



AGENDA

BOARD OF COMMISSIONERS – TELE-CONFERENCE MEETING

April 8, 2020

5:30PM

Public Statement: The meeting is being called pursuant to the Open Public Meetings Act, Chapter 113; As a result of the Governor of the State of New Jersey declaring a State of Emergency (COVID-19), 48-hour electronic notice pursuant, to N.J.S.A. 10:4-9.1, satisfies the notice requirement in lieu of the “adequate notice” provision of N.J.S.A. 10:4-8. P.L.2020, c.11. The notice was also transmitted to the City of Newark’s Public Information Office.

Pledge of Allegiance

Attendance – Roll Call

Action Items:

Agenda Adoption

RESOLUTIONS:

RESOLUTION #04-2020-13 RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE FURLOUGH OF NONESSENTIAL AUTHORITY PERSONNEL DURING THE COVID-19 PANDEMIC

Executive Session

Legal Report

Executive Director’s Report

New Business:

Adjournment:

Resolution #04-2020 -

C. Lawrence Crump, Esq., General Counsel

Anthony C. Mack, Esq.

**MINUTES OF THE SPECIAL MEETING OF THE
BOARD OF COMMISSIONERS OF THE
PARKING AUTHORITY OF THE CITY OF NEWARK
April 08, 2020**

BOARD OF COMMISSIONERS – TELE-CONFERENCE MEETING 5:30PM

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The pledge of allegiance was recited.

Roll Call as follows:

Present:	Chairperson Raquel Cagley Treasurer Niathan Allen Commissioner James Parrillo Secretary Commissioner Tarsha Prindle Commissioner Marques A. Lewis Commissioner Roy Hargrove
Excused:	Vice-Chair Andre Hollis C. Lawrence Crump, Esq., General Counsel
Others Present:	Executive Director, Anthony C. Mack, Esq. Attorney Elvin Estevees, Esq, Gabriela Santos, Fiscal Manager Sr. Executive Asst., Merian Williams
Members of the Public:	NONE

Chairperson Raquel Cagley noted that there was a quorum present and the Board was in accord with State Statute and the meeting could now commence.

Motion to adopt the agenda by Commissioner Parrillo, seconded by Commissioner Allen and approved by unanimous consent.

Executive Director Mack displayed several COVID-19 documents for the Board's review, all of which were distributed to the Board prior to this meeting. Included in the distribution were: the COVID-19 Action Plan, a List of all Employees, Memorandum Outlining State of New Jersey Unemployment Benefits and Eligibility, Memorandum re GUDPA-FDIC, proposed NPA Furlough Notice, Resolution Authorizing the Furlough and a detailed Memorandum regarding the Furlough.

Each document was displayed and discussed thoroughly with all Commissioners responding with questions and/or concerns on each document.

Outside Counsel Estevees completely reviewed and discussed the Furlough Resolution and responded to all questions from the Board.

Motion to proceed with **RESOLUTION #04-2020-13 OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE FURLOUGH OF NONESSENTIAL AUTHORITY PERSONNEL DURING THE COVID-19 PANDEMIC** by Chair Cagley, seconded by Commissioner Allen and approved by unanimous consent.

Upon completion, Commissioner Lewis requested a complete look into staff seniority and expressed concerns of senior staff being furloughed. Commissioners Prindle and Parrillo suggested that we keep the trainees as back up in the event staff does not return after the furlough. Chair Cagley requested a column be added to the Employee list reflecting date of hire (DOH). Commissioner Hargrove discussed an insurance deduction on our vehicles during the Pandemic. Chair Cagley requested a revision on the List of Expenditures specifically, the monthly recurring expenditures. Commissioner Parrillo discussed and requested that all of our fleet vehicles be sanitized on a weekly basis. Director Mack advised the Board that the vehicle sanitation was already in process and is being done at school stadium.

There was full discussion on PPE and, thereafter, Executive Director Mack summed up the entire meeting and what needs to be completed need for the next meeting on, Wednesday, April 15, 2020.

There being no further business, the meeting was adjourned at 6:49 on motion of Commissioner Lewis seconded by Commissioner Allen and approved by unanimous consent.

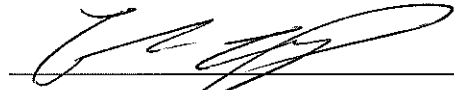
**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING
AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE FURLOUGH OF
NONESSENTIAL AUTHORITY PERSONNEL DURING THE COVID-19 PANDEMIC**

Approved as to form and

Legality on basis of Facts

Factual Contents Certified

to by



C. Lawrence Crump, Esq.



RESOLUTION NO.: 04-2020-

WHEREAS, the Parking Authority of the City of Newark (hereinafter the “Authority”) is a public body corporate and politic of the State of New Jersey, duly formed under the Parking Authority Law, N.J.S.A. 40:11A-1 et seq., and possess the powers as set forth therein; and

WHEREAS, the Authority is empowered to adopt the within Resolution pursuant to and under the Parking Authority Law, N.J.S.A. 40:11A-1 et seq.; and

WHEREAS, the safety, health, and welfare of every employee has constantly been the top concern for the Executive Office and the Board of Commissioners since the outset of the COVID-19 pandemic.

WHEREAS, the Executive Office and the Board of Commissioners have made it a top priority to stay updated and follow the recommendations and requirements of municipal, state, and federal government entities, the Center for Disease Control and the World Health Organization and to implement necessary precautions and preventative steps.

WHEREAS, as we continue to monitor the COVID-19 global pandemic, we want to assure the public, our staff and their families that their health and well-being is our top priority as well as the staff’s job security and access to benefits.

WHEREAS, in response to the ongoing pandemic and guidance from the City of Newark, The Authority has ceased enforcing parking or meter violations (other than public safety violations).

WHEREAS, since March 16, 2020, only essential staff have been working remotely or coming in as necessary to keep limited operations on going.

WHEREAS, most of the Authority’s employees cannot work remotely but all employees have continued to receive their full salary and benefits, including those who are at home and cannot work remotely.

WHEREAS, as the pandemic continues, the Authority cannot financially continue to pay its' staff while its revenue continues to decline.

WHEREAS, the Executive Office and the Board are aware of and have considered the availability of enhanced unemployment benefits available under the recently adopted CARES Act.

WHEREAS, the Executive Office and the Board of Commissioners have decided that, it is in the Authority's best interest, based on considerations of business necessity and the health and public safety of the Authority's workforce and the community, to reduce its workforce to a bare minimum necessary to carry out the Authority's reduced operations during the COVID-19 pandemic and to do so through a furlough that lessens the economic impact on the Authority's workforce.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Parking Authority of the City of Newark, that:

1. The Authority furlough all nonessential Authority employees effective April 10, 2020, as determined by the Executive Director.
2. Due to ongoing uncertainty surrounding the pandemic, the furlough is indefinite at this time. However, once the pandemic abates in Newark and New Jersey, the Authority intends to call back all furloughed employees to their respective positions with the Authority.
3. Subject to our health insurance carrier allowing us to do so under our plan, we will allow you to remain on the NPA's health benefits plan during your furlough and NPA will make your required employee contributions during your furlough.
4. All furloughed employees are prohibited from doing any work for the Authority during the furlough period.
5. The Dispute Resolution Policy and the Work Force Reduction Policy in the Authority Employee Manual are hereby amended to clarify that those policies do not apply to this furlough or any other furlough adopted by the Authority during and in response to a public health pandemic.
6. The Executive Director, in consultation with General Counsel and outside counsel, is further authorized to take those steps that are necessary and proper in order to implement and manage the furlough as evolving circumstances warrant, including, but not limited to, identification of those nonessential employees who will be furloughed, announcing the furloughs, making determinations as when to bring employees back from furlough, announcing additional furlough rounds or extending the furlough period.

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE FURLOUGH OF NONESSENTIAL AUTHORITY PERSONNEL DURING THE COVID-19 PANDEMIC

Commissioners AYE NAY NV AB Commissioners AYE NAY NV AB

Raquel Cagley, Chairperson					Marques-Aquil Lewis				
Niathan Allen					Tarsha Prindle				
James Parrillo					Roy Hargrove, Jr.				
Andre Hollis									

CERTIFICATION

I, RAQUEL CAGLEY, Chairperson of the Parking Authority of the City of Newark (the “Authority”), a public body corporate and politic and a political subdivision of the State of New Jersey, DO HEREBY CERTIFY as follows:

Attached hereto is a copy of a resolution entitled, “RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE FURLOUGH OF NONESSENTIAL AUTHORITY PERSONNEL DURING THE COVID-19 PANDEMIC” (the “Resolution”), which Resolution was adopted at a regular meeting of the Authority duly called, advertised and held on April 8, 2020 in accordance with the Open Public Meetings Act, *N.J.S.A. 10:4-6 et seq.*, as amended and supplemented, at which meeting a quorum was present and acting throughout, which copy of said Resolution has been compared by me with the original thereof as officially recorded in the Minute Book of the Authority and that said copy is a true, complete and correct copy of said Resolution and that said Resolution has been duly adopted and has not been modified, amended or repealed and is in full force and effect on and as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Authority hereto this 8th day of April 2020.

PARKING AUTHORITY OF THE
CITY OF NEWARK

[SEAL]

A handwritten signature in cursive script, appearing to read 'Raquel Cagley', is written over a horizontal line.

Raquel Cagley, Chairperson