

## BOROUGH OF NEW PROVIDENCE SUNSHINE NOTICE

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., and in consideration of Executive Order No. 103, issued by Governor Murphy on March 9 2020, declaring a State of Emergency and Public Health Emergency in the State of New Jersey, and extended by Executive Order No. 119 on April 7, 2020, the Borough of New Providence does hereby notify the public that to protect the health, safety and welfare of our citizens while ensuring the continued functioning of the government, the meeting of the Mayor and Borough Council will be held on July 13, 2020 at 7:30 PM, with all Governing Body Members, Professionals, interested parties and members of the public, connected by conferencing software provided by zoom.us. Members of the public are invited to view meetings live using Zoom client, which allows them to participate and contribute with voice and video when they are invited to do so during public portions of the meeting.

Please click the link to join the meeting: <https://zoom.us/j/2221678523>

**Or** One tap mobile

US: +19292056099,,2221678523# US (New York)  
+13126266799,,2221678523# US (Chicago)

**Or** Telephone:

Dial (for higher quality, dial a number based on your current location):

US: +1+1 929 205 6099 US (New York)  
+1 312 626 6799 US (Chicago)  
+1 301 715 8592 US  
+1 346 248 7799 US (Houston)  
+1 669 900 6833 US (San Jose)  
+1 253 215 8782 US

Meeting ID: 222 167 8523

When you join a meeting, your microphone will be off (muted) and your camera (if you have one) will not send video to other participants. If you are a speaking participant a moderator will enable your microphone and permit you to enable your video.

**TIPS: Controls appear at the bottom of the Zoom window. Open MEETING PARTICIPANTS and CHAT. You can use these controls to attract attention, ask a question, or send a text message to other participants.**

**BOROUGH OF NEW PROVIDENCE  
COUNCIL AGENDA  
July 13, 2020  
7:30 PM**

**CALL TO ORDER.**

**ROLL CALL:**

Mayor Morgan  
M. Cumiskey M. Matsikoudis  
P. DeSarno R. Muñoz  
N. Geoffroy R. Robinson

**PLEDGE OF ALLEGIANCE.**

**PUBLIC NOTICE:**

This is a public meeting of the Borough Council of the Borough of New Providence, County of Union and State of New Jersey. Adequate notice of this meeting has been given in accordance with P.L. 1975, Chapter 231, in that an annual notice or revision was made in conformance with Section 13 of the Act.

**PUBLIC HEARINGS:**

1. [Ordinance 2020-07](#) An Ordinance Authorizing The Acquisition Of Property Known As Block 163, Lot 45 Of The Borough Of New Providence

*This is the public hearing and adoption of the ordinance authorizing the purchase of the property at the corner of South Street and First Street.*

**APPOINTMENTS:**

Diversity Committee

Gianinna Coronado	Tavaris Thomas
Jose Alberto Lopez Garcia	Meri Walters
Lorena Kuri	Samantha Wolf
Laura Morana	

**CORRESPONDENCE:**

1. [Public Service Electric & Gas, June 1, 2020. Re: Application for a Flood Hazard Area Permit Extension in association with Vegetation Management Program Activities.](#)
2. [Luisa Sagendorf, June 17, 2020. Re: Truck Noise From Wrist Supply.](#)

3. [Leslie Wald, June 18, 2020. Re: Support of Resolution Submitted by Mr. Swanson on Racism.](#)
4. [Nikisha Hidalgo, June 18, 2020. Re: Support of Resolution Submitted by Mr. Swanson on Racism.](#)
5. [Peggy Hagen, June 18, 2020. Re: Support of Resolution Submitted by Mr. Swanson on Racism.](#)
6. [Frank Mellusi, June 18, 2020. Re: Opposed to Resolution Submitted by Mr. Swanson on Racism.](#)
7. [Union County Freeholders, June 22, 2020. Re: Ordinance 815-2020 Amending Union County Solid Waste Plan.](#)
8. [Dominique Paredes-Rupp, June 22, 2020. Re: Support of Resolution Submitted by Mr. Swanson on Racism.](#)
9. [SWCA Environmental Consultants, June 22, 2020. Re: Notice of Application for Permit Statewide Pipeline Maintenance Project, Texas Eastern Transmission, LP.](#)
10. [Keri Shi, June 23, 2020. Re: Support of Resolution Submitted by Mr. Swanson on Racism.](#)
11. [Township of Chatham, June 26, 2020. Re: Amendment to the Land Development Ordinance – Affordable Housing.](#)
12. [Jersey Central Power & Light, June 26, 2020. Re: Petition to Establish a New Rate Component of Its Rider RRC- RGGI Recovery Charge.](#)
13. [Raymond Meisch, June 29, 2020. Re: Fairview Avenue Roadway Reconstruction Project.](#)
14. [State of New Jersey, Department of Environmental Protection, June 30, 2020. Re: Suspected Hazardous Substance Discharge Notification – 30 Old Brook Lane.](#)
15. [Mary Lucy DeTizio, June 30, 2020. Re: Fairview Avenue Roadway Reconstruction Project.](#)
16. [Elite Properties at Berkeley Heights, LLC, June 30, 2020. Re: Public Hearing Planning Board, Township of Berkeley Heights, 182 Plainfield Avenue.](#)
17. [Allen Swanson, July 3, 2020. Re: Declaration of Racism as a Public Health Crisis.](#)
18. [Ling Pu, July 4, 2020. Re: Illustrated Book About the Coronavirus Pandemic.](#)
19. [Union County Board of Chosen Freeholders, July 6, 2020. Re: Special Meeting Notice – Ordinance 815-2020.](#)

20. [Peter Springer, July 6, 2020. Re: Declaration of Racism as a Public Health Crisis.](#)
21. [Brian Haas, July 6, 2020. Re: Commitment to Racial Equality, Inclusion and Diversity in New Providence.](#)
22. [Alexandra Castellaccio, July 7, 2020. Re: Bike Race Fundraiser. \(Documents\)](#)
23. [David and Robin Wood, July 7, 2020. Re: Commitment to Racial Equality, Inclusion and Diversity in New Providence.](#)
24. [Josephine Scharf, July 7, 2020. Re: Re: Commitment to Racial Equality, Inclusion and Diversity in New Providence.](#)
25. [Allen Swanson, July 8, 2020. Re: Declaration of Racism as a Public Health Crisis.](#)
26. [Pamela Ferreira, July 8, 2020. Re: Declaration of Racism as a Public Health Crisis.](#)
27. [Mary Haas, July 8, 2020. Re: Declaration of Racism as a Public Health Crisis.](#)
28. [David and Betty Lo Freeman, July 9, 2020. Re: Declaration of Racism as a Public Health Crisis.](#)

### **COUNCIL BUSINESS:**

**Finance:** Councilwoman Geoffroy, Councilman DeSarno

1. [Resolution 2020](#)-159 Resolution Authorizing Payment Of The Attached Bills Payable Lists, In The Amount Of \$ 5,329,716.30

**Legal and Regulatory:** Councilwoman Matsikoudis, Councilman Muñoz

1. [Resolution 2020](#)-160 Resolution Approving Agreement With Respect To Affordable Housing Credit For Supportive And Special Needs Units

*This agreement is required as part of our affordable housing settlement where the Arc of Union County agrees to continue to utilize these properties for the purpose of Affordable Housing for Supportive and Special Needs units and will certify that to the borough annually.*

2. [Resolution 2020](#)-161 Resolution Authorizing Execution Of Amendment To Lease Agreement Between The Borough Of New Providence And Urban Renewal Associates, L.P. Dated June 27, 1994

*This resolution authorizes the execution of the amendment to the lease that removes the residency requirement for Barabash Manor in accordance with our Fair Share Affordable Housing settlement.*

**Public Works:** Councilman DeSarno, Councilman Cumiskey

1. [Resolution 2020-162](#) Resolution Approving Partial Payment #3 For A A Berms, LLC In The Amount Of \$ 72,872.37 For The Project Commonly Known As "2019 Sidewalk Program & Harmony Park Improvements Project"

*This resolution approves a partial payment (#3) to AA Berms for the 2019 Sidewalk project.*

2. [Resolution 2020-163](#) Resolution Approving Purchase Order For Cifelli & Son General Contract, In An Amount Not To Exceed \$85,000.00, MCCPC Contract #6, For 2020 Sidewalk Program

*This resolution authorizes a purchase order for Cifeli & Son for the 2020 sidewalk program.*

3. [Authorization to Bid Recycling Contract.](#)

*This approves bidding the contract for collection and marketing of recycling materials.*

**DISCUSSION ITEMS:****COUNCIL COMMITTEE REPORTS:****BOROUGH ADMINISTRATOR REPORT:****PUBLIC COMMENTS:**

This is an opportunity for any member of the public to be heard about issues that are not separate topics, scheduled for public hearings tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to three (3) minutes, and may only speak once on any one topic.

**FORMAL ACTION:**

CONSENT AGENDA (routine items that may be passed by a single roll call vote; any Council member may call for a separate discussion or vote on any item)

1. [Resolution 2020-159](#) Resolution Authorizing Payment Of The Attached Bills Payable Lists, In The Amount Of \$ 5,329,716.30
2. [Resolution 2020-160](#) Resolution Approving Agreement With Respect To Affordable Housing Credit For Supportive And Special Needs Units
3. [Resolution 2020-161](#) Resolution Authorizing Execution Of Amendment To Lease Agreement Between The Borough Of New Providence And Urban Renewal Associates, L.P. Dated June 27, 1994

4. [Resolution 2020-162](#) Resolution Approving Partial Payment #3 For A A Berms, LLC In The Amount Of \$ 72,872.37 For The Project Commonly Known As “2019 Sidewalk Program & Harmony Park Improvements Project”
5. [Resolution 2020-163](#) Resolution Approving Purchase Order For Cifelli & Son General Contract, In An Amount Not To Exceed \$85,000.00, MCCPC Contract #6, For 2020 Sidewalk Program
6. [Authorization to Bid Recycling Contract.](#)

**ADJOURNMENT:**