



**CITY OF PASSAIC, NEW JERSEY  
CITY COUNCIL  
REGULAR MEETING AGENDA  
APRIL 30, 2008  
7:00 P.M.**

**IN ACCORDANCE WITH CHAPTER 231 PUBLIC LAWS OF 1975, ADEQUATE NOTICE OF THIS MEETING WAS PROVIDED BY FAX TO THE HERALD NEWS AND PUBLISHED ON APRIL 11, 2008, AND PLACED ON THE CITY HALL BULLETIN BOARD BY THE OFFICE OF THE CITY CLERK.**

- I. ROLL CALL**
- II. INVOCATION**
- III. PLEDGE OF ALLEGIANCE**
- IV. MINUTES – March 18, April 8, 2008 Council Meetings.**
- V. HEARING OF CITIZENS**

*In Accordance with the Open Public Meetings Act (N.J.S.A. 10:4-1 et seq.). The Council opens every public meeting for comments of the public. However, in accordance with N.J.S.A. 10:4-12 “nothing in this Act shall be construed to limit the discretion of a public body to permit, prohibit or regulate the active participation at any meeting,.....”.*

*Therefore, please be advised that the Council will not entertain any comments from persons who communicate obscene material, make statements which are considered bias intimidation in which a person intends to intimidate any individual or group because of race, color, religion, gender, handicap, sexual orientation or ethnicity or makes comments intending to harass or speak any offensive language. The person who makes these statements will relinquish their allotted five minutes for public discussion.*

**VI. ORDINANCES FOR SECOND AND FINAL READING (PUBLIC HEARING REQUIRED)**

- 1. **ORDINANCE NO. 1761-08 ORDINANCE AMENDING CHAPTER 299 OF THE CODE OF THE CITY OF PASSAIC VENDING MACHINES’’.  
(Introduced at the April 8, 2008 council meeting).**
- 2. **ORDINANCE NO.1762-08 ORDINANCE ADOPTING MANUAL OF RULES AND REGULATIONS OF THE PASSAIC FIRE DEPARTMENT.  
(Introduced at the April 8, 2008 council meeting).**

**VII. COMMUNICATIONS AND PETITIONS**

- 3. City Clerk’s Office submitting Raffle License application for the following organizations:
  - Passaic Catholic Regional School  
212 Market Street
  - St. Nicholas Ukrainian Catholic Church  
60 Holdsworth Court
  - St. Nicholas R.C. Church  
153 Washington Place
- 4. Grace Bible Church, 54 Pine Street, submitting application to hold a Block Street Cleaning Event on Pine Street on May 3, 2008 from 11:00 AM to 2:00 PM **(Contingent upon Police Department Approval).**
- 5. Memorial Day Nursery, 397 Grand Street, Paterson, submitting application to hold a Class Picnic in Third Ward Park on May 7, 9, 16, 2008 from 10:00 AM to 2:00 PM. **(Contingent upon Police Department Approval).**

6. St. Anthony of Padua, 101-103 Myrtle Avenue, submitting application to hold their Annual Parish Festival in their church parking lot (private property) on the following dates:
  - June 6, 2008 From 6:00 PM To 12:00 A.M.
  - June 7, 2008 From 4:00 PM To 12:00 A.M.
  - June 8, 2008 From 1:00 PM To 10:00 A.M.

**(Contingent upon Health Department Approval)**

  - Application to hold a Procession, starting on Myrtle Avenue to Howe Avenue to Grove Street to Prospect and ending on Exchange Place, on May 13, 2008 between 7:30 p.m. - 9:30 p.m. **(Contingent County and Department Approvals)**
7. Our Lady of Fatima Church, 32 Exchange Place, submitting application to hold a Picnic in their church parking lot (private property) on the following dates:
  - June 13, 2008 From 6:00 PM To 9:00 PM
  - June 14, 2008 From 4:00 PM To 10:00 PM
  - June 15, 2008 From 1:00 PM To 10:00 PM
8. Jaguar Nite Club, 165 Passaic Street, submitting application to renew their Entertainment License for the year 2008.
9. Arena's Bar, 154 Passaic Street, submitting application to renew their Entertainment License for the year 2008.

**ALL MATTERS LISTED HEREUNDER ARE CONSIDERED TO BE ROUTINE IN NATURE AND WILL BE ENACTED BY ONE MOTION ANY COUNCIL MEMBER MAY REQUEST THAT AN ITEM BE REMOVED FOR SEPARATE CONSIDERATION.**

10. Hon. Samuel Rivera, Mayor, submitting the following:
  - Correspondence appointing Chief of Police Daniel Paton, to the Office of Police Director effective April 20, 2008.
  - Correspondence appointing Eddie Carrero, as Superintendent of the Department of Recreation effective until further notice.
11. Cynthia Schoenbrun, Board Trustee for Passaic Public Library, submitting her letter of resignation effective immediately.
12. NJ Department of Environmental Protection submitting the following:
  - Correspondence Re: One 550-gallon #2 Heating Oil Underground Storage Tank Unrestricted Use- No further Action Letter and Covenant Not to Sue Block 1329-A Lot 19 – 9 Anton Street.
  - Correspondence Re: Annual Emission Inspection Required fro Publicly Owned Diesel-Powered Vehicles.
13. BEI Environmental Inc, submitting correspondence Re: Notice to Remediation, 259 Van Houten Avenue, Passaic, New Jersey
14. Passaic County Board of Chosen Freeholders submitting the following:
  - Agenda of the April 8, 2008 Regular Meeting
15. North Jersey District Water Supply Commission submitting the following:
  - Notice and Agenda of their April 18, 2008 regular meeting
16. Passaic Housing Authority submitting the following:
  - Notice of Regular Meeting Date Change
  - Agenda of their April 22, 2008 Regular Meeting
17. Township of Pemeberton, submitting the following:
  - Opposing The Governor's Proposed State Budget for the 2008-2009 Fiscal Year for the Failure to Treat Property Tax Relief as a Priority

18. Borough of Hawthorne submitting the following:
  - Resolution of the Governing Body of the Borough of Hawthorne Opposing the Governor's Proposed State Budget for the 2008-2009 Fiscal Year for the Failure to Treat Property Tax Relief as a Priority.
19. Borough of West Paterson submitting the following:
  - Resolution of Support for S-770 and A-1645
20. Correspondence from State of New Jersey, Dept. of Environmental Protection Re: Municipal Stormwater Regulation Program Stormwater Grant Amount \$20,619.

**VIII. RESOLUTIONS:**

21. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON APRIL 30, 2008 AT 7:00 P.M. OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS, AND PERSONNEL MATTERS.
22. RESOLUTION APPROVING RENEWAL OF THE PROPRIETOR'S LICENSE FOR JAMES ELM LODGE # 1130 WITH CONDITIONS.
23. RESOLUTION SELECTING MEMBERS OF THE AD HOC COMMITTEE ON THE ENERGY ISSUES.
24. RESOLUTION AUTHORIZING THE FILING OF THE CITY OF PASSAIC'S 2008 ACTION PLAN OF THE CONSOLIDATED PLAN APPLICATION FOR FEDERAL ASSISTANCE UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIPS PROGRAM.
25. RESOLUTION ACCEPTING GRANT FROM DEPARTMENT OF COMMUNITY AFFAIRS FOR RECREATION OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES.
26. SOLUTION TO APPROVE THE CORRECTIVE ACTION PLAN FOR THE FISCAL YEAR 2007 AUDIT REPORT OF THE CITY OF PASSAIC.
27. RESOLUTION APPROVING AND RATIFYING AGREEMENT BETWEEN CITY OF PASSAIC AND COMMUNITY AND GRANTS AND PLANNING, P.A. FOR ADMINISTRATION OF HOUSING REHABILITATION PROGRAM.
28. RESOLUTION AMENDING CONTRACT BETWEEN THE CITY OF PASSAIC AND COMMUNITY GRANTS AND PLANNING, INC. FOR HOUSING REHABILITATION SERVICES.
29. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS RESULTING FROM TAX COURT JUDGMENT.
30. RESOLUTION AUTHORIZING ANNUAL TAX SALE.
31. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.
32. RESOLUTION AUTHORIZING THE CITY OF PASSAIC/DEPARTMENT OF HUMAN SERVICES/PASSAIC ALLIANCE TO ENTER INTO A CONTRACT WITH THE CITY OF PATERSON/DEPARTMENT OF HUMAN SERVICES TO RECEIVE FUNDING THROUGH THE RYAN WHITE PART "A" EMERGENCY RELIEF GRANT PROGRAM TO ASSIST PERSONS WITH THE HIV SPECTRUM DISEASE
33. RESOLUTION REJECTING BIDS FOR AUTO BODY REPAIRS (NON-INSURANCE)
34. RESOLUTION REJECTING PROPOSALS FOR RIGHT TO KNOW & HAZARD COMMUNICATIONS STANDARD AND BLOOD-BOURNE PATHOGENS TESTING.

35. RESOLUTION AWARDDING CONTRACT FOR ARCHIVES AND RECORDS MANAGEMENT PERMANENT/HISTORICAL RECORDS NEEDS ASSESSMENT AND TREATMENT PLAN CITY OF PASSAIC.
36. RESOLUTION TO AMEND SFY 2008 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) NJ TOBACCO PREVENTION \$300
37. RESOLUTION TO AMEND SFY 2008 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) NJ TOBACCO PREVENTION \$3,840
38. RESOLUTION AWARDDING CONTRACT FOR RECONDITIONING AUTOMOTIVE TYPE TRANSMISSIONS.
39. RESOLUTION AWARDDING CONTRACT FOR IMPROVEMENTS TO VARIOUS PARKING LOTS MAIN AVENUE PARKING MALL CITY OF PASSAIC.
40. RESOLUTION AWARDDING CONTRACT FOR ENGINEERING SERVICES FOR THE CONSTRUCTION INSPECTION/MANAGEMENT OF PARKING LOT IMPROVEMENTS URBAN ENTERPRISE ZONE CITY OF PASSAIC.
41. RESOLUTION AWARDDING CONTRACT FOR ENGINEERING SERVICES FOR THE CONSTRUCTION INSPECTION/MANAGEMENT OF MARKET STREET ROADWAY IMPROVEMENTS URBAN ENTERPRISE ZONE CITY OF PASSAIC.
42. RESOLUTION AWARDDING CONTRACT FOR ENGINEERING SERVICES FOR THE DESIGN OF IMPROVEMENTS TO BLAINE STREET, DAYTON AVENUE, AND ST. FRANCIS WAY, URBAN ENTERPRISE ZONE CITY OF PASSAIC.
43. RESOLUTION TO AMEND SFY 2008 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) ALCOHOL EDUCATION & REHABILITATION \$7,871.19
44. RESOLUTION TO AMEND SFY 2008 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) DCA: DOMESTIC VIOLENCE TRAINING PROGRAM \$1,250
45. RESOLUTION AUTHORIZING THE CONTRACT AGREEMENT BETWEEN THE CITY OF PATERSON DIVISION OF HEALTH AND THE CITY OF PASSAIC DIVISION OF HEALTH TO PROVIDE PUBLIC HEALTH SERVICES WITH REGARD TO TUBERCULOSIS.
46. RESOLUTION AWARDDING CONTRACT FOR ENGINEERING SERVICES FOR THE CONSTRUCTION INSPECTION/MANAGEMENT OF ROADWAY IMPROVEMENTS TO LINCOLN STREET, P/O HOWE AVENUE AND HALSWORTH COURT, CITY OF PASSAIC.
47. RESOLUTION AUTHORIZING A CHANGE ORDER TO A CONTRACT WITH T. GROSSO 7 SON, INC. FOR REPLACEMENT OF SANITARY SEWER PIPE ALONG PARKER AVENUE CITY OF PASSAIC.
48. RESOLUTION AWARDDING CONTRACT FOR RISK MANAGEMENT CONSULTANT/BROKER PRESCRIPTION, DENTAL AND VISION.
49. RESOLUTION APPOINTING POLICE CHIEF AS POLICE DIRECTOR.
50. RESOLUTION AUTHORIZING 2008 GRANT APPLICATION FOR SAFE AND SECURE COMMUNITIES PROGRAM CONTINUATION FUNDING.
51. RESOLUTION ACCEPTING GRANT FROM DEPARTMENT OF COMMUNITY AFFAIRS FOR RECREATION OPPORTUNITITES FOR INDIVIDUALS WITH DISABILITIES.
52. RESOLUTION RE: GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT.

**IX. ORDINANCES FOR INTRODUCTION AND FIRST READING**

53. ORDINANCE AMENDING ORDINANCE NO. 1694-06, AN ORDINANCE ADOPTING SALARY RANGES FOR DEPARTMENT DIRECTORS, CITY CLERK AND JUDGES OF THE MUNICIPAL COURT **(TITLE ONLY)**.

**X. HEARING:**

54. New Tropical Night Club, 52 Garden Street, submitting application to renew their Entertainment License for the year 2008. **(Licensee requesting matter to be reopened- see enclosed letter)**.
55. RESOLUTION APPROVING 2008 ENTERTAINMENT LICENSE FOR NEW TROPICAL NITE CLUB WITH REVISED CONDITIONS.

**XI. PAYMENT OF BILLS: (including PO # 80038.6)**

**XII. ADMINISTRATOR'S REPORT**

**XII. MAYOR'S REPORT**

**ADJOURNMENT**