

**MINUTES**  
**COMBINED MEETING**  
**MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY**  
**NOVEMBER 12, 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 7:10 p.m. and read the Roll Call.

**ROLL CALL**

**PRESENT:** Councilmembers Baker, Bresenhan, Brown, Cox,  
 Miles, Newbury, Mojica, Farrar

**ABSENT:** Councilmember Gibilisco

**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.

**PRESENTATIONS**

Proclamation - *Diabetes Awareness Month*  
 Councilwoman Miles read the proclamation.

**REVIEW OF AGENDA**

The Members of Council reviewed and discussed the items to be placed on the agenda.  
 Council President Farrar set a mover and second for each of the ordinances and resolutions listed.

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

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

**REPORTS OF COUNCIL COMMITTEES**

No reports were offered.

**HEARINGS OF CITIZENS: ITEMS ON AGENDA**

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

With no one appearing, Council President Farrar declared the hearing of citizens closed.

**CONSENT AGENDA**

Items listed as Resolutions 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.

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

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

**ABSENT:** Councilmember Gibilisco

Council President Farrar declared the motion carried.

**ORDINANCES - FIRST READING**

<b>O-29-19</b>	<p><b>ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN REAL PROPERTY AND IMPROVEMENTS DESIGNATED ON THE OFFICIAL TAX MAPS OF THE CITY OF RAHWAY AS BLOCK 162, LOTS 5, 6 AND 7 FROM LLELAS 4, LLC</b></p> <p>Motion to introduce the above entitled Ordinance <b>O-29-19</b> on first reading was made by Councilmember Farrar, seconded by the entire Councilmember Mojica and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Baker, Bresenhan, Brown, Cox, Miles, Newbury, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Gibilisco</p> <p>Council President Farrar declared the motion carried.</p>
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**ORDINANCE  
CITY OF RAHWAY, NEW JERSEY**

No.     **O-29-19**    

**ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN REAL PROPERTY AND IMPROVEMENTS DESIGNATED ON THE OFFICIAL TAX MAPS OF THE CITY OF RAHWAY AS BLOCK 162, LOTS 5, 6 AND 7 FROM LLELAS 4, LLC**

**WHEREAS**, LLELAS 4, LLC (the “Owner”) is the owner of the property in the City of Rahway (the “City”) located at 1646-8 Irving Street (Block 162, Lot 5), 1654 Irving Street (Block 162, Lot 6) and Block 162, Lot 7 located on Seminary Avenue (collectively, the “Property”); and

**WHEREAS**, the City Municipal Council designated the Central Business District Redevelopment Area in accordance with the criteria set forth in the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”), within which the Property is located, and pursuant to which the Municipal Council adopted the Central Business District Redevelopment Plan in January 1998, as amended and supplemented (the “Redevelopment Plan”); and

**WHEREAS**, N.J.S.A. 40A:12A-8 of the Redevelopment Law authorizes the City to acquire property to effectuate the goals and objectives of the Redevelopment Plan; and

**WHEREAS**, the City desires to purchase for redevelopment purposes and the Seller desires to sell the Property; and

**WHEREAS**, based upon the appraised value of the Property, and taking into consideration the fact that the Property requires substantial rehabilitation and the anticipated rehabilitation costs, the Parties negotiated and agreed upon a purchase price of \$515,000, subject to approval of the Municipal Council; and

**WHEREAS**, the City has determined that it is necessary, beneficial and in the public interest to acquire the Property for the purpose of effectuating the goals and objectives of the Redevelopment Plan.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Mayor is hereby authorized to execute a contract of sale in substantially the form appended hereto as **Attachment A**, and any other documents required for the purchase of the Property.
3. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.
4. This Ordinance shall take effect in accordance with all applicable laws.

<b>O-30-19</b>	<p>AN ORDINANCE ESTABLISHING MANAGEMENT POSITIONS IN THE CITY OF RAHWAY AND PROVIDING FOR COMPENSATION FOR MANAGEMENT EMPLOYEES OF THE CITY OF RAHWAY, NEW JERSEY AND AMENDING ALL ORDINANCES CONCERNING SUCH COMPENSATION HERETOFORE ADOPTED</p> <p>Motion to introduce the above entitled Ordinance <b>O-30-19</b> on first reading was made by Councilmember Brown, seconded by the entire Councilmember Newbury and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Baker, Bresenhan, Brown, Cox, Miles, Newbury, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Gibilisco</p> <p>Council President Farrar declared the motion carried.</p>
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## **ORDINANCE**

### **CITY OF RAHWAY, NEW JERSEY**

No.     **O-30-19**

**AN ORDINANCE ESTABLISHING MANAGEMENT POSITIONS IN THE CITY OF RAHWAY  
AND PROVIDING FOR COMPENSATION FOR MANAGEMENT EMPLOYEES OF THE  
CITY OF RAHWAY, NEW JERSEY AND AMENDING ALL ORDINANCES CONCERNING  
SUCH COMPENSATION HERETOFORE ADOPTED**

**IT IS HEREBY ORDAINED** by the Municipal Council of the City of Rahway, New Jersey as follows:

The management positions in the City of Rahway set forth in this Ordinance and not otherwise provided for by law are hereby ORDAINED and established. (Management positions are defined as those positions not included in any bargaining unit.)

All management employees of the City of Rahway shall be compensated within the salary/hourly ranges set forth in this Ordinance and shall perform such duties as may be prescribed by the Director of the Department within which they are employed or as may be provided by law. The City is authorized to hire a qualified contracted consultant to fulfill the roles and responsibilities of the below outlined positions. The consultant's contract must remain within the annual salary range for each year of the agreed upon term.

All rates and ranges are effective January 1, 2020 unless otherwise indicated.

The appointing authority may create such additional positions and hire such additional personnel as may be required on a temporary basis, to be compensated within available appropriations.

**SECTION I**

**MANAGEMENT TITLES AND RANGES/RATES**

<b>Title</b>	<b>Annual Salary/Hourly Range</b>
Director of Administration/Business Administrator	\$96,900 - \$213,000
Director of Community Development	\$96,900 - \$174,900
Director of Fire/Fire Chief	\$96,900 - \$213,000
Director of Health (F/T)	\$96,900 - \$174,900
<i>Director of Health (P/T)</i>	<i>\$35,000 - \$70,000</i>
Director of Police/Police Chief	\$96,900 - \$213,000
Director of Public Works/Superintendent of Public Works	\$96,900 - \$174,900
Director of Recreation & Senior Services/Superintendent of Recreation	\$96,900 - \$174,900
Director of Revenue & Finance	\$96,900 - \$174,900
Assistant Superintendent of Public Works	\$76,500 - \$145,000
City Planner & Zoning Official	\$76,500 - \$145,000
Construction Official	\$76,500 - \$145,000
Health Officer (F/T)	\$76,500 - \$145,000
<i>Health Officer (P/T)</i>	<i>\$1,000 - \$25,000</i>
Human Resources Coordinator	\$76,500 - \$145,000
Municipal City Clerk	\$76,500 - \$145,000
Municipal Court Administrator	\$76,500 - \$145,000
Chief Registered Environmental Health Specialist	\$60,000 - \$115,000
Payroll Supervisor	\$60,000 - \$115,000
Supervisor of Senior Citizen Activities	\$60,000 - \$115,000
Accountant	\$50,000 - \$92,000
Administrative Clerk	\$50,000 - \$92,000
Assistant Administrator of Cultural & Heritage Affairs	\$50,000 - \$92,000

Assistant Municipal Tax Collector	\$50,000	-	\$92,000
Assistant Recreation Director	\$50,000	-	\$92,000
Deputy Municipal Clerk	\$50,000	-	\$92,000
Deputy Municipal Court Administrator	\$50,000	-	\$92,000
Economic Development Specialist	\$50,000	-	\$92,000
Assistant to the Business Administrator	\$45,000	-	\$80,000
Coalition Coordinator	\$45,000	-	\$80,000
Confidential Secretary	\$45,000	-	\$80,000
Constituent Services Representative	\$45,000	-	\$80,000
Public Relations Coordinator	\$45,000	-	\$80,000
Senior Housing Inspector	\$45,000	-	\$80,000
Supervising Chief Sanitary Inspector	\$45,000	-	\$80,000
Tax Assessor	\$45,000	-	\$80,000
Tax Collector	\$45,000	-	\$80,000
Assistant Assessor	\$35,000	-	\$70,000
Account Clerk	\$35,000	-	\$70,000
Chief Financial Officer	\$35,000	-	\$70,000
Deputy Municipal Emergency Management Coordinator	\$35,000	-	\$70,000
Office Manager	\$35,000	-	\$70,000
Recreation Aide	\$35,000	-	\$70,000
Recreation Program Coordinator	\$35,000	-	\$70,000
Recreation Program Specialist	\$35,000	-	\$70,000
Secretary Board/Commission	\$35,000	-	\$70,000
Secretary (Departments)	\$35,000	-	\$70,000
Senior Court Clerk	\$35,000	-	\$70,000
Clerk1/Community Relations Aide	\$30,000	-	\$61,000
Inspector (e.g. Housing – F/T)	\$30,000	-	\$61,000
Code Enforcement Officer	\$30,000	-	\$61,000
Parking Attendant (F/T)	\$20,400	-	\$47,700
<i>Parking Attendant (P/T)</i>	<i>\$14</i>	-	<i>\$20 Per hour</i>
Qualifying Purchasing Agent	\$20,400	-	\$47,700

**Part Time**

Recreation Leader (P/T)	\$20,400	-	\$47,700
Sub Code Official (e.g. Building, Electrical, Fire, Plumbing - P/T)	\$38	-	\$65 Per hour
Inspector (e.g. Building, Electrical, Fire, Housing, Mechanical, Plumbing - P/T)	\$30	-	\$55 Per hour
Zoning Officer (P/T)	\$25	-	\$45 Per hour
Registered Environmental Health Specialist (P/T)	\$25	-	\$45 Per hour
Parking Enforcement Officer (P/T)	\$17	-	\$22 Per hour
Public Safety Telecommunicator (P/T)	\$17	-	\$22 Per hour
City Council Liaison (P/T)	\$14	-	\$20 Per hour
Program Instructors	\$12	-	\$60 Per class
Temporary/Seasonal/Interns and/or Part-time Workers *	\$12	-	\$60 Per hour
Security Guard	\$12	-	\$25 Per hour

\* *Starting minimum hourly wage will comply with Federal and New Jersey guidelines, whichever is higher.*

**Elected Officials**

Mayor	\$72,000	-	\$102,000
President of Municipal Council	\$9,000	-	\$15,000
Member of Municipal Council	\$8,000	-	\$13,000

**Court**

Municipal Judge	\$50,000	-	\$92,000
Alternate Municipal Judge	\$200	-	\$300 Per Session
Prosecutor	\$45,000	-	\$80,000
Alternate Prosecutor	\$100	-	\$200 Per hour
Public Defender	\$20,400	-	\$47,700
Municipal Court Attendant	\$20	-	\$25 Per hour

**Board Clerks**

Board of Adjustment	\$3,000	-	\$5,000
Environmental Commission	\$3,000	-	\$5,000
Planning Board	\$3,000	-	\$5,000
Municipal Alliance	\$3,000	-	\$5,000
Municipal Board of Alcoholic Beverage Control	\$3,000	-	\$5,000

**Stipends**

OEM Stipend **	\$3,000	-	\$10,000
Photography	\$3,000	-	\$5,000

*\*\*A stipend shall apply to those employees assigned for Emergency Management operations and emergency response.*

The range for these positions is for full time and part time employment.

All provisions of this Ordinance are subject to available appropriations and this Ordinance does not and shall not legally bind the City to pay any of the wages or compensations set forth herein unless and until appropriations have been made in sufficient amounts to pay said wages or compensations to those holding the titles and positions set forth herein.

**SECTION II**

Pursuant to N.J.S.A. 40:69A-43a, the salaries, wages or other compensation paid to any other municipal administrative employees not listed herein may be established by the Mayor in his discretion.

**SECTION III**

Management employees hired prior to July 1, 1999 shall be paid two percent (2%) of their previous year's base salary as longevity pay for each four (4) years of employment they have completed. Maximum longevity pay is twelve percent (12%).

**SECTION IV**

All ordinances or parts of ordinances inconsistent herewith are hereby repealed to such inconsistencies.

**SECTION V**

This ordinance shall take effect upon final passage and publication according to law.

<b>O-31-19</b>	<p>BOND ORDINANCE PROVIDING FOR VARIOUS 2019 CAPITAL ACQUISITIONS AND IMPROVEMENTS FOR THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$1,057,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,006,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF</p> <p>Motion to introduce the above entitled Ordinance <b>O-31-19</b> on first reading was made by Councilmember Bresenhan, seconded by the entire Councilmember Baker and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Baker, Bresenhan, Brown, Cox, Miles, Newbury, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Gibilisco</p> <p>Council President Farrar declared the motion carried.</p>
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**ORDINANCE**  
**CITY OF RAHWAY, NEW JERSEY**

No.     **O-31-19**    

**BOND ORDINANCE PROVIDING FOR VARIOUS 2019 CAPITAL ACQUISITIONS AND IMPROVEMENTS FOR THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$1,057,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,006,000 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 aggregate sum of \$1,057,000, which sum includes \$51,000 as

the aggregate amount of down payments for said improvements or purposes required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”), and now available therefor by virtue of 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 part of the \$1,057,000 appropriation not provided for by said down payments, negotiable bonds of the City are hereby authorized to be issued in the principal amount of \$1,006,000 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 a principal amount not exceeding \$1,006,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, said Local Bond Law.

**SECTION 3.** The improvements and purposes hereby authorized and purposes for the financing of which said debt obligations are to be issued are as follows:

Description	Total Appropriation	Debt Authorization	Down Payment	Useful Life
(a) Purchase of (i) two (2) pick-up trucks with plows, (ii) a 4 wheel drive utility maintenance vehicle and (iii) a mason dump truck with spreader for the Department of Public Works; and	\$188,000	\$179,040	\$8,960	5 years
(b) Paving projects to smaller sections of roads, intersections and parking areas within the City pursuant to a Shared Services Agreement with the County of Union; and	\$60,000	\$57,140	\$2,860	10 years
(c) Replacement and repairs, as applicable, of concrete/brick steps, siding and roof to a City-owned building located at 337 E. Milton Avenue and repairs to the Salt Bay at the Department of Public Works; and	\$50,000	\$47,610	\$2,390	10 years



Description	Total Appropriation	Debt Authorization	Down Payment	Useful Life
(d) Replacement of pavers, fountain pump and fencing at Arts District Park; and	\$50,000	\$47,610	\$2,390	15 years
(e) Upgrade and installation of LED lighting at the tennis courts, Hamilton Stage, Library and City Hall; and	\$45,000	\$42,800	\$2,200	15 years
(f) Purchase of (i) vibrating roller with trailer, (ii) tire changer, (iii) clamshell attachment for front loader and (iv) Toro Dingo TX 1000 with wide track and grapple for the Department of Public Works and the replacement of doors at City Hall; and	\$102,000	\$97,100	\$4,900	5 years
(g) Replacement of the boiler at City Hall; and	\$32,000	\$30,400	\$1,600	15 years
(h) Replacement of playground surface at Stein Field and the purchase and installation of a custom play panel for children with disabilities at Tully Field; and	\$80,000	\$76,160	\$3,840	15 years
(i) Replacement of carpet at the Council Chambers in City Hall; and	\$75,000	\$71,420	\$3,580	10 years
(j) Computer network upgrades at City Hall; and	\$75,000	\$71,420	\$3,580	7 years
(k) River and culvert stabilization project.	\$300,000	\$285,300	\$14,700	20 years
Total:	\$1,057,000	\$1,006,000	\$51,000	

All such improvements or purposes set forth in Section 3 shall include, but are not limited to, as applicable, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction documents, inspections, site remediation and contract

administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$1,006,000.

The aggregate estimated cost of said improvements and purposes is \$1,057,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor is the aggregate down payments in the amount of \$51,000 available for such improvements and purposes.

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Union make a loan, contribution or grant-in-aid to the City for the improvements 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 loaned, 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 such 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 N.J.S.A. 40A:2-8.1 of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes

from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the City may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes or 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 12.22 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, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the City, as defined in the Local Bond Law, is increased by the authorization of the bonds or notes provided for in this bond

ordinance by \$1,006,000 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 \$28,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements hereinbefore 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 obligations authorized by this bond ordinance. The debt obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the obligations and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The City reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 150-2.

**SECTION 10.** The Chief Financial Officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City, which are authorized herein, and to execute such disclosure document on behalf of the City. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule.

In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 11.** The City covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, the interest on all bonds and notes issued under this ordinance.

**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.

<b>O-32-19</b>	<p><b>BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY DESIGNATED AS BLOCK 162, LOTS 5, 6, AND 7 BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$550,000 BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF</b></p> <p>Motion to introduce the above entitled Ordinance <b>O-32-19</b> on first reading was made by Councilmember Miles, seconded by the entire Councilmember Cox and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Baker, Bresenhan, Brown, Cox, Miles, Newbury, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Gibilisco</p> <p>Council President Farrar declared the motion carried.</p>
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## **ORDINANCE**

### **CITY OF RAHWAY, NEW JERSEY**

No.     **O-32-19**    

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY DESIGNATED AS BLOCK 162, LOTS 5, 6, AND 7 BY AND IN THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY; APPROPRIATING \$550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$550,000 BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF**

**WHEREAS**, LLELAS 4, LLC (the “Owner”) is the owner of the property in the City of Rahway, in the County of Union, State of New Jersey (the “City”) designated as Block 162, Lots 5, 6, and 7, located on Irving Street and Seminary Avenue on the City’s official tax map (the “Property”); and

**WHEREAS**, the City Municipal Council designated the Central Business District Redevelopment Area in accordance with the criteria set forth in the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”), within which the Property is located, and pursuant to which the Municipal Council adopted the Central Business District Redevelopment Plan in January 1998, as amended and supplemented (the “Redevelopment Plan”); and

**WHEREAS**, N.J.S.A. 40A:12A-8 and 40A:12A-22 of the Redevelopment Law authorize the City to acquire property to effectuate the goals and objectives of the Redevelopment Plan; and

**WHEREAS**, the City has determined that it is necessary, beneficial and in the public interest to acquire the Property for the purpose of effectuating the goals and objectives of the Redevelopment Plan; and

**WHEREAS**, the City desires to finance the purchase of the Property for redevelopment purposes through the issuance of bonds and/or notes.

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

**SECTION 1.** The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the City of Rahway, in the County of Union, State of New Jersey (the “City”). For the said improvement or purpose stated in Section 3, there is hereby appropriated the amount of \$550,000. Pursuant to Section 37 of the Redevelopment Law (N.J.S.A. 40A:12A-37c(2)), no down payment is required, notwithstanding the requirements of Section 11 of the Local Bond Law (N.J.S.A. 40A:2-11), because the improvements and purposes set forth in Section 3 constitute a “redevelopment project” under the Redevelopment Law.

**SECTION 2.** For the financing of said improvement or purpose described in Section 3 hereof, negotiable bonds of the City are hereby authorized to be issued in the principal amount of \$550,000 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 improvement or purpose, negotiable notes of the City in the principal amount not exceeding \$550,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3.** (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is for the acquisition and payment of the purchase price for real property, a lawful public purpose, designated as Block 162, Lots 5, 6, and 7, located on Irving Street and Seminary Avenue on the Official Tax Map of the City (the "Property"), including any structures, buildings, improvements, personal property, fixtures, easements, rights-of-way or other property rights currently located thereon.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$550,000.

(c) The estimated cost of said improvement or purpose is \$550,000.

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Union make a contribution or grant in aid to the City, for the improvement and purpose authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Union. In the event, however, that any amount so contributed or granted 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 shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and, if applicable, accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that

the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement which the City may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

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

(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, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$550,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$35,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

(e) The obligations of the City authorized by this bond ordinance shall bear interest at a maximum rate of not to exceed six (6.00%) per centum per annum, without further authorization of the City Council, which authorization may be by resolution.

**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 bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Chief Financial Officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City, which are authorized herein, and to execute such disclosure document on behalf of the City. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City, which are authorized herein, and to amend such undertaking from time to time in connection with



any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 10.** The City is hereby authorized to acquire the Property and to negotiate an agreement of sale for the aforesaid acquisition. The Mayor, Business Administrator, Chief Financial Officer, City Attorney and City Clerk are each hereby authorized, as applicable, to negotiate, approve, execute, attest, deliver and perform said agreement of sale and any and all documents necessary to acquire said Property.

**SECTION 11.** 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 11 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 12.** If tax-exempt bonds or notes are issued under this bond ordinance, 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 such tax-exempt bonds and notes issued under this bond ordinance.

**SECTION 13.** To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

**SECTION 14.** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption as provided by the Local Bond Law.

<b>O-33-19</b>	AN ORDINANCE AUTHORIZING THE CONVEYANCE OF PERMANENT AND TEMPORARY CONSTRUCTION EASEMENTS TO THE COUNTY OF UNION ACROSS CITY-OWNED PROPERTY FOR THE PURPOSE OF UNDERTAKING CERTAIN ACTIVITIES TO MAINTAIN THE EAST HAZELWOOD AVENUE BRIDGE AND ENTERING THE REMAINING LANDS TO LOCATE AND SUBSEQUENTLY REMOVE CERTAIN SURVEY MARKERS
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	<p>Motion to introduce the above entitled Ordinance <b>O-33-19</b> on first reading was made by Councilmember Newbury, seconded by the entire Councilmember Farrar and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Baker, Bresenhan, Brown, Cox, Miles, Newbury, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Gibilisco</p> <p>Council President Farrar declared the motion carried.</p>
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**ORDINANCE**  
**CITY OF RAHWAY, NEW JERSEY**

No.     **O-33-19**    

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF PERMANENT AND TEMPORARY CONSTRUCTION EASEMENTS TO THE COUNTY OF UNION ACROSS CITY-OWNED PROPERTY FOR THE PURPOSE OF UNDERTAKING CERTAIN ACTIVITIES TO MAINTAIN THE EAST HAZELWOOD AVENUE BRIDGE AND ENTERING THE REMAINING LANDS TO LOCATE AND SUBSEQUENTLY REMOVE CERTAIN SURVEY MARKERS**

**WHEREAS**, the City of Rahway (the “City”) is the owner of certain real property located (i) at about Station 9+70 (East Hazelwood Avenue Base Line Stationing) and designated as Block 298, Lot 20 on the City’s Official Tax Map (the “Station 9+70 Property”); and (ii) at about Station 11+00 (East Hazelwood Avenue Base Line Stationing) and designated as Block 305, Lot 3 (the “Station 11+00 Property” and collectively with the Station 9+70 Property, the “Property”); and

**WHEREAS**, a structural evaluation and assessment of the East Hazelwood Avenue Bridge (the “Bridge”) has determined that Scour Countermeasures and Appurtenances need to be installed in order to maintain the Bridge’s utility, safety and stability; and

**WHEREAS**, the County of Union (the “County”) will perform all the work necessary to replace, construct, repair and maintain the Scour Countermeasures and Appurtenances; and

**WHEREAS**, in order to install and maintain the Scour Countermeasures and Appurtenances, the County requires both permanent and temporary construction easements over and across portions of the Property as more fully described in the Deed Descriptions for Parcel E2 (Station 9+70 Property) and Parcel E3 (Station 11+00 Property), appended hereto as Attachment “A” and made a part hereof; and

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, the City is authorized to adopt ordinances for the preservation of public health, safety and welfare; and

**WHEREAS**, pursuant to N.J.S.A. 40A:12-13(b)(1), the City is authorized to convey, by ordinance, any real property or interests therein, not needed for public use, to any political subdivision, body corporate and politic of the State of New Jersey; and

**WHEREAS**, City has determined that it would serve a public purpose and be to the benefit of the public health and safety to convey the temporary and permanent construction easements to the County in order that the County may undertake the necessary work to maintain the Bridge’s utility, safety and stability.

**NOW, THEREFORE, BE IT ORDAINED**, by the City Council of the City of Rahway, County of Union and State of New Jersey that:

1. The City is hereby authorized to convey to the County permanent construction easements across portions of the Property in order that the County may undertake the necessary work to maintain the Bridge’s utility, safety and stability, and temporary construction easements across portions of the Property for the purpose of entering upon the remaining portions of the Property to locate and subsequently remove certain survey markers related to the proposed construction of the Scour Countermeasures and Appurtenances.
2. The Mayor and City Clerk are hereby authorized to execute the Permanent Easement and Temporary Construction Easements in substantially the form appended hereto as Attachment “B”, which set forth in further detail the respective duties and obligations of the parties.
3. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.
4. This Ordinance shall take effect upon passage and publication in accordance with applicable law.

**RESOLUTIONS**

**Department of Administration**

<b>AR-234-19</b>	RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH SCOTCH PLAINS FOR HEALTH SERVICES
<b>AR-235-19</b>	AUTHORIZING A SERVICE AGREEMENT BETWEEN THE CITY OF RAHWAY AND RAHWAY VALLEY SEWERAGE AUTHORITY

**Department of Community Development**

<b>AR-236-19</b>	RESOLUTION AWARDDING THE ACCEPTANCE OF BID FOR THE PROJECT ENTITLED “2019 RAHWAY RESURFACING PROJECT” FOR THE CITY OF RAHWAY TO DLS CONTRACTING, INC.
<b>AR-237-19</b>	RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO MUSCO SPORTS LIGHTING, LLC FOR THE SUPPLY OF SPORTSFIELD LIGHTING FOR THE MADDEN FIELD IMPROVEMENTS
<b>AR-238-19</b>	RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO SHAW SPORTS TURF FOR SUPPLY OF ARTIFICIAL TURF FOR THE MADDEN FIELD IMPROVEMENTS
<b>AR-239-19</b>	RESOLUTION AUTHORIZING THE RETURN OF PERFORMANCE AND PAYMENT BONDS AND FINAL PAYMENT FOR THE “KLINE SANITARY SEWER REPAIR PROJECT” TO INTEGRATED CONSTRUCTION UTILITIES OF NJ, LLC
<b>AR-240-19</b>	RESOLUTION AUTHORIZING THE AGREEMENT WITH NEW JERSEY MEDICAL SCHOOL GLOBAL TUBERCULOSIS INSTITUTE AT RUTGERS BIOMEDICAL AND HEALTH SCIENCES FOR 2020 SERVICES
<b>AR-240a-19</b>	RESOLUTION AUTHORIZING THE AGREEMENT WITH NEW JERSEY MEDICAL SCHOOL GLOBAL TUBERCULOSIS INSTITUTE AT RUTGERS BIOMEDICAL AND

	HEALTH SCIENCES FOR 2019 SERVICES
<b>AR-241-19</b>	RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND CME ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH WATER METER ANALYSIS
<b>AR-242-19</b>	RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND CME ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH WATER CAPITAL PLANNING

**Department of Police**

<b>AR-243-19</b>	RESOLUTION AUTHORIZING THE SALE OF ABANDONED MOTOR VEHICLES BY THE POLICE DEPARTMENT IN ACCORDANCE WITH N.J.S.A. 39:10A-1
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**Department of Recreation and Senior Services**

<b>AR-244-19</b>	RESOLUTION AUTHORIZING THE SUBMISSION OF A STRATEGIC PLAN FOR THE RAHWAY MUNICIPAL ALLIANCE GRANT FOR FISCAL YEAR JULY 1, 2020 – JUNE 30, 2021
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**Department of Revenue and Finance**

<b>AR-245-19</b>	RESOLUTION AUTHORIZING THE CANCELLATION OF GRANT RECEIVABLES AND APPROPRIATED GRANT RESERVES
<b>AR-246-19</b>	CAPITAL BUDGET AMENDMENT
<b>AR-247-19</b>	RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATE FOR A 2017 & 2018 TAX LIEN
<b>AR-248-19</b>	RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF DISABLED VETERAN EXEMPTION

**Office of the City Clerk**

<b>AR-249-19</b>	RESOLUTION CALLING FOR STUDY COMMISSION TO REVIEW THE OPEN PUBLIC RECORDS ACT (OPRA)
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**11. ORDINANCES – FINAL ADOPTION/SECOND READING**

<b>O-28-19</b>	<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><b>Brown / Cox</b></p> <p>Council President Farrar opened the Public Hearing on this matter and asked if any citizen wished to be heard, to approach the rail, give his/her name and address and be heard.</p> <p>With no one appearing, Council President Farrar closed the Public Hearing.</p> <p>Motion to introduce the above entitled Ordinance <b>O-28-19</b> on first reading was made by Councilmember <b>Brown</b>, seconded by the entire Councilmember <b>Cox</b> and adopted by the following vote:</p> <p><b>YES:</b> Councilmembers Baker, Bresenhan, Brown, Cox, Miles, Newbury, Mojica, and Farrar</p> <p><b>ABSENT:</b> Councilmember Gibilisco</p> <p>Council President Farrar declared the motion carried.</p>
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# **ADOPTED 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.

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

#### **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 Baker and seconded by Councilmember Cox to adopt **Resolution AR-250-19** to enter into Executive Closed Session at 7:17 p.m. The Resolution was adopted as follows.

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

**ABSENT:** Councilmember Gibilisco

Council President Farrar declared the motion carried.

<b>AR-250-19</b>	<b>RESOLUTION AUTHORIZING AN EXECUTIVE CLOSED SESSION</b> <b><u>SUBJECT MATTER</u></b> <ol style="list-style-type: none"> <li>1. Matters related to the purchase / acquisition of real property</li> <li>2. Matters related to personnel</li> <li>3. Matters falling within the attorney-client privilege</li> </ol>
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# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-250-19

Date of Adoption: November 12, 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 the purchase / acquisition of real property
2. Matters related to personnel
3. 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 7:43 p.m.

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

**ABSENT:** Councilmember Gibilisco

Council President Farrar declared the motion carried.

**MISCELLANEOUS (Unfinished Business)**

No items were offered.

**COMMUNICATIONS:** Hearing of Citizens on Any Item (Five Minutes per Speaker)  
John Duffy; 381 Madison Avenue: He remarked on the need to repair the sidewalk near Roosevelt School.

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

**COUNCIL COMMENT:** (Three Minutes per Member)  
The Council Members offered their remarks.

**ADJOURNMENT**

Councilmember Bresenhan motioned to adjourn the meeting; seconded by Councilmember Cox at 8:11 p.m.

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

**ABSENT:** Councilmember Gibilisco

Council President Farrar declared the motion carried.

Approved:

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Rayna E. Harris, City Clerk

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Rodney Farrar, Council President

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-234-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH SCOTCH PLAINS FOR HEALTH SERVICES

**WHEREAS**, the Township of Scotch Plains is in need of a Health Officer to provide health services of a technical and professional nature; and

**WHEREAS**, the full-time Health Officer for the City of Rahway has previously provided such health services to the Township of Scotch Plains pursuant to prior inter-local agreements since 1992; and

**WHEREAS**, on February 20, 2016 the City entered into a 3-year Interlocal Services contract to provide Health Officer services to the Township of Scotch Plains through December 31st, 2018; and

**WHEREAS**, on December 11, 2018 the parties agreed to extend the agreement though December 31<sup>st</sup>, 2019; and

**WHEREAS**, the City and the Township of Scotch Plains have agreed to enter into an Interlocal Services agreement pursuant to N.J.S.A., 40A:65-4 et seq. for Health Officer services; and

**WHEREAS**, the City of Rahway has agreed to extend the contract, with all terms remaining the same as the original 2016 agreement, from January 1st, 2020 through December 31st, 2020; and

**WHEREAS**, the Township of Scotch Plains shall pay the City of Rahway an annual sum of \$70,000.00 payable tin semiannual installments for said services.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, and State of New Jersey that the Mayor and Municipal Clerk are hereby authorized to execute an Interlocal Service Agreement between the City of Rahway and the Township of Scotch Plains, substantially in the form on file with the City Clerk, for Health Officer services.

**BE IT FURTHER RESOLVED** that, pursuant to the Interlocal Service Act N.J.S.A. 40A:65-5(b) et seq., such Agreement shall be filed with and open to the public for inspection at the offices of the Municipal Clerk, and such Agreement shall take effect upon the adoption of appropriate resolutions by all parties thereto.

#### Consent Agenda

**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco

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 12<sup>th</sup> day of November 2019.

  
Rayna E. Harris, City Clerk



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-235-19

Date of Adoption: November 12, 2019

### AUTHORIZING A SERVICE AGREEMENT BETWEEN THE CITY OF RAHWAY AND RAHWAY VALLEY SEWERAGE AUTHORITY

**WHEREAS**, the City of Rahway is in need of repairs and maintenance related to the Allen Street Siphon and brook owned and operated by the Rahway Valley Sewerage Authority ("RVSA"); and

**WHEREAS**, the RVSA is an autonomous agency that owns and operates a trunk sewer system and a wastewater treatment facility in Rahway, New Jersey; and

**WHEREAS**, an RVSA inspection of the Siphon revealed that significant deterioration had occurred to such an extent that the Sanitary Sewer was in danger of failing; and

**WHEREAS**, the Authority performed emergency repairs to the banks of the Brook and surrounding area in the vicinity of the Siphon during the week of April 22, 2019 by installing sheeting to stabilize the banks of the Brook alongside of the Siphon ("Emergency Repairs"); and

**WHEREAS**, the Authority advised Union County that the Emergency Repairs were going to be performed and did advise the Department of Environmental Protection ("DEP") immediately after the Emergency Repairs were completed; and

**WHEREAS**, RVSA entered in an agreement for emergency repair pursuant to Resolution 19-56 approved on October 17, 2019; and

**WHEREAS**, the City has a direct interest in the repair and agrees to provide a not to exceed amount of \$25,000.00 to the RVSA purposed for the emergency repairs required to the Allen Street Siphon; and

**WHEREAS**, the City of Rahway further agrees to render ongoing maintenance to the Allen Street brook clean trash racks and debris; and

**WHEREAS**, the City of Rahway shall provide up to \$10,000.00 of services related to maintenance of the Allen Street brook and other matters as requested by the RVSA; and

**WHEREAS**, the cost of services provided by the City to the RVSA in excess of \$10,000.00 shall be reimbursed by the RVSA to the City; and

**WHEREAS**, would like to enter into a Service Agreement ("Agreement,") attached hereto this Resolution, with RVSA; and



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-236-19

Date of Adoption: November 12, 2019

### RESOLUTION AWARDING THE ACCEPTANCE OF BID FOR THE PROJECT ENTITLED "2019 RAHWAY RESURFACING PROJECT" FOR THE CITY OF RAHWAY TO DLS CONTRACTING, INC.

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

**WHEREAS**, there were five (5) bids received with the low bidder for the project being DLS Contracting, Inc.; and

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Rahway that the following bid is hereby found and determined, as per the specifications, that DLS Contracting Inc., 271 Route 46, Suite D-205, Fairfield, NJ 07004, has bid the lowest price and is the lowest responsible bidder, and a contract is hereby awarded to DLS Contracting, Inc. consisting of the following bid breakdown:

1. Base Bid: \$789,147.80
2. Alternate Bid 'A': \$ 24,072.60
3. Alternate Bid 'B': \$11,357.00
4. Alternate Bid 'C': \$77,973.40
5. Total Base and Alternate Bid 'A', Alternate Bid 'B' and Alternate 'C': \$ 902,550.80

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


**BID OF:** DLS Contracting, Inc.  
271 Route 46 West, Suite D-205  
Fairfield, NJ 07004

**FOR:** 2019 RAHWAY RESURFACING PROJECT

**AMOUNT:** \$ 902,550.80

The Chief Financial Officer of City of Rahway certifies that there are legally appropriated sufficient funds within the General Capital Fund –Ordinance O-05-19 to cover the cost of this contract.

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 12<sup>th</sup> day of November 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda

**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-237-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO MUSCO SPORTS LIGHTING, LLC FOR THE SUPPLY OF SPORTSFIELD LIGHTING FOR THE MADDEN FIELD IMPROVEMENTS

**WHEREAS**, the Keystone Purchasing Network (“KPN”) is a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies; and

**WHEREAS**, by resolution AR-202-18, the City of Rahway entered into an agreement with the KPN to take advantage of the cooperative pricing system; and

**WHEREAS**, KPN accepted a bid from Musco Sports Lighting, LLC for the supply of Sportsfield lighting; and

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

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

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, Union County, New Jersey that the contract to supply the above referenced materials is awarded to Musco Sports Lighting, LLC, 100 1<sup>st</sup> Avenue West, PO Box 808, Oskaloosa, IA 52577 with a total contract not to exceed \$35,300.00. Improvements shall be performed under the direction of the City Engineer.

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

The Chief Financial Officer of the City of Rahway certifies that there are legally appropriated sufficient funds within the General Capital Fund –Ordinance O-26-17 to cover the cost of this contract. This certification is required on all contracts as per regulations of the Director of Local Government Services.

#### Consent Agenda

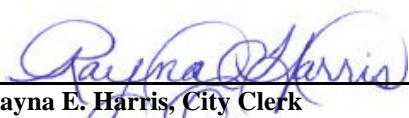
Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 12<sup>th</sup> day of November 2019.

**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-238-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO SHAW SPORTS TURF FOR SUPPLY OF ARTIFICIAL TURF FOR THE MADDEN FIELD IMPROVEMENTS

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

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

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

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

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

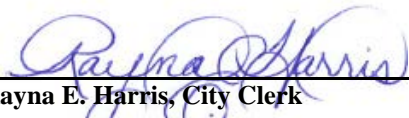
**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Rahway, Union County, New Jersey that the contract to supply the above referenced materials is awarded to Shaw Sports Turf of 185 South Industrial Boulevard, Calhoun, Georgia 30701 with a total contract not to exceed \$543,468.00. Improvements shall be performed under the direction of the City Engineer.

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

The Chief Financial Officer of the City of Rahway certifies that there are legally appropriated sufficient funds within the General Capital Fund –Ordinance O-26-17 to cover the cost of this contract. This certification is required on all contracts as per regulations of the Director of Local Government Services.

#### 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 12<sup>th</sup> day of November 2019.

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

Motion: Baker

Second: Cox

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

ABSENT: Councilmember Gibilisco

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-239-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING THE RETURN OF PERFORMANCE AND PAYMENT BONDS AND FINAL PAYMENT FOR THE “KLINE SANITARY SEWER REPAIR PROJECT” TO INTEGRATED CONSTRUCTION UTILITIES OF NJ, LLC

**WHEREAS**, attached is a Bohler Engineering letter dated October 4, 2019 with regard to the release of Integrated Construction Utilities of NJ, LLC’s Performance and Payment Bonds and Final Payment; and

**WHEREAS**, Bohler Engineering recommends the release of Integrated Construction Utilities of NJ, LLC ‘s Performance and Payment Bonds, in the amounts of \$18,100.00 each, and final payment in the amount of \$362.00; and

**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 and Payment Bonds, in the amounts of \$18,100.00 each, and release final payment in the amount of \$362.00 posted for the Kline Sanitary Sewer Repair Project by Integrated Construction Utilities of NJ, LLC of 59 Suydam Avenue, Edison, NJ 08817.

#### 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 12<sup>th</sup> day of November 2019.

**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-240-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING THE AGREEMENT WITH NEW JERSEY MEDICAL SCHOOL GLOBAL TUBERCULOSIS INSTITUTE AT RUTGERS BIOMEDICAL AND HEALTH SCIENCES FOR 2020 SERVICES

**WHEREAS**, in 2007 the New Jersey Department of Health and Senior Services discontinued funding for the Union County Tuberculosis and Sexually Transmitted Disease Clinics; and

**WHEREAS**, the Union County Health Officers Association has negotiated an agreement with New Jersey Medical School Global Tuberculosis Institute at Rutgers Biomedical and Health Sciences for the diagnosis, treatment and monitoring of active cases.

**NOW, THEREFORE BE IT RESOLVED** that the Municipal Council of the City of Rahway does hereby approve of entering into an agreement with the New Jersey Medical School Global Tuberculosis Institute at Rutgers Biomedical and Health Sciences for January 1, 2020 through December 31, 2020 for an amount not to exceed \$2,417.80 (or \$604.45 quarterly).

#### Consent Agenda

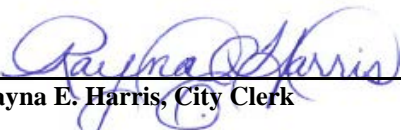
Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 12<sup>th</sup> day of November 2019.

**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco

  
Rayna E. Harris, City Clerk

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-240a-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING THE AGREEMENT WITH NEW JERSEY MEDICAL SCHOOL GLOBAL TUBERCULOSIS INSTITUTE AT RUTGERS BIOMEDICAL AND HEALTH SCIENCES FOR 2019 SERVICES

**WHEREAS**, in 2007 the New Jersey Department of Health and Senior Services discontinued funding for the Union County Tuberculosis and Sexually Transmitted Disease Clinics; and

**WHEREAS**, the Union County Health Officers Association has negotiated an agreement with New Jersey Medical School Global Tuberculosis Institute at Rutgers Biomedical and Health Sciences for the diagnosis, treatment and monitoring of active cases; and

**NOW, THEREFORE BE IT RESOLVED** that the Municipal Council of the City of Rahway does hereby approve of entering into an agreement with the New Jersey Medical School Global Tuberculosis Institute at Rutgers Biomedical and Health Sciences for January 1, 2019 through December 31, 2019 for an amount not to exceed \$3,745.00 (or \$936.40 quarterly).

#### 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 12<sup>th</sup> day of November 2019.

**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-241-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND CME ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH WATER METER ANALYSIS

**WHEREAS**, the City of Rahway requires the services of licensed professional engineer to assess, analyze and review existing and replacement water meters within the City of Rahway; and

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

**WHEREAS**, CME Associates has submitted a proposal dated October 15, 2019 to perform the aforementioned services; and

**WHEREAS**, the City desires to award a contract to CME Associates to provide Professional Engineering Services Associated with Water Meter Analysis.

**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 CME Associates in an amount not to exceed \$26,980.00
- 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.

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

**Consent Agenda**

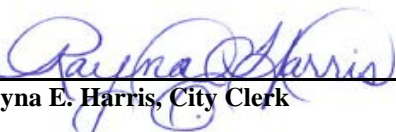
**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco

**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 12<sup>th</sup> day of November 2019.**

  
\_\_\_\_\_  
Rayna E. Harris, City Clerk

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-242-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND CME ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH WATER CAPITAL PLANNING

**WHEREAS**, the City of Rahway requires the services of licensed professional engineer to evaluate water system infrastructure and develop a water capital plan for improvement within the City of Rahway; and

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

**WHEREAS**, CME Associates has submitted a proposal dated October 15, 2019 to perform the aforementioned services; and

**WHEREAS**, the City desires to award a contract to CME Associates to provide Preliminary Engineering Services for water capital planning.

**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 CME Associates in an amount not to exceed \$37,828.00.
- 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.



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-243-19

Date of Adoption: November 12, 2019

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

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

**WHEREAS,** the Police Department has accumulated Thirty-five (35) such vehicles.

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

**BE IT FURTHER RESOLVED** that the Police Department shall conduct this sale on **Thursday November 21, 2019**. All vehicles may be viewed one hour prior to auction time at the following times and places:

10:00 AM	R & K Towing 149 Regina Ave, Rahway NJ 07065
	2004 GMC ENV VIN#1GKDT13S542378230
	2004 INF FX3 VIN#JNRAS08W94X223741
	1998 TOY UEX VIN#4T1BG22K7WU211501
	2005 JEE LIB VIN#1J4GL58K05W564030
	2001 NIS MAX VIN#JN1CA31A01T108835
	1999 LIN NAV VIN#5LMPU28A0XLJ27201
	1990 NIS 300 VIN#JN1RZ26A5LX012457
	2012 NIS QUE VIN#JN8AE2KP9C9088014
	2005 DOD DUR VIN#1D4HB48D75F523390
	2007 JEE CHK VIN#1J8GR48K37C631554
	2007 CHE COB VIN#1G1AL55F477336170
	2004 CHE US VIN#1GBJG31U731232780
	2009 SAT AUR VIN#1G8ZS57B49F210482
	2002 ACU RSX VIN#JH4DC53882C024604
	2004 PON GTO VIN#6G2XV12G74L246895
	2006 SAT SUV VIN#5GZCZ6342S834769
	2000 MIT ECL VIN#4A3AC44G0YE108351
	2007 BMW 328 VIN#WBAWC33547PD06467
	2008 HYUNDIA VIN#5NMSG13D59H318296
	2005 HYUNDIA VIN#KMHWF25S85A121155
	2008 BMW VIN#WBAVA73538KP37221

11:00 AM	B & L Towing 2500 Blair Rd Carteret, NJ 07008
	2015 DOD JUR VIN#3C4PDCBG9FT524662 2012 HON ACC VIN#1HGCP2F32CA176523 2006 JEE COM VIN#1J8HG48N36C310696 2016 NIS VER VIN#3N1CE2CP3GL380146

12:00 PM	Lee's Auto Body 1100 St. Georges Ave Avenel, NJ
	2006 MER MNT VIN#4M2EU47E46UJ22715 2011 CHR 200 VIN#1C3BC1FG4BN527477 2004 NIS SEN VIN#3N1CB51D44L876183

1:00 PM	Scott Flowers Towing 1400 Rahway Ave Avenel, NJ
	2004 FOR EXP VIN#1FMZU73K94ZA99433 2016 KAU EZI VIN#5VGFE473XGL003985 1987 CHE CVT VIN#1G1YY218H5119652 2008 CHE EXP VIN#1GCGG29R5X1097904 2012 KEN 800 VIN#1XKDD49X0CJ327207

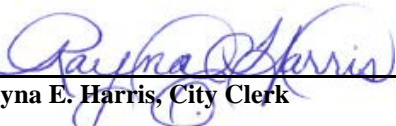
2:00 PM	Rahway Auto Body 41 West Inman Ave Rahway, NJ
	2008 BMW 328 VIN#WBAVC73538KP37221

2:30 PM	Murphy's Towing Service 2053 US 1&9 Rahway, NJ
	1998 MIT ECL VIN#4A3AK34Y9WE098972

**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 12<sup>th</sup> day of November 2019.**

**Motion:** Baker **Second:** Cox  
**YES:** Councilmembers Baker, Bresenhan, Brown, Cox, Miles, Newbury, Mojica, and Farrar  
**ABSENT:** Councilmember Gibilisco

  
Rayna E. Harris, City Clerk

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-244-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING THE SUBMISSION OF A STRATEGIC PLAN FOR THE RAHWAY MUNICIPAL ALLIANCE GRANT FOR FISCAL YEAR JULY 1, 2020 – JUNE 30, 2021

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

**WHEREAS**, The Rahway Council of the City of Rahway, County of Union, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

**WHEREAS**, the Rahway City Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

**WHEREAS**, the Rahway City Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Union.


**NOW, THEREFORE, BE IT RESOLVED** by the City of Rahway, County of Union, State of New Jersey hereby recognizes the following:

1. The Rahway City Council does hereby authorize submission of a strategic plan for the Rahway Municipal Alliance grant for fiscal year July 1, 2020 – June 30, 2021 in the amount of:

DEDR	\$ 25,487
Cash Match	\$ 6,372
In-Kind	\$ 19,115
2. The Rahway City Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

#### 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 12<sup>th</sup> day of November 2019.

  
Rayna E. Harris, City Clerk

Motion: Brown

Second: Cox

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

ABSENT: Councilmember Gibilisco

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-245-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING THE CANCELLATION OF GRANT RECEIVABLES AND APPROPRIATED GRANT RESERVES

**WHEREAS**, certain grants within the State and Federal Grant have balances dedicated to projects now completed, and

**WHEREAS**, it is necessary to formally cancel said balances so that unexpended appropriated balances may be credited, and corresponding grant receivable balances be cancelled.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway that the following unexpended appropriated balances and corresponding grant receivable balances be cancelled.

Appropriation	Title	Amount
03-215-55-440-107	St Health Dept Grant	\$ 19.63
03-215-55-480-110	Pandemic Influenza Grant	44,114.00
03-215-55-470-109	Assistance to Firefighters	<u>1,097.00</u>
		<u>\$ 45,230.63</u>

Receivable	Title	Amount
03-117-03-440-000	St Health Dept Grant	\$ 19.63
03-117-03-480-000	Pandemic Influenza Grant	44,114.00
03-117-03-470-000	Assistance to Firefighters	<u>1,097.00</u>
		<u>\$ 45,230.63</u>

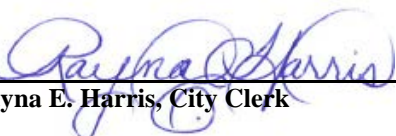
#### Consent Agenda

**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 12<sup>th</sup> day of November 2019.**

**Motion:** Baker **Second:** Cox

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

**ABSENT:** Councilmember Gibilisco

  
 \_\_\_\_\_  
 Rayna E. Harris, City Clerk



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-246-19

### CAPITAL BUDGET AMENDMENT

**WHEREAS**, the local budget for the Calendar Year 2019 has been adopted; and

**WHEREAS**, it is desired to amend the adopted capital budget section for CY 2019.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, that the following amendment to the adopted capital budget be made:

FROM

CAPITAL BUDGET (CURRENT YEAR ACTION )		2019						
Project	Estimated Total Cost	Amount Reserved Prior Years	Planned funding Services for Current Year					To be Funded in Future Years
			2019 Budget Appropriation	Capital Improvement Fund	Capital Surplus	Grants	Debt Authorized	
DPW Vehicles and Equipment	600,000			30,000			570,000	
	-			-			-	
	-			-			-	
	-			-			-	
	-			-			-	
	-			-			-	
<b>Total All Projects</b>	<b>600,000</b>	<b>-</b>	<b>-</b>	<b>30,000</b>	<b>-</b>	<b>-</b>	<b>570,000</b>	<b>-</b>

FROM

Anticipated Project Schedule and Funding Requirements								
Project	Estimated Total Cost	Estimated Completion Time	Funding Amounts per Year					
			SFY 2019	SFY 2020	SFY 2021	SFY 2022	SFY 2023	SFY 2024
DPW Vehicles and Equipment	600,000		600,000		-	-	-	-
	0		-					
	0		-					
<b>Total All Projects</b>	<b>600,000</b>	<b>-</b>	<b>600,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

FROM

Summary of Anticipated Funding Sourced and Amounts										
Project	Estimated Total Cost	Planned funding Services for Current Year 2019								
		Current Year	Future Years	Capital Improvement Fund	Capital Surplus	Grants	General	Self Liquidating	Assessment	School
DPW Vehicles and Equipment	600,000			30,000			270,000	-		
	0			-			-			
	0			-			-			
<b>Total All Projects</b>	<b>600,000</b>	<b>-</b>	<b>-</b>	<b>30,000</b>	<b>-</b>	<b>-</b>	<b>270,000</b>	<b>-</b>	<b>-</b>	<b>-</b>

TO

CAPITAL BUDGET (CURRENT YEAR ACTION)								
Project	Estimated Total Cost	2019 Amount Reserved Prior Years	Planned funding Services for Current Year					To be Funded in Future Years
			2019 Budget Appropriation	Capital Improvement Fund	Capital Surplus	Grants	Debt Authorized	
			Various Capital Acquisitions 2019 Acquisition of Real Property B 162 L 5,6,7	950,000 550,000			45,500 - -	
<b>Total All Projects</b>	<b>1,500,000</b>	<b>-</b>	<b>-</b>	<b>45,500</b>	<b>-</b>	<b>-</b>	<b>1,454,500</b>	<b>-</b>

TO

Anticipated Project Schedule and Funding Requirements								
Project	Estimated Total Cost	Estimated Completion Time	Funding Amounts per Year					
			SFY 2019	SFY 2020	SFY 2021	SFY 2022	SFY 2023	SFY 2024
			Various Capital Acquisitions 2019 Acquisition of Real Property B 162 L 5,6,7	950,000 550,000 -		950,000 550,000 -		
<b>Total All Projects</b>	<b>1,500,000</b>	<b>-</b>	<b>1,500,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

TO

Summary of Anticipated Funding Sourced and Amounts										
Project	Estimated Total Cost	Planned funding Services for Current Year								
		Current Year	Future Years	Capital Improvement Fund	Capital Surplus	Grants	General	Self Liquidating	Assessment	School
Various Capital Acquisitions 2019	950,000			45,500		-	904,500			
Acquisition of Real Property B 162 L 5,6,7	550,000			-			550,000			
				-			-			
<b>Total All Projects</b>	<b>1,500,000</b>	-	-	45,500	-	-	1,454,500	-	-	-

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

It is hereby certified that this is a true copy of a resolution amending the Adopted Capital Budget by the Municipal Council on the 12<sup>th</sup> day of November, 2019.

**Certified to be a true copy of a Resolution adopted by the Municipal Council of the City of Rahway at the duly held Meeting on the 12<sup>th</sup> day of November 2019.**

  
 \_\_\_\_\_  
**Rayna E. Harris, City Clerk**

**Motion:** Mojica

**Second:** Farrar

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

**ABSENT:** Councilmember Gibilisco

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-247-19

Date of Adoption: November 12, 2019

### RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATE FOR A 2017 & 2018 TAX LIEN

**WHEREAS**, the City of Rahway held a Tax Lien Sales on December 8, 2017 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 have paid all money due to the Tax Collector for the Redemption of said Tax Sale Certificates.

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

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

#### 2017 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
299 19	1033 Leesville Ave	TFS C/F Fig Cap INV NJ13LLC P.O. Box 54472 New Orleans LA 70154	\$23,777.50	\$13,100.00
<b>Certificate 2017-0036</b>				

#### 2018 Tax Liens

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
206 01	579 Union Street	US Cust Bank Cust Tower DB VIII 18 50 South 16 <sup>th</sup> Street, Suite 2050 Philadelphia PA 19102	\$20,109.13	\$12,100.00
<b>Certificate 2018-0015</b>				
<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>CERT OWNER</u>	<u>REFUND</u>	<u>PREMIUM</u>
73 15	244 Oak Street	US Bank C/F PC7 Firstrust Bank US Bank Global Corp Trst 50 South 16 <sup>th</sup> Street, Suite 2050 Philadelphia PA 19102	\$8,857.77	\$500.00
<b>Certificate 2018-0003</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 12<sup>th</sup> day of November 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda

**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-248-19

Date of Adoption: November 12, 2019

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

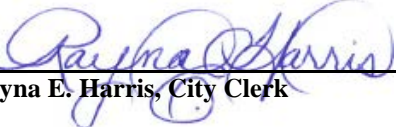
**WHEREAS**, property known as Lot(s) 13, in City Block 239, more commonly known as 2054 Prospect Street, in Rahway, NJ is owned by John Wright; and

**WHEREAS**, John Wright, 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 half of the 2019 annual taxes of \$12,525.38 as John Wright is 50% co-owner, in the amount of up to \$6,262.69 as well as the first two quarters of 2020, which have yet to be billed under a new 50% Exempt (X) line item and refund the amount paid for the four quarters of 2019 in the amount paid not to exceed \$6,262.69, which represents 50% of taxes owed on the property known and designated as Lot(s) 13, in City Block 239.

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 12<sup>th</sup> day of November 2019.

  
Rayna E. Harris, City Clerk

#### Consent Agenda

**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco

# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-249-19

Date of Adoption: November 12, 2019

### RESOLUTION CALLING FOR STUDY COMMISSION TO REVIEW THE OPEN PUBLIC RECORDS ACT (OPRA)

**WHEREAS**, the City of Rahway strongly believes in and supports open transparent government, and that citizens and residents have the right to be informed about the workings of government in order to best participate in a democracy; and

**WHEREAS**, on January 8, 2002 then Acting Governor DiFrancesco signed into law the Open Public Records Act (OPRA) which mandates that government records shall be available, with limited exceptions, for public access and simplifying the procedures for requesting such specific records; and

**WHEREAS**, the intent of the law was to provide the public with easy access to government records with an uncomplicated process for obtaining the records and eliminating bureaucratic red tape; and

**WHEREAS**, over the course of 18 years OPRA has been a positive light, but it has also been fraught with abuse and misuse, and has become an unanticipated financial cost to the taxpayers of New Jersey; and

**WHEREAS**, City of Rahway has labored under a well-intended law that has spiraled out of control, due to the volume and nature of requests, the cost to taxpayers in responding to the requests, and the potential liability in having to pay disproportionate prevailing party attorney's fees should the requests turn into litigated matters, as well as the liability in determining which documents shall be released, with or without redaction, while attempting to maintain individual privacy; and

**WHEREAS**, it is not only the volume of OPRA requests that challenge our resources, but it is also the cost associated with reviewing, retrieving, and processing the OPRA request(s) by public entity personnel and counsel and possibly defending our action(s) before the Government Records Council or in Superior Court; and

**WHEREAS**, City of Rahway received and responded to 536 OPRA requests in 2017, 578 OPRA requests in 2018, and to date has received and responded to 495 OPRA requests as of September 1, 2019; and

**WHEREAS**, City of Rahway municipal staff has spent approximately 600 hours responding to OPRA requests received in 2019 to date, and a yearly average of approximately 800 hours since 2017; and

**WHEREAS**, with limited exceptions OPRA has not been amended to address the clear and apparent advancement in technology that has changed the way government records are created, stored, and/or transmitted; the various interpretive decisions; privacy concerns; abuse for commercial gain; and/or the ever increasing cost to taxpayers; and


**WHEREAS**, as the current law approaches its twentieth (20<sup>th</sup>) anniversary it has outgrown its original intended use and has become ripe for comprehensive review and reform;

**NOW, THEREFORE, BE IT RESOLVED** by the Municipal Council of the City of Rahway, County of Union, State of New Jersey appeals to the legislature to form a Commission comprised of Mayors, Municipal Clerks, Municipal Managers, Attorneys, Police Chiefs, open government advocates, privacy experts, members of the media, citizens and other appropriate stakeholders, to review and examine the effects of OPRA on local government and the needs to be fulfilled by the law, and use the Commission's findings to perform a comprehensive reform of OPRA; and

**BE IT FURTHER RESOLVED**, that copies of this resolution be forwarded to the New Jersey State Legislature 22<sup>nd</sup> District representatives, Assembly Speaker Craig Coughlin, Senate President Stephen Sweeney, Senator Weinberg, Executive Director of the Government Records Council, the Governor of the State of New Jersey, the Municipal Clerks Association of New Jersey and New Jersey State League of Municipalities.

**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 12<sup>th</sup> day of November 2019.**

  
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**Rayna E. Harris, City Clerk**

**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco



# RESOLUTION

## CITY OF RAHWAY, NEW JERSEY

No. AR-250-19

Date of Adoption: November 12, 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 the purchase / acquisition of real property
2. Matters related to personnel
3. 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 12<sup>th</sup> day of November 2019.

  
Rayna E. Harris, City Clerk

**Motion:** Baker

**Second:** Cox

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

**ABSENT:** Councilmember Gibilisco