

Amada D. Curling, City Clerk, read the following notice into record:

IN ACCORDANCE WITH CHAPTER 231 PUBLIC LAWS OF 1975, ADEQUATE NOTICE OF THIS MEETING WAS PROVIDED VIA FAXED TO THE HERALD NEWS AND PUBLISHED ON JUNE 23, 2016 AND July 1, 2016 AND SAID NOTICE WAS PLACED ON THE CITY HALL BULLETIN BOARD BY THE OFFICE OF THE CITY CLERK.

PURSAUNT TO THE OPEN PUBLIC MEETING ACT, BE ADVISED THAT THE CITY COUNCIL OF THE CITY OF PASSAIC HAS SCHEDULED THEIR RE-ORGANIZATION MEETING FOR FRIDAY JULY 1, 2016 at 2:00 P.M. TO BE HELD IN THE COUNCIL CHAMBERS, FIRST FLOOR AT 330 PASSAIC STREET, PASSAIC NJ

ON CALL OF THE ROLL THE FOLLOWING COUNCIL MEMBERS RESPONDED
PRESENT: Garcia, Love, Polanco, Schwartz, Schaer
ABSENT: Melo, Munk,

ALSO PRESENT: Hon. Dr. Alex D. Blanco Rick Fernandez, Business Administrator, Christopher Harriott, Attorney

Invocation was rendered Councilman Love followed by the Pledge of Allegiance.

NOMINATION AND SEATING OF COUNCIL PRESIDENT

Amada D. Curling called upon Council for nominations for Council President.

Councilman Garcia and Councilman Love nominated Councilman Gary S. Schaer.

RESOLUTION(S)

On a motion by Councilman Garcia and seconded by Councilwoman Polanco the following RESOLUTION WAS OFFERED FOR ADOPTION

CITY OF PASSAIC
RESOLUTION NO:16-07-195

RESOLUTION DESIGNATING Gary S. Schaer AS COUNCIL PRESIDENT FOR TRANSITION YEAR SFY 2017; TERM TO COMMENCE ON JULY 1, 2016 TO December 31, 2016.

BE IT RESOLVED, by the City Council of the City of Passaic that the City Council designates Councilman Gary Schaer as the City Council President for said term to commence on July 1, 2016 and to terminate on December 31, 2016.

ROLL CALL

AYES: Garcia, Love, Polanco, Schwartz, Council President Schaer
ABSENT: Melo, Munk

Council President thanked his colleagues for the nomination and their continued vote of confidence.

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HEARING OF CITIZENS:

Council President Schaer opened the public portion of the meeting with the following statement for the record:

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.

COUNCILWOMAN MELO TOOK HER SEAT ON DAIS

Jaroslav Jackiw; 266 Lafayette Avenue: Can the City administration advise the public if current City Insurance Vendors permit in its policy to cover unauthorized use of City Vehicles after business hours/weekends/holidays by City personnel; Can the City administration advise the public as to the status-abatement of 291-15-16 issues at Greenwood Lake Properties (between Pulaski Park and Dundee Island Park); Can the City administration (DPW) advise the public as to the fence repair dates to Memorial Fountain Robert Ganger Benson-Heritage Plaza at Prospect St. across Passaic Avenue: comment DPW has not repaired the fence for the past 3 years! Was an Insurance claim filed for the damage to fencing in the past 3 years?; if not, why not. Can the Director of Park Services advise the public; when will the Park Services restore the following parks to usable park spaces in 2016-North Pulaski Park-(Block 1001.06-Lot 12) and Latona Griffin Park (Block 21.75.02-Lot 109); Can the executive director of the redevelopment agency and Business administrator give the public an update on 663 Main Ave, LLC-Hanini Group and BOE as of July 1, 2016.

Joe Conoscenti 170 Broadway: Re posters/pictures; water fountains in parks are still not working; #5 Third Ward 2-1915 Issue; Broadway down the hill obnoxious growth in front of retaining walls may need engineer; Myrtle Avenue sprinkle system not working.

After ample opportunity given and no one else responding on a motion by Councilman Love and seconded by Councilwoman Melo the public portion of the meeting was closed.

ROLL CALL

AYES: Garcia, Love, Melo, Polanco, Schwartz, Council President Schaer

ABSENT: Munk

ANNUAL RESOLUTION(S):

On a motion by Councilman Garcia and seconded by Councilwoman Melo the following **RESOLUTION(S) WAS OFFERED FOR ADOPTION**

CITY OF PASSAIC

RESOLUTION NO.16-07-196

RESOLUTION AUTHORIZING OFFICIAL NEWSPAPERS FOR THE TRANSITION YEAR SFY 2017

JULY 1, 2016 TO DECEMBER 31, 2016

BE IT RESOLVED, by the City Council of the City of Passaic that the City Council hereby designates the North Jersey Herald News; The Record; El Especial/Especialito; Poder Latino USA as Official Newspapers for the City of Passaic, which newspapers are authorized to publish legal advertisements. The City Clerk shall retain the right to select which newspapers shall receive said advertisements in accordance with the law.

CITY OF PASSAIC

RESOLUTION NO.16-07-197

A RESOLUTION DESIGNATING THE OFFICIAL BANK ACCOUNTS AND
THE OFFICIAL DEPOSITORIES FOR SUCH BANK ACCOUNTS OF THE
CITY OF PASSAIC

BE IT RESOLVED by the City Council of the City of Passaic that:

The following bank accounts, at their respective depositories of
The City of Passaic shall be continued and shall be as follows:

PNC BANK

- Current Account
- Trust Account
- Capital Account
- Dog Trust Account
- Defense Bond Account
- Primary General Election Account
- Sewer Capital
- PNC Grant Account
- PNC Claims Account

VALLEY NATIONAL BANK

- Current Account
- Redemption Account
- EMS Billing Account
- Problem Solving Account
- FLEX Plan
- D&H Alternative Solutions, Inc. – Worker’s Compensation
- Emergency Solutions Grant Account
- Municipal Court Account
- Credit card account

CAPITAL ONE

- Agency Account
- Current Account
- Community Development Block Grant Account
- Salary Account
- Tax Sale Premium Account
- Specialty Claims Management – Liability
- Utility Operations
- Regional Contribution Agreement – Savings Account
- Payroll Account
- Municipal Court Account
- Credit card account

TD BANKNORTH

Escrow Account
Norwood RCA Account
Recreation Officials Fee

BANCO POPULAR

Current Account
City of Passaic Grant Fund
City of Passaic Claims Fund

**CITY OF PASSAIC
RESOLUTION NO.16-07-198**

**RESOLUTION CONCERNING RECEIPT AND DISBURSEMENT
OF THE MONIES OF THE CITY OF PASSAIC**

BE IT RESOLVED by the City Council of the City of Passaic that:

A. RECEIPTS: All monies received from any source by or on behalf of the City or and department, board, office or agency thereof, except as otherwise provided by law or ordinance, shall be paid to the Director of Finance, who shall by the next ensuing bank day after their receipt, deposit them to the credit of the City in the authorized public depository of the credit of the proper account.

B. DISBURSEMENTS: Disbursements in payment of bills and demands shall be made by the Finance Director upon pre-audit and warrant of the Finance Director, approved by the Mayor, except that payments from the payroll account shall be pursuant to paragraph (D) below. Every warrant shall be in the form of a warrant-check payable to the order of the person entitled to receive it and shall specify the purpose for which it is drawn and the account or appropriation to which it is chargeable. Each warrant-check shall bear the signature of the Mayor and Director of Finance.

C. WIRE TRANSFERS: The Finance Director of the City of Passaic is authorized to effectuate wire transfers of funds from one or more bank accounts to another bank account or bank accounts in the name of the City of Passaic or subordinate agencies, by telephonic or written request, in such amounts as may be necessary.

D. PAYROLL ACCOUNT: The Director of Finance, from time to time, upon receipt of a warrant or an amount due the payroll account, shall deposit the same to the credit of the payroll account charging the appropriate budgetary account therewith. Disbursement from the payroll account may be made by payroll checks signed by the Director of Finance, upon pre-audit and warrant of the Director of Finance and approval by the Mayor of the entire payroll.

RESOLUTION NO. 16-07-199

CASH MANAGEMENT PLAN

WHEREAS, NJ.S. 40A:5-14, Local Fiscal Affairs Law, requires that each municipality adopt a Cash Management Plan designed to assure the deposit, investment and proper disbursement of local funds; now, therefore, be it

RESOLVED, that the Municipal Council of the City of Passaic does hereby adopt the following Cash Management Plan:

A. DESIGNATION OF DEPOSITORIES

The following institutions are designated as permissible depositories for the deposit of City funds:

- | | |
|---------------|-----------------------|
| BANCO POPULAR | PNC BANK |
| | TD BANKNORTH |
| | V ALLEY NATIONAL BANK |
| CAPITAL ONE | |

All depositories must conform to the Governmental Unit Deposit Protection Act ("GUDPA"), and shall provide a Notification of Eligibility from the State of New Jersey, Department of Banking, on a semi-annual basis. In addition, designated depositories shall maintain maximum FDIC or FSLIC coverage of all City funds on deposit.

B. DEPOSIT OF FUNDS

All funds shall be deposited within forty-eight (48) hours of receipt, in accordance with NJ.S. 40A:5-15, into appropriate fund operating accounts. Interest bearing operating and capital accounts shall be regularly monitored for the availability of funds for investment. Debt Service and Trust accounts shall be maintained in accordance with Federal and State statutes regulating such funds. Payroll, Developers' Escrow deposits and other agency funds, which represent funds of individuals and other organizations held by the City, shall be deposited in regular, interest bearing checking accounts unless applicable State statutes direct otherwise. Grant funds shall be deposited in accordance with regulations of the granting government or agency.

C. INVESTMENT INSTRUMENTS AND PROCEDURES

The City may purchase those investments permitted in NJ.S. 40A:5-15.1, which include:

- United States Treasury Bonds, Notes and Bills
- United States Government Agency and Instrumentality Obligations
- New Jersey Arbitrage Rebate Management Fund
- Savings Bank Deposits and Certificates of Deposit
- State of New Jersey Cash Management Fund

The City may purchase other obligations approved by the Division of Investment of the Department of Treasury for investment by local units.

Investments shall be limited to a maturity of not more than one year unless a longer term is permitted by applicable Federal or State regulations. Allowable investments with maturities which extend beyond the end of the City's fiscal year shall be permitted. The purchase of Certificates of Deposit shall be made based on the availability of funds for investment and the analysis of projected cash flows.

D. DISBURSEMENT OF FUNDS

All funds shall be disbursed as authorized and directed by the Municipal Council, except that the Chief Financial Officer shall have the authority to make the following disbursements prior to receiving the approval of the Municipal Council:

- | | |
|---------------------------|-----------------------------|
| County Taxes | Payroll Withholding Amounts |
| Debt Service | Postage |
| Insurance Premiums | Purchase of Investments |
| Interfunds | Salaries and Wages |
| Petty Cash Reimbursements | School Taxes |
| Utility Expenses | Statutory Expenses |

Any disbursements made prior to Municipal Council approval shall be listed and included in the Payment of Bills for the first available council meeting following said disbursement for Municipal Council approval.

Disbursements shall be executed via electronic wire transfer of funds by the Chief Financial Officer, or designated staff member, when that method of payment will result in an operating and/or financial benefit to the City.

E. PETTY CASH FUND

Reimbursements for expenditures through the Petty Cash Fund shall be made within the limits approved by the Director of the Division of Local Government Services. The Petty Cash Fund shall be maintained in accordance with N.J.S. 40A:5-21. Individual reimbursements from the Petty Cash Fund shall not exceed \$50 per item. The following Petty Cash Funds shall be maintained:

City Clerk	\$300
Fire Department	\$250
Police Department	\$200
Public Works	\$250

F. BONDING

The following officials shall be covered by surety bonds; said surety bonds to be examined by the independent auditor to insure their proper execution:

Chief Financial Officer	Tax Collector
City Clerk	Treasurer
Municipal Court	

Staff members of the Department of Finance and Tax Collection not covered by separate surety bonds shall be covered by a Public Employee's Faithful Performance Bond.

G. COMPLIANCE

The Cash Management Plan of the City of Passaic shall be subject to the approval of the City's Legal Counsel, and shall be subject to the annual audit, conducted pursuant to N.J.S. 40A:5-4.

As stated in N.J.S. 40A:5-14, the official(s) charged with the custody of City funds shall deposit them as instructed by this Cash Management Plan, and shall thereafter be relieved of any liability or loss due to the insolvency or closing of any designated depository.

If, at any time, this Cash Management Plan conflicts with any regulation of the State of New Jersey, or any department thereof, the applicable State regulations shall apply.

ALL

AYES: Garcia, Love, Melo, Polanco, Schwartz, Council President Schaer

ABSENT: Munk

On a motion by Councilman Garcia and seconded by Councilwoman Polanco the following **RESOLUTION(S) WAS OFFERED FOR ADOPTION**

**CITY OF PASSAIC
RESOLUTION NO. 16-07-200**

RESOLUTION APPOINTING COMMISSIONER TO THE PASSAIC ALCOHOL BEVERAGE CONTROL BOARD

WHEREAS, pursuant to the Code of the City of Passaic, Section 5-28, members of the Board of Alcohol Beverage Control shall be appointed by the advice and consent of the Council; and

WHEREAS, the Mayor has re-appointed Kenneth Mestre for a three (3) year term; and

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Passaic that the Mayor's appointment with the advice and consent of the City Council of the City of Passaic Kenneth Mestre to a three (3) year term on the Passaic Board of Alcohol Beverage Control is hereby approved. Such term shall begin on July 1, 2016 and end on June 30, 2019.

ROLL CALL

AYES: Garcia, Love, Melo, Polanco, Schwartz, Council President
Schaer

ABSENT: Munk

On a motion by Councilman Love and seconded by Councilwoman Melo
the following **RESOLUTION(S) WAS OFFERED FOR ADOPTION**

CITY OF PASSAIC

RESOLUTION NO.16-07-201

**RESOLUTION APPOINTING COMMISSIONERS TO THE PASSAIC
REDEVELOPMENT AGENCY**

WHEREAS, THE City Council of the City of Passaic has, by Ordinance 1515-01 created the Passaic Redevelopment Agency in accordance with N.J.S.A. 40A: 12 (a) – 11; and,

WHEREAS, there shall be seven commissioners of the Redevelopment Agency, which shall be appointed by the Mayor with the advice and consent of the City Council consistent with N.J.S.A. 40A: 12(a)-11; and,

WHEREAS, the Mayor has appointed *Chaim Munk* for a term commencing July 1, 2016 to December 31, 2016.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Passaic that the Council Consents to the appointments of *Chaim Munk for a term commencing July 1, 2016 to December 31, 2016*

ROLL CALL

AYES: Garcia, Love, Melo, Polanco, Schwartz, Council President
Schaer

ABSENT: Munk

On a motion by Councilman Love and seconded by Councilwoman
Polanco the following **RESOLUTION(S) WAS OFFERED FOR ADOPTION**

CITY OF PASSAIC

RESOLUTION NO.16-07-202

**RESOLUTION DESIGNATING CITY COUNCIL’S REPRESENTATIVE TO THE
PLANNING BOARD OF THE CITY OF PASSAIC FOR THE REMAINING SFY 17
TRANSITION YEAR TERM.(July 1, 2016 - DECEMBER 31, 2016)**

BE IT RESOLVED, by the City Council of the City of Passaic that the City Council hereby designates:

Council member

Daniel Schwartz

The City Council’s representative to the Planning Board of the City of Passaic for a one (1) year term, said to commence on July 1, 2016 and to terminate on December 31, 2016.

ROLL CALL

AYES: Garcia, Love, Melo, Polanco, Schwartz, Council President
Schaer

ABSENT: Munk

COMMUNICATIONS AND PETITIONS

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.

THE FOLLOWING ITEM(S) WERE VOTED ON BY ONE MOTION

On motion made by Councilman Garcia and seconded by Councilwoman Polanco the following items were received and placed on file:

Hon. Alex D. Blanco, submitting the following re-appointments:

- Councilman Munk, to the Redevelopment Agency
- Kenneth Mestre to the ABC Board for a three years term.
- Police Promotions/Swearing in Arrangements

ROLL CALL

AYES: Garcia, Love, Melo, Polanco, Schwartz, Council President Schaer

ABSENT: Munk

RESOLUTION(S) :

THE FOLLOWING RESOLUTION(S) WAS REMOVED

RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON JULY 1,2016 AT 2:00 PM OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS.

(Council President Schaer opened floor to members of the council for their comments)

There being no further business to come before the Council on a motion by Councilman Garcia and seconded by Councilwoman Polanco the meeting adjourned at 2:21 p.m.

ROLL CALL

AYES: Garcia Love, Melo, Polanco, Schwartz, Council President Schaer

ABSENT: Munk

ATTEST:

APPROVED:

Amada D. Curling, City Clerk

Gary S. Schaer, Council President