



CITY OF RAHWAY, NEW JERSEY
MUNICIPAL COUNCIL
COMBINED MEETING MINUTES
June 12, 2023, 7 p.m.

ROLL CALL

Council President Parson called the meeting to order at 7:02 p.m. and asked for a Roll Call.

PRESENT: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson
ABSENT: Councilmember Timmons

PLEDGE OF ALLEGIANCE and INVOCATION

The Rahway Police Department Honor Guard presented the colors and led the Pledge of Allegiance. Rev. Theodore Gregory delivered the invocation.

Mayor Giacobbe swore in Police Lt. Eric S. Seiden. Chief Law Enforcement Officer Shawn Ganley and Police Director Nicholas Breiner delivered remarks.

OPEN PUBLIC MEETING STATEMENT:

Notice of this meeting has been sent to the official newspapers and adequate and electronic notice has been provided in accordance with the Open Public Meetings Act as required by law.

MINUTES

May 2, 2023	Pre-Meeting Conference
May 2, 2023	Executive Session
May 8, 2023	Regular Meeting
May 24, 2023	Special Meeting

A motion was made by Councilmember Newbury and seconded by Councilmember Brooks to accept and approve the above listed minutes.

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

AR-153-23 A RESOLUTION TO AMEND THE CY 2023 MUNICIPAL BUDGET

Council President Parson opened the floor for hearing of citizens and with no one appearing, Council President Parson closed the public hearing.

Motion to adopt the above titled Resolution was made by Councilmember Newbury, seconded by Councilmember Miles and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

AR-154-23 A RESOLUTION ADOPTING THE CY 2023 MUNICIPAL BUDGET AS AMENDED

Motion to adopt the above titled Resolution was made by Councilmember Newbury, seconded by Councilmember Miles and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

PRESENTATIONS

COMMUNICATIONS: MAYOR, REPORTS OF CITY OFFICERS AND BILL PAYMENT

REPORTS OF COUNCIL COMMITTEES

Councilmember Newbury presented the monthly SID Director and Treasurer Reports.

HEARING OF CITIZENS: ITEMS ON AGENDA Except ordinances on Second Reading (five minutes per speaker)

Andrew Garcia Philips 1470 Campbell St. AR-153-23, AR-154-23

Council President Parson opened the floor for hearing of citizens and with no one else appearing, Council President Parson closed the public hearing.

ORDINANCES – FIRST READING

O-29-23 AN ORDINANCE AMENDING CHAPTER 53 "LAND USE PROCEDURES" TO PERMIT IN-HOUSE PROFESSIONALS APPOINTED AS BOARD PROFESSIONALS TO CHARGE A DEVELOPMENT APPLICATION ESCROW ACCOUNT

Motion to introduce the above titled Ordinance was made by Councilmember Brown, seconded by the Entire Council and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

O-30-23 AN ORDINANCE AMENDING CHAPTER 411 OF THE CODE OF THE CITY OF RAHWAY (“WATER”)

Motion to introduce the above titled Ordinance was made by Councilmember Newbury, seconded by Councilmember Brown and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

O-31-23 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

Motion to introduce the above titled Ordinance was made by Councilmember Miles, seconded by Councilmember Parker and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

Council President Parson: these Ordinances are 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. These Ordinances will come up for Public Hearing and further action at a Council Meeting on July 10 at 7 p.m. or at any time and place to which the meeting for the further consideration of the ordinances shall be adjourned.

CONSENT AGENDA

All items marked with an asterisk (*) are considered routine by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council Member or citizen requests. Any item not included on the Consent Agenda will be considered in its normal sequence on the Agenda.

Motion made by Council President Parson and seconded by Council President Parson to adopt the Consent Agenda. The Consent Agenda was adopted by the following vote.

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

RESOLUTIONS

Department of Administration

***AR-138-23** A RESOLUTION AUTHORIZING THE REFUND OF A BLOCK PARTY DEPOSIT

Motion to adopt the above titled Resolution was made by Councilmember Brooks, seconded by Councilmember Gibilisco and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

***AR-139-23** RESOLUTION AUTHORIZING AN AMENDMENT TO A LEASE AGREEMENT BETWEEN THE CITY OF RAHWAY AND THE UNITED WAY OF GREATER UNION COUNTY

Motion to adopt the above titled Resolution was made by Council President Parson, seconded by Councilmember Brooks and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

***AR-140-23** RESOLUTION APPROVING A PROFESSIONAL SERVICES CONTRACT TO MCNERNEY & ASSOCIATES, INC. FOR PROFESSIONAL APPRAISAL SERVICES FOR THE CITY OF RAHWAY

Motion to adopt the above titled Resolution was made by Councilmember Mojica, seconded by Councilmember Newbury and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

Department of Engineering & Land Use

***AR-141-23** A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT CHANGE ORDER BETWEEN THE CITY OF RAHWAY AND ENGENUITY INFRASTRUCTURE, LLC FOR PROFESSIONAL ENGINEERING SERVICES

ASSOCIATED WITH THE LEAD SERVICE LINE REPLACEMENT PROGRAM –
TEST PIT PROGRAM PHASE 1

Motion to adopt the above titled Resolution was made by Council President Parson, seconded by Councilmember Brooks and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

***AR-142-23** A RESOLUTION DIRECTING THE PLANNING BOARD OF THE CITY OF RAHWAY TO INVESTIGATE WHETHER THE PROPERTY COMMONLY KNOWN ON THE CITY’S TAX MAPS AS BLOCK 312, LOTS 1.01, 3, 4.01, 4.02, 4.03, 4.04, 5, & 23 (A/K/A 65-73 AND 97 E. MILTON AVENUE; 1308, 1334, 1340 AND 1348 PIERCE STREET; & 1305 AND 1349 – 53 FULTON STREET) SHOULD BE DESIGNATED AS AN AREA IN NEED OF REDEVELOPMENT, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

Motion to adopt the above titled Resolution was made by Council President Parson, seconded by the Entire Council and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

***AR-143-23** A RESOLUTION DIRECTING THE PLANNING BOARD OF THE CITY OF RAHWAY TO INVESTIGATE WHETHER THE PROPERTY COMMONLY KNOWN ON THE CITY’S TAX MAPS AS BLOCK 154, LOTS 2.01, 6.01, 7.01 & 9 (A/K/A 1500 IRVING STREET, BROAD STREET, & 1405 AND 1447 CAMPBELL STREET) SHOULD BE DESIGNATED AS AN AREA IN NEED OF REDEVELOPMENT, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

Motion to adopt the above titled Resolution was made by Council President Parson, seconded by the Entire Council and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

***AR-144-23** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RAHWAY AUTHORIZING AND DIRECTING THE PLANNING BOARD OF THE CITY OF RAHWAY TO UNDERTAKE A PRELIMINARY INVESTIGATION OF CERTAIN PROPERTIES IDENTIFIED AS BLOCK 276, LOT 10 ON THE CITY OF RAHWAY'S TAX MAP, TO DETERMINE IF SUCH PROPERTIES QUALIFY AS A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

Motion to adopt the above titled Resolution was made by Council President Parson, seconded by the Entire Council and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

***AR-145-23** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RAHWAY AUTHORIZING AND DIRECTING THE PLANNING BOARD OF THE CITY OF RAHWAY TO UNDERTAKE A PRELIMINARY INVESTIGATION OF CERTAIN PROPERTIES IDENTIFIED AS BLOCK 277, LOT 1 ON THE CITY OF RAHWAY'S TAX MAP, TO DETERMINE IF SUCH PROPERTIES QUALIFY AS A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

Motion to adopt the above titled Resolution was made by Council President Parson, seconded by the Entire Council and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

***AR-146-23** A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF RAHWAY AND HEYER, GRUEL & ASSOCIATES FOR PROFESSIONAL PLANNING SERVICES TO UNDERTAKE A REDEVELOPMENT INVESTIGATION OF BLOCK 312, Lots 1.01, 3, 4.01, 4.02, 4.03, 4.04, 5, & 23 (A/K/A 65-73 AND 97 E. MILTON AVENUE; 1308, 1334, 1340 AND 1348 PIERCE STREET; & 1305 AND 1349 – 53 FULTON STREET) AND COMMONLY KNOWN ON THE CITY'S TAX MAPS AS BLOCK 154, LOTS 2.01, 6.01, 7.01 & 9 (A/K/A 1500 IRVING STREET, BROAD STREET, & 1405 AND 1447 CAMPBELL STREET

Motion to adopt the above titled Resolution was made by Council President Parson, seconded by the Entire Council and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

Department of Health

***AR-147-23** RESOLUTION AUTHORIZING AN AGREEMENT WITH THE NEW JERSEY MEDICAL SCHOOL GLOBAL TUBERCULOSIS INSTITUTE AT RUTGERS BIOMEDICAL AND HEALTH SCIENCES (RBHS) FROM 1/1/2023 – 12/31/23

Motion to adopt the above titled Resolution was made by Councilmember Miles, seconded by Councilmember Brooks and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

Department of Fire

***AR-148-23** RESOLUTION AUTHORIZING THE SALE OF A MUNICIPALLY OWNED FIRE TRUCK FOR NOMINAL CONSIDERATION

Motion to adopt the above titled Resolution was made by Councilmember Gibilisco, seconded by Councilmember Parker and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

Department of Revenue & Finance

***AR-149-23** RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES FOR 2014, 2021 & 2022 TAX LIENS

Motion to adopt the above titled Resolution was made by Council President Parson, seconded by the Entire Council and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson

ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

***AR-150-23 RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF TAX SALE CERTIFICATES FOR 2014, 2021 & 2022 TAX LIENS**

Motion to adopt the above titled Resolution was made by Council President Parson, seconded by the Entire Council and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

***AR-151-23 RESOLUTION AUTHORIZING THE CANCELLATION OF OUTSTANDING CHECKS**

Motion to adopt the above titled Resolution was made by Councilmember Newbury, seconded by Councilmember Brooks and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

***AR-152-23 RESOLUTION AUTHORIZING THE REFUND OF PAYMENT OF TAXES DUE TO THE GRANTING OF A DISABLED DEDUCTION FOR THE CY 2023 (JEFFREY ODOM)**

Motion to adopt the above titled Resolution was made by Councilmember Brown, seconded by Councilmember Mojica and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

ORDINANCES – FINAL ADOPTION / SECOND READING

O-24-23 AN ORDINANCE AMENDING THE CODE OF THE CITY OF RAHWAY TO AUTHORIZE THE HIRING OF ENTRY-LEVEL LAW ENFORCEMENT OFFICERS WITHOUT AN EXAMINATION REQUIREMENT

Council President Parson opened the Public Hearing on this matter and asked if any citizen wished to be heard and give his/her name and address.

Motion to adopt the above titled Ordinance O-24-23 was made by Council President Parson, seconded by the Entire Council and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

O-25-23 AN ORDINANCE AMENDING CHAPTER 401 OF THE CODE OF THE CITY OF RAHWAY (VEHICLES AND TRAFFIC) - HANDICAPPED PARKING (1703 IRVING ST.)

Council President Parson opened the Public Hearing on this matter and asked if any citizen wished to be heard and give his/her name and address.

Motion to adopt the above titled Ordinance O-25-23 on second reading was made by Councilmember Parker, seconded by Councilmember Brown and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

O-26-23 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Council President Parson opened the Public Hearing on this matter and asked if any citizen wished to be heard and give his/her name and address.

Motion to adopt the above titled Ordinance O-26-23 on second reading was made by Councilmember Newbury, seconded by Council President Parson and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury,
Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

O-27-23 ORDINANCE OF THE CITY OF RAHWAY, COUNTY OF UNION, STATE OF NEW JERSEY, TO ACQUIRE BY NEGOTIATED AGREEMENT REAL PROPERTY KNOWN AS BLOCK 151, LOTS 20, 21, 22, AND 23 ON THE OFFICIAL TAX MAP OF THE CITY OF RAHWAY

Council President Parson opened the Public Hearing on this matter and asked if any citizen wished to be heard and give his/her name and address:

Motion to adopt the above titled Ordinance O-23-23 on second reading was made by Council President Parson, seconded by Councilmember Gibilisco and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

O-28-23 BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF REAL PROPERTY IN CONNECTION WITH THE ESTERBROOK SENIOR CITIZEN AFFORDABLE HOUSING REDEVELOPMENT PROJECT IN, BY AND FOR THE CITY OF RAHWAY, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,660,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

Council President Parson opened the Public Hearing on this matter and asked if any citizen wished to be heard and give his/her name and address:

Motion to adopt the above titled Ordinance O-28-23 on second reading was made by Councilmember Brooks, seconded by Councilmember Mojica and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

MISCELLANEOUS (Unfinished Business)

Block party – BP-23-02 Aaliyah Miller; Dead end of Rutherford St.; Event Date 07-01-23

Motion to adopt the above Block Party was made by Councilmember Brooks seconded by Councilmember Gibilisco and adopted by the following vote:

YES: Councilmembers Brooks, Brown, Gibilisco, Miles, Mojica, Newbury, Parker, Parson
ABSENT: Councilmember Timmons

Council President Parson declared the motion carried.

COMMUNICATIONS: HEARING OF CITIZENS ON ANY ITEM (Five minutes per speaker)

Council President Parson opened the floor for hearing of citizens

Bernice Young	200 E. Milton Ave.
Marlene Hamm	286 W. Inman Ave.
Lorin Fernandez	98 Colonia Blvd.
Andrew Garcia Philips	1470 Campbell St.
Jose Quinones	98 Colonia Blvd.

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

COUNCIL COMMENTS (Three minutes per member)

The Councilmembers offered their comments.

ADJOURNMENT

A motion to adjourn the meeting at 8:01 pm was made by Councilmember Brooks and seconded by Councilmember Newbury. The meeting was officially adjourned at 8:01 pm without objection on a voice vote.