JUNE 16, 2021
REGULAR MEETING OF THE COUNCIL OF THE CITY OF NEW BRUNSWICK HELD ON JUNE 16, 2021 AT 5:30 P.M. IN COUNCIL CHAMBERS, CITY HALL

PUBLIC ANNOUNCEMENT

Please be advised that the notice requirements of the Open Public Meeting Act have been complied with and satisfied in that the annual notice, which gave sufficient notice of the time and place, and conduct of all public meetings of the Municipal Council of the City of New Brunswick, has been filed with the City Clerk, has been placed on an appropriate bulletin board and posted in the back vestibule of City Hall visible to the public through the windows in the lobby of City Hall, New Brunswick, N.J. and has been transmitted to the official newspaper for the City of New Brunswick, namely The Home News Tribune.
Additionally, a 48-hour notice of the time place and manor of conducting this meeting has been made by the City Clerk on June 11, 2021 as is required by law.

New Jersey Governor Phil Murphy has issued Executive Orders limiting the size of public gatherings.
The City Council met with (4) four voting members of the City Council present via conference call. Council Member Fleming was absent.

The City Council intends to meet on a regular schedule and will meet the guidelines of the Open Public Meetings Act (OPMA) by utilizing teleconferencing systems. Public participation at public meetings has been revised and the public may participate through a conference call-in system. The public is encouraged to call into the conference call system through the phone numbers and access codes transmitted in the 48-HOUR NOTICE and posted in the back vestibule of City Hall visible to the public through the windows. City employees will also be available via conference call during this meeting as well. All on the conference call will have the opportunity to hear the City Council meeting. During the portions of the meetings that are not open for public comment, all callers from the public will be muted and the Council will not be able to hear any public comment through the Conference Call system. During the public comment periods those on the conference call in lines, who have interest in addressing the Council, will first be organized by last name and then called upon to speak. Public needing assistance accessing the call-in number should call City Hall at 732-745-5007.

Salute to the Flag..... Leslie Zeledón
Pause for a moment to honor those American, Iraqis, and Afghanis who have lost their lives in this current conflict.

Staff in attendance:

City Administrator Michael Drulis
Assistant City Administrator Brandon Goldberg
City Attorney TK Shamy
City Clerk Leslie Zeledón

On motion of Council Member Egan, seconded by Council Member Anderson and carried, the minutes of the previous Council Meetings held on April 21, 2021 were approved and adopted as engrossed.

Meeting called to order by Council President Sicora Ludwig with Council Members Anderson, Egan, and Escobar present via teleconferencing system. Council Member Fleming was absent.

PUBLIC HEARING

1. RHYTHM HOSPITALITY GROUP, LLC T/A SOCIAL ROOM BAR, LIQUOR LICENSE RENEWAL (W/CONDITIONS)
Council President opened the public hearing. TK Shamy read the existing special conditions listed on the proposed resolution.
Public Comment: Mr. Kratovil asked who owned the liquor license, if a background check was done on the owner and if Mr. Gassaro is still involved with the license. Mr. Shamy and Ms. Zeledón responded.
On a motion of Council Member Egan, seconded by Council Member Anderson, and carried, the continuation of the special conditions on the license were adopted by Resolution R-062132.

Roll Call:
Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

2. KELLY'S KORNER, INC. T/A KELLY'S KORNER LIQUOR LICENSE RENEWAL (W/CONDITIONS)
Council President opened the public hearing. TK Shamy read the existing special conditions listed on the proposed resolution.
Public Comment: Ms. Moore inquired on conditions of termination when there is a new owner. Mr. Shamy responded.
On a motion of Council Member Egan, seconded by Council Member Anderson, and carried, the continuation of the special conditions on the license were adopted by Resolution R-062133.

Roll Call:
Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

3. LA FAMOSA, INC. T/A LA FAMOSA LIQUOR LICENSE RENEWAL (W/CONDITIONS)
Council President opened the public hearing. TK Shamy read the existing special conditions listed on the proposed resolution.
Public Comment: None
On a motion of Council Member Egan, seconded by Council Member Anderson, and carried, the continuation of the special conditions on the license were adopted by Resolution R-062134.

Roll Call:
Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

4. D'GALA CAFE AND RESTAURANT, INC. T/A D'GALA CAFÉ AND RESTAURANT LIQUOR LICENSE RENEWAL (W/CONDITIONS)
Council President opened the public hearing. TK Shamy read the existing special conditions listed on the proposed resolution.
Public Comment: Ms. Moore commented on the licensee's loud music and noise after 10:00 PM. Mr. Shamy and CM Anderson responded.
On a motion of Council Member Egan, seconded by Council Member Anderson, and carried, the continuation of the special conditions on the license were adopted by Resolution R-062135.

Roll Call:
Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

PUBLIC HEARING

R-062100A	**RESOLUTION TO READ 2021 CITY MARKET BUDGET BY TITLE**

Clerk Zeledón read Resolution R-062100A.
Council President Sicora Ludwig opened the Public Hearing on the budget.
Public Comment: None
On a motion of Council Member Anderson, seconded by Council Member Escobar, and carried, R-062100A was adopted by the Municipal Council.

Roll Call:
Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

R-062100B	**RESOLUTION TO ADOPT 2021 CITY MARKET BUDGET**

Council President Sicora Ludwig opened the Public Hearing on the budget.
Public Comment: None
On a motion of Council Member Egan, seconded by Council Member Anderson, and carried, the resolution to adopt the City Market budget was adopted.

Roll Call:
Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

PUBLIC HEARING

O-052105	**AMENDMENT OF TITLE 17, "ZONING"** RE: CANNABIS OVERLAY ZONES

Council President Sicora Ludwig opened the Public Hearing on the above ordinance.
Public Comment: None
On a motion of Council Member Egan, seconded by Council Member Escobar, carried, the above ordinance was adopted on Final Reading on June 16, 2021.

Roll Call:
Aye: Egan, Escobar, Sicora Ludwig
Nay: Anderson
Abstain:
Motion carried.

O-062101	**ORDINANCE OF THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROVING THE APPLICATION FOR A LONG TERM TAX EXEMPTION AND AUTHORIZING THE CITY OF NEW BRUNSWICK TO ENTER INTO A FINANCIAL AGREEMENT WITH SOMERSET URBAN RENEWAL, LLC AND GRANTING A TAX EXEMPTION** RE: 210 SOMERSET STREET, BLOCK 28, LOT 1.05

Council President Sicora Ludwig opened the Public Hearing on the above ordinance.
Public Comment: Mr. Kratovil and Ms. Moore inquired on the above ordinance. Council President responded.
On a motion of Council Member Egan, seconded by Council Member Anderson, and carried, the above ordinance was adopted on Final Reading on June 16, 2021.

Roll Call:
Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

O-062102	**AN ORDINANCE TO AUTHORIZE THE GRANTING OF A RIGHT-OF-WAY AND AERIAL EASEMENT AGREEMENT TO SOMERSET URBAN RENEWAL, LLC, OVER, ON AND ACROSS A PORTION OF THE CITY'S RIGHT-OF-WAY KNOWN AS PLUM STREET**

Council President Sicora Ludwig opened the Public Hearing on the above ordinance.
Public Comment: Mr. Kratovil and Ms. Moore inquired on the above ordinance. Council President responded.
On a motion of Council Member Egan, seconded by Council Member Anderson, and carried, the above ordinance was adopted on Final Reading on June 16, 2021.

Roll Call:
Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

O-062103	**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 10, "VEHICLES AND TRAFFIC", CHAPTER 10.12 – TRAFFIC CONTROL REGULATIONS, SCHEDULE 22– TRAFFIC CONTROL SIGNALS** DELETE: HAMILTON STREET AND LOUIS STREET ADD: HAMILTON STREET AND LOUIS STREET; TRAFFIC SIGNAL PLAN – MAY 5, 2021 AND TIMING SCHEDULE – MAY 5, 2021

Council President Sicora Ludwig opened the Public Hearing on the above ordinance.
Public Comment: Ms. Moore inquired on the above ordinance. Council President responded.
On a motion of Council Member Egan, seconded by Council Member Anderson, and carried, the above ordinance was adopted on Final Reading on June 16, 2021.

Roll Call:
Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

O-062104	**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 10, "VEHICLES AND TRAFFIC", CHAPTER 10.16, STOPPING, STANDING OR PARKING, SECTION 10.16.020 – SCHEDULE 24 "NO PARKING AT ANY TIME"** ADD: HALE STREET

Council President Sicora Ludwig opened the Public Hearing on the above ordinance.
Public Comment: None
On a motion of Council Member Egan, seconded by Council Member Anderson, and carried, the above ordinance was adopted on Final Reading on June 16, 2021.

Roll Call:
Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

INTRODUCTION OF ORDINANCES

O-062105	**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 5, "BUSINESS LICENSES AND REGULATIONS"** RE: CANNABIS LICENSING AND REGULATIONS

On a motion of Council Member Escobar, seconded by Council Member Egan, and carried, the above ordinance was adopted on first reading and held over for Public Hearing on July 7, 2021 at 5:30p.m. in the Council Chambers in City Hall.

Roll Call:
Aye: Egan, Escobar, Sicora Ludwig
Nay:
Abstain: Anderson
Motion carried.

COMMUNICATIONS

1. A letter from Tobacco-Free regarding the harmful effects of smoking.
2. A letter from Commercial Utility Consultants, Inc. regarding the Hunterdon Area Energy Cooperative.
3. A letter from the Middlesex County Department of Transportation regarding the milling and paving of various locations in Middlesex County.
4. A letter from the State of New Jersey Department of Community Affairs regarding the final decision of the Government Records Council and the Finding & Recommendations of the Executive Director on Rotimi Owoh, Esq. v. City of New Brunswick.
5. A letter from the State of New Jersey Department of Transportation regarding the start of applications being accepted for the 2022 Safe Routes to School Program.
6. A letter from the Middlesex County Department of Public Safety & Health regarding the adoption of a resolution amending the County's Solid Waste Management Plan.
7. A letter from the State of New Jersey Department of Transportation regarding a preconstruction conference for Route 26, Cox Road to Nassau Street, Contract No. 002153980.
8. A letter from the State of New Jersey Department of Environmental Protection regarding a remedial action permit and the administrative requirements for the remediation of contaminated sites.
9. A letter from 409 Joyce Kilmer Avenue, LLC regarding a request for a final inspection to release the Site Performance Guarantee.
10. A letter from 78 Easton Avenue Urban Renewal, LLC regarding the 2020 Annual Audit Report.
11. A letter from Kleinfelder regarding two 10,000-gallon unleaded gasoline USTs, one 8,000-gallon unleaded gasoline UST and one 6,000-gallon diesel fuel UST at 34 Route 1.
12. A notice of response action outcome withdrawal from Kleinfelder regarding two 10,000-gallon unleaded gasoline USTs, one 8,000-gallon unleaded gasoline UST and one 6,000-gallon diesel fuel UST at 34 Route 1.

RESOLUTIONS

Public Comment: Mr. Kratovil inquired on R-062143, R-062146, and R-062151. Council President, Council Member Egan, Mr. Drulis and Ms. James responded. Ms. Moore inquired on R-062129 and R-062147. Council President responded.
Resolutions R-062125 through R-062159, moved by Council Member Egan, seconded by Council Member Anderson, and carried were adopted, on consent, by the Municipal Council.

Roll Call:

Aye: Anderson, Egan, Escobar, Sicora Ludwig
Nay:
Abstain:
Motion carried.

NEW BUSINESS

CP Sicora Ludwig mentioned the possibilities of in-person council meetings and Juneteenth becoming a Federal Holiday. VP Escobar spoke about volunteering at the vaccine clinics and the availability of COVID-19 vaccinations on June 6th, June 9th and a third being held on Saturday, June 19, 2021. CM Anderson thanked the New Brunswick Elks Lodge #324 for having a ceremony Flag Day- June 14th. CM Anderson also asked that everyone be aware and careful during the summer. OEM Coordinator Director Rawls provided an update on NJ regulations concerning COVID-19, testing sites and vaccination availability. Mr. Kratovil of Suydam Street asked about the number of body worn cameras being deployed to the New Brunswick Police Department, if any funds were used from the Make It Count Program, and if CM Anderson could explain his "NO" vote on O-052105. Deputy Miller, Mr. Jones and CM Anderson responded. Ms. Moore of 333 Somerset Street spoke about in-person meetings and in support of a raise for the sanitation workers. She also thanked Mr. Jones, Mr. Goldberg and Mr. Adkins for making sure an inspection was done at 331 and 335 Somerset Street. CP Sicora Ludwig responded. Ms. Kerber of 2 Comstock Street asked for an update on the property complaints mentioned at the last council meeting. Mr. Drulis provided an update.

On a motion regularly made, seconded and carried, the meeting adjourned at 7:16 P.M.

Leslie R. Zeledón
City Clerk

Suzanne Sicora Ludwig
Council President