

MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL - CITY OF RAHWAY, NEW JERSEY
JANUARY 14, 2013
7 P.M.

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

PRESENT: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

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 14, 2013 was included in a list of meetings notice sent to the *Star-Ledger*, *Home News Tribune* and the *Union County Local Source*, posted on the bulletin board in the Municipal Building on January 2, 2013 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 Brown offered an invocation.

3. APPROVAL OF MINUTES

December 4, 2012	7 p.m.	Pre-Meeting Conference
December 4, 2012		Executive Session
December 10, 2012	7 p.m.	Regular Meeting
December 10, 2012		Executive Session

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

YES: Councilmembers Baker, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSTAIN: Councilmember Bresenhan

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

4. PRESENTATIONS

Commend former Councilmember Robert Rachlin
 Commend former Councilmember Jerry Scaturro

Commend Rahway Police Auxiliary
Commend Rahway CERT team

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

Councilmember Steinman moved to place AR-32-13 on the Agenda and the Consent Agenda.

The motion was seconded by Councilmember Brown.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

6. REPORTS OF COUNCIL COMMITTEES

Councilmember Mione: Asked Shirley Palmer of Rahway NAACP to give overview of City's events during the Martin Luther King holiday weekend.

Councilmember Mione asked that Resolutions AR-31-13 and AR-32-13 be removed from the Consent Agenda.

Councilmember Steinman removed AR-4-13 from the Consent Agenda.

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

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

8. CONSENT AGENDA

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

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

9. ORDINANCES - First Reading

O-1-13 City Clerk Jotz read AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC)

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

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

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 Council Meeting at Monday, February 11, 2013 at 7 p.m.

O-2-13 City Clerk Jotz read AN ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF RAHWAY AMENDING THE CENTRAL BUSINESS DISTRICT REDEVELOPMENT PLAN RELATIVE TO BLOCK 167, LOT 1 PURSUANT TO N.J.S.A. 40A:12A-7

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

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga

ABSTAIN: Councilmember Steinman

ABSENT: Councilmember Wenson Maier

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 Council Meeting at Monday, February 11, 2013 at 7 p.m.

O-3-13 City Clerk Jotz read AN ORDINANCE OF THE CITY OF RAHWAY, COUNTY OF UNION, NEW JERSEY, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF RAHWAY AND THE ACTORS FUND HOUSING DEVELOPMENT CORPORATION OR ITS ASSIGNEE FOR AN AFFORDABLE HOUSING PROJECT ON PROPERTY LOCATED AT 219 CENTRAL AVENUE ALSO KNOWN AS LOT 1 IN BLOCK 1677 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY.

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

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga

ABSTAIN: Councilmember Steinman

ABSENT: Councilmember Wenson Maier

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 Council Meeting at Monday, February 11, 2013 at 7 p.m.

O-4-13 City Clerk Jotz read AN ORDINANCE AMENDING CHAPTER 73 "PERSONNEL POLICIES" TO REPLACE ARTICLE III "BACKGROUND CHECKS FOR PROSPECTIVE EMPLOYEES AND VOLUNTEERS" OF THE CODE OF THE CITY OF RAHWAY.

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

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

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 Council Meeting at Monday, February 11, 2013 at 7 p.m.

O-5-13 City Clerk Jotz read 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.

Councilmember Steinman, seconded by Councilmember Cox, moved that the introduction of this ordinance be tabled until the Council receives the 2012 Budget Report from the Mayor:

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

10. RESOLUTIONS

***AR-3-13** Councilmember Farrar presented and moved A RESOLUTION AUTHORIZING THE TEMPORARY BUDGET FOR CY 2013.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

AR-4-12 Councilmember Bresenhan presented and moved A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RAHWAY DETERMINING THE NEED FOR AN AFFORDABLE HOUSING PROJECT ON PROPERTY KNOWN AS BLOCK 167, LOT 1 IN THE CITY OF RAHWAY, NEW JERSEY.

The motion was seconded by Councilmember Brown.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga

ABSTAIN: Councilmember Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-5-13** Councilmember Saliga presented and moved A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO SHI INTERNATIONAL CORP. FOR THE PURCHASE OF PUBLIC SAFETY RECORDS MANAGEMENT SOFTWARE FOR THE RAHWAY POLICE DEPARTMENT.

The motion was seconded by Councilmember Brown.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-6-13** Councilmember Baker presented and moved A RESOLUTION AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT WITH THE TOWNSHIP OF BERKELEY HEIGHTS FOR HEALTH SERVICES.

The motion was seconded by Councilmember Saliga.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-7-13** Councilmember Mione presented and moved A RESOLUTION AUTHORIZING REFUND OF PARKS & RECREATION FEES.

The motion was seconded by Councilmember Baker.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-8-13** Councilmember Saliga presented and moved A RESOLUTION AUTHORIZING REFUND OF AMUSEMENT MACHINE LICENSE FEES.

The motion was seconded by Councilmember Mione.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-9-13** Councilmember Mione presented and moved A RESOLUTION AUTHORIZING THE REFUND OF CERTIFICATE OF OCCUPANCY INSPECTION FEE TO DIORGES LOMBA.

The motion was seconded by Councilmember Baker.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-10-13** Councilmember Baker presented and moved A RESOLUTION AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT WITH THE CITY OF LINDEN (ANIMAL CONTROL SERVICES).

The motion was seconded by Councilmember Saliga.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-11-13** Councilmember Saliga presented and moved A RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE BOND POSTED BY BUNKER HILL HOMES, INC. FOR 457 TENNEYKE PLACE, BLOCK 385, LOT 18.02.

The motion was seconded by Councilmember Steinman.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-12-13** Councilmember Brown presented and moved A RESOLUTION AUTHORIZING THE RELEASE OF RIGHT OF WAY CONSTRUCTION BOND FEE TO MICHAEL LITTLEFORD FOR PERMIT #05-06-057 DATED 5/31/06 REVISED 5/21/07 FOR APRON AND CURB AT 474 LOWER ALDEN DRIVE.

The motion was seconded by Councilmember Steinman.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-13-13** Councilmember Brown presented and moved A RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES FOR THE 2012 CALENDAR YEAR.

The motion was seconded by Councilmember Bresenhan.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-14-13** Councilmember Bresenhan presented and moved A RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES.

The motion was seconded by Councilmember Cox.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-15-13** Councilmember Cox presented and moved A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENTS TO THE ZONING BOARD OF ADJUSTMENT (RAY D. LOPEZ, JOSEPH GIBILISCO, ADRIAN ZAPOTOCKY, ALEIDA B. ROSETE).

The motion was seconded by Councilmember Farrar.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-16-13** Councilmember Farrar presented and moved A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF A MEMBER TO THE BOARD OF ALCOHOLIC BEVERAGE CONTROL (EDWARD RENGIFO).

The motion was seconded by Councilmember Cox.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

- *AR-17-13** 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 Bresenhan.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

- *AR-18-13** Councilmember Bresenhan presented and moved A RESOLUTION REAPPOINTING MEMBER TO THE RAHWAY PARKING AUTHORITY (HILDA JUDAH).

The motion was seconded by Councilmember Brown.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

- *AR-19-13** Councilmember Brown 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 Steinman.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

- *AR-20-13** Councilmember Saliga presented and moved A RESOLUTION REAPPOINTING AN ALTERNATE #1 MEMBER TO THE RAHWAY ENVIRONMENTAL COMMISSION (ALEXANDER PARKER).

The motion was seconded by Councilmember Steinman.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-21-13** Councilmember Baker presented and moved A RESOLUTION REAPPOINTING AN MEMBER TO THE RAHWAY HOUSING AUTHORITY (MARK RAGAN).

The motion was seconded by Councilmember Mione.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-22-13** Councilmember Saliga presented and moved A RESOLUTION AWARDDING A CONTRACT TO MICHAEL L. RICCA FOR LOCAL AREA NETWORK (LAN) MANAGEMENT.

The motion was seconded by Councilmember Baker.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione,
Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

***AR-23-13** Councilmember Steinman presented and moved RESOLUTION AWARDDING A CONTRACT TO MICHAEL J. COSTELLO CO. INC FOR DOCUMENT MANAGEMENT AND MAINTENANCE.

The motion was seconded by Councilmember Brown.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

AR-31-13 Councilmember Bresenhan presented and moved A RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO INGLESINO, PEARLMAN, WYCISKALA & TAYLOR, LLC TO PROVIDE GENERAL LEGAL SERVICES.

The motion was seconded by Councilmember Farrar.

NO: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion defeated.

AR-32-13 Councilmember Steinman presented and moved A RESOLUTION CONFIRMING EMERGENCY CONTRACTS WITH VARIOUS VENDORS FOR HURRICANE SANDY STORM PREPARATION, RESPONSE AND DEBRIS REMOVAL TO BERTO CONSTRUCTION, INC. PURUSANT TO N.J.S.A. 40A:11-6 FOR THE CITY OF RAHWAY.

The motion was seconded by Councilmember Brown.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.

15. ADJOURNMENT

Motion to adjourn the meeting at 8:01 p.m. was made by Councilmember Mione and seconded by Councilmember Baker.

YES: Councilmembers Baker, Bresenhan, Brown, Cox, Farrar, Mione, Saliga, Steinman

ABSENT: Councilmember Wenson Maier

Council President Steinman declared the motion carried.