



CITY OF PASSAIC, NEW JERSEY
CITY COUNCIL
WORK-SESSION 5:30PM
REGULAR MEETING AGENDA
APRIL 27, 2010
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 JULY 1, 2009 SETTING FORTH A SCHEDULE OF REGULAR MEETINGS FOR THE YEAR 2009-2010, 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

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.

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

1. **ORDINANCE NO. 1825-10** – ORDINANCE VACATION A PORTION OF HENRY STREET IN THE CITY OF PASSAIC, PASSAIC COUNTY, NEW JERSEY-

VI. COMMUNICATIONS AND PETITIONS

2. City Clerk's Office submitting Raffle License application for the following churches:
 - St. Stephen's R.C.M. Church
223 Third Street
 - St. Nicholas R.C. Church
153 Washington Place
3. Carlos Perez, Jr., Health Officer, submitting a request for a refund to Chai Alexander Rodriguez, 80 Broadway, Passaic, NJ, in the amount of \$28.00 for a marriage license application.
4. Vincent Capuana, Dir. of Inspection and Code, submitting a request for a refund to Miguel Cancel, 14 Van Buren Street, Passaic, NJ, in the amount of \$85.00.

5. John Miskosky, Construction Official, submitting request for a refund to the following:
 - Lombardo Environmental, in the amount of \$111.00 for permit no. 2008-1332 oil tank abandonment for 64 Union Avenue.
 - Henry Jones & W., in the amount of \$750.00, for the over payment of a penalty.
6. Washington School No. 2, 48 Bergen Street, submitting an application to hold a Flea Market, in their school playground (private property) on April 30, 2010 from 9:00 AM to 3:30 PM. *(Contingent Upon Departmental Approval)*
7. Seventh Day Adventist Church, 315 Oak Street, submitting an application to hold a Prayer on the Road, on 16 city corners, on May 22, 2010 from 3:00 PM to 6:30 PM. Rain date: May 23, 2010 *(Contingent Upon Departmental Approval)*
8. St. Anthony's of Padua, 101-103 Myrtle Ave, submitting the following applications:
 - Procession on May 15, 2010 from 3:00 PM to 4:00 PM, the procession will commence on Oak St. to Grove St. to Myrtle Ave, ending on Oak St.
 - Annual Festival in their parking lot (private property) on June 4, 2010 from 6PM to 12:00 AM, June 5, 2010 from 4PM to 12:00 AM, June 6, 2010 from 1:00 PM to 10:00 PM. *(Contingent Upon Departmental Approval)*
9. Passaic Alumni Round Up Inc., 108 Central Avenue, submitting application to hold a Concert in Third Ward Park (band shell area) on July 17, 2010 from 9:00 AM to 9:00 PM. Rain date: July 31, 2010 *(Contingent upon Departmental Approval)*.
10. Octagon Multicultural Marketing, 5909 Dunwoody Road, Atlanta, GA, submitting an application to hold a Special Family Event, in the Home Depot parking lot (private property) on May 6, 2010. *(Contingent Upon Departmental Approval)*
11. Manuel Ramirez, Community Leader, 75 Hope Avenue, submitting application to hold a Prayer Service, in Virgin Mary Chapel, on May 9th and 30th, 2010 from 5:00 PM to 8:00 PM. *(Contingent Upon Departmental Approval)*
12. Jose "Alex" Ybarra, 21 High Street, submitting application to hold a Flag Raising, in front of City Hall, on May 22, 2010 from 10:00 AM to 12:00 PM.
13. United Puerto Rican Org. 173-175 Passaic Street, submitting applications:
 - Tag Day, in Shop Rite of Paulison Ave., on May 1, 2010 from 10:00 AM to 6:00 PM. Rain Date: May 2, 2010.
 - Flag Raising in front of City Hall, on July 25, 2010 at 1:30 PM
14. Yudelka Morillo, 290 Summer Street, submitting application to hold a Procession consisting of a horse drawn carriage, on September 26, 2010 from 2:45PM to 5:00 PM. The procession will commence at 290 Summer St to Oak and Myrtle Ave (St. Anthony's Church), following church services the procession will travel to 32 Passaic St., Garfield, Michelle's Restaurant. *(Contingent Upon Departmental Approval)*

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

15. Borough of Hawthorne, submitting Resolution No. 63-10 entitled "Resolution Opposing the New Jersey Transit Proposed reduction to both Bus train service within the borough of Hawthorne".
16. Passaic Enterprise Zone Corp., submitting minutes of their February 24, 2010 minutes.
17. Department of Community Affairs, submitting Local Finance Notice Re: Local Government Ethics Law, 2010 Financial Disclosure Statements.

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18. Passaic Valley Sewerage Commissioners, submitting Sewer User Permit No. 26200032.
19. Passaic Valley Water Commission, submitting the following:
 - Notice of their April 28, 2010 public meeting.
 - Notice of their May 26, 2010 public meeting.
20. Passaic Housing Authority, submitting agenda of their April 21, 2010 public meeting.

VII. RESOLUTIONS:

21. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON APRIL 27, 2010 AT 7:00 P.M. OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS.
22. RESOLUTION AWARDING CONTRACT FOR FURNISHING OF AUTOMATED PHOTO ENFORCEMENT SYSTEMS CITY OF PASSAIC (table at the April 15, 2010 meeting)
23. RESOLUTION AUTHORIZING THE CITY OF PASSAIC DIVISION OF HEALTH TO RENEW THE CHILDHOOD LEAD POISONING PREVENTION SERVICES GRANT FOR FY 2011
24. RESOLUTION AWARDING CONTRACT FOR MADISON STREET IMPROVEMENTS CITY OF PASSAIC
25. RESOLUTION AWARDING CONTRACT FOR ROOF REPLACEMENT - WESTSIDE FIREHOUSE CITY OF PASSAIC
26. RESOLUTION REJECTING BID FOR THE FURNISHING DELIVERY AND INSTALLATION OF MATERIALS TO UPGRADE EXISTING FIREARMS TRAINING RANGE & EQUIPEMENT CITY OF PASSAIC
27. RESOLUTION TO AMEND SFY 2010 MUNICIPAL BUDGET(N.J.S.A 40A:4-87) NJ CLEAN COMMUNITY \$4,064
28. RESOLUTION TO AMEND SFY 2010 MUNICIPAL BUDGET(N.J.S.A 40A:4-87) NJ DLPS: 2009 BODY ARMOR REPLACEMENT \$5,139.40
29. RESOLUTION TO AMEND SFY 2010 MUNICIPAL BUDGET(N.J.S.A 40A:4-87)NJ TOBACCO PREVENTION \$6,900
30. RESOLUTION TO AMEND SFY 2010 MUNICIPAL BUDGET(N.J.S.A 40A:4-87) PASSAIC COUNTY JAIBG: STATION HOUSE \$20,328
31. AUTHORIZING A COOPERATIVE AGREEMENT BETWEEN THE CITY OF PASSAIC WOMEN INFANTS AND CHILDREN AND NORTH PORCH WOMENAND INFANTS CENTER
32. RESOLUTION AUTHORIZING A PRIVATE SALE OF MUNICIPAL PROPERTY NO LONGER NEEDED FOR MUNICIPAL PURPOSES
33. RESOLUTION AUTHORIZING THE FILING OF THE CITY OF PASSAIC'S 2010-2014 CONSOLIDATED PLAN AND THE 2010 ACTION PLAN APPLICATION FOR FEDERAL ASSISTANCE PROGRAM UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP PROGRAM
34. RESOLUTION CONSENTING TO THE URGAN ENTERPRISE ZONE FYI 2011 ADMINISTRATION BUDGET (AMENDING RES. 10-04-093)

VIII. ORDINANCES FOR INTRODUCTION AND FIRST READING

35. ORDINANCE OF THE CITY OF PASSAIC AMENDING THE CODE OF THE CITY OF PASSAIC TO PERMIT SEASONAL OUTDOOR SEATING FOR RESTAURANTS. (TITLE ONLY)
36. ORDINANCE AMENDING CHAPTER 149 OF THE CODE OF THE CITY OF PASSAIC "RETAIL FOOD ESTABLISHMENTS".
37. ORDINANCE AMENDING CHAPTER 117 "DOGS AND OTHER ANIMALS" OF THE CODE OF THE CITY OF PASSAIC
38. AN ORDINANCE OF THE CITY OF PASSAIC AMENDING THE CODE OF THE CITY OF PASSAIC TO PERMIT SEASONAL SIDEWALK SALES FOR RETAIL SALES ESTABLISHMENTS

IX. HEARINGS

39. Daled Group Inc. 40 Exchange Place, submitting loading zone application. (Engineer recommendations enclosed)
40. Rogelio Martinez t/a R&R Importations. 141 Third Street, submitting loading zone application. Engineer)

X. PAYMENT OF BILLS

XI. ADMINISTRATOR'S REPORT.

XII. MAYOR'S REPORT

ADJOURNMENT

(NEXT COUNCIL MEETING - MAY 11, 2010)