



City of Passaic

New Jersey

CITY COUNCIL  
WORK SESSION 5:30 P.M.

REGULAR MEETING AGENDA  
October 20, 2016  
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 APRIL 20, 2016 SETTING FORTH THE SCHEDULE OF REGULAR MEETINGS FOR TY 2016, WHICH WAS PUBLISHED ON APRIL 26, 2016 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: October 6, 2016 City Council meeting.
- 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, the City Council will not entertain any comments from persons who communicate obscene material, make statements which are considered bias intimidation in which any person attempts to intimidate any individual or group because of race, color, religion, handicap, sexual orientation or ethnicity or makes personally offensive or abusive, defamatory or profane comments, comments intending to harass or speak any offensive or abusive 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. 2076-16 ORDINANCE AMENDING CITY CODE OF THE CITY OF PASSAIC, CHAPTER 39, "POLICE DEPARTMENT," ARTICLE VIII, "OFF-DUTY POLICE SERVICES," SECTION 17, "ADMINISTRATIVE FEES AND SERVICES" TO ADD ADMINISTRATIVE FEE FOR USE OF POLICE VEHICLES
  2. ORDINANCE NO. 2077-16 ORDINANCE AMENDING THE DESIGNATING RESTRICTED PARKING FOR USE BY HANDICAPPED PERSONS RESTRICTED BY NJ LICENSE PLATE NUMBER
  3. ORDINANCE NO. 2078-16 ORDINANCE OF THE CITY OF PASSAIC TO ACQUIRE A PERMANENT EASEMENT OVER A PORTION OF PROPERTY DESIGNATED AS BLOCK 2185 LOT 66 ON THE OFFICIAL TAX MAP OF THE CITY OF PASSAIC FOR CONSTRUCTION MAINTENANCE AND REPAIR OF RETAINING WALL

**VII. COMMUNICATIONS AND PETITIONS**

4. Ricardo Fernandez, Business Administrator submitting a copy of CY 2016/SFY 2017 Best Practice Inventory Worksheet for discussion prior to filing with the Division of Local Government Services.
5. Amada D. Curling, City Clerk, submitting request for refund to Hermanos, LLC for a cash bond in the amount of \$5,000.00 for their Carnival Circus held November 2015.
6. John Miskovsky, Construction Official, submitting request for a refund to Elliot Samet, in the amount of \$116.00 for permit no. 2016-1113.
7. Don Jose Party Rental, 75 Lexington Avenue, submitting application to renew their Entertainment License for the year 2017.
8. The Salvation Army, 550 Main Avenue, submitting application to hold a Rummage Sale, inside their establishment on October 29, 2016 from 9:00 a.m. to 4:00 p.m. *(Contingent Upon Departmental Approvals)*
9. Church of Holy Trinity, 226 Harrison Street, submitting the following applications:
  - Procession on December 10, 2016 from 11:30 p.m. to 1:30 p.m. The Procession will assemble in front of Passaic City Hall and travel to Main Avenue to Monroe Street to Vreeland Avenue to Madison Street ending at Holy Trinity Church 209 Hope Avenue and December 11, 2016 from 2:30 p.m. to 3:30 p.m. The Procession will assemble in front of Holy Trinity Church, 209 Hope Avenue travel to Monroe Street to Paulison Avenue to Broadway to Van Houten Avenue to Passaic Avenue ending on Allwood Road.
  - Procession on December 11, 2016 from 11:30 a.m. to 1:30 p.m. The Procession will commence in front of the church travel to Hope Avenue to Madison Street to Vreeland Avenue to Monroe Street to Lexington Avenue to Highland Avenue ending on Hope Avenue in front of the church. *(Contingent Upon Departmental Approvals)*
10. Our Lady of Mt. Carmel Church, 10 St. Francis Way, submitting application to hold a Flea Market in their private parking lot on October 29 and 30, 2016 from 9:00 a.m. to 4:00 p.m. *(Contingent Upon Departmental Approvals)*
11. Omar D. Almeida, Fancy Fish, 32 Central Avenue, submitting request to adjourn their loading zone hearing scheduled for October 20, 2016.

**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.**

12. Public entity Joint Insurance Fund, submitting notice of their October 25, 2016 meeting.
13. North Jersey Water Supply Commission, submitting for following:
  - Minutes of their August 24, 2016 meeting.
14. Borough of Haledon, submitting the following:
  - Resolution No. 2016-177 entitled “Oppose Fairness Formula and Support SCR-119”.
  - Support of Governor Christie’s Fairness Formula for School Funding and Property Tax Equity
15. U.S. Department of Justice, Office of Justice Programs/Bureau of Justice Assistance, submitting correspondence re: FY 16 Edward Memorial Justice Grant (JAG) Program-Local Solicitation in the amount of \$225,070 for the City of Passaic.

**VIII. RESOLUTIONS:**

16. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON PASSAIC ON OCTOBER 20, 2016 AT 5:30 PM OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS
17. RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO ENTER INTO SEPARATION AGREEMENT WITH ROSARIO CAPUANA
18. RESOLUTION REGARDING THE TOTAL AND PERMANENT DISABILITY OF PASSAIC POLICE DEPARTMENT PATROLMAN ALEXIS ORTIZ
19. RESOLUTION AUTHORIZING LICENSE AGREEMENT FOR THE USE OF PASSAIC INDUSTRIAL CENTER, 90 DAYTON AVENUE PASSAIC, NJ FOR FIRE DEPARTMENT TRAINING
20. RESOLUTION PUT BRAKES OF FATALITIES OCTOBER 10, 2016
21. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS RESULTING FROM TAX COURT JUDGMENT
22. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS
23. RESOLUTION AWARDING CONTRACT FOR THREE (3) MUNICIPAL PUBLIC DEFENDERS CITY OF PASSAIC
24. RESOLUTION AWARDING CONTRACT FOR COUNSEL FOR ENFORCEMENT AND COLLECTION OF FORFEITED BAIL BONDS-LEGAL
25. RESOLUTION AWARDING CONTRACT REPLACEMENT SANITARY SEWER MANHOLE HARRISON STREET PASSAIC, NJ
26. RESOLUTION AWARDING CONTRACT FOR GENERAL LEGAL COUNSEL CITY OF PASSAIC
27. RESOLUTION AWARDING CONTRACT FOR PHYSICIAN SERVICES FOR SUBSTANCE ABUSE TREATMENT PROGRAM
28. RESOLUTION AWARDING CONTRACT FOR MUNICIPAL COURT INTERPRETER -SPANISH/ENGLISH EVENINGS
29. RESOLUTION AWARDING CONTRACT FOR MUNICIPAL COURT INTERPRETER SPANISH/ENGLISH MONDAY THROUGH FRIDAY MORNINGS AND AFTERNOONS PASSAIC NJ
30. RESOLUTION AWARDING CONTRACT FOR CONSULTANT/CLINICAL SUPERVISOR FOR SUBSTANCE ABUSE TREATMENT PROGRAM
31. RESOLUTION AWARDING CONTRACT FOR ALCOHOL BEVERAGE CONTROL (ABC) PROSECUTOR CITY OF PASSAIC
32. RESOLUTION AWARDING CONTRACT FOR BOND COUNSEL
33. RESOLUTION TO AMEND **TY2016** MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) BODY ARMOR REPLACEMENT GRANT \$13,091.18
34. RESOLUTION TO AMEND **TY 2016** MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) EDWARD BYRNE MEMORIAL GRANT \$225,070.00
35. RESOLUTION HONORING RONNIE ASH

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36. RESOLUTION APPROVING THE BEST PRACTICES INVENTORY AND AUTHORIZING THE CITY CLERK TO CERTIFY AND SUBMIT SAME TO THE DIVISION OF LOCAL GOVERNMENT SERVICES
37. RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING WITH PASSAIC PENNINGTON LLC FOR USE OF 211 PENNINGTON AVENUE PASSAIC NEW JERSEY FOR FIRE DEPARTMENT TRAINING

**IX. ORDINANCE FOR INTRODUCTION AND FIRST READING:**

38. ORDINANCE PROHIBITED PARKING AT ALL TIMES AT VARIOUS LOCATIONS
39. ORDINANCE AMENDING THE DESIGNATING RESTRICTED PARKING FOR USE BY HANDICAPPED PERSONS RESTRICTED BY LICENSE PLATE NUMBER

**X. HEARING:**

40. Omar D. Almeida, Fancy Fish, 32 Central Avenue, submitting request to have a Loading Zone Placed in front of their establishment. (applicant requesting adjournment November 22, 2016)

**XI. SCHEDULE OF HEARING:**

41. Azucena Flores, kitchen & Granite Depot, 150 Passaic Street, submitting request to have a loading placed in front of their establishment.

**XII. PAYMENT OF BILLS**

**XIII. ADMINISTRATOR'S REPORT**

**XIV. MAYOR'S REPORT**

**XV. ADJOURNMENT**

*Next meeting of the City Council scheduled for: November 1, 2016.*