTION CO. OF NJ INC., FOR SANITARY SEWER SYSTEM REPAIRS ON KEARNY AVENUE, PURSUANT TO N.J.S.A 40A:11-6 Gibilisco / Cox
*	AR-222-19	RESOLUTION RATIFYING THE AWARD OF AN EMERGENCY CONTRACT TO J. FLETCHER CREAMER & SON FOR SANITARY SEWER SYSTEM IMPROVEMENTS ON FORBES STREET, PURSUANT TO N.J.S.A 40A: 11-6

	Farrar / Newbury
AR-223-19	<p>RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND NEGLIA ENGINEERING ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE ORCHARD STREET BROOK FLOOD STUDY</p> <p>Motion made by Councilmember Bresenhan seconded by Councilmember Farrar to adopt the Resolution AR-223-19, and was adopted by the following vote:</p> <p>YES: Councilmembers Bresenhan, Brown, Cox, Gibilisco, Miles, Newbury, Mojica, and Farrar</p> <p>ABSENT: Councilmember Baker</p> <p>Council President Farrar declared the motion carried.</p>

Department of Police

* AR-224-19	<p>RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT (LIGHTS, SIRENS, PRISONER TRANSPORT SYSTEM AND PUSH BUMPER) TO OUTFIT THREE NEW POLICE VEHICLES VIA STATE CONTRACT</p> <p>Brown / Baker</p>
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Department of Revenue and Finance

* AR-225-19	<p>RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES FOR 2016 & 2018 TAX LIENS</p> <p>Miles / Mojica</p>
* AR-226-19	<p>RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF DISABLED VETERAN EXEMPTION</p> <p>Mojica / Baker</p>
AR-227-19	<p>RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE CITY OF RAHWAY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)</p> <p>STATE OF NEW JERSEY – JUSTICE ASSISTANCE GRANT - \$4,425</p>
AR-228-19	<p>RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE CITY OF RAHWAY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)</p> <p>COUNTY OF UNION - LEVEL THE PLAYING FIELD - \$25,470</p>
AR-229-19	<p>RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE CITY OF RAHWAY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)</p> <p>STATE OF NEW JERSEY – BODY ARMOR REPLACEMENT FUND - \$7,142.90</p>
AR-230-19	<p>RESOLUTION OF THE MUNICIPAL COUNCIL CONCERNING THE AUDIT REPORT FOR CALENDAR YEAR 2018</p>
AR-231-19	<p>RESOLUTION FOR THE IMPLEMENTATION OF THE 2018 AUDIT REPORT CORRECTIVE ACTION PLAN</p>

ORDINANCES – FINAL ADOPTION/SECOND READING

O-27-19	<p>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</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>
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With no one appearing, Council President Farrar closed the Public Hearing.

Motion to introduce the above entitled Ordinance **O-27-19** on first reading was made by Councilmember **Farrar**, seconded by the entire Councilmember **Mojica** and adopted by the following vote:

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

ABSENT: Councilmember Baker

Council President Farrar declared the motion carried.

**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.

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

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

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

ABSENT: Councilmember Baker

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-218-19

Date of Adoption: October 7, 2019

RESOLUTION AUTHORIZING A SERVICE AGREEMENT BETWEEN THE CITY OF RAHWAY AND RAHWAY COMMUNITY ACTION ORGANIZATION

WHEREAS, the City of Rahway is in need of providing human and social services that enhance the quality of life (“Services,”) for infants, toddlers, preschools, and school-aged children; and

WHEREAS, Rahway Community Action Organization. (“RCAO,”) is a 501(c)(3) Minority-Based Community Organization and is able to provide the services to infants, toddlers, preschools, and school-aged children; and

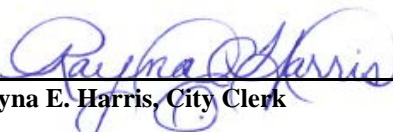
WHEREAS, the City of Rahway would like to enter into a Service Agreement (“Agreement,”) attached hereto this Resolution, with RCAO; and

WHEREAS, the City of Rahway, City Council would like to approve the provision of Services and authorize the entering into the execution of an agreement with RCAO.

NOW THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE RAHWAY CITY COUNCIL AS FOLLOWS:

1. The City of Rahway hereby approves the provision of Services for Rahway Residents for the Services and approves of the Service Agreement in substantially the form attached hereto this Resolution with such changes as shall be approved by the Business Administrator on advice of counsel.
2. The City of Rahway hereby authorizes the Mayor to execute the Service Agreement with Rahway Community Action Organization in the form so approved. The City Clerk shall be authorized to attest to the signature of the Mayor appearing thereon and to affix the seal of the Authority thereto.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 7th day of October 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-219-19

Date of Adoption: October 7, 2019

RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO JERSEY PROFESSIONAL MANAGEMENT FOR RECRUITMENT 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 recruitment 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 Jersey Professional Management. 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 Jersey Professional Management to provide recruiting services in an amount not to exceed \$14,500.00 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.

Consent Agenda

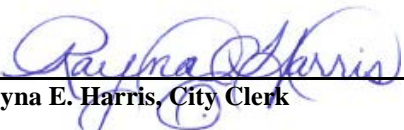
Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 7th day of October 2019.

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker



Rayna E. Harris, City Clerk

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-220-19

Date of Adoption: October 7, 2019

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.

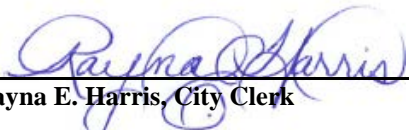
WHEREAS, on file in the City Clerk's office is a Maser Consulting Engineering letter dated August 23, 2019 with regard to the release of Stilo Excavation, Inc. Performance Bond and Final Payment and acceptance of a Maintenance Bond #1001069892 in the amount of \$1,072,513.80; and

WHEREAS, the Maintenance Bond has been reviewed and approved by the City Attorney's Office and Maser Consulting recommends the release of Stilo Excavation, Inc. Performance Bond and final payment in the amount of \$21,450.28.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway that the Treasurer is authorized and directed to return the Performance Bond and final payment in the amount of \$21,450.28 posted for the 2016 Roadway Resurfacing Project by Stilo Excavation, Inc.

BE IT FURTHER RESOLVED, that the Performance Bond and final payment in the amount of \$21,450.28 be returned to Stilo Excavation, Inc., 2907 South Clinton Avenue, South Plainfield, NJ 07080.

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 7th day of October 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-221-19

Date of Adoption: October 7, 2019

RESOLUTION RATIFYING THE AWARD OF AN EMERGENCY CONTRACT TO B&W CONSTRUCTION CO. OF NJ INC., FOR SANITARY SEWER SYSTEM REPAIRS ON KEARNY AVENUE, PURSUANT TO N.J.S.A 40A:11-6

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

WHEREAS, a condition exists affecting the public health, safety, or welfare requiring the immediate delivery of goods or services; and

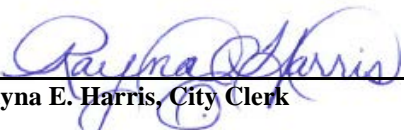
WHEREAS, due to a damaged sanitary sewer pipe in the area of 273 Kearny Avenue, a sinkhole within the roadway formed creating a hazardous within the roadway of Kearny Avenue; and

WHEREAS, B&W Construction Co. of NJ Inc. (the “Contractor”) submitted to repair the sewer system on Kearny Avenue; and

WHEREAS, the City’s consultant engineer has reviewed the final invoice for the work performed and recommends a payment in the amount of \$18,176.65.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rahway in the County of Union, that a contract with B&W Construction Co. of NJ Inc, for said work in the amount of eighteen thousand one hundred seventy six dollars 65/00 cents (\$18,176.65) is hereby ratified and authorized pursuant to N.J.S.A, 40:11-6(b).

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 7th day of October 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-222-19

Date of Adoption: October 7, 2019

RESOLUTION RATIFYING THE AWARD OF AN EMERGENCY CONTRACT TO J. FLETCHER CREAMER & SON FOR SANITARY SEWER SYSTEM IMPROVEMENTS ON FORBES STREET, PURSUANT TO N.J.S.A 40A: 11-6

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

WHEREAS, a condition exists affecting the public health, safety, or welfare requiring the immediate delivery of goods or services; and


WHEREAS, due to a damaged sewer pipe in the area of 163 Forbes Street, a sinkhole within the roadway formed creating a hazardous condition along and across the pavement of Forbes Street; and

WHEREAS, J. Fletcher Creamer & Son (the “Contractor”) submitted a bid to repair the sewer system on Forbes Street; and

WHEREAS, the work includes the excavation of the area of the sinkhole, repairs to the existing sewer pipe, relining of the manhole, 4 square yards of pavement restoration and restorations to the disturbed areas; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rahway in the County of Union, that a contract with J. Fletcher Creamer & Son, for said work in the amount of Twenty Eight Thousand Six Hundred Seventy Six Dollars (\$28,676.00) is hereby ratified and authorized pursuant to N.J.S.A, 40:11-6(b).

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 7th day of October 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-223-19

Date of Adoption: October 7, 2019

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND NEGLIA ENGINEERING ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE ORCHARD STREET BROOK FLOOD STUDY

WHEREAS, the City of Rahway requires the services of licensed professional engineer to study the flooding characteristics of the Orchard Street Brook within the City of Rahway; and

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

WHEREAS, Neglia Engineering Associates has submitted a proposal dated October 2, 2019 to perform the aforementioned services; and


WHEREAS, the City desires to award a contract to Neglia Engineering Associates to provide Engineering Services for the Orchard Street Brook Flood Study.

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

1. The Mayor and Municipal Clerk of the City of Rahway are hereby authorized to execute a professional services agreement with Neglia Engineering Associates in an amount not to exceed \$38,890.00.
2. A notice in accordance with this Resolution and the Local Public Contracts Law shall be published in the official newspaper of the City of Rahway as required by law within ten (10) days of its passage.
3. That an executed copy of the Contract and a copy of this Resolution shall be filed in the office of the Municipal Clerk of the City of Rahway and shall be available there for public inspection in accordance with law.
4. This Resolution shall take effect immediately or as otherwise provided by law.

Attached hereto is the certification of the Chief Financial Officer of the City of Rahway, which states that there are legally appropriated funds within the Current Fund- Account 01-201-20-165-028, to cover the cost of this contract.

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 7th day of October 2019.


Rayna E. Harris, City Clerk

Motion: Bresenhan

Second: Farrar

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

ABSENT: Councilmember Baker

City of Rahway

Department of Revenue & Finance

October 7, 2019

Hon. Raymond Giacobbe, Mayor

Members of the Municipal Council

City of Rahway

One City Hall Plaza

Rahway, New Jersey 07065

Re: **RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND NEGLIA ENGINEERING ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE ORCHARD STREET BROOK FLOOD STUDY**

Dear Mayor and Council Members:

Please be advised that there are legally appropriated sufficient funds within the Current Fund-Account 01-201-20-165-028, to cover the cost of this contract.

This certification is required on all contracts as per regulations of the Director of Local Government Services.

Sincerely,

A handwritten signature in black ink, appearing to read "F. C. Ruggiero". The signature is written in a cursive, somewhat stylized font.

Frank C. Ruggiero, Chief Financial Officer

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-224-19

Date of Adoption: October 7, 2019

RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT (LIGHTS, SIRENS, PRISONER TRANSPORT SYSTEM AND PUSH BUMPER) TO OUTFIT THREE NEW POLICE VEHICLES VIA STATE CONTRACT


WHEREAS, the Rahway Police Department is in need of the equipment to outfit two new police vehicles; and

WHEREAS, it has been determined that purchase of said equipment under State 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, County of Union, State of New Jersey, that the purchase of new equipment for the Rahway Police Department from Triangle Communications, LLC (State Contract No. T- 0106), 2362 Waldheim Avenue, Scotch Plains NJ 07076, is hereby authorized for an amount not to exceed \$41,680.36.

The Chief Financial Officer of City of Rahway certifies that there are legally appropriated sufficient funds within the State and Federal Grant Fund - DOT State Highway Grant Account #'s 03-215-55-520-116, 03-215-55-520-118, and 03-215-55-520-119, to cover the cost of this contract.

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 7th day of October 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

City of Rahway
Department of Revenue & Finance

October 7, 2019

Hon. Raymond Giacobbe, Mayor
Members of the Municipal Council
City of Rahway
One City Hall Plaza
Rahway, New Jersey 07065

Re: **RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT (LIGHTS,
SIRENS, PRISONER TRANSPORT SYSTEM AND PUSH BUMPER) TO
OUTFIT THREE NEW POLICE VEHICLES VIA STATE CONTRACT**

Dear Mayor and Council Members:

Please be advised that there are legally appropriated sufficient funds within the State and Federal Grant Fund - DOT State Highway Grant Account #'s 03-215-55-520-116, 03-215-55-520-118, and 03-215-55-520-119, to cover the cost of this contract.

This certification is required on all contracts as per regulations of the Director of Local Government Services.

Sincerely,

A handwritten signature in black ink, appearing to read "F. C. Ruggiero".

Frank C. Ruggiero
Chief Financial Officer

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-225-19

Date of Adoption: October 7, 2019

RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES FOR 2016 & 2018 TAX LIENS

WHEREAS, the City of Rahway held a Tax Lien Sale on December 9, 2016 and December 7, 2018 for unpaid Calendar Year Taxes and Municipal Charges, and various Tax Sale Certificates were struck off and sold to the following Lien Holders, on the following Block and Lots; and

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

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

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

2016 Tax Liens

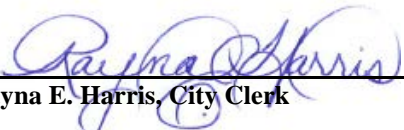
<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
164 20	W Grand Ave	Duttlee LLC 61 West Lake Avenue Rahway NJ 07065	\$7,315.07	\$0.00
Certificate 2016-0029				
<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
268 22	2282 Price Street	Trystone Capital Assets LLC P.O. Box 1030 Brick NJ 08723	\$23,098.92	\$1,200
Certificate 2016-0062				
<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
258 42	647 Cora Place	US Bank Cust for PC5 Sterling NTL 1000 Haddonfield-Berlin Rd Suite 203 Vorhees NJ 08043	\$520.86	\$500
Certificate 2016-0056				

2018 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
348 19	1207 Clark Street	US Bank Cust Tower DB VIII Tr 2018 50 South 16 th ST Suite 2050 Philadelphia PA 19102	\$23,161.20	\$14,500
Certificate 2018-0032				

BLOCK/LOT	PROPERTY ADDRESS	CERT OWNER	REFUND	PREMIUM
164 20	W Grand Ave	Dutlee LLC 61 West Lake Avenue Rahway NJ 07065	\$1,463.60	\$0.00
Certificate 2018-0008				

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 7th day of October 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-226-19

Date of Adoption: October 7, 2019

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


WHEREAS, property known as Lot(s) 5, in City Block 130, more commonly known as 1081 Briarcliff Drive, in Rahway, NJ is owned by James Wetlesen; and

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

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

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector be, and he hereby is, authorized and directed to cancel all four quarters of 2019, in the amount of \$8,658.61 as well as the and the first two quarters of 2020 and refund the amount paid for the first three quarters of 2019 in the amount of \$6,188.39 along with the Homestead Rebates of \$517.32 for a total of \$6,705.71 on the property known and designated as Lot(s) 05, in City Block 130.

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 7th day of October 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-227-19

Date of Adoption: October 7, 2019

**RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE
IN THE BUDGET OF THE CITY OF RAHWAY PURSUANT TO
N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)
STATE OF NEW JERSEY – JUSTICE ASSISTANCE GRANT - \$4,425**

WHEREAS, N.J.S.A. 40A: 4-87 provided that the Director of Local Government Services may approve the insertion of any special item of revenue in the Budget of any County or Municipality when such items shall have been made available by law and the amount thereof was undetermined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amounts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Rahway, County of Union, and State of New Jersey hereby requests that the Director of Local Government Services to approve the insertion of an item of revenue in the Calendar Year 2019 Budget in the sum of **\$4,425** which is now available as revenue from:

**PUBLIC & PRIVATE REVENUES – OFFSET BY APPROPRIATIONS:
STATE OF NEW JERSEY – JUSTICE ASSISTANCE GRANT - \$4,425**


BE IT FURTHER RESOLVED that a like sum of **\$4,425** and the same is hereby appropriated under the caption of General Appropriations Excluded from “CAPS”

**PUBLIC & PRIVATE PROGRAMS – OFFSET BY REVENUES:
STATE OF NEW JERSEY – JUSTICE ASSISTANCE GRANT - \$4,425**

BE IT FURTHER RESOLVED that the above is a result of a grant from the State of New Jersey.

BE IT FURTHER RESOLVED that three (3) certified copies of this resolution be submitted to the Director of the Division 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 7th day of October 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-228-19

Date of Adoption: October 7, 2019

**RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN
THE BUDGET OF THE CITY OF RAHWAY PURSUANT TO
N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)
COUNTY OF UNION - LEVEL THE PLAYING FIELD - \$25,470**

WHEREAS, N.J.S.A. 40A: 4-87 provided that the Director of Local Government Services may approve the insertion of any special item of revenue in the Budget of any County or Municipality when such items shall have been made available by law and the amount thereof was undetermined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amounts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Rahway, County of Union, and State of New Jersey hereby requests that the Director of Local Government Services to approve the insertion of an item of revenue in the Calendar Year 2019 Budget in the sum of **\$25,470** which is now available as revenue from:

PUBLIC & PRIVATE REVENUES – OFFSET BY APPROPRIATIONS:
COUNTY OF UNION - LEVEL THE PLAYING FIELD - **\$25,470**

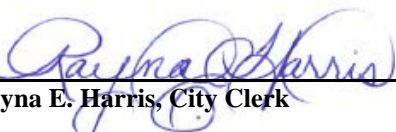
BE IT FURTHER RESOLVED that a like sum of **\$25,470** and the same is hereby appropriated under the caption of General Appropriations Excluded from “CAPS”.

PUBLIC & PRIVATE PROGRAMS – OFFSET BY REVENUES:
COUNTY OF UNION - LEVEL THE PLAYING FIELD - **\$25,470**

BE IT FURTHER RESOLVED that the above is a result of a grant from County of Union, NJ.

BE IT FURTHER RESOLVED that three (3) certified copies of this resolution be submitted to the Director of the Division 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 7th day of October 2019.



Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-229-19

Date of Adoption: October 7, 2019

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE CITY OF RAHWAY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948) STATE OF NEW JERSEY – BODY ARMOR REPLACEMENT FUND - \$7,142.90

WHEREAS, N.J.S.A. 40A: 4-87 provided that the Director of Local Government Services may approve the insertion of any special item of revenue in the Budget of any County or Municipality when such items shall have been made available by law and the amount thereof was undetermined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amounts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Rahway, County of Union, and State of New Jersey hereby requests that the Director of Local Government Services to approve the insertion of an item of revenue in the Calendar Year 2019 Budget in the sum of **\$7,142.90** which is now available as revenue from:

**PUBLIC & PRIVATE REVENUES – OFFSET BY APPROPRIATIONS:
STATE OF NEW JERSEY – Body Armor Replacement Fund - \$7,142.90**

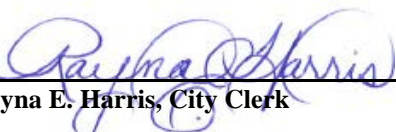
BE IT FURTHER RESOLVED that a like sum of **\$7,142.90** and the same is hereby appropriated under the caption of General Appropriations Excluded from “CAPS”

**PUBLIC & PRIVATE PROGRAMS – OFFSET BY REVENUES:
STATE OF NEW JERSEY – Body Armor Replacement Fund - \$7,142.90**

BE IT FURTHER RESOLVED that the above is a result of a grant from State of New Jersey.

BE IT FURTHER RESOLVED that three (3) certified copies of this resolution be submitted to the Director of the Division 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 7th day of October 2019.


Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-230-19

Date of Adoption: October 7, 2019

RESOLUTION OF THE MUNICIPAL COUNCIL CONCERNING THE AUDIT REPORT FOR CALENDAR YEAR 2018

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the City Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations”, and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations”, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and


WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Municipal Council of the City of Rahway, County of Union, State of New Jersey, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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 7th day of October 2019.



Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-231-19

Date of Adoption: October 7, 2019

RESOLUTION FOR THE IMPLEMENTATION OF THE 2018 AUDIT REPORT CORRECTIVE ACTION PLAN

WHEREAS, the Local Finance Notice No. 92-15 requires the Governing Body to adopt a Corrective Action Plan in relation to recommendations contained in a Municipality's Audit; and

WHEREAS, the City's 2018 Audit included certain recommendations, which require the adoption of a Corrective Action Plan; and

WHEREAS, it is required that the plan be prepared by the Chief Financial Officer and approved by the governing body;

WHEREAS, the Chief Financial Officer has submitted the following Corrective Action Plan:

City of Rahway
Corrective Action Plan
SFY 2018

Recommendation #1. Open purchase order report be reviewed, and all invalid purchase orders be cancelled.

Cause: Encumbered balances of completed contracts remain listed on the open purchase order report.

Corrective Action: The Finance Office will review open items with issuing department to determine status and cancel items as appropriate.

Implementation Date: An ongoing effort is in effect.

Recommendation #2. Tax Title Lien Ledger be updated to reflect current lien balances.

Cause: The Tax Collector did not update the Tax Title Lien Ledger to reflect current year taxes to be transferred to Liens at year end.

Corrective Action: The Tax Collector has been instructed to enter proper data moving forward.

Implementation Date: An ongoing effort is in effect.

Recommendation #3. Prior year tax overpayments be refunded or cancelled of record.
Cause: Although the Finance Department was issuing checks for tax overpayments as authorized by resolution, the Tax Collector was not entering payment data into the tax collection software system.
Corrective Action: The Tax Collector has been instructed to enter proper data moving forward.
Implementation Date: An ongoing effort is in effect


Recommendation #4. Th City obtain an updated fixed asset report from an independent appraisal company.
Cause: Fixed asset inventory was maintained on an excel spreadsheet within the Finance Department.
Corrective Action: An independent appraisal company will be contracted for a City-wide update during CY 2019.
Implementation Date: November 2019.

Recommendation #5. The audit revealed no cash receipt is being maintained by the Senior Center. It is recommended that a cash receipt ledger be maintained for monies collected by the Senior Center
Cause: The Director of the Senior Center was only issuing and maintain copies of individual cash receipts from a ticket book in lieu of an actual report.
Corrective Action: The Director has been instructed to maintain an excel sheet containing all the sources, amounts and categories of cash receipt revenue.
Implementation Date: October 2019.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Rahway, County of Union, State of New Jersey does hereby approve the Corrective Action Plan for the year 2018 as submitted by the Chief Financial Officer.

BE IT FURTHER RESOLVED that a certified copy be forwarded to the Division 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 7th day of October 2019.



Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-232-19

Date of Adoption: October 7, 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:

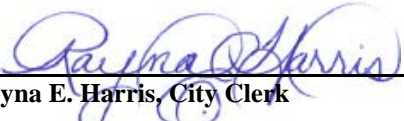
SUBJECT MATTER

1. Matters related to collective bargaining agreement
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 7th day of October 2019.



Rayna E. Harris, City Clerk

Motion: Bresenhan

Second: Cox

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

ABSENT: Councilmember Baker

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-233-19

Date of Adoption: October 7, 2019

RESOLUTION APPROVING A MEMORANDUM OF AGREEMENT BETWEEN THE CITY AND THE FIREMEN'S MUTUAL BENEVOLENT ASSOCIATION LOCAL 33

WHEREAS, the City and the Firemen's Benevolent Association Local 33 are the parties to a Collective Bargaining Agreement (the "Agreement") whose current term is July 1, 2013 through December 31, 2017; and

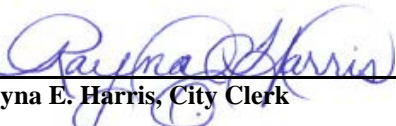
WHEREAS, the City and the Firemen's Benevolent Association Local 33 have engaged in negotiations for a successor agreement and the parties have agreed upon the terms of said agreement; and

WHEREAS, the Firemen's Benevolent Association Local 33 and the City of Rahway have agreed upon terms in a Memorandum of Agreement recommending the ratification and approval for a new agreement.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Rahway that the Business Administrator is hereby authorized to execute the Memorandum of Agreement in substantially the same form attached hereto with modifications made upon recommendation and advice of counsel; and

BE IT FURTHER RESOLVED, the Mayor and City Clerk are authorized to execute the Collective Bargaining Agreement between the City of Rahway and the Firemen's Benevolent Association Local 33 for a term of January 1, 2018 through December 31, 2023 in accordance with the terms of the Memorandum of Agreement on file in the City Clerk's Office.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 7th day of October 2019.



Rayna E. Harris, City Clerk

Consent Agenda

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Baker