



City of Passaic

New Jersey

CITY COUNCIL  
WORK SESSION 5:30 P.M.

REGULAR MEETING AGENDA

May 10, 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 JUNE 23, 2015 SETTING FORTH THE SCHEDULE OF REGULAR MEETINGS FOR THE YEAR 2015-2016, WHICH WAS PUBLISHED IN THE HERALD NEWS 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: April 20, 2016 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 SECOND AND FINAL READING: (Hearing required)

1. ORDINANCE NO. 2051-16 ORDINANCE AMENDING THE DESIGNATING RESTRICTED PARKING FOR USE BY HANDICAPPED PERSONS RESTRICTED BY NJ LICENSE PLATE NUMBER
2. ORDINANCE NO. 2052-16 ORDINANCE AMENDING CHAPTER 317 OF THE CODE OF THE CITY OF PASSAIC, "ZONING," ARTICLE XVI, FEES AND ESCROW DEPOSITS," TO REVISE PROCESS FOR PAYMENT OF ESCROW DEPOSITS

VII. COMMUNICATIONS AND PETITIONS

3. Amada D. Curling, City Clerk, submitting Raffle License application for the following organizations:
  - St. Joseph Church  
7 Parker Avenue

4. City of Passaic Department of Recreation and Cultural & Senior Affairs, 330 Passaic Street, submitting the following applications:
  - Chili-Cook Off Fundraiser, in Third Ward Park (Park Stage), on July 10, 2016 from 13:30 p.m. to 2:30 p.m.
  - Movies in Park, July 5, 12, 19, and August 2, 2016 from 7:00 p.m. to 8:30 p.m. in Christopher Columbus Park and July 12, 26, and August 9, 2016 from 7:00 p.m. to 8:30 p.m. in Third Ward Park
  - Fitness in the Park, July 6, 20 and August 3, 2016 from 6:00 p.m. to 7:00 p.m. in Christopher Columbus Park and July 13, 27, and August 10, 2016 from 6:00 p.m. to 7:00 p.m. in Third Ward Park
  - Summer Camp Olympic Day, August 11, 2016 from 8:30 a.m. to 3:00 pm in Pulaski Park.
  - Baseball/Softball Trophy/Picnic Ceremony, August 27, 2016 from 11:00 a.m. to 3:00 p.m. in Third Ward Park.  
*(Contingent Upon Departmental Approvals)*
5. Moving Passaic Forward, P.O. Box 4149, Passaic, submitting the following applications:
  - Festival Rodeo, May 15, 2016 from 3:00 to 8:00 p.m. at 1 Jefferson Street (private property).
  - Festival Rodeo, May 30, 2016 from 3:00 to 8:00 p.m. at 1 Jefferson Street (private property).  
*(Contingent Upon Departmental Approvals)*
6. New Faith Baptist Church, 185 Lexington Avenue, submitting application to hold a Flea Market, in church parking lot (private property), on May 14 and 21, 2016 from 10:00 a.m. to 5:00 p.m. *(Contingent Upon Departmental Approvals)*
7. Holy Rosary R.C. Church, 6 Wall Street, submitting application to hold their Annual Parish Picnic, in their church parking lot (private property) on September 4, 2016 from 1:00 p.m. to 10:00 p.m. *(Contingent Upon Departmental Approvals)*
8. St. Joseph Church, 7 Parker Avenue, submitting application to hold their Annual Parish Picnic, in their church parking lot (private property) on June 19, 2016 12:00 p.m. to 11:00 p.m. *(Contingent Upon Departmental Approvals)*
9. Primera Iglesia Bautista Hispana, 127 Passaic Street, submitting application to hold a Flea Market in their church parking lot (Private Property), on May 28, 2016 from 9:00 a.m. to 4:00 p.m. *Contingent Upon Departmental Approvals)*
10. Church of Jesus Christ Apostolic Inc., 50 Third Street, submitting application to hold a Flea Market, in their church parking lot (private property), on July 9, 2016 from 11 a.m. to 4:00 p.m. *(Contingent Upon Departmental Approvals)*
- 10a. Our Lady of Mt. Carmel Church, 10 St. Francis Way, submitting application to hold a Flea Market, in their church parking lot (private property), on May 21, 22, 2016 from 8:00 a.m. to 4:00 p.m.

**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.**

11. Passaic Police Department, submitting notice of their Public Auction -April 21, 2016.
12. Public Entity Joint Insurance Fund, submitting notice of their April 26, 2016 public meeting.
13. Passaic Alcoholic Beverage Control Board, submitting the following:
  - Minutes of their January 20, 2016 meeting
  - Minutes of their February 17, 2016 meeting
  - Agenda of their March 9, 2016 meeting
  - Minutes of their March 9, 2016 Meeting
  - Agenda of their April 13, 2016 Meeting
14. Passaic Parking Authority, submitting the following:
  - Minutes of their January 20, 2016 meeting.

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- Agenda of their March 9, 2016 meeting
- Notice cancelling their April 13, 2016 meeting.

15. Personnel Actions - March 2016.

16. Passaic Valley Water Commission submitting the following:

- Minutes of their March 16, 2016 meeting.
- Notice and Agenda of their April 20, 2016 meeting.
- Notice their May 18, 2016 public meeting.

17. North Jersey District Water Supply Commission submitting the following:

- Notice and agenda of their April 22, 2016 meeting.
- Minutes of their March 23, 2016

18. Passaic Board of Education, submitting notice of their Annual Reorganization meeting scheduled for April 25, 2016.

19. NJ Transit, submitting notice of their public meeting scheduled for May 25, 2016.

20. NJ Department of Environmental Protection, submitting correspondence re: Sub-Slab Sampling at- Passaic Family Head Start Inc., Passaic, NJ, Block 1012, Lot 23.

21. Arcadis, submitting correspondence re: Sub-Slab Soil Gas and Indoor Quality Monitoring Results -Sampling Date: February 23, 2016 - 270 Passaic Avenue, Passaic, NJ.

22. Concerned Resident of the City of Passaic, submitting correspondence re: City Maintenance/Garbage Collection etc.

23. Passaic Enterprise Zone Development Corporation, submitting notice of their May 4, 2016 Special Meeting.

24. NJ Department of Environmental Protection, submitting correspondence re: Former Passaic Engraving Company, Inc. Lectro Form., 41 Brook Avenue, Passaic City, Passaic County, Block 1324 Lots: 3,6 -ISRA Case: E20160140-PI 725001

25. Borough of Totowa, submitting the following correspondence re: Resolution opposing Assembly Bills A1475 and A326.

26. Concerned Resident of the City of Passaic submitting correspondence re: City Tax Exempt Properties.

27. Dr. Alex D. Blanco, Mayor, submitting memorandum appointing Julio Santana to the Urban Enterprise Zone Corporation as proxy to the mayor.

28. City of Clifton, submitting resolution entitled: Resolution Supporting Allocation of Funds to the New Jersey Historic Trust In the 2017 State Budget for Historic Preservation.

## **VIII. RESOLUTIONS:**

29. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON PASSAIC ON MAY 10, 2016 AT 5:30 PM OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS

30. RESOLUTION AWARDING CONTRACT FOR THE DESIGN OF SANITARY SEWER CENTRAL AVENUE BETWEEN VAN BUREN STREET AND SHERMAN STREET CITY OF PASSAIC (*Awarded to E& LP of High Bridge, NJ in the amount not to exceed \$17,900.00*)

31. RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR SNOW REMOVAL / STORM RECOVERY RESERVE TRUST FUND REQUIRED BY PL 2001, c.138 AND NJSA 40A:4-62.1

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32. RESOLUTION AUTHORIZING INTERLOCAL SERVICES AGREEMENT WITH THE DOWNTOWN MERCHANTS CORPORATION FOR REDEVELOPMENT ASSISTANT
33. RESOLUTION AWARDED CONTRACT FOR HEATING AND AIR-CONDITIONING MAINTENANCE/ REPAIR CITY OF PASSAIC *(Awarded to C. Dougherty & Company of Paterson, NJ for a contract price not to exceed \$150,000.00 for two (2) years)*
34. RESOLUTION AWARDED CONTRACT FOR LICENSED SITE REMEDIATION PROFESSIONAL (LSRP) PUBLIC WORKS GARAGE, 870 MAIN AVENUE CITY OF PASSAIC *(Awarded to Matrix New World of Florham Park, NJ in the amount not to exceed \$36,027.70)*
35. RESOLUTION AWARDED CONTRACT PUBLIC TRANSIT BENCHES *(Awarded to Creative Outdoor Advertising of Sarasota, Fl for a five year contract with the option to renew for a additional five years)*
36. RESOLUTION AMENDING THE DESIGNATING RESTRICTED PARKING FOR USE BY HANDICAPPED PERSONS
37. RESOLUTION AWARDED CONTRACT FOR GENERAL LEGAL COUNSEL CITY OF PASSAIC *(Awarded to Florio & Kenny of Hoboken, NJ in the amount of \$125.00/hr in an amount to exceed \$175,000.00 for the period July 1, 2016 through December 31, 2016)*
38. RESOLUTION AWARDED CONTRACT FOR LABOR COUNSEL *(Awarded to Eric Bernstein of Warren, NJ in the amount of \$120.00/hour in an amount not to exceed \$75,000.00 for the fiscal year July 1, 2016 through December 31, 2016)*
39. RESOLUTION AWARDED CONTRACT FOR MUNICIPAL COURT INTERPRETER SPANISH ENGLISH/SPANISH MONDAY THROUGH FRIDAY MORNINGS AND AFTERNOONS PASSAIC, NJ *(Awarded to Minerva Perez, of Clifton, NJ in the amount of \$127.00 per Morning Session and \$127.00 per afternoon session for a total contract amount not to exceed \$25,000.00 for the Period July 1, 2016 through December 31, 2016)*
40. RESOLUTION AWARDED CONTRACT FOR MUNICIPAL COURT INTERPRETER - SPANISH/ENGLISH EVENINGS *(Awarded to Minerva Perez, of Clifton, NJ in the amount of \$147.00 per session for a contract amount not to exceed \$13,000.00 for the time period July 1, 2016 through December 31, 2016)*
41. RESOLUTION AWARDED CONTRACT AUDITING SERVICES FINANCIAL ADVISORY AND ARBITRAGE COMPLIANCE SERVICES *(Awarded to Lerch, Vinci & Higgins of Fairlawn, NJ in the amount of \$47,000.00 for Statutory Annual Audit of the City's Financial Statements and \$5,000.00 for Audit of Financial Statements of the Sewer Utility for the Period July 1, 2016 through December 31, 2016)*
42. RESOLUTION AWARDED CONTRACT FOR PEDIATRIC PHYSICIAN SERVICES *(Dr. Jedlinski and Dr. Rodulfo members of Allwood Pediatrics at a cost of \$75.00/hr. for each pediatrician for the period July 1, 2016 through December 31, 2016)*
43. RESOLUTION - TRANSFERS FISCAL YEAR - 2016 BUDGET
44. RESOLUTION REFERRING PORPOSED AMENDMENT TO SCATTERED SITE REDEVELOPMENT PLAN FOR 217 BROOK AVENUE TO PLANNING BOARD FOR RECOMMENDATION
45. RESOLUTION SUBMITTING AN APPLICATION FOR FUNDING THROUGH THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR IMPROVEMENTS INCLUDING BUT NOT LIMITED TO THE TURF BASEBALL/SOCCER FIELD AT CHRISTOPHER COLUMBUS PARK, IN THE AMOUNT OF \$500,000;
46. RESOLUTION AUTHORIZING CONFLICT COUNSEL FOR THE CITY OF PASSAIC TO UNDERTAKE AN INVESTIGATION REGARDING THE DEPARTMENT OF PUBLIC WORKS
47. RESOLUTION AWARDED CONTRACT FOR ALCOHOLIC BEVERAGE CONTROL (ABC) PROSECUTOR CITY OF PASSAIC
48. RESOLUTION APPROVING EMERGENCY WORK ON SANITARY SEWER PIPE 4TH STREET BETWEEN VIRGINIA AND MONROE STREET

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

- 49. ORDINANCE AMENDING THE DESIGNATING RESTRICTED PARKING FOR USE BY HANDICAPPED PERSONS RESTRICTED BY NJ LICENSE PLATE NUMBER
- 50. AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF PASSAIC TO CREATE CHAPTER 151, "FORECLOSURE PROPERTIES"
- 50a. AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF PASSAIC, CHAPTER 125, "DWELLING UNITS," SECTION 3, "UNAPPROVED OCCUPANCY OF ATTICS PROHIBITED," TO PERMIT ATTIC BATHTUBS.

**X. HEARING:**

- 51. El Bohio Sports bar & Restaurant t/a Cloud 9, 4 Market Street, submitting application to renew their entertainment license for the year 2016. *(Police Department Objection)*

**XI. PAYMENT OF BILLS**

**XII. ADMINISTRATOR'S REPORT**

**XIII. MAYOR'S REPORT**

**XIV. ADJOURNMENT**

*Next meeting of the City Council scheduled for: May 24, 2016.*