

MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY
JANUARY 9, 2012
7 P.M.

1. Council President Steinman called the meeting to order at 7:01 p.m. and asked for a Roll Call.

PRESENT: Councilmembers Cox, Brown, Mione, Saliga, Scaturro, Wenson Maier, Steinman

ABSENT: Councilmembers Baker, Rachlin

Deputy City Clerk Jeffrey J. Jotz announced the meeting had been advertised and posted in accordance with the Open Public Meetings Act of the State of New Jersey.

This meeting of January 9, 2012 was included in a list of meetings notice sent to the *Star-Ledger*, *Home News Tribune*, *The Progress* and the *Rahway News-Record*, posted on the bulletin board in the Municipal Building on December 30, 2011 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

2. PLEDGE OF ALLEGIANCE

In the absence of a member of the Clergy, Councilmember Mione offered an invocation.

Councilmember Rachlin arrived at 7:02 p.m.

3. APPROVAL OF MINUTES

December 6, 2011	7 p.m.	Pre-Meeting Conference
December 12, 2011	7 p.m.	Regular Meeting

Motion was made by Councilmember Steinman and seconded by Councilmember Brown to accept and approve the above listed minutes.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

4. PRESENTATIONS

5. COMMUNICATIONS FROM MAYOR, REPORTS OF CITY OFFICERS AND LIST OF PAYMENT OF BILLS FOR DECEMBER

6. REPORTS OF COUNCIL COMMITTEES

Councilmember Steinman: Spoke about the Dr. Martin Luther King services planned for January 14-16, 2012.

7. HEARING OF CITIZENS Items on Agenda, Except Ordinances on Second Reading

Patrick Cassio 1971 Barnett St. O-3-12

With no one else appearing, Council President Steinman closed the Public Hearing.

8. CONSENT AGENDA

Councilmember Steinman asked that AR-22-12, AR-24-12, AR-32-12, AR-35-12, AR-37-12 and AR-38-12 be removed from the Consent Agenda.

Motion made by Councilmember Steinman seconded by Councilmember Brown to adopt the Consent Agenda, and was adopted by the following vote:

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

9. ORDINANCES - First Reading

O-1-12 Deputy City Clerk Jotz read AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING.

Motion to introduce the above Ordinance on first reading was made by Councilmember Brown, seconded by Councilmember Scaturro and adopted by the following vote:

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman: This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at a Regular Meeting on Monday, February 13, 2012 at 7 p.m.

O-2-12

Deputy City Clerk Jotz read A BOND ORDINANCE AMENDING IN ITS ENTIRETY BOND ORDINANCE NO. O-11-11 ADOPTED APRIL 11, 2011 AND ENTITLED: "BOND ORDINANCE PROVIDING FOR DEMOLITION AND IMPROVEMENTS TO VARIOUS PROPERTIES WITHIN A DULY DESIGNATED REDEVELOPMENT AREA IN THE CITY, APPROPRIATING \$200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$200,000 BONDS AND/OR NOTES OF THE CITY FOR PAYING THE COST THEREOF FOR SAID IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN IN AND BY THE CITY OF RAHWAY, IN THE COUNTY OF UNION, NEW JERSEY" TO INCREASE THE APPROPRIATION AND AUTHORIZED BONDS AND NOTES TO \$285,000 AND TO MAKE SUCH OTHER CONFORMING CHANGES AS APPROPRIATE.

Motion to introduce the above Ordinance on first reading was made by Councilmember Scaturo, seconded by Councilmember Cox and adopted by the following vote:

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo, Wenson
Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman: This Ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said notice of its introduction and passage according to law. This Ordinance will come up for Public Hearing and further action at a Regular Meeting on Monday, February 13, 2012 at 7 p.m.

O-3-12

Deputy City Clerk Jotz read AN ORDINANCE FOR PUBLIC CONTRACTING ("PAY-TO PLAY").

Councilmember Scaturo withdrew his sponsorship of O-3-12. Councilmember Brown withdrew his second of O-3-12.

Lacking a mover and a second, O-3-12 was removed from the agenda.

10. RESOLUTIONS

***AR-4-12** Councilmember Cox presented and moved A RESOLUTION AUTHORIZING THE REFUND OF RIGHT-OF-WAY CONSTRUCTION BOND TO DANIEL M. KAMINSKI FOR PERMIT #07-10-296 DATED 07/12/10 AND REVISED ON 10/12/2010 AT 2077 KMAK PLACE FOR DRIVEWAY APRON AND CURB.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-5-12** Councilmember Mione presented and moved A RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE SURETY BOND TO CHRISTOPHER AND ROSEMARIE GISSLER FOR 355 WEST SCOTT AVENUE, BLOCK 236, LOT 2.

The motion was seconded by Councilmember Saliga.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-6-12** Councilmember Saliga presented and moved A RESOLUTION AWARDED A SERVICE CONTRACT FOR STORM AND SANITARY IMPROVEMENTS.

The motion was seconded by Councilmember Rachlin.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-7-12** Councilmember Rachlin presented and moved A RESOLUTION AUTHORIZING THE EXECUTION OF A RIGHT OF WAY USE AGREEMENT BETWEEN THE CITY OF RAHWAY AND CROSS RIVER FIBER, LLC. TO PERMIT THE INSTALLATION, USE AND MAINTENANCE OF TELECOMMUNICATIONS FACILITIES WITHIN THE MUNICIPAL RIGHT OF WAY FOR PURPOSES OF PROVIDING TELECOMMUNICATIONS SERVICES.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson
Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-8-12** Councilmember Cox presented and moved A RESOLUTION AUTHORIZING REFUND OF POLICE ESCROW FEES.

The motion was seconded by Councilmember Scaturro.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson
Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-9-12** Councilmember Scaturro presented and moved A RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF WATER BILLS.

The motion was seconded by Councilmember Brown.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson
Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-10-12** Councilmember Brown presented and moved A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES.

The motion was seconded by Councilmember Steinman.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-11-12** Councilmember Brown presented and moved A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES.

The motion was seconded by Councilmember Steinman.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-12-12** Councilmember Brown presented and moved A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES.

The motion was seconded by Councilmember Steinman.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-13-12** Councilmember Cox presented and moved A RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE 2009 FISCAL YEAR.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-14-12** Councilmember Mione presented and moved A RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE 2010 FISCAL YEAR.

The motion was seconded by Councilmember Saliga.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-15-12** Councilmember Saliga presented and moved A RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE 2011 TRANSITIONAL YEAR.

The motion was seconded by Councilmember Rachlin.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson
Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-16-12** Councilmember Rachlin presented and moved A RESOLUTION AUTHORIZING THE TEMPORARY BUDGET FOR CY 2012.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-17-12** Councilmember Steinman presented and moved A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF ROMAN A. MONTES AS MAGISTRATE.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-18-12** Councilmember Cox presented and moved A RESOLUTION REAPPOINTING MEMBERS TO THE RAHWAY PARKING AUTHORITY (James P. Walker, Eric Kabel).

The motion was seconded by Councilmember Scaturo.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

AR-19-12 Councilmember Scaturo presented and moved A RESOLUTION REAPPOINTING A MEMBER OF MUNICIPAL COUNCIL AS THE CLASS III MEMBER OF THE PLANNING BOARD (SALVATORE MIONE).

The motion was seconded by Councilmember Brown.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-20-12** Councilmember Brown presented and moved A RESOLUTION APPOINTING AN ALTERNATE #2 MEMBER TO THE RAHWAY ENVIRONMENTAL COMMISSION (MARGARET NAJJAR).

The motion was seconded by Councilmember Steinman.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-21-12** Councilmember Steinman presented and moved A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF A MEMBER TO THE RAHWAY REDEVELOPMENT AGENCY (MATTHEW DOBROWOLSKI III).

The motion was seconded by Councilmember Cox.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

AR-22-12 Councilmember Cox presented and moved A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENTS TO THE ZONING BOARD OF ADJUSTMENT (William Hering, Josh Donovan, Paula Braxton).

The motion was seconded by Councilmember Mione.

Councilmember Steinman made a motion to amend AR-22-12 to delete the line concerning the appointment of Josh Donovan.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

Roll call on AR-22-12 as amended:

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-23-12** Councilmember Mione presented and moved A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF A MEMBER TO THE ZONING BOARD OF ADJUSTMENT (RAY D. LOPEZ).

The motion was seconded by Councilmember Saliga.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

AR-24-12 Councilmember Saliga presented and moved A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF A MEMBER TO THE BOARD OF ALCOHOLIC BEVERAGE CONTROL (GEORGE WAGENHOFFER).

The motion was seconded by Councilmember Rachlin.

NO: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion defeated.

***AR-25-12** Councilmember Steinman presented and moved A RESOLUTION REAPPOINTING A CITY OF RAHWAY REPRESENTATIVE TO THE RAHWAY VALLEY SEWERAGE AUTHORITY (RANDALL T. HERING).

The motion was seconded by Councilmember Cox.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-26-12** Councilmember Cox presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO WILENTZ, GOLDMAN & SPITZER P.A. TO PROVIDE BOND COUNSEL SERVICES.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-27-12** Councilmember Mione presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO LERCH, VINCI & HIGGINS TO PROVIDE AUDITING SERVICES AND/OR FINANCIAL ADVISOR SERVICES.

The motion was seconded by Councilmember Saliga.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-28-12** Councilmember Saliga presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO BUSINESS & GOVERNMENTAL INSURANCE AGENCY FOR RAHWAY MUNICIPAL JOINT INSURANCE FUND RISK MANAGER.

The motion was seconded by Councilmember Rachlin.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-29-12** Councilmember Rachlin presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO HOUSING AND COMMUNITY DEVELOPMENT SERVICES, INC. FOR HOUSING REHABILITATION CONSULTING SERVICES.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-30-12** Councilmember Cox presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO BUSINESS & GOVERNMENTAL INSURANCE AGENCY TO PROVIDE GROUP HEALTH INSURANCE ADVISOR/BROKER SERVICES.

The motion was seconded by Councilmember Scaturro.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-31-12** Councilmember Scaturro presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO NW CAPITAL MARKETS INC. FOR BOND/FINANCIAL UNDERWRITING SERVICES.

The motion was seconded by Councilmember Brown.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

AR-32-12 Councilmember Brown presented and moved A RESOLUTION CONFIRMING THE MAYOR'S RECOMMENDATION OF A MEMBER TO THE UNION COUNTY UTILITIES AUTHORITY (DR. YVONNE WESLEY).

The motion was seconded by Councilmember Steinman.

Council President Steinman produced a copy of Union County Board of Chosen Freeholders Resolution 2012-33 dated January 8, 2012 showing that an appointment has already been made to the UCUA board. He removed AR-32-12 from the agenda.

***AR-33-12** Councilmember Rachlin presented and moved A RESOLUTION AWAR­DING A CONTRACT TO MICHAEL J. COSTELLO CO. INC FOR DOCUMENT MANAGEMENT AND MAINTENANCE.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

***AR-34-12** Councilmember Cox presented and moved A RESOLUTION AWAR­DING A CONTRACT TO MICHAEL L. RICCA FOR LOCAL AREA NETWORK (LAN) MANAGEMENT.

The motion was seconded by Councilmember Scaturo.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

AR-35-12 Councilmember Scaturo presented and moved A RESOLUTION TO AWAR­D A PROFESSIONAL SERVICES CONTRACT TO BIRDSALL SERVICES GROUP FOR ENGINEERING AND CONSULTING SERVICES RELATED TO THE FEMA HAZARD MITIGATION GRANT PROGRAM.

The motion was seconded by Councilmember Brown.

Councilmember Saliga moved that AR-35-12 be tabled to the February 13, 2012 Regular Meeting.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion tabled.

***AR-36-12** Councilmember Brown presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO DECOTIIS FITZPATRICK & COLE TO PROVIDE GENERAL LEGAL SERVICES.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

AR-37-12 Councilmember Cox presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO INGLESINO, PEARLMAN, WYCISKALA & TAYLOR TO PROVIDE SPECIAL COUNSEL SERVICES.

The motion was seconded by Councilmember Mione.

NO: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion defeated.

AR-38-12 Councilmember Mione presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO ERIC M. BERNSTEIN & ASSOCIATES, LLC TO PROVIDE SPECIAL COUNSEL SERVICES.

The motion was seconded by Councilmember Saliga.

NO: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion defeated.

***AR-39-12** Councilmember Saliga presented and moved A RESOLUTION AUTHORIZING AN AMENDED INTERLOCAL SERVICES AGREEMENT WITH THE TOWNSHIP OF WINFIELD FOR HEALTH OFFICER SERVICES.

The motion was seconded by Councilmember Rachlin.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

AR-40-12 Councilmember Cox presented and moved A RESOLUTION REAPPOINTING A COUNCIL MEMBER TO THE UNION COUNTY COMMUNITY DEVELOPMENT REVENUE SHARING COMMITTEE (DAVID BROWN).

The motion was seconded by Councilmember Scaturo.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

AR-41-12 Councilmember Scaturo presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO HARBOR CONSULTANTS INC. TO PROVIDE GENERAL ENGINEERING SERVICES.

The motion was seconded by Councilmember Brown.

NO: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion defeated.

AR-42-12 Councilmember Scaturo presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO BOHLER ENGINEERING TO PROVIDE GENERAL ENGINEERING SERVICES.

The motion was seconded by Councilmember Brown.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

AR-43-12 Councilmember Scaturo presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO CME ASSOCIATES TO CME ASSOCIATES TO PROVIDE GENERAL ENGINEERING SERVICES.

The motion was seconded by Councilmember Brown.

NO: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion defeated.

AR-44-12 Councilmember Scaturo presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO H2M TO PROVIDE GENERAL ENGINEERING SERVICES.

The motion was seconded by Councilmember Brown.

NO: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion defeated.

AR-45-12 Councilmember Brown presented and moved A RESOLUTION AUTHORIZING A TEMPORARY CAPITAL BUDGET.

The motion was seconded by Councilmember Steinman.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.

11. Ordinances – Second Reading

O-39-11 Council President Steinman: The following Ordinance was adopted on first reading, advertised according to law, and is now before you for a public hearing and final adoption:

A BOND ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS, APPROPRIATING \$137,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$130,150 BONDS AND/OR NOTES OF THE CITY FOR PAYING THE COST THEREOF FOR SAID IMPROVEMENTS AUTHORIZED IN AND BY THE CITY OF RAHWAY, IN THE COUNTY OF UNION, NEW JERSEY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RAHWAY, IN THE COUNTY OF UNION, NEW JERSEY (Not less than Two-thirds of All the Members Thereof Affirmatively Concurring), **AS FOLLOWS:**

Section 1. The improvements and purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements to be made or acquired by the City of Rahway, County of Union, New Jersey (hereinafter referred to as the "City"). For the improvements or purposes set forth in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$137,000, being inclusive of all appropriations heretofore made therefor including the sum of \$6,850 as the down payment from the Capital Improvement Fund, or other legally available funds of the City. The down payment is now available by virtue of a provision in the currently adopted budget or a previously adopted budget of the City and is currently available for down payment or capital improvement purposes, as required by the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1 et seq. (the "Law").

Section 2. For the financing of the improvements or purposes and to meet the part

of the \$137,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$130,150 pursuant to the Law. In anticipation of the issuance of bonds, negotiable notes of the City in a principal amount not exceeding \$130,150 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Law. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes authorized herein shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed \$130,150, the moneys raised by the issuance of the bonds shall, to not less than the amount of such excess, be applied to the payment of the notes then outstanding, at maturity. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Law. Each of the notes shall be signed and shall be under the seal of the City and attested as permitted by law. The appropriate City officers are hereby authorized to execute the notes and to issue the notes in such form as may be adopted in conformity with the Law. The power to determine all matters in connection with this ordinance and also the power to sell the notes is hereby delegated to the chief financial officer of the City (the "Financial Officer"), who is hereby authorized to sell the notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purposes for which said obligations are to be issued are as follows:

Improvement/Acquisition	Estimated Cost	Down Payment (Capital Improvement fund)	Maximum Amount of Bonds/Notes	Useful Life (Years)
1)Essex Street Emergency Road Repair, to include all materials, equipment, labor and appurtenances necessary therefor or incidental thereto.	\$64,000	\$3,200	\$60,800	10
2) Acquisition of material for temporary road repairs, to include all materials, equipment, labor and appurtenances necessary therefor or incidental thereto.	\$16,000	\$800	\$15,200	5
3) Acquisition of Safety Equipment, including but not limited to barricades and cones, to include all materials, equipment, labor and appurtenances necessary therefor or incidental thereto.	\$6,000	\$300	\$5,700	15
4) Roof repair-Main Street Fire House, to include all materials, equipment, labor and appurtenances necessary therefor or incidental thereto.	\$25,000	\$1,250	\$23,750	15
5) Mold Abatement - Arts Guild, to include all materials, equipment, labor and appurtenances necessary therefor or incidental thereto.	\$10,000	\$500	\$9,500	5
6) Heating and Hot water system replacement - Arts Guild, to include all materials, equipment, labor and appurtenances necessary therefor or incidental thereto.	\$16,000	\$800	\$15,200	5
TOTALS:	\$137,000	\$6,850	\$130,150	

Section 4. The following additional matters are hereby determined, declared, recited and stated:

- (a) The purposes described in Section 3 of this bond ordinance are not current expenses and is property or improvements which the City may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The period of usefulness is within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the obligations authorized for each such purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, the average useful life is 9.65 years.
- (c) The Supplemental Debt Statement required by the 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 in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$130,150 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.
- (d) Amounts not exceeding \$42,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 5. Any grant or other monies received for the purposes described in Section 3 hereof, in addition to the grants expressly appropriated therein, shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this ordinance and the amount of the obligations authorized herein for such purposes shall be reduced. This Section 5 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 6. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking the action in order to preserve the tax exempt status of any debt obligations authorized hereunder and issued as debt obligations the interest on which is exempt from federal tax under the Internal Revenue Code of 1986, as amended ("Code") as is required under the Code, including compliance with said Code with regard to the use, expenditure,

investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 7. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy *ad valorem* taxes upon all taxable property within the City for the payment of the obligations and interest thereon without limitation as to rate or amount.

Section 8. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the State of New Jersey showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Clerk of the City and is available there for public inspection.

Section 9. The City reasonably expects to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 of this ordinance and paid prior to the issuance of any bonds and/or notes authorized by this ordinance with the proceeds of such bonds and/or notes. No funds from sources other than the bonds and/or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the City, or any member of the same "control group" as the City, within the meaning of Treasury Regulations Section 1.150-1, pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds and/or notes authorized herein in accordance with Treasury Regulations Section 1.150-2, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

Section 10. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. The provisions of this bond ordinance are severable. To the extent any clause, phrase, sentence, paragraph, or provision of this Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 12. This bond ordinance shall take effect twenty (20) days after the first

publication thereof after final adoption, as provided by the Law.

Council President Steinman 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.

With no one appearing, Council President Steinman closed the Public Hearing.

Roll Call for O-39-11:

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman: This Ordinance 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.

O-40-11 Council President Steinman: The following Ordinance was adopted on first reading, advertised according to law, and is now before you for a public hearing and final adoption:

**AN ORDINANCE AMENDING THE CODE OF THE CITY OF RAHWAY
TO ESTABLISH A CABLE TELEVISION ADVISORY COMMITTEE**

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

§ ___-1 Creation:

There is hereby established a Cable Television Advisory Committee consisting of seven (7) members who shall be appointed by the Mayor with the advice and consent of the Council. The members shall serve without compensation.

§ ___-2 Membership; Terms:

The members of the committee shall serve three year terms.

§ ___-3 Vacancies:

A vacancy on the Committee shall be filled for the unexpired term in the same manner as the original appointment.

§ ___-4 Officers:

The Mayor shall appoint the Chairperson and Secretary of the Committee. The Chairperson shall conduct all meetings of the Committee. The Secretary of the Committee shall keep minutes of the meetings of the Committee and file those minutes with the Clerk after they have been adopted by the Committee.

§ ___-5 Powers and Duties:

The Committee shall have the following powers and duties:

- A. To monitor and evaluate the performance of cable television operators in the City of Rahway.
- B. To assess the future cable related needs and interests of the community.
- C. To monitor, assess and evaluate the community's level of satisfaction with its existing cable television franchise(s).
- D. To monitor, evaluate and assess legislative, regulatory and technological developments in cable television.
- E. To monitor, evaluate and assess the City's public, educational and governmental access channel(s) and needs.
- F. To conduct research, make studies, conduct surveys or compile data to identify community needs and desires relating to cable television services in the community.
- G. To assess any cable television provider's compliance with existing franchise agreements, laws and regulations.
- H. To make recommendations to the City concerning the community's existing and future cable related needs.
- I. To assist the City in the renewal of any cable television franchise.

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the Courts 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.

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 passage and publication in accordance with applicable law.

Council President Steinman 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.

With no one appearing, Council President Steinman closed the Public Hearing.

Roll Call for O-40-11:

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman: This Ordinance 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.

O-41-11 Council President Steinman: The following Ordinance was adopted on first reading, advertised according to law, and is now before you for a public hearing and final adoption:

**A BOND ORDINANCE PROVIDING FOR SEWER SYSTEM
IMPROVEMENTS, APPROPRIATING \$38,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$38,000 BONDS AND/OR
NOTES OF THE CITY FOR PAYING THE COST THEREOF FOR
SAID IMPROVEMENTS, AUTHORIZED TO BE UNDERTAKEN
IN AND BY THE CITY OF RAHWAY, IN THE COUNTY OF
UNION, NEW JERSEY**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
RAHWAY, IN THE COUNTY OF UNION, NEW JERSEY** (Not less than
Two-thirds of All the Members Thereof Affirmatively Concurring), **AS
FOLLOWS:**

Section 1. The improvement and purpose described in Section 3 of this bond ordinance is hereby authorized as general improvement to be made or acquired by the City of Rahway, County of Union, New Jersey (hereinafter referred to as the "City"). For the improvement or purpose set forth in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$38,000, being inclusive of all appropriations heretofore made therefor in accordance with the provisions of the Local Bond Law of New Jersey, N.J.S.A. 40A:2-1 et seq. (the "Law"). No down payment is required pursuant to N.J.S.A. 40A:2-11(c) as this Bond Ordinance authorized obligations for a purpose which is self-liquidating and deductible from the gross debt of the City as set forth in N.J.S.A. 40A:2-7(h) of the Law.

Section 2. For the financing of the improvement or purpose and to meet the part of the \$38,000 appropriation not otherwise provided hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$38,000 pursuant to the Law. In anticipation of the issuance of bonds, negotiable notes of the City in a principal amount not exceeding \$38,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Law. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes authorized herein shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed \$38,000, the moneys raised by the issuance of the bonds shall, to not less than the amount of such excess, be applied to the payment of the notes then outstanding, at maturity. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Law. Each of the notes shall be signed and shall be under the seal of the City and attested as permitted by law. The appropriate City officers are hereby authorized to execute the notes and to issue the notes in such form as may be adopted in conformity with the Law. The power to determine all matters in connection with this ordinance and also the power to sell the notes is hereby delegated to the chief financial officer of the City (the "Financial Officer"), who is hereby authorized to sell the notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvement hereby authorized and the purpose for which said obligations are to be issued is as follows:

Improvement/Acquisition	Estimated Cost	Maximum Amount of Bonds/Notes	Useful Life (Years)
1) Sanitary and Storm Line Main Repair-Main Street, E. Hazelwood Avenue, to include all materials, equipment, labor and appurtenances necessary therefor or incidental thereto.	\$15,000	\$15,000	40
2) Sanitary Manhole Repair-W. Grand Avenue, to include all materials, equipment, labor and appurtenances necessary therefor or incidental thereto.	\$6,000	\$6,000	40
3) Culvert Grating for Orchard & Jefferson; Linden & W. Scott Avenue, to include all materials, equipment, labor and appurtenances necessary therefor or incidental thereto.	\$10,000	\$10,000	40
4) Acquisition and installation of ATS switch for pumps - Dock Street Sanitary Pump Station, to include all materials, equipment, labor and appurtenances necessary therefor or incidental thereto.	\$7,000	\$7,000	15
TOTALS	\$38,000	\$38,000	

Section 4. The following additional matters are hereby determined, declared, recited and stated:

- (a) The purpose described in Section 3 of this bond ordinance is not a current expense and is property or an improvements which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The period of usefulness is within the limitations of the Law, N.J.S.A. 40A:2-22, and taking into consideration the amount of the obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, the useful life is 35.5 years.
- (c) The Supplemental Debt Statement required by the 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 in the Department of Community Affairs of the

State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in the Law is increased by this bond ordinance by \$38,000 and obligations authorized hereunder will be within all debt limitations prescribed by the Law.

- (d) This bond ordinance authorizes obligations of the City solely for a purpose described in paragraph (h) of Section 40A:2-7 of the Local Bond Law, and the obligations authorized by this bond ordinance are to be issued for a purpose which is self-liquidating within the meaning and limitation of Section 40A:2-45 of said Law and are deductible pursuant to paragraph (c) of Section 40A:2-44 et seq. of said Law from the gross debt of the City.
- (e) Amounts not exceeding \$15,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Law may be included as part of the costs of said improvement and are included in the foregoing estimate thereof.

Section 5. Any grant or other monies received for the purposes described in Section 3 hereof, in addition to the grants expressly appropriated therein, shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this ordinance and the amount of the obligations authorized herein for such purposes shall be reduced. This Section 5 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 6. The governing body of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking the action in order to preserve the tax exempt status of any debt obligations authorized hereunder and issued as debt obligations the interest on which is exempt from federal tax under the Internal Revenue Code of 1986, as amended (“Code”) as is required under the Code, including compliance with said Code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 7. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy *ad valorem* taxes upon all taxable property within the City for the payment of the obligations and interest thereon without limitation as to rate or amount.

Section 8. The capital budget of the City is hereby amended to conform with the

provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the State of New Jersey showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Clerk of the City and is available there for public inspection.

Section 9. The City reasonably expects to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 of this ordinance and paid prior to the issuance of any bonds and/or notes authorized by this ordinance with the proceeds of such bonds and/or notes. No funds from sources other than the bonds and/or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the City, or any member of the same “control group” as the City, within the meaning of Treasury Regulations Section 1.150-1, pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the City’s official intent to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds and/or notes authorized herein in accordance with Treasury Regulations Section 1.150-2, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

Section 10. To the extent that any previous ordinance or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. The provisions of this bond ordinance are severable. To the extent any clause, phrase, sentence, paragraph, or provision of this Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

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

Council President Steinman 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.

With no one appearing, Council President Steinman closed the Public Hearing.

Roll Call for O-41-11:

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturro,
Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman: This Ordinance 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.

12. MISCELLANEOUS

13. COMMUNICATIONS - Hearing of Citizens

Dick Campbell 83 Ridge Rd.

Said that his property taxes rise 7.67%. Commented on Sunday *Star-Ledger* article on property taxes and showed his property tax history dating back to 1975. Spoke on rising property taxes and the Mayor's salary.

Patrick Cassio 1971 Barnett St.

Spoke on public comment period and the arrogance of the Council. Claimed that Rahway was number one in Union County on raising taxes and that the \$854 average increase was the highest in Union County. Said that Council should have cut more from the school budget after it was defeated. Criticized Council on pay-to-play and removing a member of the ABC board.

Charles Neal 1180 Jaques Ave.

Asked questions on bonds and wondered if the City will be getting money back on its purchase of a piano.

CFO Frank Ruggiero answered citizen statements about property taxes by detailing the 2011 tax appeal settlement with Merck. Said that the Merck tax appeal resulted in an average tax hike of \$180-\$280 per property taxpayer.

With no one else appearing, Council President Steinman closed the Public Hearing.

14. COUNCIL COMMENT

ADJOURNMENT

Motion to adjourn the meeting at 7:35 p.m. was made by Councilmember Scaturo and seconded by Councilmember Wenson Maier.

YES: Councilmembers Cox, Brown, Mione, Rachlin, Saliga, Scaturo, Wenson Maier, Steinman

ABSENT: Councilmember Baker

Council President Steinman declared the motion carried.