

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK TITLE 10, "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the City Council of the City of New Brunswick, as follows:

SECTION I

Title 10, Chapter 10.12, Section 10.12.210 - Schedule 21, "Mid-Block Crosswalks" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>LOCATION</u>
George Street	From a point 360 feet west of the southwest curblineline of College Avenue and extending 15 feet westerly therefrom.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

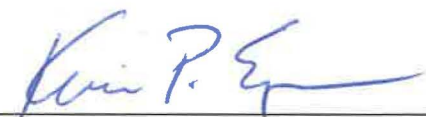
All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:


This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:
DATED: January 21, 2015




COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
DATED: February 4, 2015



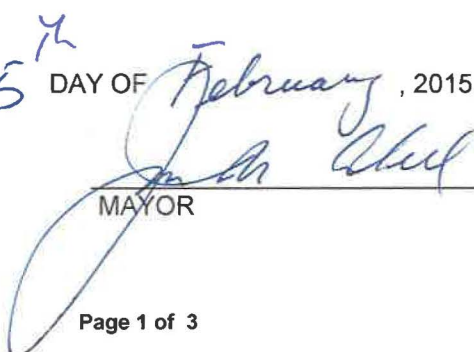
COUNCIL PRESIDENT

ATTEST:

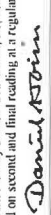


CITY CLERK

APPROVAL OF THE MAYOR ON THIS 5th DAY OF February, 2015.



MAYOR

I, Daniel A. Terrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: February 4, 2015.

Daniel A. Terrisi, City Clerk
Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified.

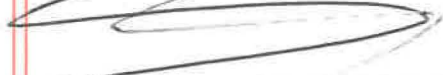
	Y	N	AB	NV		Y	N	AB	NV
COUNCILMEMBER					COUNCILMEMBER				
ANDERSON	X				GARLATTI, M				
EGAN, PEG	X				ESCOBAR, S				
FLEMING, VP	X								
FLEMING, VP	X								

	Y	N	AB	NV		Y	N	AB	NV
COUNCILMEMBER					COUNCILMEMBER				
ANDERSON	X				GARLATTI, M	X			
EGAN, PEG	X				ESCOBAR, S	X			
FLEMING, VP	X								
FLEMING, VP	X								

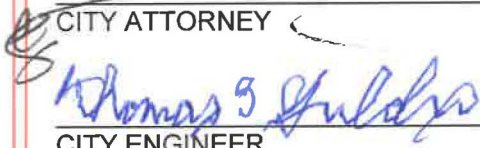
FIRST READING VOTE ON JANUARY 21, 2015 M=MOVED, S= SECOND NV= NO VOTE AB= ABSENT

APPROVALS:

CITY ADMINISTRATOR



CITY ATTORNEY



CITY ENGINEER

CG/kc

STATEMENT

The purpose of this Ordinance is to add George Street to Chapter 10.12, Section 10.12.210 - Schedule 21 "Mid-Block Crosswalks."

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK CHAPTER 10, "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Section 10.20.010, Schedule 39, "Parking Zones for Handicapped Persons" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
222 Livingston Avenue Delavan Street	South	Beginning at a point 35 feet east of the easterly curbline of Livingston Avenue and extending to a point 23 feet east thereof.
204 Townsend Street	South	Beginning at a point 40 feet from the northwesterly curbline of Lee Avenue and extending to a point 23 feet northwest thereof.

SECTION II

Section 10.20.010, Schedule 39, "Parking Zones for Handicapped Persons" is hereby amended to **DELETE** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
222 Livingston Avenue Delavan Street	South	Beginning at a point 35 feet east of the easterly curbline of Livingston Avenue and extending to a point 44 feet east thereof.
72 Paulus Boulevard Placard No. P1118328	Southeast	Beginning at a point 172 feet from the southwesterly curbline of Paulus Boulevard and extending to a point 22 feet south thereof.

SECTION III

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION IV

REPEALER:


All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION V

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:
DATED: February 18, 2015



 COUNCIL PRESIDENT


I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: **MARCH 4, 2015**
 Daniel A. Torrisi, City Clerk
 Any reproduction of the Original Ordinance must contain the original seal of the City of New Brunswick to be legally certified.

COUNCILMEMBER	Y	N	AB	COUNCILMEMBER	Y	N	AB
ANDERSON	X			GARLATTI M	X		
EGAN, Pres	X			EGAN, Pres	X		
FLEMING, VP	X						

COUNCILMEMBER	Y	N	AB	COUNCILMEMBER	Y	N	AB
ANDERSON	X			GARLATTI M	X		
EGAN, Pres	X			EGAN, Pres	X		
FLEMING, VP	X						

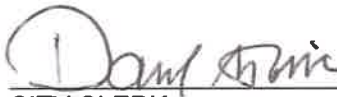
ME MOVED 3rd SECOND NV=NO VOTE AB= ABSENT
FIRST READING VOTE ON FEBRUARY 18, 2015

ADOPTED ON SECOND READING:
DATED: March 4, 2015



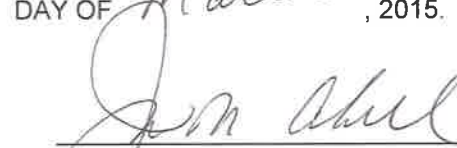
COUNCIL PRESIDENT

ATTEST:



CITY CLERK

APPROVAL OF THE MAYOR ON THIS ^{9th} DAY OF ^{March}, 2015.



MAYOR

APPROVALS:



CITY ADMINISTRATOR



CITY ATTORNEY
CG/kc

STATEMENT

The purpose of this Ordinance is to add two(2) parking zones for handicapped persons and to delete two (2) parking zones for handicapped persons.

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK CHAPTER 10, "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Section 10.20.210, Schedule 38, "**Time Limit Parking Areas**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>TIME LIMIT</u>	<u>HOURS</u>	<u>LOCATION</u>
Van Dyke Avenue	East	2 Hours	Monday - Friday 8:00 a.m. - 6:00 p.m.	Beginning 50 feet from the northeasterly curbline of Jersey Avenue and extending to a point 436 feet northwest thereof.
Van Dyke Avenue	West	2 Hours	Monday - Friday 8:00 a.m. - 6:00 p.m.	Beginning 35 feet from the southwesterly curbline of Jersey Avenue and extending to a point 382 feet northwest thereof.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:
DATED: February 18, 2015



COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
DATED: **March 18, 2015**



COUNCIL PRESIDENT

ATTEST:



CITY CLERK

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: **MARCH 18, 2015**
Daniel A. Torrisi
Daniel A. Torrisi, City Clerk
Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

COUNCILMEMBER	Y	N	AB	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X					GARLATTI M	X			
ESCUBAR	X					EGAN, Pres	X			
FLEMING, VP	X									
S										

COUNCILMEMBER	Y	N	AB	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X					GARLATTI M	X			
ESCUBAR	X					EGAN, Pres	X			
FLEMING, VP	X									
S										

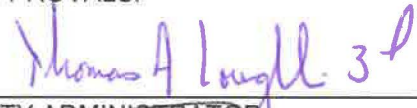
FIRST READING VOTE ON FEBRUARY 18, 2015: Y= MOVED, S= SECOND NV= NO VOTE AB= ABSENT

APPROVAL OF THE MAYOR ON THIS 25th DAY OF March, 2015.



MAYOR

APPROVALS:



CITY ADMINISTRATOR



CITY ATTORNEY

TKS/kc

STATEMENT

The purpose of this Ordinance is to add two(2) Time Limit Parking Areas on Van Dyke Avenue.

AN ORDINANCE TO AMEND AND SUPPLEMENT AN ORDINANCE ENTITLED, "AN ORDINANCE FIXING THE SALARIES AND WAGES OF VARIOUS EMPLOYEES, OFFICIALS OF THE CITY OF NEW BRUNSWICK, PROVIDING FOR THE MANNER OF PAYMENT," AND REPEALING ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HEREWITH.

BE IT ORDAINED, by the City Council of the City of New Brunswick, County of Middlesex, State of New Jersey, as follows:

SECTION I

The Salaries hereinafter set forth shall be paid in bi-weekly installments. Nothing hereinafter set forth shall prevent payment for services of a special nature beyond the regular or routine business of the official or employee. The maximum salary established for each position is intended to cover base salary only and not to limit longevity, stipends or over-time pay with respect to those officials and employees entitled to the same.

Furthermore, the salary ranges apply to full time appointments. Part time appointments shall receive compensation at an appropriate prorated portion of the full time salary range under the range entitled "Special".

SECTION II

The attached salary ranges in the following schedule containing minimum and maximum rates of compensation for employment classes shall be paid to qualifying officials and employees of the City of New Brunswick according to specific rates of compensation already determined and agreed upon by such employees in conjunction with the Mayor of the City of New Brunswick, based on the length of service, work performed, the quality of service rendered, and an ascending increment rate established between minimum and maximum salaries.

<u>TITLE</u>	<u>RANGE NUMBER</u>
Aide to the Mayor	92
Assistant Business Administrator	94
Assistant Director of Finance	94
Assistant Library Director	92
Assistant Municipal Engineer	95
Assistant Municipal Attorney	Special II
Assistant Municipal Tax Collector	91
Assistant Public Works Superintendent	92
Assistant Superintendent of Parks	93
Assistant Superintendent of Public Property	92
Assistant Tax Assessor	92
Assistant Supervisor of Motor Pool	91
Assistant to the Administrator	92
Attorney	91
Board of Adjustment Attorney	Special I
Business Administrator	98
Chairperson Rent Control Board F/T	93
Chairperson Rent Control Board P/T	Special I
Chief Financial Officer	96
Chief Housing Inspector	93
Chief Water Treatment Plant Operator	94
City Administrator	98
Community Arts Coordinator	91
Community Organization Specialist	91
Confidential Aide	92
Confidential Assistant	92
Confidential Secretary	88
Construction Official	95
Coordinator of Monitoring and Evaluation	94
Data Processing Coordinator	95
Deputy Director of Police	97
Deputy Registrar of Vital Statistics	86
Deputy Municipal Clerk	88
Deputy Municipal Court Administrator	91
Director of Finance	97
Director of Fire	97
Director of International Programs	93

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: MARCH 4, 2015
 Daniel A. Torrisi, City Clerk
 Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified.

COUNCILMEMBER	Y	N	NV	AH	COUNCILMEMBER	Y	N	NV	AH
ANDERSON	X				GARLATTI M	X			
ESCOBAR	X				EGAN, PWS	X			
FLEMING, VP - S	X								

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI M	X			
EGAN, PWS	X				ESCOBAR S	X			
FLEMING, VP	X								

FIRST READING VOTE ON FEBRUARY 18, 2015 M¹ - MOVED S² - SECOND NV - NO VOTE AB - ABSENT

Director of Law	97
Director of Neighborhood Preservation Program	92
Director of Police	97
Director of Policy, & Economic Development	95
Director of Public Affairs	93
Director of Public Works	96
Director of Senior Resource Center	93
Director of Social Services	95
Director of Water Utility	95
Fire Official	93
General Supervisor Parks	92
Library Director	95
Maintenance Superintendent	94
Management Specialist	92
Mayor	98
Municipal Clerk	95
Municipal Court Administrator	93
Municipal Court Director	97
Municipal Court Judge	97
Municipal Court Judge P/T	Special II
Municipal Engineer	97
Municipal Magistrate	93
Municipal Parks Superintendent	94
Municipal Prosecutor	Special I
Municipal Recycling Coordinator	91
Office Supervisor	91
Payroll Supervisor	88
Personnel Assistant	91
Personnel Officer	93
Planner/Scheduler - Computerized Maintenance Management	92
Planning Board Attorney	Special II
Principal Librarian	93
Principal Planner	93
Program Coordinator - Non Emergency Transportation	91
Project Coordinator, Crime Prevention Program	95
Public Defender	Special I
Public Information Assistant	92
Public Information Officer	93
Purchasing Agent	92
Purchasing Manager	88
Recreation Center Director	91
Recreation Supervisor	86
Registrar of Vital Statistics	93
Rent Control Board Attorney	Special I
Rent Regulation Officer	86
Road Repair Supervisor	91
Secretarial Assistant	86
Secretary to Department Head	88
Senior Personnel Assistant	92
Site Facilitator	84
Special Law Enforcement Officer (Class 2)	84
Superintendent of Public Property	94
Superintendent of Recreation	94
Supervising Accountant	91
Supervising Mechanic	92
Supervising Water Treatment Plant Operator	92
Supervising Water Treatment Plant Repairer	92
Supervisor of Billing and Collecting	91
Supervisor of Buildings and Grounds	88
Supervisor of Senior Citizen Activities	94
Supervisor Pumping Station Repair	91
Supervisor Sanitation (Public Works)	91
Supervisor Trees	92
Supervisor Water	92
Supervisor, Water Meters & Water Services	93
Supervisor Water Meter Reading / Water Meter Repair	91
Tax Assessor	94
Tax Collector	94
Water Supervisor	92
Water Treatment Plant Superintendent	94
Youth Activities Supervisor	91
Youth Opportunity Coordinator	92

**ATTACHMENT B
2015 SALARY RANGES FOR MANAGEMENT, SUPERVISORY
AND CONFIDENTIAL EMPLOYEES**

<u>RANGE NUMBER</u>	<u>SALARY RANGES</u>	
	Minimum	Maximum
S01	\$ 3,500	\$ 50,000
S02	35,000	65,000
084	26,000	53,000
086	32,000	61,300
088	34,000	66,000
091	36,000	73,000
092	35,000	80,000
093	41,000	89,800
094	46,000	96,800
095	56,000	115,000
096	66,000	130,000
097	73,000	172,000
098	81,000	175,000

**ATTACHMENT B
2016 SALARY RANGES FOR MANAGEMENT, SUPERVISORY
AND CONFIDENTIAL EMPLOYEES**

<u>RANGE NUMBER</u>	<u>SALARY RANGES</u>	
	Minimum	Maximum
S01	\$ 5,000	\$ 50,000
S02	36,000	70,000
084	32,000	56,000
086	34,000	64,000
088	36,000	66,000
091	38,000	74,000
092	40,000	80,000
093	42,000	90,000
094	46,000	98,000
095	56,000	116,000
096	66,000	134,000
097	76,000	174,000
098	86,000	178,000

**ATTACHMENT B
2017 SALARY RANGES FOR MANAGEMENT, SUPERVISORY
AND CONFIDENTIAL EMPLOYEES**

<u>RANGE NUMBER</u>	<u>SALARY RANGES</u>	
	<u>Minimum</u>	<u>Maximum</u>
S01	\$ 5,000	\$ 50,000
S02	36,000	70,000
084	32,000	57,000
086	34,000	65,000
088	36,000	67,000
091	38,000	75,000
092	40,000	81,000
093	42,000	91,000
094	46,000	99,000
095	56,000	118,000
096	66,000	136,000
097	76,000	176,000
098	86,000	180,000

Eligibility for Longevity exists only at levels 86 and 88 and only for those employees hired prior to January 1, 1999.

Eligibility for overtime exists only at levels 86, 88, 91 and 92.

The compensation for dual title holders, when said situations exist, may exceed the maximum salary established for the primary title when authorized by the Mayor. In no case shall additional income exceed the maximum by greater than twenty (20%) percent.

SECTION III

In addition to compensation authorized pursuant to other sections of this Ordinance, there is hereby authorized to be paid an amount by way of a lump sum payment for accumulated sick leave (terminal leave) to employees who qualify for retirement under membership in the Public Employees Retirement System and who retire in good standing, provided that (1) the retirement becomes effective upon completion of employment with the City, (2) such employee has not resigned or been terminated for cause, (3) the calculation of the lump sum has been calculated in accordance with N.J.A.C. 5:30-15, and (4) the amount of the lump sum payment does not exceed the amounts determined in accordance with the following:

(a) Employees hired prior to January 1, 1991 are capped at an accumulation of one hundred fifty (150) days (1,050 hours for those who work seven (7) hour days and 1,200 hours for those who work eight (8) hour days). Exemption from this cap is given to any employee who had accumulated more than one hundred fifty (150) days as of January 1, 1991.

(b) Employees hired after January 1, 1991 are capped at an accumulation of Fifteen Thousand and 00/100 (\$15,000.00) Dollars upon retirement.

(c) Employees qualifying for terminal leave benefits shall make an appointment with the City Administrator for the purpose of developing a terminal leave payout schedule that is in the best interests of the City and the employee.

(d) Upon the death of an employee prior to retirement while in City employment and in good standing, regardless of age, the estate of said employee will be entitled to payment in the amount of fifty (50%) percent of the employee's accrued sick time at that time.

In addition to compensation authorized pursuant to other sections of this Ordinance, there is hereby authorized to be paid an amount by way of a lump sum payment for the value of all unused/accumulated vacation time which will be paid to an employee in good standing upon retirement or resignation from the City.

An employee discharged for just cause is not eligible for this benefit.

The City Administrator is authorized to adopt and promulgate procedures to effectuate and carry out the provisions of this Section. Before any payment is made, the Chief Financial Officer, or his designee, must certify that sufficient documentation exists as to the amount of the accumulated absence, and that funds are available to pay for the amount due.

SECTION IV

All Ordinances or parts of Ordinances and the rules and regulations of the City of New Brunswick inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION V

This Ordinance shall take effect twenty (20) days following final passage and publication according to law and shall be retroactive to January 1, 2015.

ADOPTED ON FIRST READING
DATED: February 18, 2015

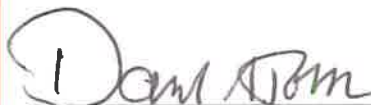


COUNCIL PRESIDENT

ADOPTED ON SECOND READING
DATED: March 4, 2015



COUNCIL PRESIDENT



CITY CLERK

APPROVAL OF THE MAYOR ON THIS

9th DAY OF March, 2015.



MAYOR

APPROVALS:



CITY ADMINISTRATOR



CITY ATTORNEY



CHIEF FINANCIAL OFFICER

TAL/TKS/kc

STATEMENT

The purpose of this Ordinance is to amend the salaries and wages of various employees, officials of the City of New Brunswick, providing for the manner of payment, and repealing ordinances or parts of ordinances inconsistent herewith.

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK CHAPTER 10, "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Section 10.12.170, Schedule 19, "A Regulation Closing Streets Where Schools are Located" is hereby amended to **DELETE** the current schedule and **REPLACE** it with the schedule below.

In accordance with the provisions of Section 10.12.170 through 10.12.190, the following portions of streets, adjoining the designated schools, are closed to through traffic not to exceed one hour between the hours of 8:00 a.m. and 9:00 a.m.; two hours between the hours of 11:45 a.m. and 1:45 p.m.; and one hour between the hours of 3:00 p.m. and 4:00 p.m. on all days when such schools are in session:

SCHOOL	STREET
Roosevelt School	Redmond Street, between Livingston Avenue and Drift Street
Board of Education Offices, School (former St. Peter's)	Hardenberg Street, between Somerset Street and Condict Street

The following portions of streets, adjoining the designated schools, are closed to through traffic not to exceed one hour between the hours of 7:30 a.m. and 8:30 a.m.; and one hour between the hours of 2:30 p.m. and 3:30 p.m. on all days when such schools are in session:

SCHOOL	STREET
Middle School	Joyce Kilmer Avenue, between 9 th Street and 12 th Street

The following portions of streets, adjoining the designated schools, are closed to through traffic not to exceed one hour between the hours of 8:00 a.m. and 9:00 a.m.; and one hour between the hours of 3:00 p.m. and 4:00 p.m. on all days when such schools are in session:

SCHOOL	STREET
Redshaw School Livingston School	Comstock Street, between Livingston Avenue and Lee Avenue Delavan Street, between Livingston Avenue and Lee Avenue
Lincoln School	Wyckoff Street, between Bartlett Street and Stone Street
Lord Stirling School	Redmond Street, between Commercial Avenue and Throop Avenue
Paul Robeson School	Comstock Street, between Commercial Avenue and Throop Avenue

And any street(s) that borders any district school in the event of an emergency or emergency drill with notification and coordination with the New Brunswick Police Department.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

I, Daniel A. Turrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: **MARCH 18, 2015**
 Daniel A. Turrisi, City Clerk
 Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

Daniel A. Turrisi

COUNCILMEMBER	Y	N	AB	NV	N	AB	NV	N	AB
ANDERSON	X								
ESCOBAR	X								
FLEMING, VP	X								
FLEMING, S	X								
COUNCILMEMBER									
GARLATTI, M									
EGAN, Pres									

COUNCILMEMBER	Y	N	AB	NV	N	AB	NV	N	AB
ANDERSON	X								
ESCOBAR	X								
FLEMING, VP	X								
FLEMING, S	X								
COUNCILMEMBER									
GARLATTI, M									
EGAN, Pres									

FIRST READING VOTE ON MARCH 14, 2015 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT

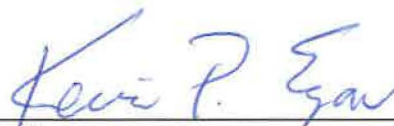
SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:

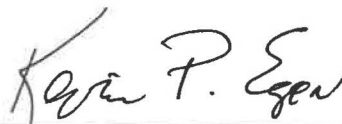
DATED: March 4, 2015



COUNCIL PRESIDENT

ADOPTED ON SECOND READING:

DATED: March 18, 2015



COUNCIL PRESIDENT

ATTEST:




CITY CLERK

APPROVAL OF THE MAYOR ON THIS 25th DAY OF March, 2015.




MAYOR

APPROVALS:



CITY ADMINISTRATOR

CITY ATTORNEY



CITY ENGINEER

TKS/kc

STATEMENT

The purpose of this Ordinance is to delete the current Schedule 19 pertaining to **A Regulation Closing Streets Where Schools are Located** and replace it with revised information.

**CALENDAR YEAR 2015
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Municipal Council of the City of New Brunswick in the County of Middlesex finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Municipal Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$1,338,620.12 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Municipal Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Municipal Council of the City of New Brunswick, in the County of Middlesex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the City of New Brunswick shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$2,342,585.21, and that the CY 2015 municipal budget for the City of New Brunswick be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced *be filed with the Director of the Division of Local Government Services within five days of introduction*; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, *be filed with said Director within five days after such adoption*.

**ADOPTED ON FIRST READING
DATED: March 18, 2015**


Kevin P. Egan
Council President


Daniel A. Torrissi
City Clerk


I, Daniel A. Torrissi, City Clerk of the City of New Brunswick, N.J., do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council of its meeting on: **APRIL 1, 2015**
Daniel A. Torrissi
Daniel A. Torrissi, City Clerk
Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

COUNCILMEMBER	Y	N	AB	COUNCILMEMBER	Y	N	AB
ANDERSON	X			GARLATTI	X		
ESCOBAR	X			EGAN, Pres	X		
FLEMING, VP	X						

COUNCILMEMBER	Y	N	AB	COUNCILMEMBER	Y	N	AB
ANDERSON	X			GARLATTI	X		
ESCOBAR	X			EGAN, Pres	X		
FLEMING, VP	X						

FIRST READING VOTE: ON MARCH 18, 2015. M= MOVED. S= SECOND. NV= NO VOTE. AB= ABSENT.

ADOPTED ON SECOND READING
DATED: April 1, 2015

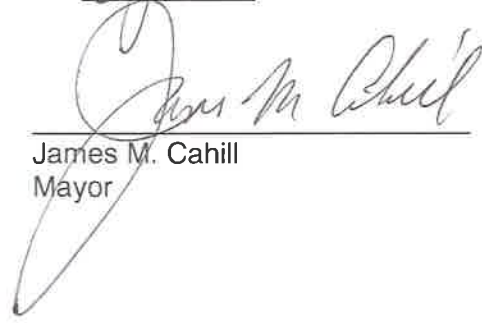


Kevin P. Egan
Council President



Daniel A. Torrasi
City Clerk

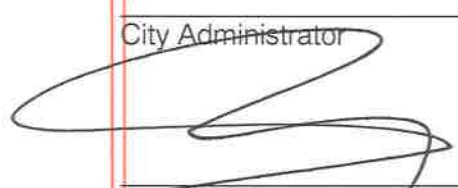
APPROVAL BY MAYOR ON THIS 2nd DAY OF April, 2015.




James M. Cahill
Mayor

APPROVALS:

City Administrator



City Attorney



Chief Financial Officer

BOND ORDINANCE PROVIDING FOR THE 2015 CAPITAL IMPROVEMENT PROGRAM BY AND IN THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$6,761,902 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,437,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of New Brunswick, in the County of Middlesex, State of New Jersey (the "City") as general improvements. For the said improvements stated in Section 3, there is hereby appropriated the aggregate sum of \$6,761,902, which sum includes \$324,902 as the aggregate amount of down payments for said improvements required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), and now available therefor by virtue of provisions in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof, and to meet the part of the \$6,761,902 appropriation not provided for by said down payment, negotiable bonds of the City are hereby authorized to be issued in the principal amount of \$6,437,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the City in a principal amount not exceeding \$6,437,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

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

<u>Description</u>	<u>Total Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
A. <u>Public Facilities Projects</u>				
Roof replacement and installation of gates at the Library; demolition of Welton Street lots; improvements to Recreation Park; envelope improvements to Memorial Stadium and Remsen Avenue Museum and engineering and architectural services in connection with the improvement of Wolfson Park and Fire Headquarters;	\$3,549,525	\$3,380,000	\$169,525	15 years
B. <u>Streets and Sidewalk Projects</u>				
Various 2015 roadway improvements to Terminal Avenue, Commercial and Suydam intersection, Jules Lane, Neilson Street and various roadways all as on file with the City Clerk, such roadways improvements shall include, but are not limited to, as applicable, milling, construction, reconstruction, repairing and resurfacing of said roadways, drainage improvements, inlet, manhole and water valve replacements to said roadways and, as applicable, the restoration or construction of or improvements to curbs, sidewalks, traffic line striping, driveway aprons or barrier-free ramps along such roadways and the acquisition and installation of traffic signals, signage and bicycle corrals, as required, throughout the City and improvements to the Delaware & Raritan Canal Cofferdam;	\$1,333,300	\$1,269,000	\$64,300	15 years
C. <u>Safety, Office and Equipment Projects</u>				
Acquisition of computers, equipment and a data processing server at the Library; replacement of the 911 system; upgrade to the police radio system; acquisition of police radios and acquisition of furniture for the Henry Guest House; and	\$1,081,284	\$1,029,000	\$52,284	5 years
D. <u>Vehicle Replacement</u>				
Acquisition of a sanitation truck sweeper for the Public Works Department, seven (7) utility, non-passenger police vehicles; a fire command vehicle, a fire prevention vehicle and a housing inspection equipment vehicle.	\$797,793	\$759,000	\$38,793	5 years
Grand Total:	<u>\$6,761,902</u>	<u>\$6,437,000</u>	<u>\$324,902</u>	

The appropriations set forth above also include all work, materials, appurtenances and equipment necessary for or incidental thereto.

a. The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$6,437,000.

b. The aggregate estimated cost of said improvements and purposes is \$6,761,902, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the down payments in the aggregate amount of \$324,902.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Middlesex make a loan, contribution or grant-in-aid to the City for the improvements authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Middlesex. In the event, however, that any amount so loaned, contributed or granted by the United States of America, the State of New Jersey, and/or the County of Middlesex shall be received by the City after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply however, with respect to any contribution or grant in aid received by the City as a result of using such funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of Section 8.1 of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at

public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the City is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk of the City and will be available for public inspection.

SECTION 7. 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 are improvements which the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

b. The average period of usefulness of said purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 12.222 years.

c. The supplemental debt statement required by the Local Bond 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, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$6,437,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

d. An aggregate amount not exceeding \$1,000,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements hereinbefore described.

SECTION 8. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the debt obligations authorized by this bond ordinance. The debt obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the debt obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The City reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 150-2 . No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized by this bond ordinance used to reimburse the City for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the City, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the City for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$6,437,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code. All

reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

SECTION 10. The City covenants to maintain the exclusion from gross income under section 103(a) of the Code, of the interest on all bonds and notes issued under this ordinance.

SECTION 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ADOPTED ON FIRST READING

DATED: April 1, 2015

Daniel A. Torrissi
DANIEL A. TORRISI, City Clerk

Kevin P. Egan
KEVIN P. EGAN, Council President

ADOPTED ON SECOND READING

DATED: April 15, 2015

Leslie R. Zelen Deputy Clerk
DANIEL A. TORRISI, City Clerk

Kevin P. Egan
KEVIN P. EGAN, Council President

APPROVAL BY THE MAYOR ON THIS 24th DAY OF April, 2015

James M. Cahill
JAMES M. CAHILL, Mayor

APPROVALS:

Councilmember	Yes	No	No Vote	Absent
<u>Thomas A. Langell</u> City Administrator	X			
Rebecca Escobar	X			
Glenn Fleming, V. Pres S	X			
<u>Daniel A. Torrissi</u> City Attorney	X			
Kevin. Egan, President	X			

M=Moved S=Second
First Reading Vote on April 1, 2015
I, Daniel A. Torrissi, City Clerk of the City of New Brunswick, N.J., do hereby certify that this is a true and correct copy of an ordinance adopted on first reading at the regular meeting of the New Brunswick City Council on: APRIL 1, 2015

Daniel A. Torrissi
Daniel A. Torrissi, City Clerk

Councilmember	Yes	No	No Vote	Absent
John Anderson M	X			
Rebecca Escobar	X			
Glenn Fleming, V. Pres S	X			
Elizabeth Garlatti				X
Kevin. Egan, President	X			

M=Moved S=Second
Second & Final Reading Vote on April 15, 2015
I, Daniel A. Torrissi, City Clerk of the City of New Brunswick, N.J., do hereby certify that this is a true and correct copy of an ordinance adopted on second and final reading at the regular meeting of the New Brunswick City Council on:

April 15, 2015
Daniel A. Torrissi, City Clerk Daniel Torrissi
Any reproduction of the original document must contain the raised seal of the City of New Brunswick to be legally certified.

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE SANITARY SEWER SYSTEM BY AND IN THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$2,650,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,650,000 BONDS OR NOTES TO FINANCE THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken by the City of New Brunswick, in the County of Middlesex, State of New Jersey (the "City"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$2,650,000, said sum being inclusive of all appropriations heretofore made therefor. Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), no down payment is required.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof, negotiable bonds of the City are hereby authorized to be issued in the aggregate principal amount of \$2,650,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the City in the aggregate principal amount of \$2,650,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. The improvements and purposes hereby authorized and the purposes for the financing of which the bonds or notes are to be issued are various improvements to the sanitary sewer system, including, but not limited to, the relocation and upgrade of the Library Pump Station and the replacement/relining of City wide sanitary and storm lines and investigation of system, as needed, all as on file with the City Clerk.

The above improvements or purposes set forth above shall also include, as applicable, all engineering and design work, preparation of plans and specifications, permits, bid documents, contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(a) The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$2,650,000.

(b) The aggregate estimated cost of said improvements or purposes is \$2,650,000.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Middlesex make a contribution or grant in aid to the City for the improvements and purposes authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Middlesex. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Middlesex shall be received by the City after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 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 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon, if any, from their dates to the date of delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs is on file in the office of the Clerk and is available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is twenty (20) years.

(c) The Supplemental Debt Statement required by the Local Bond 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, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$2,650,000, but such amount shall constitute a deduction from gross debt to the extent permitted by law, and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An amount not exceeding \$500,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements or purposes described in Section 3 hereof.

SECTION 8. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The City reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized

by this bond ordinance used to reimburse the City for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the City other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the City for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$2,650,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The City covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bonds and notes issued under this bond ordinance.

SECTION 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

ADOPTED ON FIRST READING

DATED: April 1, 2015



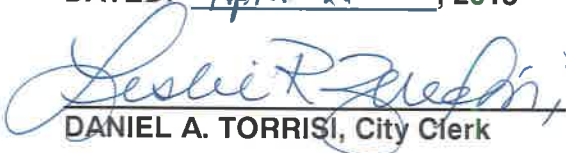
DANIEL A. TORRISI, City Clerk



KEVIN P. EGAN, Council President

ADOPTED ON SECOND READING

DATED: April 15, 2015


DANIEL A. TORRISI, City Clerk

*Deputy
Clerk*


KEVIN P. EGAN, Council President

APPROVAL BY THE MAYOR ON THIS 24th DAY OF April, 2015


JAMES M. CAHILL, Mayor

APPROVALS:

Thomas A. Lough 3rd

City Administrator

City Attorney

Chief Financial Officer

Councilmember	Yes	No	No Vote	Absent
John Anderson M	X			
Rebecca Escobar	X			
Glenn Fleming, V. Pres S	X			
Elizabeth Garlatti	X			
Kevin. Egan, President	X			

M=Moved S=Second

First Reading Vote on APRIL 1, 2015

I, Daniel A. Torrasi, City Clerk of the City of New Brunswick, N.J., do hereby certify that this is a true and correct copy of an ordinance adopted on first reading at the regular meeting of the New Brunswick City Council on: APRIL 1, 2015

Daniel A. Torrasi, City Clerk (02830.034)

Daniel Torrasi

Councilmember	Yes	No	No Vote	Absent
John Anderson M	X			
Rebecca Escobar	X			
Glenn Fleming, V. Pres S	X			
Elizabeth Garlatti				X
Kevin. Egan, President	X			

M=Moved S=Second

Second & Final Reading Vote on April 15, 2015

I, Daniel A. Torrasi, City Clerk of the City of New Brunswick, N.J., do hereby certify that this is a true and correct copy of an ordinance adopted on second and final reading at the regular meeting of the New Brunswick City Council on:

April 15, 2015

Daniel A. Torrasi, City Clerk

Daniel Torrasi

Any reproduction of the original document must contain the raised seal of the City of New Brunswick to be legally certified.

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER SYSTEM BY AND IN THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$968,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$921,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of New Brunswick, in the County of Middlesex, State of New Jersey (the "City") as general improvements. For the said improvements stated in Section 3, there is hereby appropriated the aggregate sum of \$968,000, which sum includes \$47,000 as the aggregate amount of down payments for said improvements required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), and now available therefor by virtue of provisions in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof, and to meet the part of the \$968,000 appropriation not provided for by said down payment, negotiable bonds of the City are hereby authorized to be issued in the principal amount of \$921,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the City in a principal amount not exceeding \$921,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

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

<u>Description</u>	<u>Total Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
A. Acquisition and installation of membrane modules, acquisition of dump truck and acquisition of equipment for chemical flow pacing;	\$420,000	\$400,000	\$20,000	5 years
B. Acquisition and installation of cold water remote read meters, acquisition of storage facility, and upgrades to operations laboratory; and	\$225,000	\$214,000	\$11,000	10 years
C. Clearwell Reservoir venting, cooling system upgrades to membrane building, acquisition of portable air compressor, backhoe and dump truck.	\$323,000	\$307,000	\$16,000	15 years
Grand Total:	<u>\$968,000</u>	<u>\$921,000</u>	<u>\$47,000</u>	

The appropriations set forth above also include all work, materials, appurtenances and equipment necessary for or incidental thereto.

a. The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$921,000.

b. The aggregate estimated cost of said improvements and purposes is \$968,000 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the down payments in the aggregate amount of \$47,000.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Middlesex make a loan, contribution or grant-in-aid to the City for the improvements authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Middlesex. In the event, however, that any amount so loaned, contributed or granted by the United States of America, the State of New Jersey, and/or the County of Middlesex shall be received by the City after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply however, with respect to any contribution or grant in aid received by the City

as a result of using such funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of Section 8.1 of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the City is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk of the City and will be available for public inspection.

SECTION 7. 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 are improvements which the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

b. The average period of usefulness of said purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 9.495 years.

c. The supplemental debt statement required by the Local Bond 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, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$921,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

d. An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements hereinbefore described.

SECTION 8. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the debt obligations authorized by this bond ordinance. The debt obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the debt obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The City reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized by this bond ordinance used to reimburse the City for costs of the

improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the City, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the City for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$1,000,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

SECTION 10. The City covenants to maintain the exclusion from gross income under section 103(a) of the Code, of the interest on all bonds and notes issued under this ordinance.

SECTION 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ADOPTED ON FIRST READING

DATED: April 1, 2015



DANIEL A. TORRISI, City Clerk



KEVIN P. EGAN, Council President

ADOPTED ON SECOND READING

DATED: April 15, 2015



DANIEL A. TORRISI, City Clerk



KEVIN P. EGAN, Council President

APPROVAL BY THE MAYOR ON THIS 24th DAY OF April, 2015



 JAMES M. CAHILL, Mayor

APPROVALS:



 City Administrator



 City Attorney



 Chief Financial Officer

Councilmember	Yes	No	No Vote	Absent
John Anderson M	X			
Rebecca Escobar	X			
Glenn Fleming, V. Pres S	X			
Elizabeth Garlatti	X			
Kevin. Egan, President	X			

M=Moved S=Second

First Reading Vote on APRIL 1, 2015

I, Daniel A. Torrasi, City Clerk of the City of New Brunswick, N.J., do hereby certify that this is a true and correct copy of an ordinance adopted on first reading at the regular meeting of the New Brunswick City Council on: APRIL 1, 2015

Daniel A. Torrasi, City Clerk 

Councilmember	Yes	No	No Vote	Absent
John Anderson M	X			
Rebecca Escobar	X			
Glenn Fleming, V. Pres S	X			
Elizabeth Garlatti				X
Kevin. Egan, President	X			

M=Moved S=Second

Second & Final Reading Vote on April 15, 2015

I, Daniel A. Torrasi, City Clerk of the City of New Brunswick, N.J., do hereby certify that this is a true and correct copy of an ordinance adopted on second and final reading at the regular meeting of the New Brunswick City Council on:

April 15, 2015

Daniel A. Torrasi, City Clerk 

Any reproduction of the original document must contain the raised seal of the City of New Brunswick to be legally certified.

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK CHAPTER 10, "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the City Council of the City of New Brunswick, as follows:

SECTION I

Title 10, Section 10.12.060, "Loading Zones" is hereby amended to ADD the following:

Table with 3 columns: STREET, SIDE, DESCRIPTION. Row 1: Easton Avenue, Southeast, Beginning at a point 189 feet from the southerly curblin...

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:

DATED: April 1, 2015

Signature of Kevin P. Egan, COUNCIL PRESIDENT

ADOPTED ON SECOND READING:

DATED: May 6, 2015

Signature of Kevin P. Egan, COUNCIL PRESIDENT

ATTEST:

Signature of Daniel A. Terrisi, CITY CLERK

APPROVAL OF THE MAYOR ON THIS 7th DAY OF MAY, 2015.

Signature of Mayor, MAYOR

I, Daniel A. Terrisi, City Clerk of the City of New Brunswick, NJ, do hereby certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: MAY 6, 2015. Daniel A. Terrisi, City Clerk

Table with 3 columns: COUNCILMEMBER, Y, N. Rows: ANDERSON, ESCOBAR, FLEMING, VP, S, N.

Table with 3 columns: COUNCILMEMBER, Y, N. Rows: ANDERSON, ESCOBAR, FLEMING, VP, S, N.

APPROVALS:

CITY ADMINISTRATOR

A handwritten signature in blue ink, consisting of several loops and a long horizontal stroke at the end, is written over the signature line for the City Attorney.

CITY ATTORNEY

TKS/kc

STATEMENT

The purpose of this Ordinance is to add an additional loading zone on Easton Avenue to better accommodate the needs of the businesses and vendors in the area.

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 15, BUILDINGS AND CONSTRUCTION, CHAPTER 15.04, UNIFORM CONSTRUCTION CODE

BE IT ORDAINED by the City Council of the City of New Brunswick:

SECTION I

Title 15, Chapter 15.04 entitled "Uniform Construction Code", **Section 15.04.120**, Construction Permits and Fees, is hereby amended and supplemented as follows:

- A - 3. A certificate of occupancy shall be a flat fee of: **One Hundred Fifty (\$150.00) Dollars.**
- A - 5. A certificate of continued occupancy shall be a flat fee of: **One Hundred Fifty (\$150.00) Dollars.**
- A-12. **Reconnect electric service to existing structure: Fifty (\$50.00) Dollars.**
- B - 1. For new building construction and additions to existing buildings of all types, the fee shall be **\$0.032** per cubic foot of the building or structure volume up to and including five hundred thousand (500,000) cubic feet. For those buildings or structures over five hundred thousand (500,000) cubic feet, the fee shall be **\$0.030** per cubic foot for the remaining over five hundred thousand (500,000). The minimum fee shall be fifty dollars (\$50.00).
- B - 1A. **Exceptions: Use group S1 or S2 warehouse fee shall be (\$0.030) per cubic foot up to (500,000) cubic feet. All additional cubic feet over (500,000) shall be charged at (\$0.028) per cubic foot.**
- B - 5. The fee for temporary structures and all structures for which volume cannot be computed shall be:

Swimming Pool (in ground) use group R-5	\$125.00
Swimming Pool (in ground) all other use groups	\$200.00
Swimming Pool (above ground) any use groups	\$100.00
Temporary Mobile Home or Construction Trailer	\$100.00
Fences over 6 Feet	\$100.00
Communication Towers 0 - 20 Feet	\$200.00

- B - 12. The fee for erection of a scaffold (**located in the public right of way**) shall be as follows:

1 to 4 stories	\$100.00
5 to 12 stories	\$150.00
More than 12 stories	\$300.00

- B - 14. **The fee for erecting a sidewalk shed (located in the public right of way) shall be a flat fee of Two Hundred (\$200.00) Dollars.**
- B - 15. **The fee for a Radon system shall be a flat fee of Fifty (\$50.00) Dollars.**
- B - 16. **The fee for installation of a pre-manufactured shed shall be Fifty (\$50.00) Dollars.**
- D - 1A. **Light Poles: each Fifty (\$50.00) Dollars.**
- D-12A. Service equipment, panels, sub-panels, **transfer switch**, and motor control center:
- D-17. Air conditioning:

Any Dwelling Unit	Each	\$50.00
All Other Uses	Each	\$100.00

I, David A. Torrisi, City Clerk the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on:

David A. Torrisi

David A. Torrisi, City Clerk

MAY 20, 2015

Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARCETTI S	X			
EGAN	X				EGAN, Pres	X			
FLEMING VP	X								
FLEMING, VP	M								

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARCETTI M	X			
EGAN	X				EGAN, Pres	X			
FLEMING VP	X								
FLEMING, VP	S								

FIRST READING VOTE ON MAY 6, 2015 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT

- D-18 **DELETE - Reconnect electric service to existing structure and ADD Reserved.**
- E-15. Heating appliances (including commercial water heaters (gas, oil or electric), and (gas or oil fired) dryers, unit heaters):
- E-16. Air conditioning **water fall type:**

Title 15, Chapter 15.04 entitled "Uniform Construction Code", **Section 15.04.150**, Main Building Traps, is hereby amended to delete A and B and **ADD** the following:

Main building traps shall be installed for all buildings with sanitary sewer connection in accordance with the currently adopted plumbing subcode.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction such finding shall not affect the remaining provisions hereof and the entire Ordinance shall be null and void.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective immediately upon final adoption and signing and shall be published as required by law.

ADOPTED ON FIRST READING :

DATED: **May 6, 2015**



COUNCIL PRESIDENT

ADOPTED ON SECOND READING

DATED: **May 20, 2015**



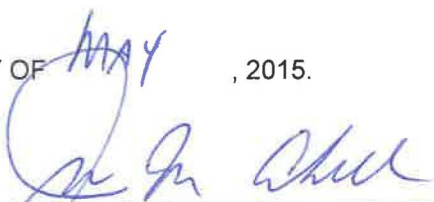
COUNCIL PRESIDENT

ATTEST:



CITY CLERK

APPROVAL OF THE MAYOR ON THIS ^{26th} DAY OF ^{MAY}, 2015.



MAYOR

APPROVALS:

Thomas A. Loughlin 3rd

CITY ADMINISTRATOR

[Signature]

CITY ATTORNEY

CG/kc

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 5, CHAPTER 5.32, CHARITABLE SOLICITATIONS AND CHAPTER 5.96, SOLICITORS AND CANVASSERS

BE IT ORDAINED, by the City Council of the City of New Brunswick, New Jersey as follows:

SECTION I

Statement of Purpose. It is the purpose of this Ordinance to protect the safety of residents of the City of New Brunswick, to prevent fraud from being perpetrated upon them and to protect their privacy, while balancing such interests against the opportunity for individuals and commercial, political, religious, charitable, and nonprofit organizations to exercise their rights of free speech.

SECTION II

Chapter 5.32 - Charitable Solicitations and Chapter 5.96 Solicitors and Canvassers are hereby repealed. Chapter 9.04.05, Disorderly Conduct, Paragraph 6, is hereby repealed.

SECTION III

Word Usage and Definitions.

A. **Word Usage.** For the purpose of this Ordinance, certain words or phrases shall be interpreted in the following manner:

- (1) Words used in the present tense include the future tense.
- (2) Words used in the singular include the plural, and conversely words in the plural include the singular.
- (3) The word "shall" is mandatory and not discretionary.
- (4) The use of the masculine gender shall include the feminine gender.

B. **Definitions.** Unless specifically defined below, words or phrases used in this Ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this Ordinance its most reasonable application.

"Applicant" means a person or entity seeking to obtain a permit for solicitation from the City of New Brunswick.

"City" means the City of New Brunswick, Middlesex County, New Jersey.

"Employer" means any individual or entity providing compensation, in any form whatsoever, to an individual engaged in solicitation within the City of New Brunswick.

"Permit" means a permit for solicitation issued by the City of New Brunswick pursuant to the provisions of this Ordinance.

"Charitable" and "philanthropic" mean and include the words, alms, food, clothes, money, subscription or property of any nature of kind.

"Solicit" and "solicitation" mean the request, directly or indirectly, of money, credit, property, financial assistance and other things of value on the plea or representation that the money, credit, property, financial assistance or other things of value will be used for a charitable and philanthropic purpose as defined in this Chapter. "Solicitation" is deemed to be complete when made, whether or not the person making the solicitation receives any contribution.

"Solicitation" also means to go in or upon private property in the City of New Brunswick without having been invited to do so by the owner or occupant, for the purpose of (1) advertising, promoting or selling any product, goods or services; or (2) conducting market research or a market or opinion survey regarding commercial products or services. By way of illustration and not of limitation, solicitors shall include peddlers, hawkers, itinerant merchants and transient vendors of goods or services. Solicitation shall also include the placement upon private property of handbills or other written material advertising goods or services for sale. Solicitation shall also include the sale of goods or services which the solicitor promises to donate or delivery to a charitable or other nonprofit institution on behalf of the purchaser. Solicitation shall not include the entry upon private property without prior invitation of the owner or occupant by any person representing any entity which (1) qualifies for tax-exempt status under the Internal Revenue Code; (2) qualifies for exemption from property tax under N.J.S.A. 54:4-3.6; (3) qualifies for exemption from sales tax under N.J.S.A. 54:32B-9; or (4) was created under or is otherwise subject to the provisions of Title 15A of the New Jersey Statutes.

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: MAY 20, 2015
 Daniel A. Torrisi, City Clerk
 Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

	Y	N	NV	AB															
COUNCILMEMBER					Y	N	NV	AB											
ANDERSON	X				X														
ESCOBAR	X				X														
FLEMING, VP	X				X														
FLEMING, VP	M				X														

	Y	N	NV	AB															
COUNCILMEMBER					Y	N	NV	AB											
ANDERSON	X				X														
ESCOBAR	X				X														
FLEMING, VP	X				X														
FLEMING, VP	S				X														

FIRST READING VOTE ON MAY 6, 2015 M=MOVED S= SECOND NV= NO VOTE AB= ABSENT

SECTION IV

Permit Required. No person or entity shall engage in solicitation within the City without first having obtained a permit pursuant to the provisions of this Ordinance. Failure to obtain a permit prior to solicitation shall constitute a violation of this Ordinance. Each day of solicitation without a valid permit shall constitute a separate violation of the Ordinance.

SECTION V

Exemptions from Provisions of Ordinance. The provisions of this Chapter do not apply to any established person or organization authorized and not operated for the pecuniary profit of any person if the solicitations by this person or organization are conducted among the members or if the solicitations are in the form of collections or contributions at the regular assembly or meetings or any such person or organization.

Door to door canvassing, solicitation, campaigning, advocacy, education, proselytizing, handbill distribution, or other entry upon private property by individuals representing any entity which (1) qualifies for tax-exempt status under the Internal Revenue Code; (2) qualified for exemption from property tax under N.J.S.A. 54:4-3.6; (3) qualifies for exemption from sales tax under N.J.S.A. 54:32B-9; or (4) was created under or is otherwise subject to the provisions of Title 15A of the New Jersey Statutes, shall be exempt from the provisions of this Ordinance. Solicitation of donations by any such organizations shall not constitute solicitation as defined in this Ordinance. Individuals representing such organizations may request a copy of the City's "Do Not Solicit" list for their information, but no penalties shall be imposed if they enter in or upon a property identified on the "Do Not Solicit" list.

Solicitation of food, shelter or money by an individual for himself or herself alone is exempt from the provisions of this Ordinance.

SECTION VI**Application for Permit.**

A. Any person seeking to engage in solicitation within the City shall apply to the Police Department for a solicitation permit.

B. An applicant for a solicitation permit shall be required to provide the following information in writing:

- I. The purpose for which the solicitation is to be made and the estimated amount of funds proposed to be raised thereby;
- ii. The name and address of the person or persons who will be in direct charge of conducting the solicitation;
- iii. As to each such individual listed in (ii) and (iv) herein, whether the individual has ever been convicted of a crime, and if so, the nature of the conviction, where convicted, the date of conviction, and the penalty imposed.
- iv. The names and addresses of all persons making proposed solicitation;
- v. A brief outline of the method to be used in conducting the solicitation;
- vi. The employer or organization for which solicitation will be made;
- vii. The address of the employer or organization;
- viii. The telephone number of the employer or organization;
- ix. The name of the contact person at the offices of the employer or organization;
- x. The amount of any wages, fees, commissions or expenses to be paid to any person or organization for conducting the solicitation and the names and addresses of all these persons;
- xi. As to any vehicle to be use by the applicant, the make, model, year, color and license plate information of the vehicle;
- xii. Each street where the solicitation will be conducted;
- xiii. A statement to the effect that, if the permit is approved, it will not be used or represented in any way as an endorsement of the proposed solicitation by the City or by any of its officers or departments;
- xiv. A statement to the effect that, if the permit is approved, it will not be used to solicit

funds for any purpose other than that stated in the application and will not be used in soliciting support for or opposition to any public question or purpose not directly related to the purpose stated in the application;

- xv. Copy of the applicant's current registration with the state division of charitable registration or certification of exemption from registration;
- xvi. Copies of approvals as specified in Section VII(D); and
- xvii. The expected dates of solicitation within the City.

C. If, while the application is pending or during the term of any permit granted thereunder, there is any change in fact, policy or method that would alter the information given in the application, the applicant shall notify the Clerk in writing within twenty-four (24) hours after change.

D. An applicant for solicitation permit shall also be required to produce photo identification, which the Police Department will photocopy and attach to the application form.

E. The application form shall be signed by the applicant, under penalty of perjury.

F. Application forms, including photographic identification, shall be retained by the Police Department.

G. There shall be no fee for a solicitation permit.

H. Misrepresentation, false statements, or failure to disclose information on the solicitation permit application form shall constitute a violation of this Ordinance.

I. A permit is not issued to any person or organization seeking to solicit contributions on any county highway/intersection of a county highway, located in the City, unless the person or organization complies with all the conditions set forth in this chapter and obtains the approval of the Middlesex County Board of Chosen Freeholders.

J. A permit is not issued to any person or organization seeking to solicit contributions on any state highway/intersection of a state highway, located in the City, unless the person or organization complies with all the conditions set forth in this chapter and obtains the approval of the commissioner of transportation, State of New Jersey.

SECTION VII

Approval or disapproval of application.

A. If the application is in order and the report of the police director/chief of police indicates the applicant is a bona fide and qualified organization, the city clerk shall place a resolution authorizing the permit before the city council at its next regular meeting for consideration, and upon its adoption immediately notify the applicant of the approval and issue the permit without charge.

B. If the application is not in order or the report of the police director/chief of police determines that the applicant is not a bona fide and qualified organization or the city council should fail to approve the permit the application is disapproved and notification of the decision shall immediately be sent to the applicant by the city clerk stating the reason for disapproval.

C. Such permit shall not be issued to any one applicant more often than four days in any six month period.

D. It shall be the duty of the Clerk to keep a current calendar of approved solicitations to be conducted within the City.

SECTION VIII

Appeal of disapproval. If the application has been disapproved by the Police Director or the Chief of Police, the applicant may appeal the decision to the governing body by filing a written notice of appeal with the clerk within fourteen (14) days after the notice of disapproval. The City shall hold a hearing on the appeal within ten (10) days after its filing in order to determine whether the application should be granted. If the governing body finds that the application is not complete or the organization is not bona fide they shall uphold the disapproval of the application for the permit.

SECTION IX

Issuance of Permit. The Police Director or Chief of Police or, in his absence, the officer in charge of the Police Department, shall issue a permit and identification badge upon completion of the solicitation permit application form. The permit and badge shall be issued to any and all applicants who complete the application form and provide photo identification. A separate permit and badge shall be issued to each individual who

engages in solicitation within the City. The permit shall be signed by the Police Director or Chief of Police or, in his absence, the officer in charge of the Police Department. The permit shall state the name of the individual, the business or organization for which solicitation is made, and the date the permit was issued.

SECTION X

Carrying and Displaying Solicitation Permit and Badge. Each individual engaging in solicitation with the City shall carry the permit issued to him upon his person and display his badge at all times while soliciting within the City, and shall produce the permit and badge if requested to do so by the Police or any resident. Failure to carry the permit and/or display the badge during solicitation shall constitute a violation of this Ordinance.

SECTION XI

Time Limits on Solicitation.

A. A solicitation permit shall be effective for three months after the date it is issued. Solicitation without a valid permit in effect shall constitute a violation of this Ordinance.

B. Solicitation shall take place within the City only between the hours of 8:00 a.m. and 8:00 p.m. Solicitors are encouraged to wear reflective clothing and/or to carry flashlights if soliciting after dark.

SECTION XII

"Do Not Solicit" List.

A. Notwithstanding the provisions of any other section of this Ordinance, any person or entity owning property within the City may register such property on a "Do Not Solicit" list.

B. Registration for the "Do Not Solicit" list shall be made as follows:

- I. The "Do Not Solicit" list shall be maintained by the Police Department.
- ii. It shall consist solely of property addresses, and shall include no further identifying information concerning the ownership of each property.
- iii. The Tax Assessor shall notify the Police Department of any change in ownership of property within the City. The Police Department shall remove from the "Do Not Solicit" list any property which has changed ownership.

C. The Police Director or Chief of Police or, in his absence, the officer in charge of the Police Department, shall provide a copy of the "Do Not Solicit" list to each and every applicant to whom a permit is issued pursuant to this Ordinance. Upon request, the Police Director or Chief of Police or his alternate shall also make available a copy of the "Do Not Solicit" list to any individual or entity otherwise exempt from the provisions of this Ordinance which intends to engage in door to door canvassing, solicitation, campaigning, advocacy, education, proselytizing, or handbill distribution.

D. Solicitation at any address identified on the "Do Not Solicit" list shall constitute a violation of this Ordinance. Each and every solicitation at an address identified on the "Do Not Solicit" list shall constitute a separate violation of the Ordinance.

SECTION XIII

Penalties. For a violation of an provision of this Ordinance, the maximum penalty, upon conviction thereof, shall be a fine not exceeding One Thousand Two Hundred Fifty (\$1,250.00) Dollars or imprisonment for up to ninety (90) days or a period of community service not exceeding ninety (90) days, or any combination thereof. Each and every day in which a violation of any provision of this Ordinance exists shall constitute a separate violation.

SECTION XVI

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION XV

REPEALER:

All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION XVI

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:
DATED: **May 6, 2015**

Kevin P. Egan
COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
DATED: **May 20, 2015**

Kevin P. Egan
COUNCIL PRESIDENT

ATTEST:

[Signature]
CITY CLERK

APPROVAL OF THE MAYOR ON THIS

26th DAY OF May, 2015.

[Signature]
MAYOR

APPROVALS:

Thomas A. Loughlin 3rd
CITY ADMINISTRATOR

[Signature]
CITY ATTORNEY

TKS/WJH/pm/kc

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED
GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK,
TITLE 9, CHAPTER 9.04, OFFENSES AGAINST PUBLIC
PEACE AND DECENCY**

BE IT ORDAINED, by the City Council of the City of New Brunswick, New Jersey as follows:

SECTION I

Paragraph 6 of RGO 9.04.050 is hereby repealed.

SECTION II

RGO 9.04 is amended and supplemented by adding a new Section 9.04.060 to read as follows:

Aggressive Soliciting, Begging and Panhandling

(a) *Declaration of Findings and Policy.*

The City of New Brunswick, acting by and through its City Council, hereby makes the following findings:

(1) The City of New Brunswick has a duty to protect the rights of all people to exercise their First Amendment rights safely. The City of New Brunswick has a compelling governmental interest in imposing certain reasonable time, place and manner regulations whenever potential First Amendment activities such as begging, solicitation and panhandling occur on streets, highways, sidewalks, walkways, plazas, and other public venues within the City;

(2) This ordinance is not intended to limit any persons from exercising their constitutional right to solicit funds, picket, protest or engage in constitutionally protected activities. The provisions of this ordinance are expressly established to most narrowly tailor any such restrictions to protect the First Amendment rights of all people within the City as well as the rights of non-participating people and their property, and to ensure the rights and safety of all people and/or property to the fullest extent possible;

(3) Persons approached by individuals asking for money, objects or other things of any value are particularly vulnerable to real, apparent or perceived coercion when such request is accompanied by or immediately followed or preceded with aggressive behavior such as:

(A) continuing to beg or solicit from a person after the person has given a negative response or has ignored such solicitation;

(B) touching another person or their property in the course of begging or soliciting without that person's consent;

(C) blocking or interfering with the safe or free passage of a pedestrian or vehicle by any means;

(D) using violent or threatening gestures which are likely to provoke an immediate violent reaction from the person who is the subject of the solicitation or request for money;

(E) closely following behind, ahead or alongside a person who has been solicited or asked for money after that person has given a negative response to such solicitation;

(F) using profane, threatening, or abusive language, either during the solicitation or begging or following a refusal;

(G) begging or soliciting money from anyone who is waiting in line for tickets, entering a public building or riding on public transportation;

(H) begging or soliciting in a manner with conduct, words or gestures intended or likely to cause a reasonable person to fear imminent bodily harm, danger or damage to or loss of property or otherwise to be intimidated into giving money or any other thing of value; or

(I) begging or soliciting in a group of two or more persons in an intimidating fashion.

(4) The City desires to respect a person's potential right to solicit, beg or panhandle while simultaneously protecting other's right to not be coerced.

(5) The City further finds that aggressive soliciting, begging or panhandling of persons within 25 feet of any outdoor seating area of any café, restaurant or other business, bank, automated teller machine, automated teller machine facility, check cashing business, mass transportation facility, mass transportation stop, or pay telephone also subjects people being solicited to improper and undue influence and/or fear and should not be allowed.

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: MAY 20, 2015

Daniel A. Torrisi
Daniel A. Torrisi, City Clerk

Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

COUNCIL MEMBER	Y	N	INV	AB	COUNCIL MEMBER	Y	N	INV	AB
ANDERSON	X				GARLATTI, M	X			
ESCOBAR	X				EGAN, Pres	X			
FLEMING, VP	X								

COUNCIL MEMBER	Y	N	INV	AB	COUNCIL MEMBER	Y	N	INV	AB
ANDERSON	X				GARLATTI, M	X			
ESCOBAR	X				EGAN, Pres	X			
FLEMING, VP	X								

FIRST READING VOTE ON MAY 6, 2015 M=MOVED S=SECOND INV=NO VOTE AB=ABSENT

(6) Persons approaching other individuals in an aggressive manner asking for money, objects or other things of any value after dark in public places inspire alarm and fear, which coupled with the inherent difficulty of establishing identity should not be allowed.

(b) *Purpose and Intent.*

The public purpose of this ordinance is to protect the rights of all people to exercise their First Amendment rights as well as the people and/or property of those who chose not to participate.

(c) *Definitions.*

As used in this section, the following words and terms shall have the meanings indicated. The meaning of all other terms and words not specifically defined shall be their generally accepted definition:

"Beg," "begging" or "panhandling" shall be synonymous and shall mean asking for money or objects of value, with the intention that the money or object be transferred at that time, and at that place. *"Solicit" or "Soliciting"* shall include using the spoken, written, or printed word, bodily gestures, signs, or other means of communication with the purpose of obtaining an immediate donation of money or other thing of value and also include the offer to immediately exchange and/or sell any goods or services.

"Aggressive manner" shall mean:

- (1) approaching or speaking to a person, or following a person before, during or after soliciting if that conduct is intended or is likely to cause a reasonable person to fear bodily harm to oneself or to another, or damage to or loss of property or otherwise to be intimidated into giving money or other thing of value;
- (2) continuing to solicit from a person after the person has given a negative response to or ignored such soliciting;
- (3) intentionally touching or causing physical contact with another person or their property without that person's consent in the course of soliciting;
- (4) intentionally blocking or interfering with the safe or free passage of a pedestrian or vehicle by any means, including unreasonably causing a pedestrian or vehicle operator to take evasive action to avoid physical contact;
- (5) using violent or threatening language, language and/or gestures and/or gestures toward a person being solicited;
- (6) following the person being solicited, with the intent of asking that person for money or other things of value;
- (7) soliciting money from anyone who is stationary, such as waiting in line for tickets, for entry to a building or for any other purpose;
- (8) soliciting in a manner with conduct, words or gestures intended or likely to cause a reasonable person to fear immediate bodily harm, danger or damage to or loss of property or otherwise be intimidated into giving money or any other thing of value;
- (9) begging in a group of two or more persons in an intimidating fashion;
- (10) soliciting any person within 25 feet of the entrance to, or parking area of, any bank, automated teller machine, automated teller machine facility, check cashing business, mass transportation facility, mass transportation stop, public restroom, pay telephone or theatre or place of public assembly, or of any outdoor seating area of any café, restaurant or other business;
- (11) soliciting any person in public after dark, which shall mean the time from one half hour before sunset to one-half hour after sunrise.

"Automated teller machine" shall mean a device, linked to a financial institution's account records, which is able to carry out transactions, including, but not limited to: account transfers, deposits, cash withdrawals, balance inquiries, and mortgage and loan payments which are made available to banking customers.

"Automated Teller Machine Facility" shall mean the area comprised of one or more automatic teller machines, and any adjacent space which is made available to banking customers during and after regular banking hours.

"Public place" shall mean a place to which the public has access, including, but not limited to: a place which a governmental entity has title, any street open to public use, bridge, sidewalk, walkway, driveway, parking lot, plaza, transportation facility, school, park, or

playground, and the doorways and entrances to building and dwellings.

"Bank" shall mean the same as defined in N.J.S.A.17:20-1 a.(1).

"Check cashing business" shall mean the same as that defined by Chapter 15A of N.J.S.A. Title 17.

(d) *Prohibited Activity.*

It shall be unlawful for any person to beg, panhandle or solicit any other person in an aggressive manner. Any police officer observing any person violating this provision may request or order such person to cease and desist such behavior and may issue a summons to such person if the person fails to comply with such request or order.

(e) *Penalty*

Any person found guilty of violating this subsection (d) of this ordinance shall be punished by a fine not to exceed \$50.00 for each such day during which the violation is committed, continued or permitted, or, the Court may impose such community service as it shall determine in lieu of a monetary fine.

SECTION III

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION IV

REPEALER:

All Ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION V

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:

DATED: **May 6, 2015**

Kevin P. Egan

COUNCIL PRESIDENT

ADOPTED ON SECOND READING:

DATED: **May 20, 2015**

Kevin P. Egan

COUNCIL PRESIDENT

ATTEST:

Daniel Arora

CITY CLERK

APPROVAL OF THE MAYOR ON THIS

26th DAY OF *MAY*, 2015.

Jim M. Chell

MAYOR

APPROVALS:

Thomas J. Laughlin 3rd

CITY ADMINISTRATOR

CITY ATTORNEY

TKS/WJH/pm/kc

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK CHAPTER 10, "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Section 10.20.010, Schedule 39, "Parking Zones for Handicapped Persons" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
262 Seaman Street	South	Beginning at a point 203 feet west of the easterly curblineline of Drift Street and extending to a point 23 feet southeast thereof.
6 Rutgers Street	South	Beginning at a point 190 feet west of the westerly curblineline of Livingston Avenue and extending to a point 23 feet west thereof.

SECTION II

Section 10.16.050, Schedule 29, "Time Limit Parking" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>RATE</u>	<u>TIME</u>	<u>HOURS</u>	<u>DAYS</u>
Somerset Street	West	Beginning at a point 85 feet from the southwesterly curblineline of Easton Avenue and extending to a point 366 feet southwest thereof.	\$.50/30 min. \$.25/12 min.	30 min.	8 a.m. - 6 p.m.	Mon. - Fri.

SECTION III

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION IV

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION V

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:

DATED: *May 20, 2015*



 COUNCIL PRESIDENT

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: **JUNE 03, 2015**
Daniel A. Torrisi
 Daniel A. Torrisi, City Clerk
 Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally verified.

	Y	N	AB	NV	N	NV	AB
COUNCILMEMBER							
ANDERSON	X						
ESCOBAR	X						
FLEMING, VP	X						
GARLATTI, M							
EGAN, Pres							

	Y	N	AB	NV	N	NV	AB
COUNCILMEMBER							
ANDERSON	X						
ESCOBAR	X						
FLEMING, VP	X						
GARLATTI, M							
EGAN, Pres							

FIRST READING VOTE ON MAY 20, 2015 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT

ADOPTED ON SECOND READING:
DATED: *June 3, 2015*

Karl P. Egan

COUNCIL PRESIDENT

ATTEST:

Daniel Abene

CITY CLERK

APPROVAL OF THE MAYOR ON THIS *11* DAY OF *June*, 2015.

James M. Cahill

JAMES M. CAHILL, MAYOR

APPROVALS:

CITY ADMINISTRATOR

[Signature]

CITY ATTORNEY
CG/kc

AN ORDINANCE AMENDING ORDINANCE NUMBER O-021503 FIXING SALARIES AND WAGES OF VARIOUS EMPLOYEES REPRESENTED BY THE MUNICIPAL EMPLOYEES ASSOCIATION

BE IT ORDAINED, by the New Brunswick City Council, New Jersey as follows:

SECTION I

Section II, Schedule B, of said Ordinance O-021503 as amended, is further amended as follows:

A. The following two (2) titles are ADDED:

Table with 3 columns: TITLE, RANGE NUMBER, SALARY RANGE. Row 1: Recreation Program Administrator Senior Citizens, 84, \$26,000 - \$53,000. Row 2: Sewer Repairer Supervisor, 91, \$36,000 - \$73,000.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All Ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING: DATED: May 20, 2015

Signature of Kevin P. Egan, COUNCIL PRESIDENT

ADOPTED ON SECOND READING: DATED: June 3, 2015

Signature of Kevin P. Egan, COUNCIL PRESIDENT

Signature of Daniel A. Torrisi, CITY CLERK

APPROVAL OF THE MAYOR ON THIS

11th DAY OF June, 2015. Signature of Mayor.

MAYOR

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: JUNE 03, 2015. Daniel A. Torrisi, City Clerk. Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified.

Table with columns: COUNCILMEMBER, ANDERSON, ESCOBAR, FLEMING, VP, S, Y, N, NV, AB, COUNCILMEMBER, GARLATTI, M, EGAN, Pres, X, Y, N, NV, AB.

Table with columns: COUNCILMEMBER, ANDERSON, ESCOBAR, FLEMING, VP, S, Y, N, NV, AB, COUNCILMEMBER, GARLATTI, M, EGAN, Pres, X, Y, N, NV, AB, M=MOVED, S=SECOND, NV=NO VOICE, AB=ABSENT.

APPROVALS:

CITY ADMINISTRATOR

CITY ATTORNEY

TKS/kc

ORDINANCE AUTHORIZING THE GUARANTY BY THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, OF NOT EXCEEDING \$26,000,000 AGGREGATE PRINCIPAL AMOUNT OF CITY GUARANTEED PARKING REVENUE AND REFUNDING BONDS, SERIES 2015, OF THE PARKING AUTHORITY OF THE CITY OF NEW BRUNSWICK

WHEREAS, the City of New Brunswick, in the County of Middlesex, State of New Jersey (the "City"), pursuant to the Parking Authority Law, as amended and supplemented, N.J.S.A. §40:11A-1 et seq. (the "Act"), has heretofore by ordinance duly enacted, created a body corporate and politic known as the "Parking Authority of the City of New Brunswick" (the "Authority"); and

WHEREAS, the Authority duly adopted on August 27, 1985, and amended and restated in its entirety on September 5, 1985, a resolution entitled "Resolution Authorizing the Issuance of Revenue Bonds of the Parking Authority of the City of New Brunswick" (the "General Bond Resolution"), as such resolution has from time to time been amended and supplemented by the first to thirteenth supplemental resolutions (collectively, the "Bond Resolution"); and

WHEREAS, the General Bond Resolution authorizes the issuance by the Authority, from time to time, of its revenue bonds, in one or more series, for the authorized purposes of the Authority, such bonds being authorized and issued pursuant to a Supplemental Resolution or Supplemental Resolutions; and

WHEREAS, the General Bond Resolution of the Authority requires that any bonds issued by the Authority be guaranteed by the City; and

WHEREAS, pursuant to the Act, the Authority has determined to (a) refund, on an advance basis, up to the entire \$19,775,000 Outstanding aggregate principal amount of Guaranteed Parking Revenue Bonds, Series 2006, dated June 15, 2006 and maturing on and after September 1 in the years 2017 through and including 2036 (the "2006 Refunded Bonds"), and (b) refund, on a current basis, the \$3,525,000 outstanding aggregate principal amount of Series 2014 Subordinated Project Note (Transit Village Project), dated July 11, 2014 and maturing on July 31, 2015 (the "2014 Refunded Note"), together with interest accrued and to accrue on the 2006 Refunded Bonds to the date fixed for redemption (collectively, the "Refunding Project"), which Refunding Project will benefit the inhabitants of the City; and

WHEREAS, the Authority now seeks to issue not to exceed \$26,000,000 aggregate principal amount of Guaranteed Parking Revenue and Refunding Bonds, Series 2015 (the "Series 2015 Bonds") to (i) fund the costs of the Refunding Project, (ii) fund the Bond Reserve Requirement for the Series 2015 Bonds, to the extent required, and (iii) pay costs of issuing the Series 2015 Bonds; and

WHEREAS, in an effort to accomplish the issuance of the Series 2015 Bonds at the lowest possible interest cost, the Authority has requested the City to guarantee the timely payment of the principal of and interest on the Series 2015 Bonds; and

WHEREAS, pursuant to Section 22 of the Act, the City is authorized to unconditionally guarantee the punctual payment of the principal of and the interest on any bonds or notes of the Authority by ordinance duly adopted or by instruments or other action authorized by such ordinance.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring) that:

SECTION 1. Pursuant to and in accordance with Section 22 of the Act, the City is hereby authorized to and does hereby unconditionally guarantee the punctual payment of the principal of and interest on the Authority's City Guaranteed Parking Revenue and Refunding Bonds, Series 2015 (the "City Guaranty"), which bonds, notes or obligations shall be in the aggregate principal amount of not exceeding \$26,000,000 at any one time Outstanding (as defined in the General Bond Resolution) to be issued for the purpose of providing funds to (i) finance the costs of the Refunding Project, (ii) fund the Bond Reserve Requirement for the Series 2015 Bonds, to the extent required, and (iii) pay costs of issuing the Series 2015 Bonds; such Series 2015 Bonds to be dated, to be in such form, to mature, and to bear such rate or rates of interest and to be otherwise as provided or established in or by a resolution or resolutions of the Authority authorizing the issuance thereof which is consistent with the exercise of its public responsibility. The City Guaranty authorized herein shall be given solely in accordance with the Guaranty Agreement (as defined below). The full faith and credit of the City of New Brunswick, in the County of

Middlesex, State of New Jersey, is hereby unconditionally and irrevocably pledged for the full and punctual performance of said City Guaranty.

SECTION 2. The Mayor and City Clerk are each hereby authorized and directed to execute, by manual or facsimile signature, on each of the Series 2015 Bonds, and to affix the seal of the City thereon, language evidencing such City Guaranty of the full and punctual payment of the principal thereof and interest thereon in substantially the following form:

"GUARANTY BY THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

Pursuant to the provisions of the Act referred to in the within Bond, the City of New Brunswick, in the County of Middlesex, New Jersey hereby FULLY AND UNCONDITIONALLY GUARANTEES the punctual payment of the principal of and interest on the within Bond according to its terms and the City of New Brunswick is unconditionally liable for the punctual payment, when due, of the principal of and interest on the within Bond according to its terms.

IN WITNESS WHEREOF, the City of New Brunswick, in the County of Middlesex, New Jersey, has caused this Guaranty to be executed on its behalf by the manual or facsimile signature of its Mayor and the seal of said City to be impressed, imprinted or otherwise reproduced hereon, and attested by the manual or facsimile signature of its City Clerk, all as of the date of the within Bond.

(SEAL)

CITY OF NEW BRUNSWICK,
IN THE COUNTY OF
MIDDLESEX, STATE OF
NEW JERSEY

ATTEST:

_____ By: _____
CITY CLERK MAYOR"

SECTION 3. The Mayor is hereby authorized and directed to execute and deliver an agreement evidencing such City Guaranty of the Series 2015 Bonds in an aggregate principal amount not to exceed \$26,000,000 (the "Guaranty Agreement"), a copy of which is attached hereto and incorporated by this reference herein, on behalf of the City, and the City Clerk is hereby authorized and directed to affix and attest the seal of the City thereon, and said Mayor, Chief Financial Officer, City Clerk and all other officers of the City (collectively, the "City Representatives") are hereby authorized and directed to execute and deliver any and all further instruments and documents, and to do and perform such other acts and things as may be necessary and proper, and to perform all obligations

of the City under the Guaranty Agreement and to fully effectuate the same and the purpose of this ordinance. The Mayor or the Chief Financial Officer of the City, upon the issuance of any obligations by the Authority, shall report in writing to the City Council, setting forth the principal amount and interest rate(s) of the obligations so issued. The authorization of the Mayor to execute the Guaranty Agreement is contingent upon (a) the issuance of positive findings by the Local Finance Board on the Authority's application for the issuance of the Series 2015 Bonds, including approval of and consent to the adoption of this guaranty ordinance and the guaranty of the Series 2015 Bonds by the City, (b) the Authority adopting the supplemental resolution authorizing the issuance of the Series 2015 Bonds, and (c) the issuance of the Series 2015 Bonds by the Authority.

SECTION 4. It is hereby found, determined and declared by this City Council that:

(a) The aggregate maximum principal amount of Series 2015 Bonds of the Authority hereby and hereunder guaranteed as to the payment of principal and interest shall not exceed \$26,000,000 in Series 2015 Bonds at any one time Outstanding;

(b) The purpose described in this ordinance is not a current expense of the City and no part of this cost thereof shall be assessed on the property specially benefited thereby;

(c) the Series 2015 Bonds shall mature no later than twenty-two (22) years from their date of issue;

(d) the City Guaranty authorized herein shall remain effective until the Series 2015 Bonds shall have been paid or payment duly provided for in accordance with their terms and the terms of the Resolution (as hereinafter defined) notwithstanding the occurrence of any other event;

(e) A supplemental debt statement of the City has been made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Division of Local Government Services, New Jersey Department of Community Affairs, and said statement shows that while the gross debt of the City, as defined in the Local Bond Law (N.J.S.A. 40A:2-1 et seq.), is increased \$26,000,000 by this ordinance, upon satisfaction of the conditions set forth in N.J.S.A. 40:11A-22(e), the net debt of the City is not increased by this ordinance, and the obligations of the City

authorized by or incurred pursuant to this ordinance is permitted by an exception to the debt limitations of the Local Bond Law, which exception is contained in the Act.

SECTION 5. This ordinance may be adopted notwithstanding any statutory or other debt limitation of the City, including particularly any limitation or requirement under or pursuant to the Local Bond Law, but the aggregate principal amount of Series 2015 Bonds guaranteed pursuant to this ordinance for the Project, being an amount not to exceed \$26,000,000, shall be reflected in the debt statements of the City in the manner provided in N.J.S.A. 40:11A-22(e). The principal amount of Series 2015 Bonds guaranteed pursuant to this ordinance and included in the gross debt of the City, is deemed to be a deduction from such gross debt under and for all purposes of the Local Bond Law (a) from and after the date of adoption of the ordinance authorizing such guaranty and until the end of the fifth fiscal year beginning next thereafter and (b) in any annual debt statement filed pursuant to the Local Bond Law as of the end of said fifth fiscal year or any subsequent fiscal year if the City shall not have been required to make any payment in such fiscal year on account of the principal of or interest on the portion of the Series 2015 Bonds guaranteed pursuant to this ordinance.

SECTION 6. All other ordinances and parts of ordinances of the City that are inconsistent herewith are hereby repealed.

SECTION 7. The City hereby agrees to comply with the requirements of Rule 15c2-12, as amended and supplemented (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented, including the secondary market disclosure requirements contained therein, and agrees to covenant to such compliance in the Guaranty Agreement. The Mayor and Chief Financial Officer of the City or any other City Representative are each hereby authorized and directed to approve and "deem final" the Preliminary and Final Official Statements of the Authority to the extent the information contained therein relates to the City and to execute and deliver all certificates, documents and agreements to the Authority in connection therewith and to file budgetary, financial and operating data on an annual basis and notices of certain enumerated events as required to comply with and in accordance with the provisions of the Rule.

SECTION 8. The Clerk of the City is hereby authorized and directed to cause the publication of the text of this ordinance in full after introduction and final adoption

in accordance with applicable law and to arrange for the public hearing thereon and final adoption thereof, which public hearing shall be held at the public meeting of the City Council to be held on June 17, 2015.

SECTION 9. Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to such terms in a resolution duly adopted by the Authority on August 27, 1985 and amended and restated in its entirety on September 5, 1985 entitled, "Resolution Authorizing the Issuance of Revenue Bonds of the Parking Authority of the City of New Brunswick" (the "General Bond Resolution"), as such resolution has from time to time been amended and supplemented by the first to thirteenth supplemental resolutions (collectively, the "Bond Resolution"), and as further amended and supplemented by a fourteenth supplemental resolution to be duly adopted by the Authority (the "Fourteenth Supplemental Resolution", and together with the Bond Resolution, the "Resolution").

SECTION 10. This ordinance shall take effect twenty (20) days after the first

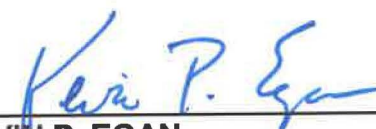
publication thereof after final adoption as provided by law.

ADOPTED ON FIRST READING

DATED: June 3, 2015



DANIEL A. TORRISI
 City Clerk



KEVIN P. EGAN
 Council President

ADOPTED ON SECOND READING

DATED: June 17, 2015

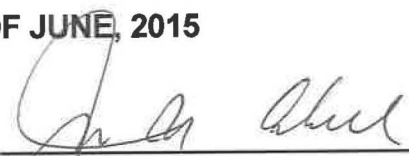


DANIEL A. TORRISI
 City Clerk



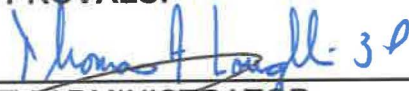
KEVIN P. EGAN
 Council President

APPROVAL BY MAYOR ON THIS 22nd DAY OF JUNE, 2015



JAMES M. CAHILL
 Mayor

APPROVALS:



 CITY ADMINISTRATOR

 CITY ATTORNEY



 CHIEF FINANCIAL OFFICER


Councilmember	Yes	No	No Vote	Absent
John Anderson	X			
Rebecca Escobar S	X			
Glenn Fleming, V. Pres				X
Elizabeth Garlatti M	X			
Kevin. Egan, President	X			

M=Moved S=Second
 First Reading Vote on JUNE 3, 2015
 I, Daniel A. Torrissi, City Clerk of the City of New Brunswick, N.J., do hereby certify that this is a true and correct copy of an ordinance adopted on first reading at the regular meeting of the New Brunswick City Council on: JUNE 3, 2015

Daniel A. Torrissi, City Clerk 

Councilmember	Yes	No	No Vote	Absent
John Anderson	X			
Rebecca Escobar	X			
Glenn Fleming, V. Pres S	X			
Elizabeth Garlatti M	X			
Kevin. Egan, President	X			

M=Moved S=Second
 Second & Final Reading Vote on June 17, 2015
 I, Daniel A. Torrissi, City Clerk of the City of New Brunswick, N.J., do hereby certify that this is a true and correct copy of an ordinance adopted on second and final reading at the regular meeting of the New Brunswick City Council on:

June 17, 2015
 Daniel A. Torrissi, City Clerk 
 Any reproduction of the original document must contain the raised seal of the City of New Brunswick to be legally certified.

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED
GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK,
TITLE 16, LAND DEVELOPMENT CODE**

BE IT ORDAINED by the City Council of the City of New Brunswick as follows:

SECTION I

Title 16, Land Development Code, is hereby amended and supplemented as follows:

Chapter 16.04 - GENERAL PROVISIONS

Sections:

16.04.010-16.04.070 (No Changes)

16.08.010 - Planning Board—Establishment.

There is established pursuant to R.S. 40:55D-1 et seq. in the City a Planning Board of nine members consisting of the following four classes:

- A. Class I: The Mayor or the Mayor's designee.
- B. Class II: One of the officials of the City other than a member of the City Council to be appointed by the Mayor; provided that if there is an Environmental Commission, the member of the Environmental Commission who is also a member of the Planning Board as required by R.S. 40:56A-1 is deemed to be the Class II Planning Board member if there is both a member of the Zoning Board of Adjustment and a member of the Board of Education among Class IV members.
- C. Class III: A member of the City Council to be appointed by it.
- D. Class IV: Six other citizens of the City to be appointed by the Mayor. The members of Class IV hold no other municipal office, and one may be a member of the Board of Education. A member of the Environmental Commission who is also a member of the Planning Board as required by R.S. 40:56A-1 is a Class IV Planning Board member unless there be among the Class IV members of the Planning Board both a member of the Zoning Board of Adjustment and a member of the Board of Education, in which case the member of the Environmental Commission is deemed to be the Class II member of the Planning Board.
- E. Alternates Class IV. Two other citizens of the city to be appointed by the Mayor, these alternate members shall serve for terms of two years; provided, however, that in the event that two alternate members of Class IV are appointed, the initial terms of such members shall be one and two years respectively. Such alternate members shall be designated by the chairman as "Alternate No. 1" and "Alternate No. 2" and shall serve in rotation during the absence or disqualification of any regular member or members of Class IV.

16.08.20-16.08.030 (No Changes)

16.08.040 - Organization of Board.

The Planning Board selects a chairperson and vice chairperson from the members of Class IV and shall also select a secretary who may or may not be a board member.

16.08.050-16.12.080 (No Changes)

16.12.090 - Additional powers.

- A. The Zoning Board of Adjustment shall in addition to the powers specified in Section 16.12.080 of this chapter have power given by law to:
 1. Direct issuance of a permit pursuant to R.S. 40:55D-34 for a building or structure in the bed of a mapped street or public drainage way, flood-control basin or public area reserved on the official map;
 2. Direct issuance of a permit pursuant to R.S. 40:55D-36 for a building or structure not related to a street.
- B. The Board of Adjustment shall have the power to grant to the same extent and subject to the same restrictions as the Planning Board, subdivision or site plan approval pursuant to N.J.S.A. 40:55D-37 et seq. or conditional use approval pursuant to R.S. 40:55D-67 whenever the board is reviewing an application for approval of a variance pursuant to N.J.S.A. 40:55D-70(d).

16.12.100-16.12.110 (No Changes)

16.16.010 - Conflicts of interest.

- A. No member of the Board shall be permitted to act on any matter in which he or she has, either directly or indirectly, any personal or financial interest. No member of the Board shall participate in proceedings in which such member has a conflicting interest that may interfere with the impartial performance of his or her duties as a member of the Board. The decision as to whether a particular interest is sufficient to disqualify shall depend on the facts and circumstances of the particular case. The test shall be whether the circumstances could reasonably be interpreted to show that they had the likely capacity to tempt the Board member to depart from his or her sworn public duty.
- B. The members of the Board shall comply with and be bound by the provisions of the Local Government Ethics Law, N.J.S.A. 40A:9-22.1, et seq. and shall annually file a statement as prepared by the local Finance Board and the Division of Local Government Services, Department of Community Affairs. Pursuant to such law, no Board member shall act in his or her official capacity in any matter where he or she, a member of his or her immediate family or a business organization in which he or she has an interest, has a direct or indirect financial or personal involvement that might reasonably be expected to impair his or her objectivity or independence of judgment.

16.16.040 – Escrow Deposits.

- A. Escrow Deposit Required: In addition to the fees required by Sections 16.24.090 through 16.24.190 of this code, the following system of fixed fees and escrow deposits is established to cover costs incurred by the City for reviewing and hearing applications for development. The Chief Financial Officer shall make all of the payments to professionals for services rendered to the City for review of applications for development, review and preparation of documents, inspection of improvements or other purposes under the provisions of N.J.S.A. 40:55D-1 et seq. The application review and inspection charges shall be limited only to professional charges for review of applications, review and preparation of documents and inspections of developments under construction and for review by outside consultants when an application is of a nature beyond the scope of the expertise of the professionals normally utilized by the municipality. The only cost that shall be added to any such charges shall be actual out-of-pocket expenses of such professionals or consultants including normal and typical expenses incurred in processing applications and inspecting improvements. No applicant shall be charged for any municipal, clerical or administrative functions, overhead expenses, meeting room charges or any of the municipal costs and expenses except as provided for specifically by statute, nor shall a municipal professional add any such charge to their bill.
- B. Reimbursement: The City shall be entitled to be reimbursed for the review of applications, both as to completeness and as to content; for the review and preparation of documents such as, but not limited to; site and other development plans, technical reports, drafting resolutions, developer's agreements, and necessary correspondence with applicant or applicant's professionals. A fixed fee or escrow shall be paid to or deposited with the Department of Planning, Community and Economic Development to cover the cost of any professional fees incurred for review of and/or testimony concerning an application for development, and out-of-pocket expenses such as costs related to scheduling special meetings requested by the applicant.

The term "professional", as used herein, shall include the services of a duly licensed engineer, surveyor, planner, attorney, appraiser or other expert who would provide professional services to ensure that an application complies with the standards set forth in City ordinances and experts whose testimony may be solicited to give further information to the Approving Board in any area addressed by any of applicant's experts.

- C. Escrow Deposit Schedule: Prior to an application being ruled complete, the following sums shall be paid. The amount submitted shall be held in escrow:

Residential Development	Review Escrow
Variance with no site plan or subdivision (1-2 unit detached houses exempted)	\$ 2,000.00
Site Plan Application	
0-10 units	4,000.00
11-25 units	6,000.00
26 or more units	10,000.00
Nonresidential Development	Review Escrow
Variance with no site plan or subdivision	\$ 2,000.00
Site Plan Application	
Total Floor Area	
Less than 1,250 sq. ft.	2,000.00
1,250 sq. ft. to 20,000 sq. ft.	6,000.00

Greater than 20,000 sq. ft.	10,000.00
Subdivision Applications	Review Fee
Minor Subdivision	\$ 600.00
Major Subdivision	1,000.00

- D. **Concept Review Fee:** An applicant requesting an informal conceptual review shall pay an escrow deposit of One Thousand Dollars (\$1,000.00) to cover the cost of the conceptual review.
- E. **Form of Payment:** Every payment or escrow shall be paid or deposited via check or money order.
- F. **Deposits of Funds:** All funds shall be deposited by the Chief Financial Officer in accordance with N.J.S.A. 40:55D-53.1.
- G. **Payments:** Each payment charged to the deposit for review of applications, review and preparation of documents and inspection of improvements shall be pursuant to a voucher from the professional which voucher shall identify the personnel performing the service, and each date the services were performed, the hours spent to one-quarter hour increments, the hourly rate and the expenses incurred. All professionals shall submit vouchers to the Chief Financial Officer on a monthly basis in accordance with the schedules and procedures established by the Chief Financial Officer. The professional shall send an informational copy of all vouchers or statements submitted to the Chief Financial Officer simultaneously to (1) the applicant and (2) the Administrative Officer.

The Chief Financial Officer shall prepare and send to the applicant a statement which shall include an accounting of funds listing all deposits, interest earnings, disbursements and the cumulative balance of the escrow account. This information shall be provided on a quarterly basis, if monthly charges are One Thousand Dollars (\$1,000.00) or less, or on a monthly basis if monthly charges exceed One Thousand Dollars (\$1,000.00).

- H. **Additional Deposits, If Necessary:** If an escrow account or deposit contains insufficient funds to enable the municipality or approving authority to perform required application reviews or improvement inspections, the Chief Financial Officer shall provide the applicant with a notice of the insufficient escrow or deposit balance. In order for work to continue on the development or the application, the applicant shall within a reasonable time period post a deposit to the account in an amount to be agreed upon by the City and the applicant. In the interim, any required health and safety inspections shall be made and charged back against the replenishment of funds.
- I. **Scope of Charges:** All professional charges for review of an application for development, review and preparation of documents or inspection of improvements shall be reasonable and necessary, given the status and progress of the application or construction. Review fees shall be charged only in connection with an application for development presently pending before the approving authority or upon review of compliance with the conditions of approval, or review of requests for modification or amendment made by the applicant. A professional shall not review items which are subject to approval by any State governmental agency and not under municipal jurisdiction except to the extent consultation with a State agency is necessary due to the effect of State approvals on the subdivision or site plan.
- J. **Limitation of Inspection Fees.** Inspection fees shall be charged only for actual work shown on a subdivision or site plan or required by an approving resolution. Professionals inspecting improvements under construction shall charge only for inspections that are reasonably necessary to check the progress and quality of the work and such inspections shall be reasonably based on the approved development plans and documents.
- K. **Payment Required Prior to Issuance of Permits:** No zoning permits, building permits, certificates of occupancy or any other types of permits may be issued with respect to any approved application for development until all bills for reimbursable services have been received by the municipality from professional personnel rendering services in connection with such application and payment has been made.
- L. **Close Out Procedures:** The following close-out procedure shall apply to all deposits and escrow accounts and shall commence after the approving authority has granted final approval and signed the subdivision plat or site plan, in the case of application review escrows and deposits, or after the improvements have been approved as provided in N.J.S.A. 40:55D-53, in the case of improvement inspection escrows and deposits. The applicant shall send written notice by certified mail to the Chief Financial Officer of the municipality and the approving authority, and to the relevant municipal professional, that the application or the improvements, as the case may be, are completed. After receipt of such notice, the professional shall render a final bill to the Chief Financial Officer of the municipality within 30 days, and shall send a copy simultaneously to the applicant. The Chief Financial Officer of the municipality shall render a written final accounting to the applicant on the uses to which the deposit was put within 45 days of receipt of the final bill. Any balances remaining in the deposit or escrow account, including

interest in accordance with N.J.S.A. 40:55D-53.1, shall be refunded to the developer along with the final accounting.

16.16.050 - Hearings.

- A. Rules. The Planning Board and Zoning Board of Adjustment may separately make rules governing the conduct of hearings before each board. Said rules shall not be inconsistent with the provision of N.J.S.A. 40:55D-1 et seq. or of this chapter.
- B. Oaths. The Chair, the Board Attorney or person designated by the Chair shall have power to administer oaths and issue subpoenas to compel the attendance of witnesses and the production of relevant evidence, including witnesses and documents presented by the parties, and the provisions of the "County and Municipal Investigations Law" C. 38, P.L. 1953, N.J.S.A. 2A:67A-1 et seq. shall apply.
- C. Testimony. The testimony of all witnesses relating to an application for development is taken under oath or affirmation and the right of cross-examination is permitted to all interested parties through their attorneys, if represented, or directly, if not represented, subject to the discretion of the Chair and to reasonable limitations as to time and number of witnesses. Restrictions by the Chair must be reasonable in accordance with due process of law.
- D. Evidence. Technical rules of evidence are not applicable to the hearing, but the board may exclude irrelevant, immaterial or unduly repetitious evidence.
- E. Records. Each board provides for the verbatim recording of the proceedings by either stenographer, mechanical or electronic means at applicants expense. The board shall furnish a transcript or duplicate recording in lieu thereof on request to any interested party at his or her expense.

16.16.060-16.16.070 (No Changes)

16.16.080 - Decisions.

- A. Decision in Writing. Each decision on any application for development is set forth in writing as a resolution of the board which includes findings of fact and legal conclusions based thereon.
- B. Copies to Certain Parties. A copy of the decision is mailed by the board within ten (10) days of the date of decision to the applicant or if represented, then to his or her attorney, without separate charge. A copy of the decision is also mailed to all persons who have requested it and who have paid the fee prescribed by the board for such service.

16.16.090-16.20.010 (No Changes)

16.20.020 - Duties and responsibilities.

The technical advisory committee shall have the following duties and responsibilities:

- A. The Technical Advisory Committee shall review all development applications. In order for an application to be reviewed by the Technical Advisory Committee, documents required by the administrative officer for referral to the committee must be received by the Division of Planning at least twenty (20) days prior to the date of the Technical Advisory Committee meeting. All revisions to documents which are part of an application certified to be complete must be submitted at least twenty (20) days prior to the date of a subsequent Technical Advisory Committee meeting at which the revisions are to be reviewed. No application for development is scheduled for review by the Planning Board or Board of Adjustment until such time as the Technical Advisory Committee has certified, in writing, that the applicant has complied with all of the provisions of this chapter. Waiver of the above may only occur in the event that the Technical Advisory Committee determines that any particular recommendation(s) and/or requirement(s) cannot be addressed prior to a hearing by the appropriate board.
- B. Determine whether the application complies with the technical standards established pursuant to City ordinances and applicable state regulations and advise the applicable board with respect thereto;
- C. Make recommendations on the design and technical elements of an application to the applicable board;
- D. Recommend to the applicable board, where appropriate, action regarding waiver of particular technical requirements, or imposition of standards;
- E. Review applications for facade improvements, and recommend appropriate action to the applicable board;
- F. Act as the Minor Site Plan Committee and Minor Subdivision Committee of the Planning Board in accord with 16.24.120 and 16.28.070; and
- G. Review such other matters as are requested by the chairpersons of the planning board or zoning board or zoning board of adjustment.

16.20.030 – 16.24.060 (No Changes)

16.24.060 - Site plan review—Where required.

Unless specifically exempted hereinafter, site plan approval in accordance with this chapter is required for all development. No certificate of occupancy is issued unless there has been compliance with all of the terms and provisions of site plan approval.

16.24.070 - Site plan exemption.

- A. No site plan application and approval is required prior to the issuance of a building permit or a certificate of occupancy for any of the following types of development:
1. Interior alterations provided that no expansion of a nonconforming use results from same;
 2. Erection or placement of signage which is in conformance with the provisions of the City's zoning ordinance;
 3. Single-family and two-family dwellings and accessory structures to such uses;
 4. Changes in use in which the use is permitted and parking for the use is provided on the subject site in conformance with the city's zoning ordinance;
 5. Accessory structures limited to eight feet by ten (10) feet in size and further provided that no such structure exceeds ten (10) feet in height; and
 6. Façade changes and renovations that do not expand the building coverage, impervious coverage, floor area or building height.
- B. Notwithstanding the above, prior to the issuance of a building permit or a Certificate of Occupancy, the Administrative Officer shall obtain an opinion from the Technical Advisory Committee that the proposed development will not have any adverse impacts upon drainage, any public improvements or the surrounding area.

16.24.080 - Minor site plan.

Approval by the Minor Site Plan Committee of the Planning Board of a minor site plan application prior to the issuance of a building permit or Certificate of Occupancy is required for the following types of development:

- A. Additions to buildings or the construction of accessory buildings which would result in an increase of less than ten (10) percent to the existing gross floor area of the building(s) on the lot and further provided that the addition will not require an increase of greater than ten (10) percent to the existing number of parking spaces on site. Be it further provided that the proposed development must comply with all existing zoning requirements.

16.24.090 - (No Changes)

16.24.100 - Site plan application.

- A. An applicant must file with the Administrative Officer the following documents:
1. Completed site plan review application form;
 2. Application fee (see Section 16.24.260);
 3. Certification of paid taxes;
 4. Certified list of all property owners within two hundred (200) feet of subject property;
 5. Two copies of any protective covenants, deed restrictions, easements, court decisions or board decisions affecting the property and submission of an easement due diligence checklist certification;
 6. Survey of property;
 7. Letter of principal points describing the proposed development;
 8. Complete set of drainage calculations as per the requirements set forth in Section 16.24.270, Section 16.24.270A, or Section 10.2 of the city's engineering standards, whichever is applicable;
 9. Completed variance application form (if applicable);
 10. A written statement of anticipated traffic impacts of the proposed development;
 11. A written statement of the environmental impacts of the proposed development;
 12. For any application for the construction of multi-family dwellings of three or more units, single family developments of 50 or more units or any commercial, institutional, or industrial development for the utilization of 1,000 square feet or more of land: must provide a recycling plan. This plan must contain, at a minimum, the following:
 - a) A detailed analysis of the expected composition and amounts of solid waste and recyclables generated at the proposed development and
 - b) Locations documented on the application's site plan that provide for convenient recycling opportunities for all owners, tenants, and occupants. The recycling area shall be of sufficient

size, convenient location and contain other attributes (signage, lighting, fencing, etc.) as may be determined by the Municipal Recycling Coordinator.

13. Nineteen (19) copies of site plan in accordance with Sections 16.24.190 and 16.24.270 and prepared in accordance with N.J.A.C. 13:40-7, which must also include the following:
 - a. A landscaping plan which lists the species of plants to be provided, the calipers and/or height of any trees, the spacing proposed between each plant, and details of any proposed planters;
 - b. A lighting plan which shows a detail of any proposed lighting fixture and includes photometric contours to indicate the intensity of any lighting;
 - c. A grading plan showing existing contours at intervals of one foot where slopes are three percent or less and intervals of two feet where slopes are more than three percent, based upon U.S. Coast and Geodetic Survey data. Where any changes in contours are proposed, existing grades are indicated by a dashed line and finished grades are shown by solid lines;
 - d. A utility plan showing the dimensions and locations of all existing and proposed utilities, including water, electric, gas, sanitary sewer and storm sewer; and
 - e. Soil erosion and sediment control plan.
 14. Architectural plans, including floor plans depicting all rooms dimensions, room uses, all means of ingress and egress and elevations of all visible sides of buildings;
 15. Site logistics plans, if any sidewalks or streets are to be closed for construction staging or safety;
 16. Personal document file (PDF) of the site plan, subdivision plat and architectural plans;
 17. Payment of professional review escrow fees in accordance with Section 16.16.040;
 18. Middlesex County Utility Authority tracking form;
 19. Written requests for waivers of any site plan submission standards;
 20. If determined necessary by the administrative officer, a Phase 1 environmental report or a no further action letter from the New Jersey Department of Environmental Protection; and
 21. If determined necessary by the administrative officer, a site traffic circulation plan graphically showing the ability of vehicles anticipated to use the site to navigate through the site without obstruction.
- B. Any applicant may request the Administrative Officer to waive any of the above required documents. The request must be made in writing and must specifically state the reasons for the waiver request. Upon receipt of a request to waive certain requirements, it shall be the duty of the Administrative Officer to render a decision regarding the request within ten (10) days of receipt of same.
- C. Submittal of all of the above mentioned items constitutes a complete application as per N.J.S.A. 40:55D-10.3. Failure to submit all of the above mentioned items constitutes an incomplete application and the Administrative Officer shall notify applicant of same, in writing, within forty-five (45) days of submission of the application.
- D. The application must be submitted to the Technical Advisory Committee and/or the Minor Site Plan Committee of the Planning Board for its review and approval in accordance with the provisions of Sections 16.24.110 and 16.24.120 of this chapter. The application may be submitted to the Technical Advisory Committee before it is deemed complete.

16.24.120 - Minor Site Plan Committee.

There is established a Minor Site Plan Committee of the Planning Board. The committee consists of at least one member of the Planning Board who is appointed by the chairperson of the Planning Board. The remaining members of the Minor Site Plan Committee consist of the representatives of the Technical Advisory Committee. It shall be the duty of the committee to review all development applications classified by the Administrative Officer as being minor site plan applications in accordance with Section 16.24.080 of this chapter. In accordance with the provisions of N.J.S.A. 40:55D-46.1, no notice or public hearing is required in order for the Minor Site Plan Committee of the Planning Board to approve a minor site plan.

16.24.130 - Preliminary site plan approval.

Upon written certification by the Technical Advisory Committee that an application for development is in compliance with all of the provisions of this chapter, an applicant submits nineteen (19) copies of the site plan and all other related drawings to the Administrative Officer. Submission of the above must be made at least ten (10) days prior to the date of the public hearing on the application. Nothing in this chapter precludes an applicant from seeking both preliminary and final site plan approval at the same time.

16.24.140 - Final site plan approval.

An applicant files with the Administrative Officer a completed site plan review application form, a letter of principal points discussing all changes and modifications from the approved preliminary site plan and nineteen (19) copies of the final site plan for review by the Technical Advisory Committee. The final site plan incorporates any changes or modifications proposed by the applicant or required by the Planning Board or Board of Adjustment. Upon certification from the Technical Advisory Committee that the final site plan is in compliance with preliminary site plan approval, the applicant submits nineteen (19) copies of the final site plan for board review. Nothing in this chapter precludes an applicant from seeking both preliminary and final site plan approval at the same time.

16.24.150 – 16.28.090. (No Changes)

16.28.110 – 16.28.150 (No Changes)

SECTION II

SEVERABILITY:

If any section, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction such finding shall not affect the remaining provisions hereof and the entire Ordinance shall be null and void.

SECTION III

REPEALER:

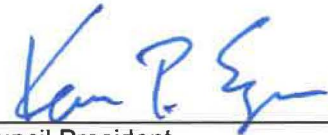
All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

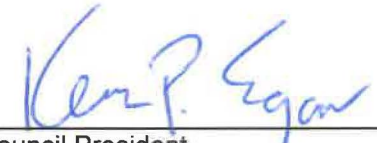
This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING
DATED: *June 17, 2015*



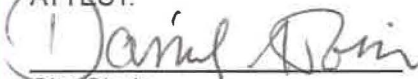
Council President

ADOPTED ON SECOND READING
DATED: *July 1, 2015*



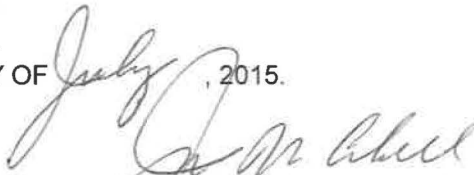
Council President

ATTEST:



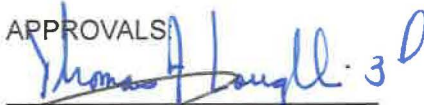
City Clerk

APPROVAL OF THE MAYOR ON THIS *9th* DAY OF *July*, 2015.



Mayor

APPROVALS:



City Administrator

City Attorney



Department Planning, Community and Economic Development

TKS/kc

I, Daniel A. Torrist, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: *July 1, 2015*
Daniel A. Torrist
Daniel A. Torrist, City Clerk
Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

COUNCILMEMBER	V	N	AB	COUNCILMEMBER	V	N	AB
ANDERSON	X			GARLATTI, S	X		
ESCOBAR	X			EGAN, Pres	X		
FLEMING, VP	X						

COUNCILMEMBER	V	N	AB	COUNCILMEMBER	V	N	AB
ANDERSON	X			GARLATTI, M	X		
ESCOBAR	X			EGAN, Pres	X		
FLEMING, VP	X						

FIRST READING VOTE ON JUNE 17, 2015 M=MOVED S=SECOND NV=NO VOTE AB=ABSENT

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK CHAPTER 10, "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Section 10.20.010, Schedule 39, "Parking Zones for Handicapped Persons" is hereby amended to **DELETE** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
304 Redmond Street (Placard No. P1037233)	Southwest	Beginning at a point 211 feet from the southeasterly curbline of Railroad Avenue and extending to a point 20 feet southeast thereof.
28A Mine Street (Placard No. P1088486)	East	Beginning at a point 118 feet from the northwesterly curbline of Union Street and extending to a point 23 feet northeast thereof.

SECTION II

Section 10.20.010, Schedule 39, "Parking Zones for Handicapped Persons" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
304 Redmond Street (Placard No. P1396316)	Southwest	Beginning at a point 211 feet from the southeasterly curbline of Railroad Avenue and extending to a point 20 feet southeast thereof.

SECTION III

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION IV

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

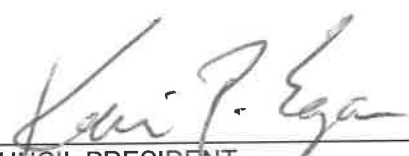
SECTION V

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:

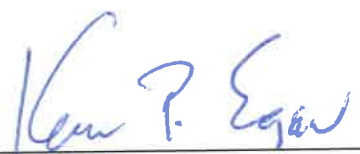
DATED: July 15, 2015



 COUNCIL PRESIDENT

ADOPTED ON SECOND READING:

DATED: August 5, 2015



 COUNCIL PRESIDENT

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance, adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: August 5, 2015
 Daniel A. Torrisi, City Clerk
 Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X			
ESCOBAR	X			
FLEMING, VP	X			
COUNCILMEMBER	Y	N	NV	AB
GARLATTI, S	X			
EGAN, Pres	X			

COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X			
ESCOBAR	X			
FLEMING, VP	X			
COUNCILMEMBER	Y	N	NV	AB
GARLATTI, M	X			
EGAN, Pres	X			

FIRST READING VOTE ON JULY 15, 2015 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT

ATTEST:

David Rubin
CITY CLERK

APPROVAL OF THE MAYOR ON THIS 6th DAY OF August, 2015.

James M. Cahill
JAMES M. CAHILL, MAYOR

APPROVALS:

Thomas A. Loughlin, III
CITY ADMINISTRATOR

[Signature]
CITY ATTORNEY

TKS/kc

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK TITLE 10, "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the City Council of the City of New Brunswick, as follows:

SECTION I

Title 10, Chapter 10.12, Section 10.12.210 - Schedule 21, "Mid-Block Crosswalks" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>LOCATION</u>
Seminary Place	From a point 263 feet west of the westerly curblineline of George Street and extending 10 feet westerly thereof.
Seminary Place	From a point 392 feet west of the westerly curblineline of George Street and extending 10 feet westerly thereof.
Seminary Place	From a point 664 feet west of the westerly curblineline of George Street and extending 10 feet westerly thereof.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

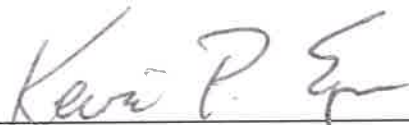
All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

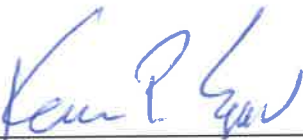
This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:
DATED: July 15, 2015




 COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
DATED: August 5, 2015



 COUNCIL PRESIDENT

ATTEST:



 CITY CLERK

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: August 5, 2015
 Daniel A. Torrisi, City Clerk
 Any reproduction of the Original Ordinance must contain the printed seal of the City of New Brunswick to be legally certified

	Y	N	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X			GARLATTI	X			
ESCOBAR	X			EGAN, Pres	X			
FLEMING, VP	S							

	Y	N	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X			GARLATTI, M	X			
ESCOBAR	X			EGAN, Pres	X			
FLEMING, VP	S							

FIRST READING VOTE ON JULY 15, 2015 M=MOVED S=SECOND NV=NO VOTE AB=ABSENT

APPROVAL OF THE MAYOR ON THIS 6th DAY OF August, 2015.

[Signature]
MAYOR

APPROVALS:

[Signature]
CITY ADMINISTRATOR

[Signature]
CITY ATTORNEY

[Signature]
CITY ENGINEER

WJH/kc

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL
ORDINANCES OF THE CITY OF NEW BRUNSWICK
TITLE 12, "STREETS, SIDEWALKS AND PUBLIC PLACES"**

BE IT ORDAINED by the City Council of the City of New Brunswick, as follows:

SECTION I

Title 12, Chapter 12.12, Section 12.12.010 through 12.12.080 "**Street and Sidewalk Obstructions**" is hereby amended to **DELETE** current Chapter 12.12 and **REPLACE** it with the revised Chapter 12.12:

Chapter 12.12 - STREET AND SIDEWALK OBSTRUCTIONS

Sections:

- 12.12.010 Obstruction defined.**
- 12.12.020 Exceptions.**
- 12.12.030 Police powers.**
- 12.12.040 Obstructions at intersections.**
- 12.12.050 Temporary Street Closures.**
- 12.12.060 Sidewalk and Roadway Lane Closures.**
- 12.12.070 Penalties**
- 12.12.080 Permit Fees**

12.12.010 – Obstruction defined.

No person shall obstruct the free and lawful passage of pedestrians and vehicles on the streets and sidewalks of the city by placing or maintaining any table, stand, show case or any box, barrel, can, package, equipment, materials, barricades, or thing whatsoever on or over a street or sidewalk, or in any other manner whatsoever.

12.12.020 – Exceptions.

This chapter shall not apply:

- A. Where the obstruction is caused by the loading or unloading of goods, wares or merchandise to and from vehicles in such a manner as to cause a minimum of obstruction which is necessary and unavoidable, but in no case shall the obstruction be permitted in excess of thirty (30) minutes;
- B. To receptacles for garbage, ashes or refuse lawfully placed on or in sidewalk areas for collection;
- C. To temporary or permanent obstructions approved by the resolution of the city council upon a showing of public convenience or necessity;
- D. To sidewalk cafes, meaning areas within the public right-of-way where tables and chairs are placed for the purpose of the consumption of food and beverages purchased from an existing establishment which serves food and/or beverages, subject to the conditions stipulated in Prior Code Chapter 22, Zoning, D-D Downtown Development District, prior code subsection 22-7.8f, Sidewalks, Cafes, and the following conditions:
 - 1. The use authorized is for the hours from ten a.m. to twelve midnight daily, including Sunday.
 - 2. No lights (except low level lighting not exceeding one foot candle power) may be used; no light shall shine directly into any public roadway.
 - 3. No permanent furniture or other items of personal property may be constructed or affixed to the sidewalk or curb, except as approved by specific resolution of council for periods not to exceed six months, annually.
 - 4. No signs are authorized other than those previously or hereafter approved pursuant to

Prior Code Section 22-11.

5. A clear, straight and unobstructed passage for pedestrians of at least five feet in width shall be maintained at all times.
6. Insurance naming the city of New Brunswick and its officers, agents and, employees as additional insured is obtained in the amount of five hundred thousand dollars (\$500,000.00) and satisfactory proof of such insurance shall be presented to the City Engineer, provided that cafes which obtain approvals pursuant to subsection (D)(3) of this section shall obtain insurance in the amount of one million dollars (\$1,000,000.00).
7. A sketch showing the proposed location of tables, chairs and umbrellas is prepared and submitted to the City Engineer and the director of policy, planning and economic development for approval prior to the use of the sidewalk area.
8. All furniture and umbrellas are of lawn, cafe or similar type and are constructed of plastic, wood or wrought iron.
9. Furniture and equipment are removed from the sidewalk areas and stored inside the establishment, except during the times and hours authorized, except such equipment as has been authorized pursuant to subsection (D)(3) of this section.
10. Nothing contained in this chapter authorizes the serving of food on the sidewalk, except in accordance with a retail food establishment license specifically incorporating the sidewalk location, provided that the city clerk is authorized to issue amended licenses at a fee of fifty dollars (\$50.00).
11. Nothing contained in this Chapter authorizes the serving of alcoholic beverages, except where the license issued by the licensing authority specifically describes the sidewalk area as a part of the licensed premises and provided that the provisions of Chapter 9.04 of the revised general ordinances of the city prohibiting drinking in public will be suspended as to the area for which a sidewalk cafe permit has been issued.
12. The use of the sidewalk area is immediately terminated pursuant to an order of the senior police or fire official present, when necessary in the opinion of the official to respond to the needs of law enforcement or fire suppression.
13. Wait service, one hundred dollars (\$100.00) per table; self-service, twenty-five dollars (\$25.00) per table. Such permit may be utilized by the holder thereof during such period as the holder determines.
14. Violations of this section or of sidewalk cafe permits authorized hereunder are prosecuted pursuant to Section 12.12.030 of this chapter.
15. Licensees will be responsible for maintaining the cleanliness of any sidewalk area used by them.

12.12.030 – Police powers.

The police department is given full power and authority to prevent obstructions in violations of this chapter and to remove any such obstruction after giving to the owner of the premises abutting the area so obstructed a reasonable notice to remove the obstruction.

12.12.040 – Obstructions at intersections.

At the intersection or interception of two or more streets, no person, corporation or other entity shall permit or maintain a hedge, fence or wall higher than two and one-half feet above curb level or any obstruction to vision, other than a post or tree not exceeding one square foot in cross-section area within the triangular area formed by the intersecting street lines and a straight line joining the street lines at points which are twenty-five (25) feet distant from the point of intersection measured along the street line.

12.12.050 – Storage of construction equipment on municipal right-of-way.

A. Every person, partnership or corporation desiring to utilize any portion of a municipal right-of-way for the placement or storage of construction equipment during construction submits a written request for approval to the city engineer.

2. The engineer, after consultation with the chief of police, may approve such request if, in his or her judgment, the approval can be granted consistent with public safety, provided that the applicant furnishes proof of insurance for general public liability naming the city as an additional insured in the amount of at least one million dollars (\$1,000,000.00) and deposits in escrow a sum determined by the city engineer not in excess of two thousand dollars (\$2,000.00). The required escrow is returned upon removal of the construction equipment provided there has been no damage to the right-of-way or upon repair of such damage.

12.12.060 – Street or Sidewalk Closures.

A. No roadway or sidewalk shall be temporarily blocked or closed for the purposes of building maintenance or other related activities unless a permit has been obtained from the Department of Engineering.

B. No vehicle may park, stop or stand in any sidewalk or roadway lane that has been closed, other than vehicles in the process of loading or unloading materials, equipment or supplies, or which are otherwise required for the activity for which the permit has been obtained. A vehicle used to transport contractors or their employees or any other persons to or from the location of the closure shall not be considered to be a vehicle required for such activity.

C. The Department of Engineering shall not issue any permit authorizing the closure of any sidewalk under the provisions of this Chapter, any regulation promulgated under this Chapter 12, or any other authority, without first making a written determination that a covered walkway is impracticable in the circumstances. If a permit application seeks closure of a sidewalk that will extend beyond 30 days, then the permit application must be accompanied by an analysis prepared by an engineer licensed by the State of New Jersey concluding that a covered walkway is impracticable in the circumstances, and the Department shall consider such analysis before making its own written determination.

D. In addition to any requirements of this Section, the Department of Engineering shall require signage, barriers, and other means to create safe and adequate walkways, closures and sidewalk detours.

E. Closing a sidewalk for a period of more than twenty-four (24) hours without first obtaining a sidewalk closure permit from the Department shall result in the issuance of a Stop Work Order and failure to obtain a permit within seven (7) days of notification (verbal or written) of the need, will result in the issuance of a summons.

F. *Sidewalk Closure Sign Postings.*

1. In addition to any State or Federal sign regulations, a sign noting that a sidewalk is closed shall be posted at all sites where a permit has been issued to close a sidewalk. The signs shall be posted at each end where the sidewalk has been closed to pedestrians and shall be as directed by the Department of Engineering.
2. It shall be the responsibility of the sidewalk closure permit applicant to print and post the signs required by this Section. Signs shall be compliant with and located as required by the MUTCD.
3. Any person who fails to post a sign required by this Section shall be in violation of the City Ordinance and shall receive a fine of One Hundred Fifty (\$150) dollars. Each day this condition exists shall be considered a separate violation for the purposes of this Section.

G. Construction materials used in connection with the construction or repair of a building, footway or other structure may be temporarily stored upon the roadway or sidewalk if a permit to do so has been obtained.

1. The permit shall be issued by the Department of Engineering for such period of time as the Department deems necessary and reasonable.
2. The permit shall be displayed at all times in a conspicuous place on the occupied roadway or sidewalk.
3. The occupied area shall not exceed the frontage of the premises to be built upon or repair; except that if written permission is obtained from the adjoining property owners and the space is for storage of materials for use in reconstruction. An additional 30 feet

may be occupied on each side of the building frontage for which the permit is granted.

12.12.070 – Penalties.

Penalties. In addition to any other sanctions or remedial procedure, the penalty for violation of any of the provisions of this Chapter shall be a fine of not more than three hundred (\$300) dollars for each offense, and an additional fine of not more than one hundred (\$100) dollars for each day the violation continues after the expiration of the time allowed for compliance.

12.12.080 – Permit Fees.

The Department of Engineering is authorized to charge fees for permits provided for in this Section, which fees shall be as provided in the Permit Rate Schedule. Any permit issued can be renewed upon written request, and at the same rates as noted in the Permit Rate Schedule.

Permit Rate Schedule

Street Closure Permits		
City of New Brunswick Street Closure Permit Rates		
Permit Cost per Location = Rate x Unit of Measure x Time		
Closure Type	Rate	Maximum Duration
Sidewalk Shelter Platform with 6' Wide Pedestrian Walkway	No Charge	1 year
Partial Sidewalk Closure	\$1.00 per foot per week*	90 days
Full Sidewalk Closure	\$4.00 per foot per week*	90 days
Full Sidewalk Closure Accompanied by Creation of Protected Footway in Parking Lane	\$2.00 per foot per week*	180 days
Parking Lane	\$2.00 per foot per week*	90 days
Travel Lane	\$4.00 per foot per week*	1 year
Portable On-Demand Storage Unit (PODS) Only, Within Right-of-Way	\$40 per POD	5 days
Full Street Closure - 5 days or less	\$250 per block per day	5 days
Full Street Closure - More than 5 days	\$1,000 per block per week**	90 days
Window Washing/Building Maintenance/Sidewalk Closure (Full or Partial)	\$150 per block	90 days
<p>*There is a minimum weekly fee of \$40 per closure type per block and a maximum yearly fee of \$50,000 per closure type per block. For full sidewalk closures, the minimum weekly rate after the first week is \$200 per block.</p> <p>**For full closures over five days, there is a maximum yearly fee per block of \$50,000.</p>		

I, Daniel A. Terrisi, City Clerk for the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: August 5, 2015
Daniel A. Terrisi, City Clerk
Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

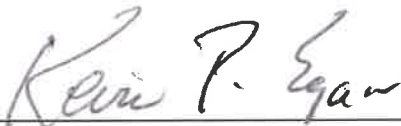
All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

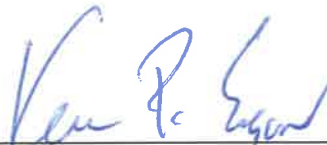
This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:
DATED: July 15, 2015




COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
DATED: August 5, 2015



COUNCIL PRESIDENT

ATTEST:



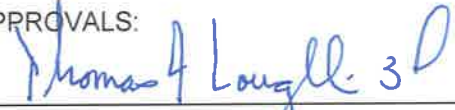
CITY CLERK

APPROVAL OF THE MAYOR ON THIS 07 DAY OF August, 2015.

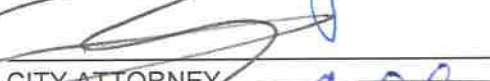



MAYOR

APPROVALS:



CITY ADMINISTRATOR



CITY ATTORNEY


CITY ENGINEER
WJH/kc

COUNCILMEMBER	Y	N	AB	COUNCILMEMBER	Y	N	AB
ANDERSON	X			GARLATTI, M	X		
ESCOBAR	X			EGAN, Pres	X		
FLEMING, VP	X						

COUNCILMEMBER	Y	N	AB	COUNCILMEMBER	Y	N	AB
ANDERSON	X			GARLATTI, M	X		
ESCOBAR	X			EGAN, Pres	X		
FLEMING, VP	X						

M=MOVED S=SECOND NV=NO VOTE AB=ABSENT
FIRST READING VOTE ON JULY 15, 2015

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL
ORDINANCES OF THE CITY OF NEW BRUNSWICK
TITLE 10, "VEHICLES AND TRAFFIC"**

BE IT ORDAINED by the City Council of the City of New Brunswick, as follows:

SECTION I

Title 10, Chapter 10.16, Section 10.16.050, Schedule 29, "**Parking Time Limited on Certain Streets**" shall be amended to read as follows:

STREET	SIDE	LOCATION	RATE	TIME	HOURS	DAYS
Albany Street	South	Beginning at a point 113 feet from the easterly curbline of George Street and extending to a point 328.6 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Albany Street	South	Spring Street to Neilson Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Baldwin Street (World War I Monument Park)	Southwest	From French Street to Jersey Avenue.	\$1.50/hour	1 hour	8 a.m.-6 p.m.	Mon.-Sat.
Bayard Street	North	Beginning 35 feet from the easterly curbline of Elm Row to a point 122 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Bayard Street	North	Beginning 35 feet from the westerly curbline of George Street and extending to a point 102 feet west thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Bayard Street	North	Beginning at a point 283 feet from the westerly curbline of Elm Row and extending to a point 80 feet west thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Bayard Street	North	Beginning at a point 35 feet from the westerly curbline of Elm Row and extending to a point 120 feet west thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Bayard Street	North	Between Joyce Kilmer Avenue and Railroad Avenue.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.

Bayard Street	South	Beginning 35 feet from the westerly curbline of Neilson Street to point 360 feet west thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Bayard Street	South	Beginning at a point 43 feet west of the westerly curbline of Neilson Street and extending to a point 168 feet west thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Bayard Street	South	Kirkpatrick Street to George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Bayard Street	Southwest	Beginning 179 feet from the westerly curbline of French Street and extending to a point 36 feet southwest thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Bishop Place	East	Beginning 368.8 feet from the northerly curbline of George Street and extending to a point 154 feet north thereof.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.
Church Street	South	Beginning 106 feet from the easterly curbline of Jelin Street and extending to a point 44 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Church Street	South	Beginning 30 feet from the northeasterly curbline of Jelin Street and extending to a point 50 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Church Street	South	Beginning at a point 244 feet from the easterly curbline of Jelin Street and extending to a point 140 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Church Street	South	Beginning at a point 415.10 feet from the easterly curbline of Jelin Street and extending to a point 66 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.

Church Street	North	Beginning 145 feet from the easterly curbline of George Street and extending to a point 205 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Church Street	North	George Street to Neilson Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Church Street	North	Spring Alley to George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
College Avenue	All	Somerset Street to Lafayette Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
College Avenue	East	Beginning 492 feet from the westerly curbline of Hamilton Street and extending to George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
College Avenue	East	Hamilton Street to Somerset Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
College Avenue	Northeast	Beginning 248.2 feet from the southeasterly curbline of Seminary Place and extending to a point 132 feet southeast thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
College Avenue	Southwest	Hamilton Street to Somerset Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
College Avenue	West	George Street to Senior Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.

Dennis Street	East	Hiram Square to Richmond Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Easton Avenue	East	Hamilton Street to Wall Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Easton Avenue	South	Beginning 205.6 feet from the westerly curbline of Courtlandt Street and extending to a point 40 feet northwest thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Easton Avenue	South	Beginning 339.6 feet from the westerly curbline of Courtlandt Street and extending to a point 108 feet northwest thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Easton Avenue	Southwest	Beginning 83.5 feet from the southeasterly curbline of Somerset Street and extending to a point 198.3 feet southeast thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Easton Avenue	West	Condict Street to Somerset Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Easton Avenue	West	Hamilton Street to Condict Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Elm Row	East	Beginning 35 feet from the northerly curbline of Bayard Street and extending to a point 175 feet north thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
French Street	North	Joyce Kilmer Avenue to Bethany Street.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.
French Street	South	Joyce Kilmer Avenue to Bethany Street.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.
George Street	East	Morris Street to Oliver Street.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.

George Street	West	Beginning 202 feet from the westerly curbline of Throop Avenue and extending to a point 160 feet southwest thereof.	\$1.50/hour	2 hours	8 a.m.-4 p.m.	Mon.-Sat.
George Street	West	Beginning 25 feet from the westerly curbline of Throop Avenue and extending to a point 160 feet southwest thereof.	\$1.50/hour	2 hours	8 a.m.-4 p.m.	Mon.-Sat.
George Street	West	Beginning at a point 60 feet south of the southerly curbline of New Street and extending to a point 105 feet north of the northerly curbline of Remsen Avenue.	\$1.50/hour	1 hour	8 a.m.-6 p.m.	Mon.-Sat.
George Street	West	Somerset Street to Washington Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Hamilton Street	North	Easton Avenue to George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Hamilton Street	South	College Avenue to George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Handy Street	Southwest	Beginning at a point 236.6 feet from the southeasterly curbline of Railroad Avenue and extending to a point 22 feet southeast thereof.	\$1.50/hour	1 hour	8 a.m.-6 p.m.	Mon.-Sat.
Handy Street	Southwest	Beginning at a point 286.6 feet from the southeasterly curbline of Railroad Avenue and extending to a point 22 feet southeast thereof.	\$1.50/hour	1 hour	8 a.m.-6 p.m.	Mon.-Sat.
Handy Street	Southwest	Beginning at a point 67.6 feet from the southeasterly curbline of Railroad Avenue and extending to a point 66 feet southeast thereof.	\$1.50/hour	1 hour	8 a.m.-6 p.m.	Mon.-Sat.
Huntington Street	North	College Avenue to George Street.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.
Huntington Street	South	College Avenue to George Street.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.

Jersey Avenue	South	French Street to Handy Street.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.
Jones Avenue	East	Suydam Street to Townsend Street.	\$1.50/hour	2 hours	10 a.m.-6 p.m.	Mon.-Sat.
Jones Avenue	East	Townsend Street to Redmond Street.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.
Joyce Kilmer Avenue	East	Redmond Street to French Street.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.
Joyce Kilmer Avenue	West	Redmond Street to New Street.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.
Liberty Street	South	Beginning 148.5 feet from the easterly curblin e of George Street and extending to a point 280 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Little Albany Street	North	Beginning 145 feet from the easterly curblin e of Washington Street and extending to a point 153 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Little Albany Street	North	Beginning at a point of 160 feet from the southeasterly curblin e of Somerset Street and extending to a point 90 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Little Albany Street	North	Somerset Street to Easton Avenue.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Little Albany Street	South	Somerset Street to Easton Avenue.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Livingston Avenue	East	Welton Street to Morris Street.	\$1.50/hour	1 hour	8 a.m.-6 p.m.	Mon.-Sat.
Livingston Avenue	East	Welton Street to New Street.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.
Livingston Avenue	West	Beginning at a point 153 feet north of the northerly curblin e of New Street and extending to a point 300 feet south of the southerly curblin e of George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Livingston Avenue	West	Welton Street to New Street.	\$1.50/hour	1 hour	8 a.m.-6 p.m.	Mon.-Sat.

Morrell Street	North	Sicard Street to College Avenue.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Morrell Street	South	Sicard Street to College Avenue.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Morris Street	South	Beginning 122 feet from the southeasterly curbline of Livingston Avenue and extending to a point 576 feet east thereof.	\$1.50/hour	4 hours	8 a.m.-6 p.m.	Mon.-Sat.
Morris Street	South	Beginning 76 feet from the southeasterly curbline of Livingston Avenue and extending to a point 46 feet east thereof.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.
Neilson Street	East	Beginning 35 feet from the northerly curbline of Hiram Square and extending to a point 154 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Neilson Street	East	Beginning 35 feet from the northerly curbline of Hiram Street and extending to a point 154 feet north thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Neilson Street	West	Beginning 103 feet from the southerly curbline of Albany Street and extending to a point 88 feet south thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Neilson Street	West	Church Street to Paterson Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
New Street	North	Beginning 197 feet from the easterly curbline of Joyce Kilmer Avenue and extending to a point 22 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
New Street	North	Joyce Kilmer Avenue to Kirkpatrick Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.

New Street	North	Kirkpatrick Street to Livingston Avenue.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
New Street	South	Beginning 394.6 feet from the westerly curblineline of Joyce Kilmer Avenue to a point 66 feet west thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
New Street	South	Beginning from a point 178.8 feet from the southerly curblineline of French Street and extending 40 feet southeast thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
New Street	South	Beginning from a point 256.3 feet from the southerly curblineline of French Street and extending 40 feet southeast thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
New Street	South	Joyce Kilmer Avenue to Kirkpatrick Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
New Street	South	Kirkpatrick Street to George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Paterson Street	South	Beginning 25 feet from the southerly curblineline of Elm Row and extending to a point 147 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Paterson Street	North	Beginning 129 feet from the easterly curblineline of George Street and extending to a point 44 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Paterson Street	North	Beginning 300 feet from the easterly curblineline of George Street and extending to a point 88 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.

Paterson Street	North	Beginning 50 feet from the westerly curbline of Neilson Street and extending to a point 144 feet west thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Paterson Street	South	Beginning 35 feet from the easterly curbline of Elm Row and extending to a point 102 feet west thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Paterson Street	South	Beginning 35 feet from the westerly curbline of Elm Row and extending to a point 102 feet west thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Paterson Street	South	Joyce Kilmer Avenue to Kirkpatrick Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Richmond Street	North	Beginning 158 feet from the easterly curbline of Neilson Street and extending to a point 22 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Richmond Street	North	Beginning 185.6 feet from the easterly curbline of Dennis Street to a point 110 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Richmond Street	North	Beginning 35 feet from the easterly curbline of Dennis Street and extending to a point 44 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Richmond Street	North	Beginning 65 feet from the easterly curbline of Neilson Street to a point 22 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Richmond Street	South	Beginning 317.11 feet from the easterly curbline of Neilson Street and extending to a point 154 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.

Richmond Street	South	Beginning 52.5 feet from the easterly curbline of Neilson Street and extending to a point 110 feet east thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Seminary Place	North	College Avenue to George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Seminary Place	South	College Avenue to George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Senior Street	South	Sicard Street to College Avenue.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Sicard Street	East	Senior Street to Bartlett Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Somerset	East	Beginning at a point 60 feet from the northerly curbline of College Avenue and extending 42 feet north thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Somerset	Southeast	Beginning at a point 128.5 feet from the southwesterly curbline of Easton Avenue and extending to a point 186.5 feet southwest thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Somerset	Southeast	Beginning at a point 25 feet from the southeasterly curbline of Plum Street and extending to a point 176 feet northeast thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.

Somerset	Southeast	Beginning at a point 51 feet from the northerly curblineline of Little Albany Street along the southeasterly curblineline of Somerset Street and extending to a point 252 feet northeast thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Somerset Street	North	Easton Avenue to George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Fri.
Somerset Street	North	Easton Avenue to George Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-4 p.m.	Saturday
Somerset Street	South	Easton Avenue to Wall Street.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Somerset Street	Southeast	Beginning at a point 294 feet from the southeasterly curblineline of Little Albany Street and extending to a point 154 feet southwest thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Somerset Street	Southeast	Beginning at a point 54 feet from the southeasterly curblineline of Little Albany Street and extending to a point 80 feet southwest thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Spring Street	East	Beginning 35 feet from the southerly curblineline of Church Street and extending to a point 80 feet south thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Spring Street	East	Beginning 85 feet from the southerly curblineline of Church Street and extending to a point 110 feet south thereof.	1-2 hours: \$1.50/hr Third hour: \$2.00 Fourth hour: \$3.00 Fifth hour: \$4.00 Sixth hour: \$5.00 Seventh hour: \$6.00 Eighth hour: \$7.00	8 hours	8 a.m.-8 p.m.	Mon.-Sat.
Suydam Street	North	Nichol Avenue to Jones Avenue.	\$1.50/hour	2 hours	8 a.m.-6 p.m.	Mon.-Sat.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

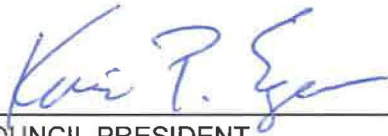
All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:
DATED: July 15, 2015




COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
DATED: August 19, 2015



COUNCIL PRESIDENT

ATTEST:



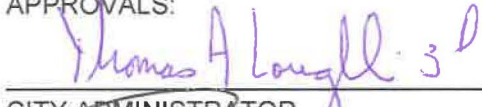
CITY CLERK

APPROVAL OF THE MAYOR ON THIS 20th DAY OF August, 2015.



MAYOR

APPROVALS:



CITY ADMINISTRATOR

CITY ATTORNEY

TKS/kc

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on August 19, 2015.
Daniel A. Torrisi
Daniel A. Torrisi, City Clerk
Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally verified.

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI S	X			
ESCOBAR	X				EGAN, PWS	X			
FLEMING, VP M	X								

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI M	X			
ESCOBAR	X				EGAN, PWS	X			
FLEMING, VP S	X								

FIRST READING VOTE ON JULY 15, 2015 M=MOVED S=SECOND NV=NO VOTE AB=ABSENT

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL
ORDINANCES OF THE CITY OF NEW BRUNSWICK
TITLE 10, "VEHICLES AND TRAFFIC"**

BE IT ORDAINED by the City Council of the City of New Brunswick, as follows:

SECTION I

Title 10, Chapter 10.12, Section 10.12.010 - Schedule 2, "**Trucks Over Four Tons Excluded**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>LOCATION</u>
Kirkpatrick Street	Between Paterson Street and Church Street

Title 10, Chapter 10.12, Section 10.12.020 - Schedule 4, "**One Way Streets**" is hereby amended to **DELETE** the following:

<u>STREET</u>	<u>DIRECTION</u>	<u>LOCATION</u>
Kirkpatrick Street	North	Church Street to French Street

Title 10, Chapter 10.12, Section 10.12.020 - Schedule 4, "**One Way Streets**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>DIRECTION</u>	<u>LOCATION</u>
Kirkpatrick Street	North	Paterson Street to French Street

Title 10, Chapter 10.12, Section 10.12.030 - Schedule 5, "**Through Streets**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>LOCATION</u>
Kirkpatrick Street	Between Paterson Street and French Street

Title 10, Chapter 10.12, Section 10.12.04 - Schedule 6, "**Stop Intersection**" is hereby amended to **DELETE** the following:

<u>INTERSECTION</u>	<u>STOP SIGNS ARE INSTALLED ON:</u>
Kirkpatrick and Bayard Streets	Kirkpatrick Street (southbound)
Kirkpatrick and Paterson Streets	Kirkpatrick Street (southbound)

Title 10, Chapter 10.12, Section 10.12.04 - Schedule 6, "**Stop Intersection**" is hereby amended to **ADD** the following:

<u>INTERSECTION</u>	<u>STOP SIGNS ARE INSTALLED ON:</u>
Kirkpatrick and Bayard Streets	Kirkpatrick Street

Title 10, Chapter 10.12, Section 10.12.110 - Schedule 13, "**Left Turn Prohibitions**" is hereby amended to **ADD** the following:

<u>LOCATION</u>	<u>DIRECTION OF TRAVEL</u>
Church Street	Westbound

Title 10, Chapter 10.16, Section 10.16.020 - Schedule 24, "No Parking At Any Time" is hereby amended to **DELETE** the following:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Church Street	South	Beginning 384 feet from the easterly curbline of Jelin Street and extending 31.10 feet east thereof.
Kirkpatrick Street	Both	New Street to French Street
Kirkpatrick Street	East	New Street to Bayard Street
Kirkpatrick Street	East	Bayard Street to Paterson Street
Kirkpatrick Street	West	Bayard Street to Paterson Street

Title 10, Chapter 10.16, Section 10.16.020 - Schedule 24, "No Parking At Any Time" is hereby amended to **ADD** the following:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Kirkpatrick Street	Both	New Street to Paterson Street
Kirkpatrick Street	Both	Church Street to French Street

Title 10, Chapter 10.16, Section 10.16.210 - Schedule 38, "Time Limit Parking" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>TIME LIMIT</u>	<u>HOURS</u>	<u>LOCATION</u>
Church Street	North	30 Minutes	Daily 24 Hours	Beginning 86 feet from the easterly curbline of Kirkpatrick Street and extending 115 feet east thereof.
Church Street	South	30 Minutes	Daily 24 Hours	Beginning 95 feet from the easterly curbline of Kirkpatrick Street and extending 115 feet east thereof.
Kirkpatrick Street	Both	30 Minutes	Daily 24 Hours	Between Paterson Street and Church Street

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

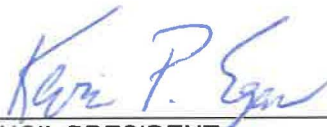
All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:
DATED: *August 5, 2015*



COUNCIL PRESIDENT

I, Daniel A. Tortisi, City Clerk for the City of New Brunswick, NJ, do hereby certify the foregoing Ordinance as a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on:

August 19, 2015

Daniel A. Tortisi
Daniel A. Tortisi, City Clerk

Any reproduction of the Original Ordinance must contain identical seal of the City of New Brunswick to be legally certified

ADOPTED ON SECOND READING:
DATED: August 19, 2015

Kevin P. Egan
COUNCIL PRESIDENT

ATTEST:
Daniel A. Tortisi
CITY CLERK

APPROVAL OF THE MAYOR ON THIS 20th DAY OF August, 2015.
Joseph P. Bellini
MAYOR

APPROVALS:
Thomas A. Loughlin, 3^d
CITY ADMINISTRATOR

CITY ATTORNEY

Andrew S. Goldstein
CITY ENGINEER

TKS/kc

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI, S	X			
ESCORBAC	X				EGAN, Pres	X			
FLEMING, VP	X								

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI, M	X			
ESCORBAC, S	X				EGAN, Pres	X			
FLEMING, VP	X								

FIRST READING VOTE ON AUGUST 5, 2015 M= MOVED, S= SECOND, NV= NO VOTE, AB= ABSENT

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL
ORDINANCES OF THE CITY OF NEW BRUNSWICK
TITLE 2, "ADMINISTRATION AND PERSONNEL"**

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Chapter 2.36, Section 2.36.010, "**Administrative Agencies**" is hereby amended to **ADD** the following new commission - Parks and Gardens Commission:

Section 1: BOARD CREATED; MEMBERS

There is hereby created a Parks and Gardens Commission, composed of nine (9) members. The Mayor shall appoint and the Council shall confirm Commission members for the terms of office provided in this Chapter. A majority of the Commission shall constitute a quorum for the transaction of any business of the Commission.

Section 2: APPOINTMENTS; TERM

All appointments and terms of office of the Parks and Gardens Commission shall be for a term of three (3) years. Appointments to fill a vacancy, or to complete an unexpired term, shall be for the remainder of the unexpired term only. Provided, however, the first appointments to the Parks and Gardens Commission shall consist of three (3) individuals appointed for terms of one (1) year, three (3) individuals appointed for terms of two (2) years and three (3) individuals appointed for terms of three (3) years. Subsequent appointments shall be for three (3) year terms.

Section 3: COMPENSATION

All members of the Commission shall serve without salary or compensation.

Section 4: DUTIES AND RESPONSIBILITIES

The Commission shall provide advice and recommendations to the Mayor and City Council regarding the use of parks, gardens and open space, including, but not limited to:

- a. The stewardship of public lands and resources, including the planting, growing, care and control of trees and shrubbery in all public places under the control and maintenance of the City of New Brunswick;
- b. The provision of recreational opportunity and leisure activities; and
- c. Advance the public interest in making suggestions and recommendations to the Mayor and City Council for the development, use, control, and expansion of parks, gardens and open space.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

I, Daniel A. Torrasi, City Clerk of the City of New Brunswick, NJ, do hereby certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: September 2, 2015
 Daniel A. Torrasi, City Clerk
 Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

ADOPTED ON FIRST READING:
 DATED: 8/19/15

Kevin P. Egan
 COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
 DATED: 9/2/15

Kevin P. Egan
 COUNCIL PRESIDENT

ATTEST:

Daniel A. Torrasi
 CITY CLERK

APPROVAL OF THE MAYOR ON THIS 4TH DAY OF September, 2015.

James M. Cahill
 JAMES M. CAHILL, MAYOR

APPROVALS:

Thomas A. Laughe, 3rd
 CITY ADMINISTRATOR

[Signature]
 CITY ATTORNEY

TKS/kc

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI, M	X			
ESCOBAR	X				EGAN, Pres	X			
FLEMING, VP	X								

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI, M	X			
ESCOBAR	X				EGAN, Pres	X			
FLEMING, VP, S	X								

FIRST READING VOTE ON AUGUST 19, 2015 NV= MOVED S= SECOND NV= NO VOTE AB= ABSENT

STATEMENT

The purpose of this Ordinance is to add the Parks and Gardens Commission to Title 2, Chapter 2.36 to the Revised General Ordinances of the City of New Brunswick..

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL
ORDINANCES OF THE CITY OF NEW BRUNSWICK
TITLE 8, "HEALTH AND SAFETY"**

BE IT ORDAINED by the City Council of the City of New Brunswick, as follows:

SECTION I

Title 8, Chapter 8.44 Uniform Fire Safety Act Enforcement, Section 8.44.050 is hereby amended to **ADD** the following sections: **"Non-Life Hazard Uses and Multiple Family Dwelling"**:

8.44.051

Non-Life Hazard Uses: Any building and or space within a building that does not equal to the qualifications of a Life Hazard Use under the section 5:70-2.4 of the NJAC Uniform Fire Code (Scope and classification of life hazard uses).

8.44.052

Registration and Inspection Fees for Non-Life Hazard Uses: In addition to any Permit fee requirements under the Uniform Fire Code, and section 8.44.100 Permits of City of Brunswick Ordinance the following inspections and fees shall be required in the City of New Brunswick, New Jersey:

Industrial and Commercial uses not classified as "Life Hazard Uses" by the Uniform Fire Code, having a gross floor area of:

Non-Life-Hazard Use Fee Schedule:

1. 0 - 999 Square Feet \$50.00
2. 1,000 - 2,999 Square Feet \$100.00
3. 3,000 - 5,999 Square Feet \$200.00
4. 6,000 - 11,999 Square Feet \$400.00
5. 12,000 and Above \$600.00

Payment of the above fees shall be the responsibility of the occupant of the premises.

8.44.053

Multiple Family Dwelling: A building containing three (3) or more units intended for residential occupancy purposes. The MFD (Multiple Family Dwelling) inspection is to ensure that all common areas in these buildings are up to the current satisfactory compliance of the New Jersey Uniform Fire Code.

Multiple Family Dwelling Unit Fees:

1. 3 - 5 Units \$50.00
2. 6 - 25 Units \$150.00
3. 25 - 49 Units \$300.00
4. 50 - 199 Units \$400.00
5. 200 - 499 Units \$500.00
6. 500 and Above \$600.00

Payment of the above fees shall be the responsibility of the owner of the premises.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.


SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:

DATED: September 16, 2015



COUNCIL PRESIDENT

ADOPTED ON SECOND READING:

DATED: October 7, 2015



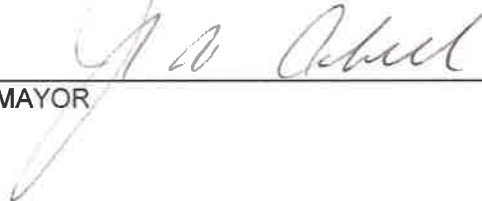
COUNCIL PRESIDENT

ATTEST:



CITY CLERK

APPROVAL OF THE MAYOR ON THIS 15th DAY OF OCTOBER, 2015.




MAYOR

APPROVALS:




CITY ADMINISTRATOR



CITY ATTORNEY

TKS/kc

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: October 7, 2015

Daniel A. Torrisi, City Clerk
Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified.

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI, M	X			
ESCOBAR	X				EGAN, Pres	X			
FLEMING, VP	X								

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI				X
ESCOBAR	X				EGAN, Pres	X			
FLEMING, VP	X								

FIRST READING VOTE ON SEPTEMBER 16, 2015 MF- MOVED S- SECOND NV- NO VOTE AB- ABSENT

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL
ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 10,
"VEHICLES AND TRAFFIC" CHAPTER 10**

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Section 10.20.010, Schedule 40, "**Parking Spaces for Handicapped Persons**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
20 James Street	East	Beginning at a point 299 feet from the northeasterly curbline of Somerset Street and extending to a point 23 feet thereof.

SECTION II

Section 10.20.010, Schedule 39, "**Parking Zones for Handicapped Persons**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
161 Lee Avenue (Placard No. P1430629)	West	Beginning at a point 173 feet from the southwesterly curbline of Sandford Street and extending to a point 23 feet thereof.
203 Talmadge Street (Placard No. P1484543)	Northwest	Beginning at a point 400 feet from the northwesterly curbline of Remsen Avenue and extending to a point 23 feet northwest thereof.
150 Handy Street (Placard No. P1484560)	South	Beginning at a point 143 feet from the southeasterly curbline of Remsen Avenue and extending to a point 23 feet southeast thereof.

SECTION III

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION IV

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.


SECTION V

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:

DATED: October 7, 2015



 COUNCIL PRESIDENT

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, N.J. do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: **October 21, 2015**

Daniel A. Torrisi
 Daniel A. Torrisi, City Clerk
 Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

ADOPTED ON SECOND READING:
 DATED: *October 21, 2015*

Kevin P. Egan

 COUNCIL PRESIDENT

ATTEST:
Daniel A. Torrisi

 CITY CLERK

APPROVAL OF THE MAYOR ON THIS *28th* DAY OF *October*, 2015.
James M. Cahill

 JAMES M. CAHILL, MAYOR

APPROVALS:
Thomas A. Loughlin 3P

 CITY ADMINISTRATOR

 CITY ATTORNEY
 TKS/kc

	Y	N	NV	AB		Y	N	NV	AB
COUNCILMEMBER					COUNCILMEMBER				
ANDERSON	X				GARLATTI, M	X			
ESCOBAR	S				EGAN, Pros	X			
FLEMING, VP	X					X			

	Y	N	NV	AB		Y	N	NV	AB
COUNCILMEMBER					COUNCILMEMBER				
ANDERSON	X				GARLATTI, M	X			
ESCOBAR	X				EGAN, Pros	X			
FLEMING, VP	S					X			

FIRST READING VOTE ON OCTOBER 7, 2015 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT

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"

BE IT ORDAINED, by the New Brunswick City Council as follows:

SECTION I

Section 10.16.190, entitled "**Parking on Lawn Area Prohibited**" shall be amended to read as follows:

Parking on lawn areas prohibited. No person or property owner shall park, or give any individual permission to park, a motor vehicle on any unpaved surface on any property, whether the property be commercial, residential, or publicly owned property. All vehicles shall be parked only in paved areas designed for parking on each property. Parking areas shall be paved or otherwise improved in accordance with the standards and specifications as shown in the City of New Brunswick Department of Engineering's "Engineering, Utility and Landscaping Standards." The Bureau of Housing, zoning compliance officer, and New Brunswick Police shall all have concurrent jurisdiction to enforce the provisions of this section.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction such finding shall affect the remaining provisions hereof and the entire Ordinance shall be null and void.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

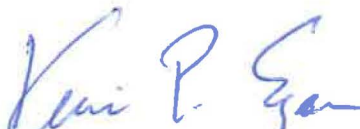
This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING ;
DATED: October 7, 2015



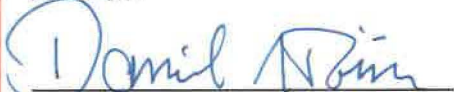
COUNCIL PRESIDENT

ADOPTED ON SECOND READING
DATED: October 21, 2015



COUNCIL PRESIDENT

ATTEST:



City Clerk

I, Daniel A. Torrisi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: October 21, 2015
Daniel A. Torrisi
Daniel A. Torrisi, City Clerk
Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

COUNCIL MEMBER	Y	N	NV	AB	COUNCIL MEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI, M	X			
ESCOBAR	X				EGAN, Pres	X			
FLEMING, VP	X								

FIRST READING VOTE ON OCTOBER 7, 2015 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT


COUNCIL MEMBER	Y	N	NV	AB	COUNCIL MEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI, M	X			
ESCOBAR	X				EGAN, Pres	X			
FLEMING, VP	X								

APPROVAL OF THE MAYOR ON THIS ⁷¹ 28 DAY OF *October*, 2015.




MAYOR

APPROVALS:



CITY ADMINISTRATOR



CITY ATTORNEY

CG/kc

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL
ORDINANCES OF THE CITY OF NEW BRUNSWICK
TITLE 10, "VEHICLES AND TRAFFIC"**

BE IT ORDAINED by the City Council of the City of New Brunswick, as follows:

SECTION I

Title 10, Chapter 10.16, Section 10.16.020 - Schedule 24, "**No Parking at Any Time**" is hereby amended to **DELETE** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Neilson Street	West	Paterson Street to New Street

Title 10, Chapter 10.16, Section 10.16.020 - Schedule 24, "**No Parking at Any Time**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Neilson Street	West	Paterson Street to Morris Street

Title 10, Chapter 10.16, Section 10.16.030 - Schedule 26, "**No Parking Certain Hours**" is hereby amended to **DELETE** the following:

<u>STREET</u>	<u>SIDE</u>	<u>Days & Hours</u>	<u>LOCATION</u>
Neilson Street	West	Thursday 8 a.m. - 11 a.m.	New Street to Bishop Street

Title 10, Chapter 10.16, Section 10.16.030 - Schedule 26, "**No Parking Certain Hours**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>Days & Hours</u>	<u>LOCATION</u>
Neilson Street	West	Thursday 8 a.m. - 11 a.m.	Morris Street to Bishop Street

Title 10, Chapter 10.16, Section 10.16.250 - Schedule 45, "**Passenger Drop-Off and Pick-Up Zones**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>Days & Hours</u>	<u>LOCATION</u>
Little Albany Street	South	7 days/week 24 hours/day	Beginning 393' from the south western curb line of Easton Avenue extending 60' westerly thereof

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:
DATED: November 4, 2015


COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
DATED: November 18, 2015


COUNCIL PRESIDENT

ATTEST:


CITY CLERK


APPROVAL OF THE MAYOR ON THIS 20th DAY OF November, 2015.


MAYOR

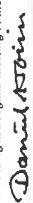
APPROVALS:


CITY ADMINISTRATOR

CITY ATTORNEY


DEPARTMENT HEAD, ENGINEERING

TKS/kc

I, Daniel A. Torrasi, City Clerk of the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: November 18, 2015

Daniel A. Torrasi, City Clerk
Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

COUNCILMEMBER	Y	N	AB	COUNCILMEMBER	Y	N	NV
ANDERSON	X			GARLATTI, M	X		
ESCOBAR	X			EGAN, Pres	X		
FLEMING, VP S	X						

COUNCILMEMBER	Y	N	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X			GARLATTI, M	X			
ESCOBAR	X			EGAN, Pres	X			
FLEMING, VP S	X							

FIRST READING VOTE ON NOVEMBER 4, 2015 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 8, CHAPTER 56, PROVIDING FOR PAID SICK TIME AND PAID SAFE TIME LEAVE WITHIN THE CITY OF NEW BRUNSWICK

WHEREAS:

- (1) Many workers in New Brunswick will at some time during each year need limited time off from work to take care of his or her own health needs or the health needs of members of their families.
- (2) Providing workers time off to attend to their own health care and the health care of family members will help to ensure a healthier and more productive workforce in New Brunswick.
- (3) Workers may also need to take time off from work to protect their or their family member's safety or other needs due to domestic violence, sexual assault or stalking.

Purpose:

- (1) To ensure that eligible workers in the City of New Brunswick can address their own health needs and the health needs of their Family Members by requiring Employers to provide a minimum level of paid sick/safe time, including time for care for Family Members;
- (2) To diminish public and private health care costs and promote preventative health services in the City of New Brunswick by enabling workers to seek early and routine medical care for themselves and their Family Members;
- (3) To protect the public's health in New Brunswick by reducing the risk of and spread of contagion;
- (4) To protect eligible workers and their Family Members from physical and/or psychological harm that can result from instances of domestic violence, sexual assault or stalking;
- (5) To protect residents and all workers in the City of New Brunswick from losing their jobs or facing workplace discipline as a result of illness and the use of sick time to care for themselves or their Family Members;
- (6) To safeguard the public welfare, health, safety and prosperity of the people of the City of New Brunswick;
- (7) To accomplish the purposes described in paragraphs (1)-(6) in a manner that is fair and reasonable to both Employees and Employers, and rationally related to the objectives sought which is to promote the overall health and safety of the residents and workers in the City of New Brunswick by reducing the risk of and spread of communicable disease and contagion.

Section 1. Definitions.

For purposes of this Ordinance:

- (1) "Agency" means the Department of Planning, Community and Economic Development.
- (2) "Calendar year" means a regular and consecutive 12 month period, as determined by an employer.
- (3) "Construction union" means a labor organization that represents, for purposes of collective bargaining, employees involved in the performance of construction, reconstruction, demolition, alteration, custom fabrication, or repair work and who are enrolled or have graduated from a "registered apprenticeship program."
- (4) "Employee" is as defined in N.J.S.A. 34:11-56a1(h) "Employee" includes any individual who works in the City of New Brunswick and is employed by an "Employer" as defined herein except that "Employee" for purposes of this Ordinance does not include any person employed by any governmental entity or instrumentality including any New Jersey school district, Board of Education, or (b) any person who is a member of a construction union and is covered by a collective bargaining agreement negotiated by that union.
 - a. Employees are deemed "Full-Time" if the employee averages 35 hours per week of work time, the average of which shall be determined over the current calendar year or from the date of hire if less than a calendar year.
 - b. Employees are deemed "Part-Time" if the employee averages 20 or more hours per week, but less than 35 hours per week, the average of which shall be determined over the current calendar year or from the date of hire if less than a calendar year.
 - c. Employees who work less than 20 hours per week are not eligible to accrue paid sick/safe time, the average of which shall be determined over the current calendar year or from the date of hire if less than a calendar year.

(5) "Employer" is as defined in N.J.S.A. 34:11-56a1(g) which maintains a business location within the City of New Brunswick and shall include Temporary Help Service Firms maintaining a business location in the City of New Brunswick; except that Employer does not include (a) the United States government; (b) the State or its political subdivisions or any office, department, agency, authority, institution, association, society or any instrumentality of the State including the legislature or judiciary; or (c) the City of New Brunswick and the New Brunswick Board of Education.

(6) "Family Member" means:

(A) A biological, adopted or foster child, stepchild or legal ward, a child of a domestic partner, a child of a civil union partner, or a child to whom the employee stands in loco parentis;

(B) A biological, foster, stepparent or adoptive parent or legal guardian of an employee or of an employee's spouse, domestic partner or civil union partner or a person who stood in loco parentis when the employee was a minor child;

(C) A person to whom the employee is legally married under the laws of New Jersey or any other State or with whom the employee has entered into a civil union under N.J.S.A. Title 37;

(D) A grandparent or spouse, civil union partner or domestic partner of a grandparent;

(E) A grandchild;

(F) A domestic partner of an employee as defined in N.J.S.A. 26:8A-3 et. seq. or

(G) A sibling.

(7) Full Time Equivalent shall mean the number of hours worked by Full Time and Part Time employees, as defined herein, for compensation that will add up to one Full Time employee.

(8) "Independent Contractor" is defined as one who, carrying out an independent business, contracts to do work according to his own methods and without being subject to the control of his Employer as to the means by which the result is to be accomplished, but only as a result of work.

(9) "Paid Sick/Safe Time" means time that is compensated at the same hourly rate and with the same benefits, including health care benefits, as the Employee normally earns during hours worked and is provided by an Employer to an Employee for the purposes described in Section 3 of this Ordinance, but in no case shall the hourly wage be less than that provided under N.J.S.A. 34:11-56a. Employees are not entitled to compensation for lost tips or commissions and compensation shall only be required for hours that an employee is scheduled to have worked.

(10) "Per Diem and/or Temporary Hospital Employee" is defined as any individual performing work for a hospital on an "as needed basis" to replace or substitute for a temporarily absent hospital employee, and who works on a flexible or non-fixed schedule.

(11) "Registered Apprenticeship Program" means an apprenticeship program that is registered with and approved by the United States Department of Labor and which meets not less than two of the following requirements:

(A) has active, employed, registered apprentices;

(B) has graduated apprentices to journey worker status during a majority of the years that the program has been in operation; or

(C) has graduated apprentices to journey worker status during three of the immediately preceding five years, provides each trainee with combined classroom and on-the-job training under the direct and close supervision of a highly skilled worker in an occupation recognized as an apprenticeable trade and meets the program performance standards of enrollment and graduation under 29 C.F.R. Part 29, section 29.63.1.

(12) "Retaliation" means the denial of any right guaranteed under this Ordinance and any threat, discharge, suspension, demotion, reduction of hours, or any other disciplinary action against an Employee for the exercise of any right guaranteed herein, including for filing a complaint or informing any person about any employer's alleged violation of this Act; cooperating with the Agency in its investigations of alleged violations of this Act; participating in any administrative or judicial action regarding an alleged violation of this Act; and informing any person of his or her potential rights under this Act.

(13) Sick Pay Administrator – There is created the position of Sick Pay Administrator (SPA). The Sick Pay Administrator shall be a staff person in the Agency who is assigned to carry out the provisions of this Ordinance as set forth herein.

(14) "Temporary Help Service Firm" is as defined in N.J.S.A. 34:8-43. Any person who operates a business which consists of employing individuals directly or indirectly for the purpose of assigning the employed individuals to assist the firm's customers in the handling of customers' temporary, excess or special work loads, and who, in addition to the payment of wages or salaries to the employed individuals, pays federal social security taxes and State and federal unemployment insurance; carries workers' compensation insurance as required by State law; and sustains responsibility for the actions of the

employed individuals while they render services to the firm's customers. A temporary help service firm is required to comply with the provisions of P.L. 1960, c.39 (C.56:8-1et seq.).

Section 2. Employers/Employees Not Covered by the Provisions of this Ordinance

(1) All or any portion of the applicable requirements of this Ordinance shall not apply to Employees covered by a collective bargaining agreement, to the extent that such requirements are expressly waived in the collective bargaining agreement in clear and unambiguous terms.

(2) With respect to Employees covered by a collective bargaining agreement in effect at the time of the effective date of this Ordinance, no provision of this Ordinance shall apply until the expiration of the collective bargaining agreement.

(3) Any Employer with less than five (5) Full Time Equivalents, regardless of the location at which their work is performed, is not subject to the provisions of this Ordinance. The determination as to whether the requirements of this Ordinance shall apply to an Employer shall be calculated based on the average number of full time equivalents paid for per calendar week over the prior twelve (12) month period.

(4) Any Individual who works from home or who is defined as an Independent Contractor is not subject to the provisions of this Ordinance.

(5) Any Per Diem or Temporary Hospital Employee as defined by this Ordinance is not subject to the provisions of this ordinance.

Section 3. Accrual of Paid Sick/Safe Time.

(1) Employees shall accrue a minimum of one hour of Paid Sick/Safe Time for every 35 hours actually worked within the City of New Brunswick, subject to the limits set forth below in paragraphs 2 and 3.

(2) Employers who employ ten or more Employees for compensation regardless of the location at which their employees perform their work, are required to provide the following paid Sick/Safe Time in a calendar year;

a. Full-time employees are not required to receive more than 40 hours of paid Sick/Safe Time in a calendar year.

b. Part-time employees are not required to receive more than 24 hours of paid Sick/Safe Time in a calendar year.

(3) Employers who employ fewer than ten Employees as defined herein for compensation regardless of the location at which their employees perform their work, are not required to provide more than 24 hours of paid Sick/Safe Time in a calendar year.

(4) In determining the number of Employees performing work for an Employer, all Employees performing work for compensation on a full-time, part-time, or temporary basis shall be counted, regardless of the location at which their employees perform their work, provided that where the number of Employees who work for an Employer for compensation fluctuates, business size may be determined for the current calendar year based upon the average number of Employees who worked for compensation during the preceding calendar year.

(5) Employees who are exempt from overtime requirements under 29 U.S.C. § 213(a)(1) of the Federal Fair Labor Standards Act are assumed to work 40 hours in each work week for purposes of paid sick time accrual unless their normal work week is less than 40 hours, in which case paid Sick/Safe Time accrues based upon that normal work week.

(6) Individuals obtaining employment through Temporary Help Service Firms shall be deemed employees of the Temporary Help Service Firm and shall be entitled to accrue and use paid Sick/Safe Time in accordance with and subject to the terms of this Ordinance.

In instances where an employee is assigned to locations both within and outside the City of New Brunswick and averages 20 or more hours of work per week, the employee shall be presumed to be a Part-Time Employee unless the Employer can demonstrate by clear and convincing evidence to the contrary.

In addition, in instances where an employee averages 20 or more hours of work per week and transportation is provided by the Temporary Help Service Firm to the employee to work assignments located outside the City of New Brunswick, the employee shall be deemed a Part-Time Employee.

Provided, however, if an employee of a Temporary Help Service Agency works at a location or locations within the City of New Brunswick averaging 35 or more hours per week, the employee shall be deemed Full-Time, regardless of the number of hours worked at assignments located outside the City of New Brunswick.

(7) Employees begin to accrue paid Sick/Safe Time on the first day of employment. Employees are entitled to use accrued paid Sick/Safe Time after the end of 120 calendar days from the date of their

employment. Employees are entitled to use paid Sick/Safe Time as it is accrued.

(8) Accrued but unused paid Sick/Safe Time shall be carried over to the following calendar year, provided that no Employer shall be required to carry over to the following year more than the maximum annual paid Sick/Safe Time an employee was eligible to earn in the year from which it was carried over or allow the use of more than forty (40) hours of paid Sick/Safe Time in a calendar year. An Employer shall not be required to carry over unused paid Sick/Safe Time if the Employee is paid for any unused paid Sick/Safe Time at the end of the calendar year in which such time is accrued.

(9) Any Employer with a paid leave policy, such as a paid time off policy, that provides an amount of paid leave sufficient to meet the total annual accrual requirements of this section that may be used for the same purposes and under the same conditions as paid Sick/Safe Time under this Ordinance is not required to provide additional paid Sick/Safe Time. By way of illustration, if the Employer provides five paid days off for a Full Time Employee and the paid days off may be used for vacation, personal time or sick/safe time, at the Employees discretion, these paid days off meet the requirements for paid Sick/Safe Time pursuant to this Ordinance.

(10) Nothing in this section shall be construed as requiring financial or other reimbursement to an Employee from an Employer upon the Employee's termination, resignation, retirement, or other separation from employment for accrued paid Sick/Safe Time that has not been used.

(11) If an Employee is transferred to a separate division, entity, or location, but remains employed by the same Employer in the City of New Brunswick, the Employee is entitled to all paid Sick/Safe Time accrued at the prior division, entity, or location and is entitled to use all paid Sick/Safe Time as provided in this section. If there is a separation from employment and the employee is rehired within six (6) months of separation, previously accrued Sick/Safe Time that had not been used shall be reinstated. Further, the employee is entitled to use accrued Sick/Safe Time and accrue additional Sick/Safe Time at the commencement of employment.

(12) When a different employer succeeds or takes the place of an existing employer, all employees of the original employer who remain employed by the successor employer are entitled to all paid Sick/Safe Time accrued when employed by the original employer and are entitled to use all paid Sick/Safe Time previously accrued.

(13) At its sole discretion, an Employer may loan paid Sick/Safe Time to an Employee in advance of accrual by such Employee. A decision by an Employer to deny a loan request by an Employee shall not subject the Employer to any liability under this Ordinance.

Section 4. Use of Paid Sick/Safe Time.

(1) Paid Sick Time shall be provided to an Employee by an Employer for:

(A) An Employee's mental or physical illness, injury, or health condition; an Employee's need for medical diagnosis, care, or treatment of a mental or physical illness, injury, or health condition; an Employee's need for preventive medical care;

(B) Care of a Family Member with a mental or physical illness, injury, or health condition; care of a Family Member who needs medical diagnosis, care, or treatment of a mental or physical illness, injury, or health condition; care of a Family Member who needs preventive medical care;

(C) Closure of the Employee's place of business by order of a public official due to a public health emergency or an Employee's need to care for a child whose school or place of care has been closed by order of a public official due to a public health emergency, or care for Family Member when it has been determined by the health authorities having jurisdiction or by a health care provider that the Family Member's presence in the community would jeopardize the health of others because of the Family Member's exposure to a communicable disease, whether or not the Family Member has actually contracted the communicable disease.

(D) For any of the following reasons related to domestic violence, sexual assault, or stalking, as set forth below:

1. To enable the Employee to seek legal or law enforcement assistance or remedies to ensure the health and safety of the Employee or the Employee's family members including, but not limited to, preparing for, or participating in, any civil or criminal legal proceeding related to or derived from domestic violence, sexual assault or stalking;
2. To enable the Employee to seek treatment by a health care provider for physical or mental injuries caused by domestic violence, sexual assault, or stalking, or to attend to health care treatment for a victim who is the Employee's family member;
3. To enable the Employee to obtain, or assist a family member in obtaining, services from a domestic violence shelter, rape crisis center, or other social services program for relief from domestic violence, sexual assault, or stalking;
4. To enable the Employee to obtain, or assist a family member in obtaining, mental health counseling related to an incident of domestic violence, sexual assault, or stalking, in which the Employee or the Employee's family member was a victim of domestic violence,

- sexual assault, or stalking; or
5. To enable the Employee to participate in safety planning, temporarily or permanently relocate or take other actions to increase the safety of the Employee or Employee's family members from future domestic violence, sexual assault, or stalking.

(2) Nothing in this Act prohibits an Employer from requesting that an Employee confirm in writing following use of paid Sick/Safe Time that the paid Sick/Safe Time was used for an authorized purpose under this Ordinance. Reasonable documentation includes:

- a) **In general.** When an Employee uses Paid Sick/Safe Time for more than three consecutive shifts and/or days, or when an Employer reasonably observes a pattern of absences indicating an Employee may be fraudulently using Sick/Safe Time, an Employer may require reasonable documentation that the Sick/Safe Time is being used for a reason that is consistent with the Ordinance.
- b) **Paid Sick Time.** Reasonable documentation for paid Sick/Safe Time shall consist of a signed statement by a health care provider indicating that Sick/Safe Time is necessary.
 1. **Confidentiality.** An Employer may not require an explanation of the nature of the illness or other reason for the absence unless the absence is for a purpose covered by a federal, state or other local law (e.g. leave for family medical leave, reasonable accommodation, workplace injury, etc.).
- c) **Paid Safe Time for domestic violence, sexual assault or stalking.** Reasonable documentation for Paid Safe Time shall communicate that the Employee or the Employee's family member is experiencing domestic violence, sexual assault, or stalking and that the leave was taken for a purpose covered by the Ordinance. Reasonable documentation may include a police report, court order, documentation that the Employee or the Employee's family member is experiencing domestic violence, sexual assault, or stalking, or an Employee's written statement.
 1. **Confidentiality.** An Employer may not require an explanation of the nature of the domestic violence, sexual assault or stalking.
 2. **Employee's written statement.** An Employee's written and signed statement, by itself, is acceptable documentation for use of Paid Safe Time. An Employee's written statement does not need to be in an affidavit format or notarized, but shall be legible if handwritten and shall reasonably make clear the Employee's identity and, if applicable, the Employee's relationship to the family member.

(3) Where the need to use paid Sick/Safe Time is foreseeable, an Employer may require reasonable advance notice of the intention to use paid Sick/Safe Time. An Employee shall attempt to notify an Employer as soon as is reasonably practical after the Employee becomes aware of the need for Sick/Safe Time. Employees shall attempt to plan scheduled procedures/physician visits at least seven (7) days in advance. Where such need is not foreseeable, an Employer may require an Employee to provide notice of the need for the use of Sick/Safe Time before the beginning of the Employee's work shift or work day or, in cases such as emergencies where advance notice is not possible, notice shall be provided by the Employee as soon as practicable.

(4) An Employer may not require, as a condition of an Employee's taking paid Sick/Safe Time, that the Employee search for or find a replacement worker to cover the hours during which the Employee is absent.

(5) The Employer shall determine whether Sick/Safe Time may be used in increments of less than one day or one shift.

(6) When paid Sick/Safe Time is requested by an Employee who works in an eating and/or drinking establishment and the Employee seeks to utilize paid Sick/Safe Time on a Federal recognized holiday or the following holidays, Mother's Day, Father's Day, Valentine's Day, and New Year's Eve, an Employer may require an Employee to provide reasonable documentation that the time has been used for a purpose covered by this Ordinance.

(7) Where Sick/Safe Time is used to address the effects of domestic violence, any time used pursuant to this Ordinance shall not extend the amount of leave that is provided under the New Jersey Security and Financial Empowerment Act.

(8) Employees employed by any Hospital Employer whose primary purpose is to provide medical care to individuals on a 24-hour a day/7-day a week basis will not be eligible to use Sick/Safe Time on days/shifts where the Hospital has declared a State of Emergency, unless that employee was already on an approved sick/safe leave.

Section 5. Exercise of Rights Protected; Retaliation Prohibited.

(1) No person shall interfere with, restrain, or deny the exercise of, or the attempt to exercise, any right protected under this Ordinance.

(2) No person shall retaliate against an Employee because the Employee has properly exercised rights protected under this Ordinance.

(3) It shall be a violation for an Employer to take adverse action or to discriminate against an Employee

because the Employee has exercised in good faith the rights protected under this Ordinance. Such rights include but are not limited to the right to use paid sick time pursuant to this Ordinance; the right to file a complaint with the Agency about any Employer's alleged violation of this chapter; the right to inform his or her Employer, union or similar organization, and/or legal counsel about an Employer's alleged violation of this Ordinance; the right to cooperate with the Agency in its investigations of alleged violations of this Ordinance; the right to oppose any policy, practice, or act that is unlawful under this Ordinance; and the right to inform other Employees of his or her potential rights under this Ordinance. The protection afforded under this Ordinance shall apply to any person who mistakenly but in good faith alleges violations of this Ordinance. Nothing in this paragraph shall be interpreted to mean that an Employer cannot discipline or discharge an Employee who fraudulently uses Sick/Safe Time.

Section 6. Notice Posting and Fines and Penalties for Violations of Notice, Posting and Other Requirements.

(1) All Employers subject to this Ordinance shall give written notice to each Employee at the commencement of the Employee's employment (or as soon as practicable if the Employee is already employed on the effective date of this law) regarding Employee's rights under this Ordinance. Such notice shall describe the right to paid Sick/Safe Time the accrual rate and the amount of paid Sick/Safe Time, and the terms of its use under this Ordinance; the right to be free from retaliation for properly requesting use of paid Sick/Safe Time; and the right to file a complaint or bring an action in municipal court if paid Sick/Safe Time is denied by the employer or the employee is retaliated against for requesting or taking paid Sick/Safe Time. Such notice shall be in English and the primary language spoken by that Employee, so long as the primary language of that Employee is also the primary language of at least 10% of the Employer's workforce.

(2) Employers shall also display a poster in a conspicuous and accessible place in each business establishment where Employees are employed containing the information required in subsection (1). The poster shall be in English and in any language that is the first language of at least 10% of the Employer's workforce.

(3) The Agency will create and make available to Employers notices and posters in English and Spanish and any other languages deemed appropriate by the Agency that contain the information required under subsection 6(1) for Employers' use in complying with this section.

Section 7. Fines.

A violation of this chapter or any provisions thereof, shall be subject to penalties as provided in Chapter 1.08 of the Revised General Ordinances of the City of New Brunswick. In addition to any fines imposed for violations of this Ordinance, any Employer is also subject to payment of restitution in the amount of any paid Sick/Safe Time unlawfully withheld.

Section 8. Employer Records.

Employers shall allow the Agency reasonable access to records and to monitor compliance with the requirements of this Ordinance. An Employer's failure to maintain or retain adequate records documenting hours worked by an Employee and paid Sick/Safe Time taken by an Employee creates a rebuttable presumption that the Employer has violated this Ordinance, absent clear and convincing evidence otherwise. Employers shall not be required to keep records pursuant to this Ordinance for longer than three (3) years.

Section 9. Enforcement and Regulations.

(1) The Agency shall coordinate implementation and enforcement of this Ordinance and may promulgate appropriate guidelines or regulations for such purposes.

(2) The Agency shall have broad powers to ensure compliance with this Ordinance.

(3) Any allegation of noncompliance with this Ordinance must first be presented to the Agency for resolution. In the event an allegation of noncompliance cannot be resolved by the Agency with the Employer, a complaint may be filed, by the Agency or Employee as the complainant, in the New Brunswick Municipal Court for any alleged violation of this Ordinance.

However, the following shall apply to all allegations of noncompliance relative to the operation of this Ordinance:

- a. A charge alleging a violation of this chapter shall be in writing on a form or in a format determined by the Agency, and signed by or on behalf of a charging party, and shall describe the violation complained of and should include a statement of the dates, places, and circumstances and the persons responsible for such acts and practices.
- b. Whenever charges are made by a person claiming to be aggrieved, the person making the charge must provide the SPA with the name, address and telephone number of the individual.
- c. A charge shall not be rejected as insufficient because of failure to include all required information so long as it substantially satisfies the informational requirements necessary for processing.
- d. A charge alleging a violation of this chapter or pattern of such violations may also be filed by the SPA whenever the SPA has reason to believe that any person has been engaged or is engaging in a violation of this Ordinance.
- e. Charges filed under this Ordinance must be filed with the Agency within 180 days after the

- occurrence of the alleged violation of this Ordinance.
- f. During the investigation, the SPA shall consider any statements of position or evidence with respect to the allegations of the charge which the charging party or the respondent wishes to submit. The SPA shall have authority to sign and issue subpoenas requiring the attendance and testimony of witnesses, the production of evidence including but not limited to books, records, correspondence or documents in the possession or under the control of the person subpoenaed, and access to evidence for the purpose of examination and copying, and conduct discovery procedures which may include the taking of interrogatories and oral depositions, however, in no instance shall the SPA have the authority to issue subpoenas requiring the production of books, records, correspondence and/or documents which pertain to a time period greater than one year prior to and one year after the date of the occurrence of the alleged violation of this Ordinance.

(4) Submitting a complaint to the Agency is a prerequisite to bringing action before the Municipal Court.

(5) Complaints shall first be filed with the Sick Pay Administrator who shall contact the Employer to attempt to resolve/mediate the complaint.

a. If the complaint is a confidential complaint regarding the failure of the Employer to follow the requirements of the Ordinance, failing to provide notices to the Employees, the SPA shall contact the Employer to investigate the complaint.

b. If the complaint is non-confidential, e.g., an Employee filing a complaint that they were not paid for a day of Sick/Safe Time they are entitled to pursuant to this Ordinance, the SPA shall contact the Employer and the Employee to investigate the complaint.

c. If the SPA's investigation determines the complaint may be valid, the SPA shall attempt to resolve/mediate the complaint with the Employer and/or the Employee.

d. If the investigation determines the complaint is valid, the SPA shall issue a violation notice to the Employer giving the Employer up to 10 business days to cure the violation without forwarding a complaint to the Municipal Court for adjudication.

e. If the Employer does not comply with the violation notice, the SPA shall forward a complaint to the Municipal Court for adjudication. The Municipal Court shall have the power to adjudicate all allegations of violations of this Ordinance and impose fines provided for in this Ordinance, or any further relief deemed appropriate by the court including but not limited to restitution, reinstatement, injunctive or declaratory relief after the complaint has been submitted to the Agency without resolution.

(6) The Agency shall have the power to do outreach to inform the residents of the City of their rights under this Ordinance.

Section 10. Confidentiality and Nondisclosure.

(1) An Employer may not require disclosure of the specific details relating to an Employee's or an Employee's Family Member's medical condition as a condition of providing paid Sick/Safe Time under this Ordinance except to the extent provided for under the Family and Medical Leave Act or the New Jersey Family Leave Act. If an Employer possesses health information about an Employee or Employee's Family Member, such information shall be treated as confidential and shall not be disclosed by the Employer except to the affected Employee or with the permission of the affected Employee.

(2) The Agency shall maintain confidential the identity of any complaining person unless disclosure of the identity is necessary for resolution of the investigation. Complaints regarding a particular Employee not receiving an earned benefit cannot be kept confidential by the nature of the complaint. The Agency shall, to the extent practicable, notify a complaining person that the Agency will be disclosing his or her identity prior to such disclosure.

Section 11. No Effect on More Generous Policies.

(1) Nothing in this Ordinance shall be construed to discourage or prohibit an Employer from the adoption or retention of a paid Sick/Safe Time policy more generous than the one required herein.

(2) Nothing in this Ordinance shall be construed as diminishing the obligation of an Employer to comply with any contract, collective bargaining agreement, employment benefit plan, or other agreement providing more generous paid Sick/Safe Time to an Employee than required herein.

(3) Nothing in this Ordinance shall be construed as diminishing the rights of public Employees regarding paid Sick/Safe Time or use of paid Sick/Safe Time as provided in the laws of the State of New Jersey pertaining to public Employees.

(4) Nothing in this Ordinance shall be construed as diminishing the rights secured by The New Jersey Security and Financial Empowerment Act ("NJ SAFE Act"), P.L. 2013, c.82 for domestic violence victims in the City of New Brunswick.

(5) Any Employer with a paid leave policy, such as a paid time off policy, that provides an amount of paid leave sufficient to meet the total annual accrual requirements of this ordinance that may be used for the same purposes and under the same conditions as paid Sick/Safe Time under this ordinance is not required to provide additional paid Sick/Safe Time.

I, Daniel A. Torrisi, City Clerk the City of New Brunswick, NJ, do hereby Certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: December 16, 2015
Daniel A. Torrisi
 Daniel A. Torrisi, City Clerk
 Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

(6) Nothing in this Ordinance shall be construed or interpreted in a way that would conflict with any State or Federal law pertaining to paid sick time or employee benefits.

Section 12. Other Legal Requirements.

This Ordinance provides minimum requirements pertaining to paid Sick/Safe Time and shall not be construed to preempt, limit, or otherwise affect the applicability of any other law, regulation, requirement, policy, or standard that provides for greater accrual or use by Employees of Sick/Safe Time, whether paid or unpaid, or that extends other protections to Employees.

13. Severability.

If any provision of this Ordinance or application thereof to any person or circumstance is judged invalid, the invalidity shall not affect other provisions or applications of the Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared severable.

14. Effective Date.

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law, except that in the case of Employees covered by a collective bargaining agreement in effect on the effective date prescribed herein, this Ordinance shall apply on the date of the termination of such agreement unless the collective bargaining agreement expressly waives the protections set forth in this Ordinance. This Ordinance shall not apply retroactively but shall have only prospective application.

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON S	X				GARLATTI				
ESCOBAR					EGAN, PMS				
FLEMING, VP M	X								
FLEMING, VP									

ADOPTED ON FIRST READING:
 DATED: December 2, 2015

Kevin P. Egan

 COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
 DATED: December 16, 2015

Kevin P. Egan

 COUNCIL PRESIDENT

ATTEST:

Susie R. Ziegler

 CITY CLERK *Deputy*

APPROVAL OF THE MAYOR ON THIS 17th DAY OF December, 2015.

John A. Gohmert

 MAYOR

APPROVALS:

Thomas A. Loyell 3rd

 CITY ADMINISTRATOR

CITY ATTORNEY

TKS/kc

FIRST READING VOTE ON DECEMBER 2, 2015 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT

COUNCILMEMBER	Y	N	NV	AB
ANDERSON S	X			X
ESCOBAR				
FLEMING, VP M	X			

I, Daniel A. Torrasi, City Clerk of the City of New Brunswick, NJ, do hereby certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on account and final reading at a regular meeting of the New Brunswick City Council at its meeting on: December 16, 2015
 Daniel A. Torrasi, City Clerk
 Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

ORDINANCE OF THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY PROVIDING FOR A SPECIAL EMERGENCY APPROPRIATION IN AN AMOUNT NOT TO EXCEED \$1,200,000 TO FUND THE REVALUATION OF REAL PROPERTY IN AND FOR THE CITY

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF NEW BRUNSWICK, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AS FOLLOWS:

SECTION 1. Pursuant to N.J.S. 40A:4-53 the sum of \$1,200,000 is hereby appropriated for the cost of the preparation and execution of a complete program of revaluation of real property for the use of the local assessor, or of any program to update and make current any previous revaluation program as ordered by the county board of taxation and shall be deemed a special emergency appropriation as defined and provided for in N.J.S. 40A:4-53.


SECTION 2. Such appropriation and the "special emergency notes" authorized to finance the special emergency appropriation shall be provided for in succeeding annual budgets by the inclusion of at least 1/5 of the amount authorized pursuant to N.J.S. 40A:4-55.

SECTION 3. A certified copy of this ordinance shall be filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs.

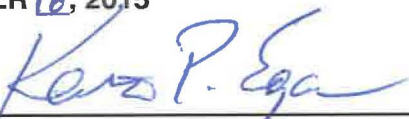
SECTION 4. This ordinance shall become effective in accordance with law.

ADOPTED ON FIRST READING ON DECEMBER 2, 2015


 KEVIN P. EGAN, Council President

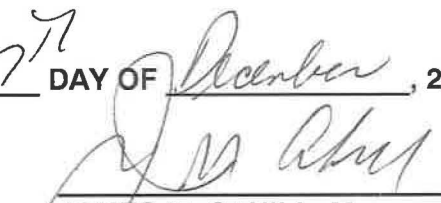

 DANIEL A. TORRISI, City Clerk (Deputy)

ADOPTED ON SECOND READING ON DECEMBER 16, 2015


 KEVIN P. EGAN, Council President


 DANIEL A. TORRISI, City Clerk

APPROVAL BY THE MAYOR ON THIS 17th DAY OF December, 2015


 JAMES M. CAHILL, Mayor

COUNCIL MEMBER	Y	N	NV	AB	COUNCIL MEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI	X			
ESCOBAR	X				EGAN, Pres	X			
FLEMING, VP	X								X

COUNCIL MEMBER	Y	N	NV	AB	COUNCIL MEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI	X			X
ESCOBAR	X				EGAN, Pres	X			
FLEMING, VP	X								

1st READING VOTE ON DECEMBER 2, 2015 2nd READING VOTE ON DECEMBER 16, 2015

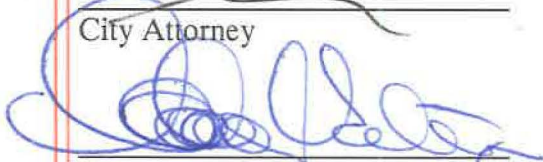
APPROVALS:

Thomas A. Laughlin 3^d

City Administrator



City Attorney



Chief Financial Officer

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL
ORDINANCES OF THE CITY OF NEW BRUNSWICK
TITLE 10, "VEHICLES AND TRAFFIC"**

BE IT ORDAINED by the City Council of the City of New Brunswick, as follows:

SECTION I

Title 10, Chapter 10.16, Section 10.16.020 - Schedule 24, "**No Parking at Any Time**" is hereby amended to **DELETE** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Bishop Street	Northwest	From Neilson Street to a point 200 feet north thereof.

Title 10, Chapter 10.16, Section 10.16.020 - Schedule 24, "**No Parking at Any Time**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Bishop Street	Northwest	From George Street to a point 200 feet north of the north curbline of Neilson Street.

Title 10, Chapter 10.16, Section 10.16.030 - Schedule 26, "**No Parking Certain Hours**" **Alternate Parking-Street Cleaning Program**) is hereby amended to **DELETE** the following:

<u>STREET</u>	<u>SIDE</u>	<u>Days & Hours</u>	<u>LOCATION</u>
Bishop Street	North	Thursday 8:00 a.m. - 11:00 a.m.	

Title 10, Chapter 10.28, Section 10.28.030 - Schedule 41, "**Designation of Permit Parking Areas**" is hereby amended to **DELETE** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Bishop Street	Northwest	Between George Street and Neilson Street.

Title 10, Chapter 10.28, Section 10.28.030 - Schedule 41, "**Designation of Permit Parking Area**" is hereby amended to **DELETE** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Bishop Street	Southeast	Beginning 35 feet from the northerly curbline of George Street and extending to a point 368.8 feet north thereof.

Title 10, Chapter 10.28, Section 10.28.030 - Schedule 41, "**Designation of Permit Parking Areas**" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Bishop Street	Southeast	Beginning 35 feet from the northerly curbline of George Street and extending to a point 510 feet north thereof.

I, Daniel A. Torrisi, City Clerk for the City of New Brunswick, NJ, do hereby certify the foregoing Ordinance is a true copy of the Original Ordinance adopted on second and final reading at a regular meeting of the New Brunswick City Council at its meeting on: December 30, 2015
Daniel A. Torrisi, City Clerk
Any reproduction of the Original Ordinance must contain the raised seal of the City of New Brunswick to be legally certified

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:
DATED: *December 16, 2015*

Kurt P. Egan

COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
DATED: December 30, 2015

Kurt P. Egan

COUNCIL PRESIDENT

ATTEST:
Daniel A. Torrisi

CITY CLERK

APPROVAL OF THE MAYOR ON THIS *31ST* DAY OF *December*, 2015.
Joseph N. Blasi

MAYOR

APPROVALS:

CITY ADMINISTRATOR

[Signature]

CITY ATTORNEY

DEPARTMENT HEAD, ENGINEERING
CG/kc

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI - M	X			
ESCOBAR - S	X				EGAN, PHIL	X			
FLEMING, VP	X								
FLEMING, VP - S	X								

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI - M	X			
ESCOBAR - S	X				EGAN, PHIL	X			
FLEMING, VP	X								
FIRST READING VOTE ON DECEMBER 16, 2015									