



CITY OF PASSAIC, NEW JERSEY  
CITY COUNCIL  
REGULAR MEETING AGENDA  
SEPTEMBER 9, 2008  
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 24TH, 2008 SETTING FORTH A SCHEDULE OF REGULAR MEETINGS FOR THE YEAR 2008-2009, 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 – March 18 (section-revised) July 1st, 11<sup>th</sup>, 15<sup>th</sup>, 25<sup>th</sup>, 2008 and August 5, 2008 Council Meetings.
- 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. 1771-08-** ORDINANCE CONCERNING SOLICITATION OF POLITICAL CONTRIBUTIONS.
  2. **ORDINANCE NO. 1772-08-** ORDINANCE AFFIRMING CITY OF PASSAIC PURCHASE OF PASSAIC HOUSING AUTHORITY BUILDING.
  3. **ORDINANCE NO. 1773- 08 -**ORDINANCE AMENDING CHAPTER 277 OF THE CODE OF THE CITY OF PASSAIC ENTITLED “TAXI CABS”. (Proposed by Councilwoman Colon-Montanez)

VII. COMMUNICATIONS AND PETITIONS

4. Organización De Mexicanos Americanos, (OMAU) 37 Essex Street, submitting applications to hold the following events on September 28, 2008:
  - Flag Raising, in front of Passaic City Hall, from 10:00 AM to 11:00 AM
  - Parade, from 11: 00 AM to 12:00 PM, commencing at Passaic Street to State St. to St. Francis Way, to Passaic St. to Williams Street, ending on Main Ave. ending at Main Avenue.
  - Cultural/Heritage Festival, in School No. 11 Park, from 1:00 PM to 6:00 PM  
**(CONTINGENT UPON HEALTH DEPARTMENT APPROVAL)**

5. Amada D. Curling, City Clerk, submitting correspondence from Pastor Andriy Dudkevych, St. Nicholas Ukrainian Catholic Church, regarding Mr. Maluta's complaint to Council of their yearly picnic.
6. Rigoberto Sanchez, Passaic Taxi Services LLC, t/a Apollo Taxi- 689 Main Ave., submitting application for New Taxicab Owner's License for the year 2008. **(New Corporation)**
7. Passaic Hebrew Institute, 270 Passaic Avenue, submitting application to hold a Bike- A -Thon, on September 21, 2008, from 11:00 AM to 3:00 PM, the entire event will be held within the confines of Third Ward Park.
8. Action Billiards & Coffee Inc, 276 Passaic Street, submitting application for a **NEW** Entertainment License for the year 2008.
9. St. Anthony's of Padua, 101-103 Myrtle Avenue, submitting application to hold a Procession on September 20, 2008 from 8:15P.M. to 9:15 P.M., starting West on Oak St. to Gregory Ave. East on Monroe to Myrtle Ave. ending on Oak St.
10. Shop rite Supermarket/Partners in Sharing, 503 Paulison Ave, submitting application to hold a Walk-A-Thon on side walk; September 21, 2008 from 9:00 AM to 1:00 PM, commencing at Paulison Ave. to Main Ave. to Summer St. to Cedar St. ending on Paulison Ave.
11. City Clerk, submitting refund memorandum for the following organization:
  - Brothers United in Christ Church - \$2,000.
  - Centro Civico Peruano/Peruvian Family Festival -\$61.66
  - Peruvian Parade Inc. - \$1,531.58
12. City of Passaic Board of Education, 101 Paulison Ave., submitting application to hold honorary event "Shirelle's Reunion" . On September 21, 2008 from 2:00 p.m.-5:00 p.m. On Paulison Ave. between Pennington Ave. and Passaic Ave.

**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.**

13. Hon. Gary S. Schaer, Acting Mayor submitting memorandums on the following appointments:
  - Mr. Michael E. Shafrin, to the Library Board for the unexpired term to expire on December 31, 2008.
  - Mr. Tidwell Sr. to the Planning Board for the unexpired term to end June 30, 2010.
  - Mr. Kendal Coleman of 285 Aycrigg Avenue. To the Redevelopment Agency for the unexpired term to end June 30, 2012
14. City of Passaic Rent Leveling Board, submitting minutes of their May 20, 2008 regular meeting.
15. City of Passaic Free Public Library, submitting Report of Audit for the Fiscal Year ended June 30, 2006.
16. Passaic Valley Water Commission, submitting the following:
  - Agenda of their September 17, 2008 meeting
  - Notice and Agenda of their august 27, 2008 meeting
  - Minutes of their June 25<sup>th</sup>, 2008 meeting
  - Meeting Dates Notice
17. Passaic Valley Sewerage Commissioners submitting the following:
  - Notice of Violation – Puebla Foods, Inc., 90 Market Street
  - Correspondence regarding agreement entered with EnCap Golf Holdings (EnCap) in 2001.
18. Borough of Carlstadt, New Jersey, submitting copy of their adopted Resolution 2008-170 Re: The State of New Jersey, and the New Jersey Sports and Exposition Authority ("NJSEA"), is undertaking 2 major construction projects on its property, to wit: Xanadu and the new Giants/Jets Stadium (the "Stadium Project").

19. Township of North Brunswick, New Jersey; submitting copy of their adopted resolution "A RESOLUTION URGING THE NEW JERSEY STATE LEGISLATURE TO ENACT LEGISLATION ALLOWING MUNICIPALITIES TO OPT OUT OF THE CIVIL SERVICE SYSTEM".
20. City of Garfield, submitting a notice regarding AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE CITY OF GARFIELD, LAND USE LEGISLATION CHAPTER 157 ENTITLED LAND USE AND DEVELOPMENT REGULATIONS".
21. Passaic County Operations Division, submitting a copy of their New Permit Fees and new application forms.
22. North Jersey District Water Supply Commission, submitting Notice and Agenda of their August 27, 2008 regular meeting.
23. City of Clifton, Zoning Board of Adjustment, submitting notice of their August 20, 2008 public hearing.
24. NJ Transit, submitting notice of their September 3, 2008 public hearing.
25. Jersey Central Power and Light Company, submitting Notice of their September 8 and 9, 2008, public hearings.
26. Personnel Actions Form -July 2008.

**VIII. RESOLUTIONS:**

27. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON SEPTEMBER 9, 2008 AT 7:00 P.M. OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS, AND PERSONNEL MATTERS.
28. RESOLUTION AUTHORIZING DESIGNATION OF SHIRELLES BOULEVARD (HONORARY STREET NAME CHANGE).
29. RESOLUTION APPROVING RIGHT OF WAY AGREEMENT FOR FIBER OPTIC CABLING FOR FIBER TECHNOLOGIES NETWORKS LLC.
30. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.
31. RESOLUTION REJECTING BID FOR FURNISHING, DELIVERY AND INSTALLATION OF DISPATCH CENTER SOFTWARE UPGRADES AND HARDWARE EQUIPMENT POLICE DEPARTMENT, CITY OF PASSAIC.
32. RESOLUTION AUTHORIZING EXTENSION OF CURRENT ELEVATOR INSPECTION SERVICES CONTRACT.
33. RESOLUTION REJECTING BIDS FOR CCTV SYSTEM UPGRADE AT PASSAIC HIGH SCHOOL.
34. RESOLUTION APPROVING AN AGREEMENT FOR CONTINUED HOUSING REHABILITATION SERVICES.
35. RESOLUTION AWARDED CONTRACT FOR FURNISHING, DELIVERY AND INSTALLATION OF ONE (1) NEW DIGITAL VOICE RECORDING SYSTEM, POLICE DEPARTMENT CITY OF PASSAIC.
36. RESOLUTION – TRANSFERS FISCAL YEAR – FY 2008 BUDGET.
37. RESOLUTION APPOINTING COMMISSIONERS TO THE PASSAIC REDEVELOPMENT AGENCY ( Mr. Kendal Coleman).

**IX. ORDINANCES FOR INTRODUCTION AND FIRST READING**

- 38. ORDINANCE AMENDING CHAPTER 281 "TENANCIES, PROTECTED" OF THE CODE OF THE CITY OF PASSAIC.
- 39. ORDINANCE AMENDING CHAPTER 231 "RENT CONTROL" OF THE CITY OF PASSAIC.
- 40. ORDINANCE OF THE CITY OF PASSAIC AMENDING ARTICLE XIII B DEPARTMENT OF RECREATION AND CULTURAL AFFAIRS.
- 41. ORDINANCE ESTABLISHING A POLICY FOR INTERNET USE BY THE CITY OFFICIALS AND EMPLOYEES.
- 42. ORDINANCE ESTABLISHING ETHICS CODE FOR CITY ELECTED OFFICIALS, EMPLOYEES, BOARDS, VENDORS, AGENCIES, COMMITTEES, AND APPOINTEES.
- 43. ORDINANCE TO AMEND CHAPTER 317, "ZONING", CHAPTER 29, "LAND DEVELOPMENT PROCEDURES" OF THE CITY OF PASSAIC.
- 44. ORDINANCE AMENDING CHAPTER 5 OF THE CODE OF THE CITY OF PASSAIC "ADMINISTRATION OF GOVERNMENT". (Re: Recreation and Engineering Depts.).

**X. HEARING:**

- 45. Pedro Castillo/Castillo Catering Hall, 190 Passaic Street, submitting an application for a New Entertainment license for the year 2008. (**Police Department Objection.**)

**XI. PAYMENT OF BILLS**

**XII. ADMINISTRATOR'S REPORT**

**XIII. MAYOR'S REPORT**

**ADJOURNMENT**