

MINUTES
MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY
COMBINED MEETING
December 22, 2020 ~ 7:00 P.M.
Via Zoom

*“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 Mojica called the Meeting to order at 7:07 PM. and read the Roll Call.

ROLL CALL

Present: James Baker, David Brown, Michael Cox, Rodney Farrar, Joseph D. Gibilisco, Danielle “Danni” Newbury, Vannie Deloris Parson, Joanna Miles, Jeremy E. Mojica

Absent: None

PLEDGE OF ALLEGIANCE and INVOCATION

Council President Mojica led the Pledge of Allegiance and Councilman Brown offered an invocation.

OPEN PUBLIC MEETING STATEMENT:

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 was given. The City Clerk is directed to include this statement in the minutes of this meeting.

PRESENTATIONS

No presentations were scheduled.

MINUTES

November 16, 2020	Combined Meeting
November 30, 2020	Special Meeting
December 15, 2020	Special Meeting

A motion was made by Councilmember **Cox** and seconded by Councilmember **Gibilisco** to accept and approve the above listed minutes.

YES: Councilmembers Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica

ABSTAIN: Councilmember Baker

Council President Mojica declared the motion carried.

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

The Councilmembers accepted the reports and list of payment of bills.

Mayor Giacobbe read a brief statement.

HEARINGS OF CITIZENS: ITEMS ON AGENDA

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

With no one requesting to be recognized, Council President Mojica closed the floor to public comment.

CONSENT AGENDA

All items considered routine by the City Council 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.

Motion made by Councilmember **Baker** and seconded by Councilmember **Cox** to remove Resolutions **AR-217-20** and **AR-222-20** from the Consent Agenda for separate discussion. The motion was adopted by the following vote:

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

Council President Mojica declared the motion carried.

Resolutions

Motion made by Councilmember **Mojica** and the **Rahway City Council** to adopt the **Consent Agenda**. The **Consent Agenda** was adopted by the following vote:

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

Council President Mojica declared the motion carried.

Department of Administration

AR-218-20	RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE RAHWAY FIRST AID EMERGENCY SQUAD INC. TO PURCHASE AN AMBULANCE
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Department of Community Development

AR-219-20	RESOLUTION AUTHORIZING THE APPLICATION AND CONTRACT EXECUTION OF THE NEW JERSEY DEPARTMENT OF TRANSPORTATION 2021 LOCAL FREIGHT INFRASTRUCTURE IMPROVEMENT GRANT
AR-220-20	RESOLUTION AUTHORIZING THE RELEASE OF THE PERFORMANCE BOND ASSOCIATED WITH PLANNING BOARD APPLICATION NO. 26/06 FOR 1067 WEST LAKE AVENUE (BLOCK 115, LOT 4)

Department of Fire

AR-221-20	RESOLUTION AUTHORIZING ACCESS TO A COMMAND VEHICLE BY BATTALION CHIEF BRIAN THORNTON AS A COUNTY OF UNION DEPUTY FIRE COORDINATOR
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Department of Revenue and Finance

AR-223-20	RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES FOR 2017 & 2019 TAX LIENS
AR-224-20	RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF A DISABLED VETERAN EXEMPTION
AR-225-20	RESOLUTION FOR THE IMPLEMENTATION OF THE 2019 AUDIT REPORT CORRECTIVE ACTION PLAN
AR-226-20	RESOLUTION AUTHORIZING THE TRANSFER OF CY 2020 BUDGET APPROPRIATIONS
AR-227-20	RESOLUTION APPROVING COVID-19 SPECIAL EMERGENCY APPROPRIATION IN ACCORDANCE WITH N.J.S.A. 40A:4-53

Office of the City Clerk

AR-228-20	RESOLUTION APPOINTING MONIQUE T. VELAZQUEZ TO THE POSITION OF DEPUTY MUNICIPAL CLERK
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Resolutions Voted On Separately**Administration**

AR-217-20	<p>RESOLUTION TO AWARD A CONTRACT FOR EDUCATION & JOB DEVELOPMENT SERVICES IN THE CITY OF RAHWAY TO SUPREME WISE LLC</p> <p>Motion: Baker Second: City Council</p> <p>Councilmember Baker requested further clarification on Resolution AR-217-20 and the Mayor provided same.</p> <p>Motion made by to adopt Resolution AR-217-20 by Council President Mojica and seconded by City Council. The motion was adopted by the following vote:</p> <p>YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica</p> <p>Council President Mojica declared the motion carried.</p>
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Department of Health

AR-222-20	<p>RESOLUTION TO AWARD A CONTRACT FOR 2021 ANIMAL CONTROL SERVICES IN TO ASSOCIATED HUMANE SOCIETIES, INC.</p> <p>Motion: Mojica Second: City Council</p> <p>Councilmember Baker requested further clarification on Resolution AR-222-20 and the Business Administration provided same.</p> <p>Motion made by to adopt Resolution AR-222-20 by Council President Mojica and seconded by City Council. The motion was adopted by the following vote:</p> <p>YES: Councilmembers Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica</p> <p>ABSTAIN: Councilmember Baker</p> <p>Council President Mojica declared the motion carried.</p>
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ORDINANCES – FINAL ADOPTION/SECOND READING

O-33-20	<p>BOND ORDINANCE PROVIDING FOR THE PURCHASE OF AN AMBULANCE AND A 911 COMMAND CENTER SYSTEM FOR THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE "CITY"); APPROPRIATING \$750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$714,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF</p> <p>Motion: Mojica Second: City Council</p> <p>YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica</p> <p>Council President Mojica declared the motion carried.</p>
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ORDINANCE**CITY OF RAHWAY, NEW JERSEY**No. O-33-20

BOND ORDINANCE PROVIDING FOR THE PURCHASE OF AN AMBULANCE AND A 911 COMMAND CENTER SYSTEM FOR THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE "CITY"); APPROPRIATING \$750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$714,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the City of Rahway, in the County of Union, State of New Jersey (the "City"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the amount of \$750,000, said amount being inclusive of \$36,000 as the amount of down payment for said improvements or purposes as required by the Local Bond Law, N.J.S.A. §40A:2-1 et seq. (the "Local Bond Law"). The down payment is now available by virtue of a provision or provisions in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$750,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the City are hereby authorized to be issued in the principal amount not exceeding \$714,000 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the City in the principal amount not exceeding \$714,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued are for the purchase of (i) a new ambulance, including ancillary

equipment and upgrades, for the City of Rahway First Aid Emergency Squad, and (ii) a 911 Command Center System, including but not limited to, computers, cameras, monitors, software, workstations, servers, cables, switches, and ancillary equipment, for the Police Department of the City.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$714,000.

(c) The estimated cost of said improvements or purposes is \$750,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the amount of \$36,000 is composed of the down payment for said improvements or purposes.

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

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Union make a contribution or grant in aid to the City for the improvements and purposes authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Union. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Union shall be received by the City after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the City as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a 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, 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 or temporary capital budget, as applicable, 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 purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is eight (8) 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, Department of Community Affairs, State of New Jersey, 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 \$714,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements herein before described.

SECTION 8. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the bond or notes authorized by this bond ordinance. The bond and notes authorized in this bond ordinance shall be direct, unlimited obligations of the City and, unless paid from other sources, 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 bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The City reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All

reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes 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 tax-exempt bonds and notes issued under this bond ordinance.

SECTION 11. The Chief Financial Officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City, which are authorized herein, and to execute such disclosure document on behalf of the City. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of bonds or notes of the City, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

<p>O-34-20</p>	<p>AN ORDINANCE AMENDING CHAPTER 5: ADMINISTRATION OF GOVERNMENT OF THE CODE OF THE CITY OF RAHWAY (SPECIAL-DUTY JOBS, HOURLY RATES/CHARGES)</p> <p>Motion: Mojica Second: City Council</p> <p>YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica</p>
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	Council President Mojica declared the motion carried.
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ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. O-34-20

AN ORDINANCE AMENDING CHAPTER 5: ADMINISTRATION OF GOVERNMENT OF THE CODE OF THE CITY OF RAHWAY (SPECIAL-DUTY JOBS, HOURLY RATES/CHARGES)

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Rahway that the Code be and is hereby amended in that Chapter 5 “Administration of Government,” Article XVII “Department of Police,” Section § 5-71 Special-duty jobs, salary and vehicle fees that the current language shall be deleted in its entirety and replaced with the additions noted by underline below:

Section 1.

(5) Hourly rates/charges.

(a) Subject to the provisions of Subsection E(5)(b), below, the hourly rate/charge payable to police officers for special duty assignments performed within the City of Rahway shall be as follows:

<u>Job</u>	<u>Rate Per Hour Under 8 Hours</u>
Traffic Assignments	\$75
Emergency Traffic	\$90
City Traffic Assignments	\$50
City Emergency Traffic	\$65
Security Assignments	\$40
Nonrecurring Security	\$55
Special Security	\$32.50

For any job that exceeds eight hours, the officer will be compensated at a rate of time and one-half the aforementioned rate per hour.

Section 2. All Ordinances or parts of Ordinances inconsistent herewith are repealed.

Section 3. If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 4. This Ordinance shall become effective after second reading and publication as required by law.

O-35-20	AN ORDINANCE AMENDING CHAPTER 401 VEHICLES AND TRAFFIC OF THE CODE OF THE CITY OF RAHWAY - TIME LIMIT PARKING Motion: Mojica Second: City Council YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica Council President Mojica declared the motion carried.
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ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. O-35-20

AN ORDINANCE AMENDING CHAPTER 401 VEHICLES AND TRAFFIC OF THE CODE OF THE CITY OF RAHWAY - TIME LIMIT PARKING

NOW, **THEREFORE**, be it ordained, by the City Council of the City of Rahway, County of Union, State of New Jersey, as follows:

Section 1. “Chapter 401: Vehicles and Traffic, **401-75 Schedule XVI: Time Limit Parking**

ADD:

<u>Name of Street</u>	<u>Time Limit/Hours/Days</u>	<u>Location</u>
Irving Street	15 mins / ALL	From the apex of E Milton to 140 feet North on East side of Irving Street

Section 2. All Ordinances or parts of Ordinances inconsistent herewith are repealed.

Section 3. If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 4. This Ordinance shall become effective after second reading and publication as required by law.

O-36-20	AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) 2 HOUR / RESIDENTIAL PERMIT PARKING Councilmember Baker requested explanation; the Business Administrator provided same. Motion: Mojica Second: City Council YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica Council President Mojica declared the motion carried.
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ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. O-36-20

AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) 2 HOUR / RESIDENTIAL PERMIT PARKING

In front of 2001 Elizabeth Avenue
 North Side – From the apex of West Scott Ave heading south 158’ and extending to a point 22’ south thereof.

Section 2. All Ordinances or parts of Ordinances inconsistent herewith are repealed.

Section 3. If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 4. This Ordinance shall become effective after second reading and publication as required by law.

O-38-20	AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING Motion: Mojica Second: City Council YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica Council President Mojica declared the motion carried.
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ORDINANCE CITY OF RAHWAY, NEW JERSEY

No. **O-38-20**

AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING

NOW, THEREFORE, be it ordained, by the City Council of the City of Rahway, County of Union, State of New Jersey, as follows:

Section 1. “Chapter 401: Vehicles and Traffic, **401-79 Schedule XXI: Handicapped Parking**

DELETE:

- 1076 Fulton Street (added) 02-12-18 by Ord No. O-01-18
- 527 Union Street (added) 9-11-17 by Ord No. O-24-17
- 1528 Totten Street (added) 12-11-00 by Ord No. O-62-00
- 99 E. Emerson Ave (added) 2-10-14 by Ord No. O-1-14
- 277 Lafayette St (added) 05-13-2019 by Ord No. O-07-19

Section 2. All Ordinances or parts of Ordinances inconsistent herewith are repealed.

Section 3. If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be

deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 4. This Ordinance shall become effective after second reading and publication as required by law.

O-39-20	AN ORDINANCE AMENDING CHAPTER 209 FIRE PREVENTION OF THE CODE OF THE CITY OF RAHWAY Motion: Mojica Second: City Council YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica Council President Mojica declared the motion carried.
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ORDINANCE
CITY OF RAHWAY, NEW JERSEY

No. O-39-20

AN ORDINANCE AMENDING CHAPTER 209 FIRE PREVENTION OF THE CODE OF THE CITY OF RAHWAY

NOW, THEREFORE, be it ordained, by the City Council of the City of Rahway, County of Union, State of New Jersey, as follows:

Section 1. “Chapter 401: Fire Prevention, § 209-91. Schedule I: Fire Zones and Fire Lanes

Add:

Fire Lane beginning at the apex Monroe Street from East Cherry Street heading north on the west side of the street traveling a distance of 353 feet along the pavement.

Fire Lane beginning at the apex Monroe Street from East Cherry Street heading north on the east side of the street traveling a distance of 117 feet along the pavement.

Section 2. All Ordinances or parts of Ordinances inconsistent herewith are repealed.

Section 3. If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 4. This Ordinance shall become effective after second reading and publication as required by law.

O-40-20	BOND ORDINANCE PROVIDING FOR THE PURCHASE AND INSTALLATION OF OUTDOOR SHELTERS FOR THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE “CITY”); APPROPRIATING \$150,000 THEREFOR AND
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	AUTHORIZING THE ISSUANCE OF \$142,500 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF
	Motion: Mojica Second: City Council
	YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica Council President Mojica declared the motion carried.

ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. O-40-20

BOND ORDINANCE PROVIDING FOR THE PURCHASE AND INSTALLATION OF OUTDOOR SHELTERS FOR THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE "CITY"); APPROPRIATING \$150,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$142,500 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the City of Rahway, in the County of Union, State of New Jersey (the "City"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the amount of \$150,000, said amount being inclusive of \$7,500 as the amount of down payment for said improvements or purposes as required by the Local Bond Law, N.J.S.A. §40A:2-1 et seq. (the "Local Bond Law"). The down payment is now available by virtue of a provision or provisions in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$150,000 appropriation not provided for by application hereunder of said

down payment, negotiable bonds of the City are hereby authorized to be issued in the principal amount not exceeding \$142,500 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the City in the principal amount not exceeding \$142,500 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued are for the purchase and installation of 25' x 25' foot outdoor shelters to be located throughout the downtown area of the City for the distribution of items related to COVID-19.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$142,500.

(c) The estimated cost of said improvements or purposes is \$150,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the amount of \$7,500 appropriated for the down payment for said improvements or purposes.

(d) All such improvements or purposes set forth in Section 3(a) shall include, but are not limited to, as applicable, all engineering and design work, consulting, surveying, environmental testing and remediation, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and also shall include all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Union make a contribution or grant in aid to the City for the improvements and purposes authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Union. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Union shall be received by the City after the issuance of the bonds or

notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the City as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a 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, 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 or temporary capital budget, as applicable, 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 purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is fifteen (15) years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the City and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, 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 \$142,500 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$30,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements herein before described.

SECTION 8. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the bond or notes authorized by this bond ordinance. The bond and notes authorized in this bond ordinance shall be direct, unlimited obligations of the City and, unless paid from other sources, 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 bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The City reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes 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 tax-exempt bonds and notes issued under this bond ordinance.

SECTION 11. The Chief Financial Officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City, which are authorized herein, and to execute such disclosure document on behalf of the City. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of bonds or notes of the City, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

O-41-20	<p>AN ORDINANCE TO AMEND CHAPTER 73 (PERSONNEL POLICIES) ARTICLE I (MANAGEMENT EMPLOYEES) SECTION 73-3 (HOLIDAYS) OF THE CITY OF RAHWAY CODE TO ADD JUNETEENTH AS AN OFFICIAL HOLIDAY</p> <p>Motion: Mojica Second: City Council</p> <p>YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica Council President Mojica declared the motion carried.</p>
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ORDINANCE

CITY OF RAHWAY, NEW JERSEY

No. **O-41-20**

AN ORDINANCE TO AMEND CHAPTER 73 (PERSONNEL POLICIES) ARTICLE I (MANAGEMENT EMPLOYEES) SECTION 73-3 (HOLIDAYS) OF THE CITY OF RAHWAY CODE TO DESIGNATE JUNETEENTH AS AN OFFICIAL HOLIDAY

WHEREAS, Juneteenth is the oldest recognized celebration of observing the freedom of African American from slavery in the United States. Juneteenth is a historic milestone reminding Americans of the triumph of the human spirit over the harshness of slavery and the basic civil right of freedom and equality for all; and

WHEREAS, the Emancipation Proclamation was issued on September 22, 1862, with an effective date of January 1, 1863, but it had minimal immediate effect on the majority of enslaved people who remained in captivity and oppressed by slave owners; and

WHEREAS, on June 19, 1865, Union General Gordan Granger and 2,000 Union soldiers arrived in Confederate-controlled Texas to take possession of the state and to enforce the emancipation of enslaved people throughout the state; and

WHEREAS, two years, five months and eighteen days after President Abraham Lincoln signed the Emancipation Proclamation, the last of those enslaved within the borders of the United States were freed; and

WHEREAS, the word “Juneteenth” became the name for the joyous celebration of freedom from slavery as a result of the words “June Nineteenth” combined together in speech; and

WHEREAS, Juneteenth is celebrated in more than 205 American cities and is officially recognized by 46 states including New Jersey; and

WHEREAS, the City of Rahway is proud to recognize Juneteenth as an official City holiday, which will help support the movement to recognize Juneteenth as a national holiday.

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

SECTION 1: That Section 73-3 (Holidays) of the City of Rahway Code be amended that it shall read as follows (with permanent amendments in bold front):

(a) Management employees shall be entitled to the following holidays with pay, and said holidays are hereby designated as official holidays of the City of Rahway:

New Years' Day
 Martin Luther King Day
 President's Day
 Good Friday
 Memorial Day
Juneteenth
 Independence Day
 Labor Day
 Columbus Day
 General Election Day
 Veterans Day
 Thanksgiving Day
 Day after Thanksgiving Day
 Christmas Day
 Floating Holiday

SECTION 2: That amendments in this ordinance shall become effective and the Juneteenth holiday will be observed beginning June 19, 2021.

SECTION 3: That if any portion of this Chapter, or its application to any circumstances, is held invalid, the remaining portions shall be considered severable, and shall be given effect to the maximum extent possible.

Adoption Statement: 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 requesting to be recognized, Council President Mojica closed the floor to public comment.

COUNCIL COMMENT (Three Minutes per Member)

The Councilmembers offered their remarks.

ADJOURNMENT

A motion to adjourn the meeting at 7:55 PM was made by Councilmember **Cox** and seconded by Councilmember **Baker**. The meeting was officially adjourned at 7:55 PM without objection on a voice vote.

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-217-20

Date of Adoption: December 22, 2020

RESOLUTION TO AWARD A CONTRACT FOR EDUCATION & JOB DEVELOPMENT SERVICES IN THE CITY OF RAHWAY TO SUPREME WISE LLC

WHEREAS, the City of Rahway has need for various education and job programs within the City; and

WHEREAS, the City of Rahway wishes to enter into a contract with Supreme Wise LLC to provide education and job creation services to the City of Rahway; and

WHEREAS, the contract will be for a period on one (1) year commencing November 23, 2020 and terminating November 22, 2021; and

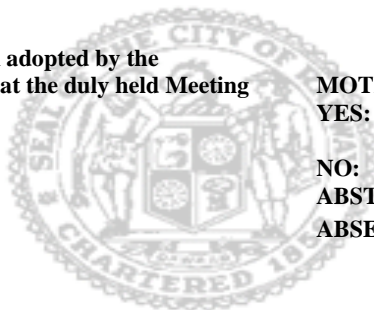
WHEREAS, per the proposal, Supreme Wise LLC will receive a yearly sum of \$39,500.00 from the City of Rahway.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey does hereby approve entering into a contract with Supreme Wise LLC for the period of November 23, 2020 through November 22, 2021 for an amount not to exceed \$39,500.00.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute any and all additional documents necessary to effectuate the 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 22nd day of December 2020.


Rayna E. Harris, City Clerk



MOTION: Baker
YES: Councilmembers Baker, Brown, Cox, Farrar,
Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-218-20

Date of Adoption: December 22, 2020

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE RAHWAY FIRST AID EMERGENCY SQUAD INC. TO PURCHASE AN AMBULANCE

WHEREAS, the City of Rahway (the “City”) desires to provide the most timely and effective emergency services to its residents, including ambulance services; and

WHEREAS, the Rahway First Aid Emergency Squad Inc., (“Rahway First Aid Squad”) provides emergency medical services by staffing basic life support ambulances on ready status to respond to 9-1-1 and emergency calls in the City; and

WHEREAS, the City and Rahway First Aid Squad have a longstanding history of working and assisting each other cooperatively in each of these activities; and

WHEREAS, the City and the Rahway First Aid Squad seek to enhance emergency services further through a continued partnership; and

WHEREAS, funds have been allocated in the Union County 2020 Coronavirus Aid, Relief and Economic Security Act (the “CARES Act”) for the purchase of emergency vehicles; and

WHEREAS, the City and the Rahway First Aid Squad have agreed to purchase a new ambulance with said funds to provide emergency medical services to City residents; and

WHEREAS, accordingly, the City and the Rahway First Aid Squad desire to enter into the below agreement.

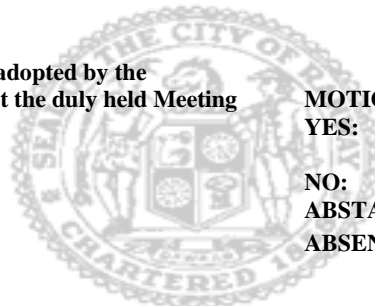
NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the Mayor and City Clerk are hereby authorized to execute the below Agreement with the Rahway First Aid Squad for the purchase of an ambulance.

BE IT FURTHER RESOLVED that the Agreement shall take effect upon the adoption of this resolution by all the parties thereto, and execution of said Agreement.

BE IT RESOLVED that this Resolution shall take effect immediately.

Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 22nd day of December 2020.


Rayna E. Harris, City Clerk



CONSENT AGENDA

MOTION: Mojica **SECOND:** City Council
YES: Councilmembers Baker, Brown, Cox, Farrar,
Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-219-20

Date of Adoption: December 22, 2020

RESOLUTION AUTHORIZING THE APPLICATION AND CONTRACT EXECUTION OF THE NEW JERSEY DEPARTMENT OF TRANSPORTATION 2021 LOCAL FREIGHT INFRASTRUCTURE IMPROVEMENT GRANT

WHEREAS, the City of Rahway (the “City”) seeks approval to apply to the New Jersey Department of Transportation for the 2021 Local Freight Impact Fund Grant for the Local Freight Infrastructure Improvement Project; and

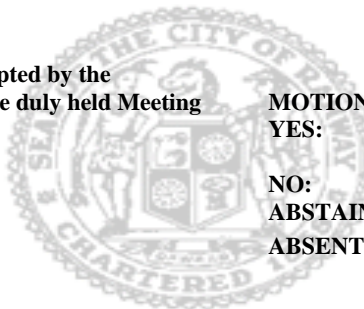
NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the City of Rahway, County of Union, State of New Jersey formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the City is hereby authorized to submit an electronic grant application identified as LFIF-2021-Rahway 2021 Local Freight Infrastr-00038 to the New Jersey Department of Transportation on behalf of the City of Rahway.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Rahway and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

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 22nd day of December 2020.


Rayna E. Harris, City Clerk



CONSENT AGENDA

MOTION: Mojica **SECOND:** City Council
YES: Councilmembers Baker, Brown, Cox, Farrar,
Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-220-20

Date of Adoption: December 22, 2020

**RESOLUTION AUTHORIZING THE RELEASE OF THE PERFORMANCE BOND
ASSOCIATED WITH PLANNING BOARD APPLICATION NO. 26/06
FOR 1067 WEST LAKE AVENUE (BLOCK 115, LOT 4)**

WHEREAS, Planning Board Application No. 26/06 was approved for subdivision and improvements to 1067 West Lake Avenue; Block 115, Lot 4; and

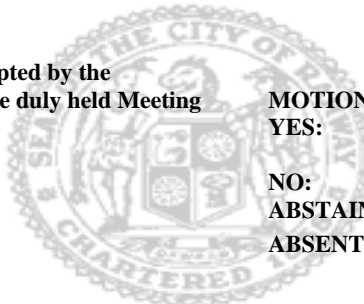
WHEREAS, the applicant, RJG Builders, provided a Maintenance Bond in the amount of \$4,478.00 issued as No. 44149 by Service Insurance Company to guaranty the constructed improvements; and

WHEREAS, the City Engineer has confirmed that the constructed improvements have remained in acceptable conditions during the maintenance bond period and recommends that the Maintenance Bond No. 44149 for 1067 West Lake Avenue, Rahway NJ 07065 be released.

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 is authorized and directed to release Maintenance Bond No. 44149 in the amount of four thousand four hundred seventy-eight dollars and zero cents (\$4,478.00) to RJG Builders for completed improvements to 1067 West Lake Avenue; Block 115, Lot 4 in association with Planning Board Application 26/06.

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 22nd day of December 2020.


Rayna E. Harris, City Clerk



CONSENT AGENDA

MOTION: Mojica **SECOND:** City Council
YES: Councilmembers Baker, Brown, Cox, Farrar,
Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-221-20

Date of Adoption: December 22, 2020

RESOLUTION AUTHORIZING ACCESS TO A COMMAND VEHICLE BY BATTALION CHIEF BRIAN THORNTON AS A COUNTY OF UNION DEPUTY FIRE COORDINATOR

WHEREAS, the County Fire Coordinator, in consultation with the Fire Chiefs of the units of the fire service within each county, appoints the Deputy County Fire Coordinator or coordinators as outlined in N.J.A.C. 5:75A Subchapter 2 Local/ County Emergency Deployment; and

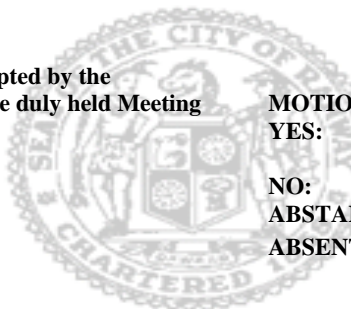
WHEREAS, Battalion Chief Brian Thornton has met the requirements outlined in N.J.A.C. 5:75A Subchapter 2 Local/County Emergency Deployment to serve as a Deputy County Fire Coordinator; and

WHEREAS, 24-hour access to a command vehicle shall be given to respond solely to Rahway Fire Department incidents and fire mutual aid alarms as one of the Union County's Deputy Coordinators.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the City of Rahway recognizes the appointment of Battalion Chief Brian Thornton as Union County Deputy Fire Coordinator.

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 22nd day of December 2020.


Rayna E. Harris, City Clerk



CONSENT AGENDA

MOTION: Mojica **SECOND:** City Council
YES: Councilmembers Baker, Brown, Cox, Farrar,
Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-222-20

Date of Adoption: December 22, 2020

RESOLUTION TO AWARD A CONTRACT FOR 2021 ANIMAL CONTROL SERVICES TO ASSOCIATED HUMANE SOCIETIES, INC.

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

WHEREAS, the City and the Associated Humane Societies, Inc. had previously entered into an agreement to provide animal control services to the City for animal control services pursuant to New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.*; and

WHEREAS, the City and the Associated Humane Societies, Inc. wish to enter into an agreement for the Associated Humane Societies, Inc. to provide animal control services to the City of Rahway for a period of one year commencing January 1, 2021 and terminating December 31, 2021; and

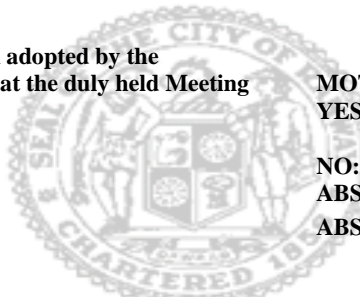
WHEREAS, under the agreement, the Associated Humane Societies, Inc. will receive a yearly sum of \$65,400.00 from the City of Rahway; and

WHEREAS, the City’s Health Officer recommends the acceptance of the agreement for animal control services.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Rahway, County of Union, State of New Jersey does hereby approve of entering into an agreement with the Associated Humane Societies, Inc. for the period commencing January 1, 2021 through December 31, 2021 for an amount not to exceed \$65,400.00 (or \$5,450.00 monthly).

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 22nd day of December 2020.


Rayna E. Harris, City Clerk



MOTION: Mojica **SECOND:** City Council
YES: Councilmembers Brown, Cox, Farrar,
Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: Councilmember Baker
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-223-20

Date of Adoption: December 22, 2020

RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES FOR 2017 & 2019 TAX LIENS

WHEREAS, the City of Rahway held Tax Lien Sales on December 8, 2017 and December 6, 2019 for unpaid Calendar Year Taxes and Municipal Charges; and

WHEREAS, 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 by the Municipal Council of the City of Rahway, County of Union, State of New Jersey 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.

2017 Tax Liens

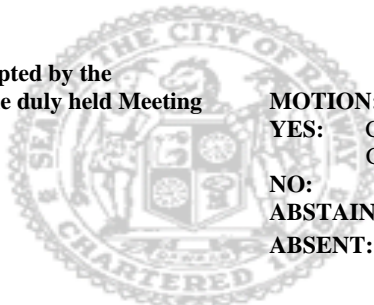
<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
186 06	1420 Brown Place	TFS C/F Fig Cap INV NJ13 LLC P.O. Box 54472 New Orleans LA 70154	\$68,437.16	\$35,000.00
Certificate 2017-0020				

2019 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
23 25	316 Concord Street	US Bank Cust Tower DB IX 2019 50 S 16 th Street Suite 2050 Philadelphia PA 19102-2513	\$30,518.44	\$31,000.00
Certificate 2019-0003				

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 22nd day of December 2020.


Rayna E. Harris, City Clerk



CONSENT AGENDA

MOTION: Mojica **SECOND:** City Council
YES: Councilmembers Baker, Brown, Cox, Farrar,
Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-224-20

Date of Adoption: December 22, 2020

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

WHEREAS, the property designated as Block 261, Lot 15, more commonly known as 368 Sullivan Court, Rahway, New Jersey is owned by Pedro Perez; and

WHEREAS, Pedro Perez, who had qualified as a one hundred percent (100%) 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 3rd Quarter Calendar Year 2020 as verified by the Tax Assessor; and

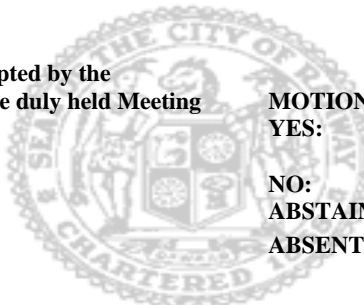
WHEREAS, the Tax Bills for the four quarters of CY 2020 were generated from the 2019 Assessor's Tax Lists, as required under regulations promulgated by the New Jersey Division of Local Government Services in the Department of Community Affairs pursuant to N.J.S.A. 54:4-64 thus presenting this property owner with a tax bill for the CY 2020, while the property is correctly classified as being Tax Exempt for the same period.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that the Tax Collector is hereby authorized and directed to cancel the third (3rd) quarter of 2020 in the amount of \$2,228.38.

BE IT FURTHER RESOLVED that the Tax Collector hereby is authorized to cancel the first (1st) half of CY2021 in the amount of \$4,400.84 on the property designated as Block 261, Lot 15, more commonly known as 368 Sullivan Court.

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 22nd day of December 2020.


Rayna E. Harris, City Clerk



CONSENT AGENDA

MOTION: Mojica **SECOND:** City Council
YES: Councilmembers Baker, Brown, Cox, Farrar,
Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-225-20

Date of Adoption: December 22, 2020

RESOLUTION FOR THE IMPLEMENTATION OF THE 2019 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 2019 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; and

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

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.	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 2021.
Implementation Date:	January 2021.
Recommendation #3.	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:	January 2021.
Recommendation #4.	The balance of the NJEIT Water Utility Loan be drawn down.
Cause:	Construction delays caused the completion date to be postponed past the scheduled date.

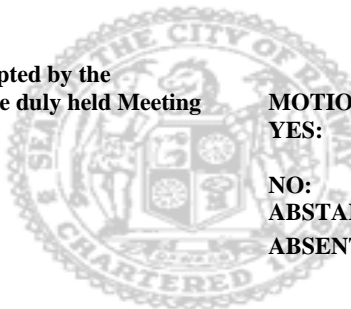
Corrective Action:	The City will receive the necessary information from the supervising engineers to commence the draw down process for the remaining eligible funds.
Implementation Date:	An ongoing effort is in effect.
Recommendation #5.	The City's Trust Fund bank accounts be reconciled on a monthly basis.
Cause:	The passing of the finance staff member caused the accounts assigned to him to not be reconciled by year end.
Corrective Action:	The Chief Financial Officer will ensure all the accounts are reconciled monthly.
Implementation Date:	January 2020.
Recommendation #5.	All capital contracts be encumbered upon award.
Cause:	Department heads were only encumbering contracts on a progress of completion-based schedule
Corrective Action:	The finance staff will encumber contracts upon award upon receiving the certified resolutions from the Municipal Clerk following the regular meetings of the municipal council.
Implementation Date:	June 2020.
Recommendation #5.	Public bids be sought for printing services and emergency sewer repairs in accordance with the Local Public Contracts Law.
Cause:	Printing services and emergency sewer repairs were not formally bid at the time the amounts exceeded the bid threshold.
Corrective Action:	The QPA will seek formal bids prior to the City exceeding the bid threshold.
Implementation Date:	June 2020.

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 2019 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 22nd day of December 2020.


Rayna E. Harris, City Clerk



CONSENT AGENDA

MOTION: Mojica **SECOND:** City Council
YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-226-20

Date of Adoption: December 22, 2020

RESOLUTION AUTHORIZING THE TRANSFER OF CY 2020 BUDGET APPROPRIATIONS

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of budget appropriations between accounts from the period November 1st to December 31st of the CY 2020 Municipal Budget.

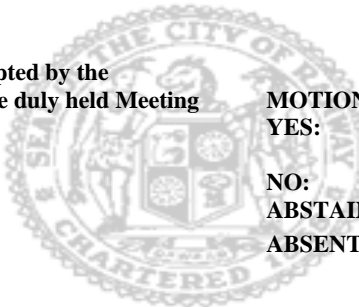
NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Rahway that the following transfer be authorized:

Current Fund Appropriations				
From Account		Department		Amount
Salaries & Wages				
		Clerk		12,000
01-201-20-130		Revenue & Finance		80,000
		Engineering		22,000
		Assessments		12,000
		DPW		551,000
01-201-28-370		Recreation		100,000
		Police		10,000
		Senior Center		85,000
01-201-22-195		UCC		50,000
		Court		90,000
Other Expenses				
01-201-22-195		UCC		60,000
01-201-23-219		Other Insurances		60,000
				1,132,000

To Account		Department	Amount
Salaries & Wages			
01-201-20-100		Administration	68,800
01-201-20-101		Mayor	2,500
01-201-20-145		Revenue Administration	1,000
01-201-20-155		Law Dept	13,000
01-201-20-170		Planning	106,000
01-201-21-180		Planning Board	100
01-201-21-185		Zoning Board	100
01-201-25-265		Fire	34,000
01-201-26-305		Solid Waste & Recycling	75,000
01-201-27-330		Health	37,000
Other Expenses			
01-201-20-100		Administration	30,000
01-201-20-130		Revenue & Finance	264,000
01-201-20-165		Engineering	300,000
01-207-27-330		Health	16,000
01-201-20-155		Recreation	5,000
01-201-23-220		Group Health Insurance	84,500
01-201-36-472		Social Security	15,000
01-201-26-303		Telephone	30,000
01-201-26-301		Electricity	50,000
			1,132,000

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 22nd day of December 2020.


Rayna E. Harris, City Clerk



CONSENT AGENDA

MOTION: Mojica
YES: Councilmembers Baker, Brown, Cox, Farrar, Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-227-20

Date of Adoption: December 22, 2020

RESOLUTION APPROVING COVID-19 SPECIAL EMERGENCY APPROPRIATION IN ACCORDANCE WITH N.J.S.A. 40A:4-53

WHEREAS, it has been found necessary to adopt a Special Emergency Appropriation to meet certain Extraordinary COVID-19 affected revenue losses incurred, or to be incurred, related to the COVID pandemic; and

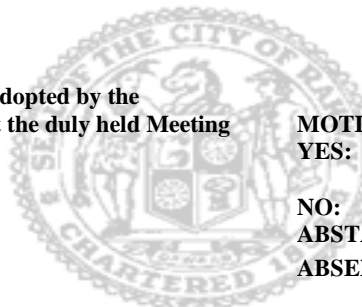
WHEREAS, N.J.S.A. 40A:4-53 allows a municipality to authorize special emergency appropriations for COVID-19 related revenue loss incurred during the COVID-19 related public health emergency, and provides that it shall be lawful to adopt such special emergency, which appropriation and/or the “special emergency notes” issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation as prescribed by the act and in compliance with the Division of Local Government Services regulations set forth as part of the COVID-19 Operating Deficits: Implementation of P.L. 2020, c.74.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, in the County of Union, New Jersey (by not less 2/3 vote of the full governing body members affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-55:

1. The Chief Financial Officer has been directed by Resolution AR-213-20 adopted on November 30, 2020 to make a written application and certify to the Division Director, on the prescribed form, that the deficits in revenue are directly attributable to COVID-19, and said certification was approved by the governing body and submitted to the Director of the Division of Local Government Services.
2. A Special Emergency Deferred Charge is hereby established for COVID-19 affected revenue losses in the total amounts of \$2,000,000.
3. That the total emergency appropriation shall be provided for in the budgets of succeeding years beginning in 2022 by the inclusion of not less than \$400,000.
4. That special emergency notes, not in excess of the amount authorized pursuant to law, may be issued.
5. That such notes when issued shall be executed by City of Rahway Chief Financial Officer, Mayor and City Clerk. The Chief Financial Officer is hereby authorized to sell said notes and any renewals thereof from time to time.
6. That said Special Emergency Notes may be issued to address the cash flow needs related to the deferred charge in compliance with the provisions of P.L. 2020, c.74.
7. That two (2) certified copies of this resolution will be filed with 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 22nd day of December 2020.


Rayna E. Harris, City Clerk



CONSENT AGENDA

MOTION: Mojica **SECOND:** City Council
YES: Councilmembers Baker, Brown, Cox, Farrar,
Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION

CITY OF RAHWAY, NEW JERSEY

No. AR-228-20

Date of Adoption: December 22, 2020

RESOLUTION APPOINTING MONIQUE T. VELAZQUEZ TO THE POSITION OF DEPUTY MUNICIPAL CLERK

WHEREAS, the Municipal Council, in accordance with the provisions of N.J.S.A. 40:69A-36, may appoint employees of the council, subject to any pertinent civil service requirements and any pertinent contractual obligations, and within the general limits of the municipal budget; and

WHEREAS, pursuant to N.J.S.A. 40A:9-135, during the absence or disability of the municipal clerk, the deputy municipal clerk shall have all the powers of the municipal clerk and shall perform the functions and duties of such office; and

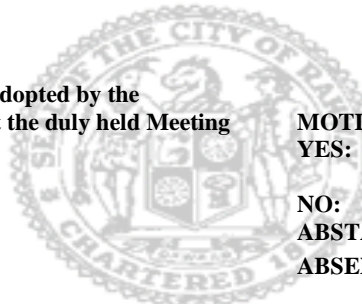
WHEREAS, the Municipal Council finds it necessary to appoint a deputy municipal clerk.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Rahway, County of Union, State of New Jersey that Monique T. Velazquez is hereby appointed as Deputy Municipal Clerk of the City of Rahway.

BE IT FURTHER RESOLVED that the appointment shall commence on December 1, 2020 and the deputy clerk shall serve at the pleasure of the Council.

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 22nd day of December 2020.


Rayna E. Harris, City Clerk



CONSENT AGENDA

MOTION: Mojica **SECOND:** City Council
YES: Councilmembers Baker, Brown, Cox, Farrar,
Gibilisco, Newbury, Parson, Miles, Mojica
NO: None
ABSTAIN: None
ABSENT: None