



CITY OF PASSAIC, NEW JERSEY
CITY COUNCIL
REGULAR MEETING AGENDA
SEPTEMBER 8, 2009
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. MINUTES: July 1st and 21st, August 4, 2009 council meetings.

PRESENTATIONS:

- Update report on 663 Main Avenue
- Update Report-Affordable Housing Project

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, 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.

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

1. **ORDINANCE NO. 1802-09** ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE CITY OF PASSAIC "POLICE DEPARTMENT"

VII. COMMUNICATIONS AND PETITIONS

2. City Clerk's office submitting Raffle License applications for the following organizations:
 - St. Mary's Hospital Guild, 350 Boulevard
 - Hungarian Reformed Church, 220 Fourth Street
 - Yeshiva K Tana of Passaic, 1 Main Avenue
3. Amada D. Curling, City Clerk, submitting request for a refund to Spanish Evangelical Pentecostal Church and Our Lady of Mt. Carmel Church, for a cash bond in the amount of \$2000.00
4. Juan Guzman t/a Zarco Lounge, 829 Main Avenue, submitting application for a New Entertainment License for the year 2009.

5. Alfred Speer Village Resident Council, 33 Aspen Place, submitting application to hold a Flea Market, in their Patio Area (private property), on September 12, 2009 from 9:00 AM to 5:00 PM **(Contingent upon Departmental Approval)**.
6. Central of Polish Organization, 1-3 Monroe Street, submitting application to hold a Flag Raising, in front of City Hall, on October 3, 2009 at 10:30 AM.
7. Trans Ed, 1 Jefferson Street, submitting application to hold an Employee Barbeque, in their parking lot (private property), on September 19, 2009 from 3:00 PM to 9:00 PM. **(Contingent upon Departmental Approval)**.
8. St. Anthony Church, 101-103 Myrtle Avenue, submitting application to hold a Procession, on September 20, 2009 from 7:00 PM to 8:00 PM, commencing on Oak St. to Gregory Ave to Monroe St. to Oak St. concluding on Myrtle Ave.
9. Organization Mexicanos Americanos Unidos, 37 Essex Street, submitting the following applications for September 27, 2009:
 - Flag Raising in front of City Hall, from 10:00 AM to 11:00AM
 - Parade, will commence at 11:00 AM, on Main Avenue, between Pennington Ave. and Passaic St.
 - Festival, in Christopher Columbus Park, from 1:00 PM to 7:00 PM.**(Contingent upon Departmental Approval)**.
10. Passaic Fire Department, 11 Hope Avenue, submitting the following applications for October 11, 2009.
 - Parade, 11:00 AM to 1:00 PM commencing on Passaic and Eighth Streets, concluding on Passaic and Van Houten Avenues.
 - Festival, in the Third Ward Park from 1:00 PM to 4:00 PM.**(Contingent upon Departmental Approval)**.
11. Kasim Washington, 224 6th Street, submitting application to hold a Peaceful Assembly, in Ellen Square in front of City Hall, on September 12, 2009 from 1:00 PM to 3:30 PM.
12. Mapitv Instituto, 77-79 Third Street, submitting application to hold a Heritage Festival, (“Orale 2009”) in Christopher Columbus Park, on September 13, 2009 from 9:00 AM to 7:00 PM. **(Contingent upon Departmental Approval)**.
13. Shoprite of Passaic & Passaic Dept. of Recreation, 503 Paulison Ave/330 Passaic Street, submitting application to hold a Breaking of Guinness Book World Record/ Largest Water Gun Fight, in Pulaski Park, on September 26, 2009 from 12:00 PM to 5:00 PM **(Contingent upon Departmental Approval)**.
14. Free Methodist Church, 575 Main Avenue, submitting application to hold a Christian Festival, in Mt. Carmel’s parking lot (private property), on the following dates:
 - September 11, 2009 From 5:00 PM to 10:00 PM
 - September 12, 2009 From 3:00 PM to 10:00 PM
 - September 13, 2009 From 3:00 PM to 10:00 PM**(Contingent upon Departmental Approval)**.
15. United Passaic Organization, 41 Myrtle Avenue, submitting application to hold a Outdoor Information Rally/ Fair /Raffle, in their parking lot (private property), on September 12, 2009 from 10:00 AM to 3:00 PM. **(Contingent upon Departmental Approval)**.
16. St. Nicholas Ukrainian Center, 216 President Street, submitting application to hold, their Annual Church Picnic, in their parking lot (private property), on September 13, 2009 from 12:00 PM to 8:00 PM. **(Contingent upon Departmental Approval)**.
17. Black Taxi Service, 33 Central Ave, submitting request for a taxicab stand in front of their new office.
18. John Folk t/a Rack –N-Roll, 212 Washington Place, submitting application for a New Arcade License for the year 2009.

19. Juan Mussenden and City of Passaic business owners – city of Passaic, submitting application to hold Side Walk Sales, for the remaining summer weekends until October 18, 2009.

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.

20. Passaic Valley Water Commission, submitting notice of cancellation of their August 19, 2009.
21. PSE&G, submitting notice of their August 25, 26, 27, 2009 public hearings.
22. Jersey Central Power & Light, submitting correspondence Re: Annual University Service Fund Compliance Filing- Jersey Central Power & Light Company- BPU Docket No. EX00020091
23. NJ Department of Environmental Protection submitting correspondence re: Violation Notice No. PEA ID# PEA090001-020235/ SK FUEL INC., 500 Book Ave, Passaic, NJ
24. Personnel Actions –July 2009
25. Passaic Valley Sewerage Commissioners submitting notice of their October 21, 2009 public hearing re: Proposed Change 13 to PVSC Rules & Regulations(R&R)
26. Passaic County Board of Chosen Freeholders submitting the following:
 - Agenda of their August 25, 2009 regular meeting.
 - Resolution R-09-606
27. North Jersey District Water Supply Commission, submitting notice rescheduling their August 26, 2009 meeting to September 23, 2009.
28. Passaic Enterprise Zone Dev. Corp., submitting Minutes of their June 4, 2009 regular meeting.

VIII. RESOLUTIONS:

29. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON SEPTEMBER 8, 2009 AT 7:00 P.M. OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS.
30. RESOLUTION AWARDED CONTRACT FOR EXTERIOR & INTERIOR RENOVATIONS AND SITE IMPROVEMENTS TO REID MEMORIAL LIBRARY 80 THIRD STREET, PASSAIC, NEW JERSEY (TABLED FROM THE AUGUST 4, 2009 MEETING.). – (Salazar & Associates of Union, NJ. In the amount of \$720,800.00).
31. RESOLUTION AMENDING TAX REFUND FOR DISABLED VETERAN. (John H. Dukes. In the amount \$13,488.51).
32. RESOLUTION TO REVISE RESOLUTION NO. 08-08-270- RESOLUTION AUTHORIZING THE REVISIONS TO THE 2008 CONSOLIDATED PLAN-COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM.
33. RESOLUTION TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PASSAIC BIKEWAYS PROJECT.
34. RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENTS BETWEEN THE CITY OF PASSAIC, AND THE PASSAIC HOUSING AUTHORITY.
35. RESOLUTION CONCERNING RESIDENCY OF THE BUSINESS

ADMINISTRATOR.

36. RESOLUTION AUTHORIZING APPLICATION FOR AND EXECUTION OF A GRANT AGREEMENT BETWEEN THE COUNTY OF PASSAIC, DIVISION OF ALCOHOLISM, DRUG ABUSE AND ADDICTION SERVICES AND THE PASSAIC MUNICIPAL ALLIANCE FOR THE PREVENTION, EDUCATION, AND/OR PUBLIC AWARENESS ACTIVITIES RELATED TO ALCOHOL/DRUG ABUSE AND ADDICTION.
37. RESOLUTION AUTHORIZING EXECUTION OF GRANT AGREEMENT BETWEEN WILLIAM PATERSON UNIVERSITY AND THE PASSAIC MUNICIPAL ALLIANCE FOR PREVENTION, EDUCATION AND/OR PUBLIC AWARENESS ACTIVITIES RELATED TO UNDERAGE DRINKING.
38. RESOLUTION BY THE CITY OF PASSAIC TO JOIN WITH THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES TO OBSERVE NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH DURING THE MONTH OF SEPTEMBER.
39. RESOLUTION ACCEPTING GRANT FUNDING FOR THE 2009-2010 RYAN WHITE PART "A" MINORITY AIDS INITIATIVE.
40. RESOLUTION TRANSFERS FISCAL YEAR- FY 2009 BUDGET.-(\$200)
41. RESOLUTION AUTHORIZING AGREEMENT WITH PUBLIC SERVICES ELECTRIC AND GAS COMPANY CONCERNING STREET LIGHTS.
42. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS RESULTING FROM TAX COURT JUDGMENT.
43. RESOLUTION CONSENTING TO THE UEZ SURVEILLANCE CAMERA MAINTENANCE PROJECT PHASE II.
44. RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO APPLY TO THE NEW JERSEY UEZ AUTHORITY FOR UP TO \$346,707.79 TO PAY FOR PROJECT CLEAN SWEEP PHASE IX.
45. RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO APPLY TO THE NEW JERSEY ENTERPRISE ZONE AUTHORITY FOR UP TO \$667,171.12 TO PAY FOR UEZ SECURITY PATROL PHASE VII.
46. RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO APPLY TO THE NEW JERSEY UEZ AUTHORITY FOR UP TO 105,255.51 TO PAY FOR THE GRAFFITI ERADICATION PHASE IX.
47. RESOLUTION RESCINDING AND REPEALING CERTAIN RESOLUTIONS PROVIDING FOR HANDICAPPED PARKING.
48. RESOLUTION DESIGNATING RESTRICTED PARKING FOR USE BY HANDICAPPED PERSONS.
49. RESOLUTION AUTHORIZING EXECUTION OF CONTRACT TO CONDUCT ELEVATOR INSPECTION WITHIN THE CITY OF PASSAIC. (EIC Inspection Corp. of Jersey City. At the rate 50% of the NJ State Uniform Construction Code Fee Schedule.).
50. RESOLUTION CONCERNING PROJECT LABOR AGREEMENTS.
51. RESOLUTION SUPPORTING AWARD OF CONTRACTS TO MINORITY, WOMEN, AND SMALL BUSINESS ENTERPRISES.
52. RESOLUTION APPROVING CITY OF PASSAIC SPONSOR OF FLAG RAISING.
53. RESOLUTION AUTHORIZING AN AGREEMENT WITH THE UPPER MONROE STREET CORPORATION (UMSIC) TO RECEIVE \$1,014,455.00 IN HOME FUNDS

FROM THE CITY OF PASSAIC FOR THE ACQUISITIONS AND CONSTRUCTION OF AFFORDABLE HOUSING PROJECT.

54. RESOLUTION AWARDING CONTRACT FOR CLEANING SUPPLIES MAINTENANCE DEPARTMENT. (United States USA Corp., -\$16,133.90; Interline Brand -\$4,495.64; Central Poly-\$6,835.00; All American Poly-\$1,667.50; Atra Janitorial-\$118.80; Interboro Packing-\$74.40. To be awarded contracts for a total of aggregate amount of \$29,325.24).
55. RESOLUTION REMOVING LOADING ZONE AND ESTABLISHING NO PARKING AREA.
56. RESOLUTION AUTHORIZING NEW JERSEY STATE CONTRACT PURCHASES FISCAL YEAR JULY 1, 2009 –JUNE 30, 2010

IX. ORDINANCES FOR INTRODUCTION AND FIRST READING

57. ORDINANCE AMENDING CHAPTER 139 OF THE CODE OF THE CITY OF PASSAIC ENTITLED “FIRE PREVENTION”.
58. ORDINANCE AMENDING CHAPTER 181 OF THE CODE OF THE CITY OF PASSAIC ENTITLED “LOADING ZONES”.
59. ORDINANCE ESTABLISHING AMBULANCE BILLING RATES.
60. ORDINANCE TO ESTABLISHING METERED TIME LIMIT.
61. ORDINANCE CONCERNING LABOR AGREEMENTS FOR PUBLIC WORKS CONSTRUCTION PROJECTS.
62. ORDINANCE AUTHORIZING LEASE PASSAIC ALLIANCE.
63. ORDINANCE AMENDING CHAPTER 297”TOWING OF VEHICLES” OF THE CODE OF THE CITY OF PASSAIC.
64. ORDINANCE AMENDING CHATER 107 (CONSTRUCTION CODE UNIFORM) OF THE CODE OF THE CITY OF PASSAIC.

X. PAYMENT OF BILLS.

XI. ADMINISTRATOR’S REPORT.

XII. MAYOR’S REPORT

ADJOURNMENT

(Next Council Meeting-September 22, 2009)