



CITY OF PASSAIC, NEW JERSEY
CITY COUNCIL
WORK SESSION 5:30 P.M.
REGULAR MEETING AGENDA
JUNE 14, 2011
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 22, 2010 SETTING FORTH A SCHEDULE OF REGULAR MEETINGS FOR THE YEAR 2010-2011, WHICH WAS PLACED ON THE CITY HALL BULLETIN BOARD BY THE OFFICE OF THE CITY CLERK.

I. ROLL CALL

II. INVOCATION

III. RE-DEDICATION PROGRAM IN MEMORY OF ROBERT C. HARE

IV. PRESENTATION TO DANIEL PATTON

V. PRESENTATIONS:

HON. MARTIZA COLON-MONTANEZ
HON. KENNETH LUCIANIN

VI. PUBLIC HEARINGS:

1) Passaic County Open Space & Farmland Preservation Trust Fund Grant Application Christopher Columbus Park Improvement Project City of Passaic, Passaic County, NJ (Resolution Item # 28) Any suggestions and comments relative to the same will be entertained

2) Passaic County Open Space & Farmland Preservation Trust Fund Grant Application Pulaski Park/ Roberto Clemente Field Improvement Project City of Passaic, Passaic County, NJ (Resolution Item # 29) Any suggestions and comments relative to the same will be entertained

VII. 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.

VIII. COMMUNICATIONS AND PETITIONS

1. City Clerk's Office submitting Raffle License application for the following organizations:
 - Hispanic Information Center
186 Gregory Avenue
 - Our Lady of Mt. Carmel
10 St. Francis Way

2. John Miskvosky, Construction Official, submitting request for a refund to Max Mestre Plumbing, Heating and Air Conditioning, for a work permit in the amount of \$90.00.
3. Shotokan Karate, 80 Lexington Avenue, submitting application to hold a Karate School Registration Information (promotional event), in their school (private property), on June 18, 2011 from 8:00 a.m. to 3:00 p.m.
4. Our Lady of Fatima R.C. Church, 32 Exchange Place, submitting application to hold their Annual Parish Picnic, in their parking lot (private property), on the following dates:
 - June 17, 2011 from: 6:00 p.m. to 9:00 p.m.
 - June 18, 2011 from: 4:00 p.m. to 10:00 p.m.
 - June 19, 2011 from: 2:00 p.m. to 10:00 p.m.*(Contingent upon departmental approvals)*
5. Rana Samaj USA, 53 Prospect Street, submitting an application to hold a Flag Raising, in front of City Hall, August 14, 2011 from 10:00 a.m. to 12:00 p.m. *(Contingent upon departmental approvals)*
6. Club Dominicano Maria Trinidad Sanchez, 565 Main Ave, submitting application to hold a Flag Raising, in front of City Hall, on September 4, 2011 from 12:00 p.m. to 1:00 p.m. *(Contingent upon departmental approvals)*
7. La Nueva Jerusalem, 45 Hamilton Avenue, submitting application to hold an Evangelistic Concert Worship, in front of their organization, on July 17, 2011 from: 3:00 p.m. to 7:00 p.m. *(Contingent upon departmental approvals)*
8. Lincoln Middle School, 291 Lafayette Avenue, submitting application to hold a Student Faculty Softball Game, in Third Ward Park, on June 15, 2011 from 3:00 p.m. to 4:30 p.m. *(Contingent upon departmental approvals)*
9. Lexington Block Watch, 21 Burgess Place, submitting application to hold a Block Party, on Burgess Place between Central and Lexington Avenues, on July 3, 2011 from 11:00 a.m. to 8:00 p.m. Raindate: July 10, 2011 *(Contingent upon departmental approvals)*

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. Alex D. Blanco, Mayor, submitting correspondence appointing Angel J. Castillo to the Library Board of Trustees, term to commence immediately and expire December 31, 2012.
11. Stephanie Tidwell submitting her letter of resignation for the Passaic Housing Authority effective May 31, 2011
12. Personnel Actions for February 2011, March 2011, and April 2011.
13. Borough of Woodland Park, submitting Resolutions No. R11-156.
14. Township of Washington, submitting Resolution No. R 2011-88 entitled "Resolution for Fair Distribution of State Aid for Education".
15. Township of Hardyston submitting Resolution No. 35-11, entitled "Resolution of the Township of Hardyston Seeking State Intervention to Increase Safety and Public Awareness on State Highway Patrol Route 23".
16. North Jersey District Water Supply Commission, submitting the following:
 - Notice rescheduling their May 25, 2011 11:00 a.m. meeting to 10:15 a.m.
 - Agenda of their May 25, 2011 meeting.
 - Minutes of their April 27, 2011 meeting.
17. Passaic County Department of Planning, submitting notice of their June 23, 2011 public hearing.

18. Passaic Valley Sewerage Commissioners, submitting correspondence Re: Sewer Use Permit No. 2622002, Sunbrite Dye Company, Inc, 35 Eight Street, Passaic, NJ.
19. Passaic Valley Water Commission, submitting:
 - Minutes of their April 13, 2011 and May 3, 2011 meetings.
 - Notice and agenda of their May 25, 2011 meeting.
20. Board of Chosen Freeholders, submitting the following:
 - Resolution No. R-11-295 entitled “Resolution formally Acknowledging and Praising all those involved in the May 1, 2011 Operations by American Forces that Resulted in the Death of Osama Bin Laden”.
 - Notice of their June 20, 2011 public hearing.
21. NJ Department of Community Affairs, submitting correspondence Re: Unsafe Buildings Demolitions Loan Fund.
22. Housing Authority of the City of Passaic, submitting notice June 11, 2011 Strategic Planning Retreat.
23. NJ Department of Environmental Protection, submitting Notice of Deficiency case no. 95-10-31-1101-38 and 98-05-11-1535-12.
24. Passaic Parking Authority, submitting notice cancelling their June 1, 2011 meeting.
25. NJ Transit submitting correspondence re: Fiscal Year 2011 Request for Federal Finance Assistance.

IX. RESOLUTIONS:

26. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON JUNE 14, 2011 AT 7:00 P.M. OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS.
27. RESOLUTION AUTHORIZING AMENDMENT OF CONTRACT FOR COMMUNITY DEVELOPMENT ATTORNEY CITY OF PASSAIC (*Florio, Perruci & Fader increase contract amount by an additional \$5,743.05 for a total revised amount of \$47,797.89*)
28. RESOLUTION AUTHORIZING APPLICATION FOR FUNDING THROUGH THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR THE REHABILITATION OF FACILITIES AT CHRISTOPHER COLUMBUS PARK (\$559,625.00)
29. RESOLUTION AUTHORIZING APPLICATION FOR FUNDING THROUGH THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR THE DEVELOPMENT OF FACILITIES AT PULASKI PARK/ROBERTO CLEMENTE FIELD. (\$225,000.00)
30. RESOLUTION AUTHORIZING A CHANGE OF ORDER TO A CONTRACT BETWEEN THE CITY OF PASSAIC AND SAAR, LLC 264 SUMMER STREET NEIGHBORHOOD STABILIZATION PROGRAM CITY OF PASSAIC (*Adjusting contract an additional \$5,500.00 for a total price of \$178,500.00*)
31. RESOLUTION AWARDING CONTRACT FOR CDBG AND HOME CONSULTANT (*Awarded to frank Bangor, of Harrisburg, PA, as per rate schedule in the amount not to exceed \$35,000.00*)
32. RESOLUTION AWARDING CONTRACT FOR FAIR HOUSING SERVICES COMMUNITY DEVELOPMENT CITY OF PASSAIC (*Awarded to Paterson Task Force for community Action, Inc. of Paterson, NJ in the amount not to exceed \$10,000.00*)
33. RESOLUTION AUTHORIZING APPOINTMENT OF PUBLIC AGENCY COMPLIANCE OFFICER FOR THE CITY OF PASSAIC
34. RESOLUTION REJECTING PROPOSAL FOR MUNICIPAL COURT PROSECUTOR WEDNESDAY EVENINGS AND FRIDAY AFTERNOONS

35. RESOLUTION ACCEPTING ADDITIONAL FUNDING FROM THE CITY OF PATERSON FOR THE PASSAIC MUNICIPAL ALLIANCE TO ASSIST PERSONS WITH THE HIV SPECTRUM DISEASE IN OBTAINING AND MAINTAINING STABLE HOUSING THROUGH THE HOUSING OF PEOPLE WITH AIDS(HOPWA) PROGRAM IN THE AMOUNT OF \$42,000.00
36. RESOLUTION SETTING THE MEETING DATES OF THE CITY COUNCIL OF THE CITY OF PASSAIC FOR THE FISCAL YEAR 2011-2012
37. RESOLUTION AUTHORIZING SEPARATION AGREEMENT WITH DEPUTY CHIEF KANSON
38. RESOLUTION RESCINDING AND REPEALING CERTAIN RESOLUTION PROVIDING FOR HANDICAPPED PARKING
39. RESOLUTION TO AMEND SFY 2011 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) DOJ OFFICE OF JUSTICE PROGRAM: BYRNE MEMORIAL JUSTICE ASSISTANCE \$250,000
40. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS *(2011 \$1,969.89 and 2010/11 \$5,707.70)*
41. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS RESULTING FROM TAX COURT JUDGMENT *(2009 \$26,277.08 & 2010 \$86,025.71)*
42. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENT RESULTING FROM TAX COURT JUDGMENT *(2010 \$61,123.17)*
43. RESOLUTION TO CANCEL UNEXPENDED BALANCES IN THE CURRENT FUND BUDGET APPROPRIATION FOR SFY 2011 *(Parking Authority \$120,000.00)*
44. RESOLUTION TO CANCEL UNEXPECTED BALANCES IN THE SEWER UTILITY FUND BUDGET APPROPRIATIONS FOR SFY 2011 *(Sewer Treatment Expenses \$300,000.00)*
45. RESOLUTION AWARDDING CONTRACT FOR SPECIAL LEGAL COUNSEL NJDEP AT AL V. OCCIDENTAL CHEMICAL CORP AND MAXUX ENERGY CORP. AND TIERRA SOLUTIONS V. CITY OF PASSAIC ET AL. DOCKET #ESX-L 9868-05 (PASR) (not to exceed \$15,000.)
46. RESOLUTION AWARDDING CONTRACT FOR PRE-PACKAGED MEALS FOR SUMMER FOOD PROGRAM *(Metropolitan Food, d/b/a Driscoll Foods, Clifton, NJ in the amount of \$91,203.82 to be paid by the State of NJ, Department of Education, Bureau of Child Nutrition)*
47. RESOLUTION TO AMEND SFY 2011 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) SUMMER FOOD PROGRAM \$458,147.05
48. RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO APPLY AND OBTAIN GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR \$20,000.00 PROGRAM TO PROVIDE RECREATIONAL ACTIVITIES TO OVER 55 INDIVIDUALS WITH DISABILITIES IN THE CITY OF PASSAIC
49. RESOLUTION - TRANSFERS FISCAL YEAR – FY 2011 BUDGET
50. RESOLUTION APPOINTING MEMBER TO THE PASSAIC HOUSING AUTHORITY
51. RESOLUTION APPOINTING MEMBER TO THE PARKING AUTHORITY
52. RESOLUTION TO AMEND SFY 2011 MUNICIPAL BUDGET(N.J.S.A. 40A:4-87) (NJ DOLPS: Summer Employment \$ 19,400)

IX. HEARING:

53. William P. Schey Esq. on behalf of David Galofaro-427 Van Houten Avenue, Passaic, NJ requesting a hearing Re: 7-Eleven store in premises to operate 24 hours, 7 days a week. - (Request for an Adjournment to July 12, 2011).

X. PAYMENT OF BILLS (including P.O. 1-005058and P.O. 1-005621)

XI. ADMINISTRATOR'S REPORT

XII. MAYOR'S REPORT

ADJOURNMENT

(Next Council Meeting - July 1, 2011 at 12:00 noon Re-Org)

***All Ordinances and/or Resolutions are proposed by administration except where otherwise noted.**