



City of Passaic New Jersey

**CITY COUNCIL  
REGULAR MEETING AGENDA**

**August 8, 2006**

**7:00 P.M.**

**IN ACCORDANCE WITH CHAPTER 231 PUBLIC LAWS OF 1975, ADEQUATE NOTICE OF THIS MEETING WAS PROVIDED BY RESOLUTION OF THE MUNICIPAL COUNCIL ADOPTED ON JUNE 27<sup>TH</sup>, 2006 SETTING FORTH A SCHEDULE OF REGULAR MEETINGS FOR THE YEAR 2006-2007, WHICH WAS PLACED ON THE CITY HALL BULLETIN BOARD BY THE OFFICE OF THE CITY CLERK.**

**I. ROLL CALL**

**II. INVOCATION**

**III. PLEDGE OF ALLEGIANCE**

**IV. HEARING OF CITIZENS**

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

1. ORDINANCE NO. 1694-06 ADOPTING RANGES FOR DEPARTMENT DIRECTORS, CITY CLERK AND JUDGES OF THE MUNICIPAL COURT.

**VI. COMMUNICATIONS**

2. Rev. Antonio Rodriguez, Church of the Holy Trinity – 226 Harrison St. Passaic, NJ; submitting application to hold a Prayerful Procession on Sunday, December 10, 2006 from 11:00 a.m. to 1:30 p.m. starting and ending at Hope Ave. (as per map attached).
3. Hugo Fernandez/ Shoprite of Passaic – 503 Paulison Ave. Passaic; submitting an application to hold a Festival (Private Property- store parking lot) on August 26 and 27, 2006 from 12:00p.m.

to 4:00 p.m. (pending building officer approval).

4. St. Joseph's Church – 7 Parker Ave. Passaic; submitting an application to hold a picnic (church parking lot) on August 27, 2006 from 1:00 p.m. – 9:30 p.m. **(Contingent upon submission of Liability Insurance and County approval).**
5. Cesar Aguirre and Jose de Rodriguez t/a Navarro Entertainment Inc 32-36 155<sup>th</sup> St. Flushing, NY; 311 Van Houten Ave. Passaic. Submitting an application to hold a “Feria Carnaval Mexicano 2006” public property between Aycrigg St. and Corner (Under bridge)of Route 21 Exit 11A (Private property - Bd of Ed. Stadium) on August 27, 2006 from 11:00 a.m. to 8:00 p.m. **(Contingent upon Dept's. approval).**
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6. City of Clifton, submitting copy of an adopted Resolution Opposing Passage of A-3174“PROMPT PAY PROPOSAL”-Requesting the Mayor and City Council of the City of Passaic their favorable consideration and support of same.

**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.**

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7. Personnel Actions Forms for the month of May and June 2006.
8. Mr. Shulamis Landesman – 356 Van Houten Ave., Passaic submitting correspondence requesting the fixing of sidewalks in Passaic which are cracked specially on Van Houten Between Terry and Albion and to consider adding wheelchair/stroller accessible crossing (from curb to the street).
9. City of Passaic Board of Adjustment submitting agenda for their August 7, 2006 Special Meeting.
10. Ricardo Fernandez, Zoning Official submitting 2005 Zoning Board Annual Report.
11. Copy of correspondence from Daniel Paton, Deputy Chief Re: Promotions.
12. State of New Jersey Dept. of Environmental Protection Division of Land Use Regulation; submitting letter of approval Re: Waterfront Development Permit – Applicant Eliyahu Aron& Kenneth Rosen project 12 South Street, City of Passaic. **(Note: Map Filed in the City Clerk's Office).**
13. NJ Dept. of Environmental Protection Bureau of Recycling & Planning submitting acknowledgement of a notification of exempt recycling activities.
14. County of Passaic Board of Taxation submitting tax rate certification for the 2006 tax year for Passaic City.
15. The Okonite Company, Inc. (former Passaic Plant) – 220 Passaic Street correspondence Re: pursuant to N.J.A.C 7:26E-8.3(b) 5 The Okonite Co. requires to notify the City about the need to establish a groundwater classification exception area.
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16. Passaic County Board of Chosen Freeholders submitting the following:

- Copy of their July 18, 2006 Agenda
  - Notice of Public Hearing to be held on Tuesday August 15<sup>th</sup>, 2006 at 5:30 p.m. in the Freeholder Meeting Room, at the Passaic County Administration Building - 401 Grand St, Paterson, NJ.
17. Passaic Valley Water Commission submitting the following:
- Agenda of Workshop and Meeting for July 26, 2006
  - Notice of Workshop and Public Meeting for August 30, 2006
  - Minutes of their June 28, 2006 Regular Meeting
18. Diktas Schandler Gillen Attorneys at Law – 596 Anderson Ave. Cliffside Park, NJ; submitting copy of the proposed Ordinance Entitled “Redevelopment Plan: Garden State Paper Redevelopment Area” for the City of Garfield.
19. Borough of North Haledon submitting the following adopted Resolutions:
- Resolution endorsing enactment of legislation exempting municipal clerks from liability for penalties for certain violations of the open public records act (opra).
  - Resolution of all levels of Government to make September 11<sup>th</sup>, of each year a day of contemplation, reflection and prayer.
20. Borough of Bloomingdale submitting the following adopted Resolutions:
- Resolution Endorsing Gang Deterrence Legislation.
  - Resolution Endorsing Citizens’ Campaign for “Extreme Makeover” for Moeller Family Residence.
21. Passaic Housing Authority, submitting Notice of Public Hearing to be held on September 5, 2006, 6:00 p.m. at the Community Room, 299 Gregory Avenue, Passaic, New Jersey.
22. New Jersey Department of Environmental Protection submitting their semi-monthly Bulletin (June July 19, 2006) containing a list of construction permits applications recently filed or acted upon by the DEP (**Note: Filed in the City Clerk’s Office**).
23. North Jersey District Water Supply Commission submitting the following:
- Public notice and agenda for their July 21, 2006 meeting.
  - Public notice and minutes of their May 24, 2006 meeting.
24. PSEG submitting Remedial Investigation Report/Remedial Action Selection Report (Former Passaic Gas Works, Passaic NJ). (**Note: Filed in the City Clerk’s Office**).
25. Passaic Valley Sewerage Commissioners submitting copy of Notice of Violation Re: Imagine Screen Printing 90 Dayton Ave. Passaic NJ.
26. Jose L. Agosto, CMFO submitting a report to the Governing Body of the City of Passaic Re: \$5,526,000. Note Sale.

## **VII. RESOLUTIONS:**

27. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON AUGUST 8, 2006 AT 7:00 P.M. OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS.
28. RESOLUTION BY THE CITY OF PASSAIC TO JOIN WITH THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION OF THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN SERVICES TO OBSERVE NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH DURING THE MONTH OF SEPTEMBER.
29. RESOLUTION ENDORSING THE CITY OF PASSAIC'S APPLICATION FOR NEW JERSEY DEPARTMENT OF TREASURY OFFICE OF EMERGENCY TELECOMMUNICATIONS SERVICES ENHANCED 9-1-1 GRANT PROGRAM FUNDING.
30. RESOLUTION AWARDED CONTRACT FOR RECREATION EQUIPMENT, SUPPLIES AND UNIFORMS YEAR 2006-2007 IN THE AGGREGATE AMOUNT OF \$67,305.18
31. RESOLUTION REJECTING CONTRACT FOR MUNICIPAL COURT PROSECUTOR (WEDNESDAY EVENING).
32. RESOLUTION AUTHORIZING SALE OF VARIOUS REAL PROPERTY IN THE CITY OF PASSAIC.
33. RESOLUTION AUTHORIZING A CHANGE ORDER WITH JOHN GARCIA CONSTRUCTION CO. INC, FOR THE UEZ SANITARY SEWER PROJECT.
34. PROCLAMATION SUPPORTING THE "YOU DRINK AND DRIVE, YOU LOSE" 2006 STATEWIDE CRACKDOWN.

#### **VIII. ORDINANCE FOR INTRODUCTION AND FIRST READING**

35. ORDINANCE AMENDING CHAPTER 5 "ADMINISTRATION OF GOVERNMENT"; CHAPTER 39 "POLICE DEPARTMENT"; AND CHAPTER 133 "FEES".
36. ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE CITY OF PASSAIC "POLICE DEPARTMENT".

#### **IX. APPLICATIONS REQUIRING COUNCIL TO SCHEDULE A HEARING DATE:**

37. ALEXANDER VELEZ/INFAMOUS KUTZ – 35 MONROE ST. PASSAIC; SUBMITTING AN APPLICATION FOR A NEW PROPRIETOR’S LICENSE FOR THE YEAR 2006. **(POLICE DEPARTMENT OBJECTION)**.
38. HERMELINDO PALACIOS/ T/A LA UNICA TAQUERIA – 12 MYRTLE AVE PASSAIC; SUBMITTING AN APPLICATION FOR A PROPRIETOR’S LICENSE FOR THE YEAR 2006. **(POLICE DEPARTMENT OBJECTION)**.

**X. HEARINGS:**

39. MR. ANTAR J. RACKLEY T/A A& R CLOTHING – 347 AYCRIGG AVENUE PASSAIC, NEW JERSEY; SUBMITTING AN APPLICATION FOR A PEDDLERS LICENSE FOR THE YEAR2006 **(POLICE DEPARTMENT OBJECTION)**.

**XI. PAYMENT OF BILLS**

**XII. ADMINISTRATOR’S REPORT**

**XIII. MAYOR’S REPORT**

**XIV. ADJOURNMENT**