



**CITY OF PASSAIC, NEW JERSEY  
CITY COUNCIL  
REGULAR MEETING AGENDA  
NOVEMBER 10, 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:** October 27, 2009 council 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, 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. 1813-09-ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE CITY OFPASSAIC "POLICE DEPARTMENT".**
- 2. ORDINANCE NO. 1814-09-ORDINANCE AUTHORIZING THE CITY TO CHARGE THE COST OF CERTAIN EMERGENCY AND RESCUE SERVICES WITHIN THERESPONSE AREA OF THE CITY OF PASSAIC FIRE DEPARTMENT.**

**VII. COMMUNICATIONS AND PETITIONS**

- 3. Amada D. Curling, City Clerk, submitting request for a refund to Bikers Against Breast Cancer, Inc. P.O. Box, 3013, Springfield Avenue Station, Newark, for a cash bond in the amount of \$2,000.00.**
- 4. El Atardecer De Puebla, 210 Washington Place, submitting application to apply for a NEW Entertainment License for the year 2010.**
- 5. El Castillo Catering, 190 Passaic Street, submitting application to renew their Entertainment License for the year 2010. (With conditions as per Reso. 08-09-295).**
- 6. Action Billiard & Coffee, 276 Passaic Street, submitting application to renew their Entertainment License for the year 2010. (With conditions as per Reso. 09-02-035).**

7. Passaic Optimist Club, P.O. Box 1644, Passaic, submitting application to hold their Annual Line of Coins Fund Drive, on Main Avenue between Madison Street and Washington Place, on weekends between December 11, 2009 through December 24, 2009 from 12:00PM to 6:00 PM. *(Contingent Upon Department Approval)*.
8. Saint Mary's Assumption Church, 63 Monroe Street, submitting application to hold a Procession on December 12, 2009 from 7:45 PM to 9:00 PM. The procession will commence on Monroe St. to Third St. to Bergen St. to First St. to Hudson St ending on Market St. *(Contingent Upon Department Approval)*.
9. St. Anthony's of Padua Church, 101-103 Myrtle Avenue, submitting application to hold a Procession, on December 12, 2009 from 6:30PM to 8:15 PM. The Procession will commence on Oak St. to Lafayette Ave. to Howe Ave. to Myrtle Ave ending on Oak St. *(Contingent Upon Department Approval)*.
10. Garden Howe Urban Renewal LP, t/a Garden Vista, 29-31 Howe Ave, submitting application for a **NEW** Entertainment License for the year 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.**

11. NJ Department of Transportation, submitting correspondence Re: NJDOT Fiscal year 2010 Municipal Aid Program for Resurfacing Program 2010 in the amount of \$325,850.00.
12. North Jersey District Water Supply Commission, submitting the following:
  - Notice and Agenda of their October 28, 2009 meeting.
  - Minutes of their September 23, 2009 meeting.
13. Passaic Valley Water Commission, submitting the following:
  - Notice and Agenda of their October 21, 2009 meeting.
  - Notification of Rescheduling of a meeting for P.V.W.C
  - Minutes of their September 30, 2009 minutes.
  - Resolution No. 09-84
14. August and September 2009 Personnel Actions.
15. Passaic County Finance Department, submitting correspondence Re: 2009 added assessment/Open Space.

#### **VIII. RESOLUTIONS:**

16. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON NOVEMBER 10, 2009 AT 7:00 P.M. OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS.
17. RESOLUTION AUTHORIZING A CHANGE OF ORDER TO REDUCE A CONTRACT AMOUNT WITH LANYI & TEVALD, INC FOR RENOVATIONS TO 333 PASSAIC STREET CITY OF PASSAIC- *Original contract \$249,900.00 less reduction \$6,261.36 final contract amount \$243,638.64*
18. RESOLUTION AWARDING CONTRACT FOR THE DELIVERY OF CERTIFIED PLAYGROUND MULCH INFIELD CLAY AND SCREENED TOPSOIL CITY OF PASSAIC – *Downes Tree Service of Hawthorne, in the amount of \$22,500.00; RHV Mulch Supply of Wyckoff in the amount of \$16,762.50; Grinnel Recycling of Sparta, NJ \$3,600.00, contracts for a total aggregated amount of \$42,862.50*
19. RESOLUTION AWARDING CONTRACT FOR SNOW PLOWING/REMOVAL SERVICE 2009-2010 CITY OF PASSAIC- *A.J.M Contractors of Clifton, NJ and Smith SONDY Asphalt of Wallington, NJ in the amount not to exceed \$50,000.00*
20. RESOLUTION APPOINTING MEMBERS TO THE ZONING BOARD OF ADJUSTMENT.

21. RESOLUTION SUPERSEDING RESOLUTION FOR THE CITY OF PASSAIC TO APPLY TO THE NEW JERSEY UEZ AUTHORITY FOR FUNDS TO PAY FOR PROJECT CLEAN SWEEP PHASE IX
22. RESOLUTION SUPERSEDING RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO APPLY TO THE NEW JERSEY UEZ AUTHORITY TO PAY FOR THE GRAFFITI ERADICATION PHASE IX.
23. RESOLUTION SUPERSEDING RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO APPLY TO THE NEW JERSEY ENTERPRISE ZONE AUTHORITY TO PAY FOR UEZ SECURITY PATROL PHASE VII.
24. RESOLUTION AMENDING RESOLUTION CONSENTING TO THE UEZ SURVEILLANCE CAMERA MAINTENANCE PROJECT PHASE II.

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

25. ORDINANCE REMOVING LOADING ZONE AND ESTABLISHING NO PARKING AREA.
26. ORDINANCE AMENDING CHAPTER 197 "PARADES" OF THE CODE OF THE CITY OF PASSAIC
- 26A. ORDINANCE AMENDING CHAPTER 277 OF THE CODE OF THE CITY PASSAIC ENTITLED "TAXICABS"**

**X. PAYMENT OF BILLS. Including P.O. 0-002126 Hatch Mott McDonald**

**XI. ADMINISTRATOR'S REPORT.**

**XII. MAYOR'S REPORT**

**ADJOURNMENT**

(Next Council Meeting-November 24, 2009)

*NOTE: \*\* Subject to the unanimous approval of the Council due to their submission after meeting packets were distributed to the Council.*