

A WORK-SESSION WAS HELD ON TUESDAY, JANUARY 12, 2016 AT 6:00 PM AND A PUBLIC MEETING OF THE CITY COUNCIL OF THE CITY OF PASSAIC WAS HELD ON TUESDAY, JANUARY 12, 2016 AT 7:00 P.M. IN THE COUNCIL CHAMBERS IN CITY HALL.

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

PURSUANT TO THE OPEN PUBLIC MEETING ACT, BE ADVISED THAT THE CITY COUNCIL OF THE CITY OF PASSAIC HAS SCHEDULED WORK SESSION MEETING FOR TUESDAY, JANUARY 12, 2016 AT 5:30 P.M. TO BE HELD IN THE MAYOR'S CONFERENCE ROOM, SECOND FLOOR, CITY HALL 330 PASSAIC STREET, PASSAIC, NEW JERSEY. FUTUREMORE, FOLLOWING THE WORK SESSION, THE REGULAR MEETING WILL BE HELD AT 7:00 P.M. IN THE COUNCIL CHAMBERS OF PASSAIC CITY HALL, 330 PASSAIC STREET, PASSAIC, NJ.

ROLL CALL:

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

ALSO PRESENT: Rick Fernandez, Business Administrator; Christopher Harriott, City Counsel

There was an informal discussion regarding the Agenda Rick Fernandez, Business Administrator discussed Item No. 7 and amended to reflect the amount of 32,098.00

Council President Schaer took his seat

On a motion by Councilwoman Polanco and Seconded by Councilman Love the following RESOLUTION WAS OFFERED FOR ADOPTION

WORK SESSION RESOLUTION NO. 16-01-001 WS

RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF THE CITY OF PASSAIC ON JANUARY 12, 2016 AT 5:30 P.M. OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION; CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS

RE: PERSONNEL ATTORNEY CLIENT PRIVILEGES

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exists:

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Passaic, County of Passaic, State of New Jersey, as follows;

1. The public shall be excluded from discussion of an action upon the hereinafter specified subject matters;
2. The general nature of the subject matter to be discussed is as follows:
 - a. Litigation
 - b. Personnel
 - c. Contract Negotiations

January 12, 2016 MINUTES

3. It is anticipated at this time that the above stated subject matter will be made public when deemed appropriate.

This Resolution shall take effect immediately

ROLL CALL:

PRESENT: Garcia, Love, Munk, Polanco, Schwartz, Council President Schaer

ABSENT: Melo

After brief discussion, upon motion made by Councilman Love and seconded by Councilman Polanco the work session was adjourned 6:58 p.m.

ROLL CALL:

PRESENT: Garcia, Love, Munk, Polanco, Schwartz, Council President Schaer

ABSENT: Melo

A REGULAR PUBLIC MEETING OF THE CITY COUNCIL OF THE CITY OF PASSAIC WAS HELD ON TUESDAY, JANUARY 12, 2016 AT 7:00 P.M. IN THE COUNCIL CHAMBERS IN CITY HALL.

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 BY RESOLUTION OF THE MUNICIPAL COUNCIL ADOPTED ON JUNE 23, 2015 SETTING FORTH A SCHEDULE OF REGULAR MEETINGS FOR THE YEAR 2015-2016, WHICH WAS PLACED ON THE CITY HALL BULLETIN BOARD BY THE OFFICE OF THE CITY CLERK

PRESENT: Garcia, Love, Melo, Munk, Polanco, Schwartz, Council President Schaer

ABSENT: Melo

ALSO PRESENT: Rick Fernandez, Business Administrator; Christopher Harriott, City Counsel.

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

Council President advised addition to agenda Resolution 20A.

Council Meeting Minutes December 8 and December 22, 2015 submitted for approval.

Upon motion made by Councilman Schwartz and seconded by Councilwoman Polanco the aforementioned meeting minutes were approved.

ROLL CALL

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

ABSENT: Melo

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.

Mr. Pablo Plaza 40 Highland Avenue: asked about recent tax assessments on specific block and lot numbers; particularly Council President Schaer's home compared to his neighbors home.

Mr. Jaroslaw Jackiew; 266 Lafayette Ave: What is the State of all Redevelopment Agency projects in financial year 2015 within the City?; Can the Executive Director advise the public as to all completed Redevelopment Agency projects in financial year 2015?; Is the Redevelopment Agency Board still relevant in 2016, since the start of SFY 2015-2016 the board only held one meeting?; Can the Community Development Director advise the public as to how many affordable housing units were added to the building stock within the City in financial year 2015?; Can the Public Safety Director reinstate Community Policing within the City of Passaic especially surrounding school facilities to address the ongoing alleged gang related activities in 2016; Can the Deputy Chief of Police advise the public as to the state of all surveillance cameras within the City of Passaic in 2016?; What additional equipment will be provided to the PDD to address the perceived Islamic extremist issues within the City in 2016?; Can the Executive Director of the redevelopment agency advise the public why redevelopment agency continues to violate OPRA requests for the release of the purchase agreement for 569-663 Main Ave, by HD 663 Main LLC; Can the City administration advise the public why the tax office continues to violate OPRA requests for the release of payment verification of taxes for 569-663 Main Ave; Has the City of Passaic paid Trinity Property LLC 1.5 million dollars for 663 Main Ave in 2016.

Diana Bulna;41 Franklin Place, Totowa: Spoke regarding Teachers Union Issues; BOE promising teachers contract that is never realized; 30-31 students per classroom with 1 teacher; asked about safety inspections in the schools and who carries out these inspections, when are they done/when will they be done; are there working cameras and alarms at school # 10 in particular as well as in all Passaic schools?; what evidence can be offered to prove their existence?; why was the cleanup crew in school 10 given protective gear to clean up blood, but the

school was not closed; classes were in session. Richard Diaz and Councilman have cost City millions in law suits.

Jeffrey Dye;443 Howe Avenue: Asked if Councilwoman Polanco or Councilman Love could asked questioned asked regarding BOE. Asked about cameras in the City Council chambers and why they are not televised. Asked about how many city cars were given to Mayor and Mr. Diaz; why are council members not permitted to answer questions during council meetings?; what was done about Roy Bordamante situation.

Joe Conoscenti;170 Broadway: sidewalk adjacent to Shervenko Park in needs of repair; Thanked DPW for painting bus stop bench after many years. Passaic Street/First street rods and wiring of missing light sticking up; Passaic Street/Williams missing lamp cover becoming garbage can covers; PSEG tree trimming; listed several locations where the trees are damages. Main Ave/Washington Place; asked for explanation of meter times and charges; specifically Main Ave meters stating meter charges 7 days per week.

Mr. Ali Taxli; commented on insufficient lighting at underpasses at Madison, Hope, Jefferson and Washington place etc and safety issues associated; has City issues a statement regarding being a Sanctuary City; when will the city issue this statement; commented on Ice raids across the country some in New Jersey and New York.

Steve Siklosi; 23 Orchard Street: Item #1 tabled ordinance; what happened? Item #7 refunding permit fees-large amount and asked for explanation; Resolution #15 rejecting proposals for roof; why is it City of Passaic's responsibility?, does Passaic own building? Why was bid rejected; what is the possible cost and how many vendor bid on this; what is a Public Agency Compliance officer; is this an overlapping position; what does this position entailed and who will be filling the position?; #18 Grant/Loan- 2 different things; asked for explanation?; #20 resolution designating certain areas in need of development; different from what was discussed at redevelopment meeting, any demolition involved?; Stated that handouts should be afforded to the public at all open meetings by all departments; Ordinance passed almost a year ago regarding City website and asked what progress if any has been made?; Asked for an update on junkyard case as well as Paulison redevelopment litigation case. Asked for update regarding enforcement of parking ordinance; no parking off Route 21.

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

ROLL CALL

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

ABSENT: Melo

ORDINANCE(S) FOR SECOND AND FINAL READING (PUBLIC HEARING REQUIRED)

Council President Schaer called up for the second and final reading Ordinance entitled:

ORDINANCE NO 2033-15

AN ORDINANCE ACCEPTING THE RECOMMENDATION OF THE PLANNING BOARD OF THE CITY OF PASSAIC REGARDING A PROPOSED AMENDMENT TO SCATTERED SITE REDEVELOPMENT PLAN FOR PENNINGTON AVENUE PROPERTIES/FORMER ST. MARY'S HOSPITAL PROPERTIES

Councilman Love moved that the above Ordinance be TABLED and be moved to February 9, 2016. Motion was seconded by Councilwoman Polanco, So Ordered.

ROLL CALL

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

Council President Schaer called up for the second and final reading Ordinance entitled:

CITY OF PASSAIC

ORDINANCE NO. 2035-15

ORDINANCE AMENDING THE DESIGNATING RESTRICTED PARKING FOR USE BY HANDICAPPED PERSONS RESTRICTED BY NJ LICENSE PLATE NUMBER

Councilman Love moved a public hearing to be held on Ordinance. Motion was seconded by Councilwoman Polanco, So Ordered. The Council President then announced that all interested parties would be given an opportunity to be heard for or against the adoption of the Ordinance.

ROLL CALL

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

ABSENT: Melo

After ample opportunity given and no one responding on a motion by Councilman Garcia and seconded by Councilwoman Polanco, public hearing on said ordinance was closed.

ROLL CALL

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

ABSENT: Melo

Councilman Garcia moved the ordinance be adopted on second reading and final passage which motion was seconded by Councilman Love and adopted upon a call of the roll

ROLL CALL

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

ABSENT: Melo

COMMUNICATIONS AND PETITIONS

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

On motion made by Councilwoman Polanco and seconded by Councilman Garcia the following item(s) were received and placed on file:

212 Washington Place Corp. t/a Rack-N-Roll, 212 Washington Place, submitting application to renew their Entertainment License for the year 2016.

212 Washington Place Corp. t/a Rack-N-Roll, 212 Washington Place, submitting application to renew their Arcade License for the year 2016.

GV Entertainment LLC t/a Garden Vista, 29 Howe Avenue, submitting application to renew their Entertainment License for the year 2016.

Mama's Cafeteria LLC, t/a Mama's Café, 90 Dayton Avenue, submitting application to renew their Entertainment License for the year 2016.

John Miskovsky, Construction Official, submitting request for a refund to JoeJay Realty for permit no. 2015-0914-01 and permit no. 2015-0914 for a total amount of **\$32,044.00 as amended**

ROLL CALL

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

ABSENT: Melo

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 Love and seconded by Councilwoman Polanco the following item(s) were received and placed on file:

Passaic Self Insurance Fund submitting resolution no. 2015-17 entitled "Resolution setting up Meeting Dates for the Self Insurance Fund Commission for the city of Passaic" (calendar year 2016).

Passaic Parking Authority, submitting the following:

- Minutes of their October 21, 2015 meeting
- Notice cancelling their November 18, 2015 meeting.
- Agenda for their December 16, 2015 meeting
- Resolution establishing a parking fee moratorium for the 2015-2016 Holiday Season

Passaic Alcoholic Beverage Control Board submitting the following:

- Minutes of their October 21, 2015 meeting
- Notice cancelling their November 18, 2015 meeting.
- Agenda for their December 16, 2015 meeting

Passaic Housing Authority submitting notice of their meeting dates for the calendar year 2016.

Passaic Valley Water Commission, submitting the following:
Minutes of their November 24, 2015 meeting.
Notice of their January 20, 2016 Reorganization Meeting.

North Jersey District Water Supply Commission, submitting the following:
Notice of their Annual meetings for the calendar year 2016.
Notice and Agenda of their December 16, 2015 meeting.

ROLL CALL

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

ABSENT: Melo

RESOLUTION(S):

THE FOLLOWING RESOLUTION(S) WAS REMOVED

RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON JANUARY 12, 2016 AT 7:00 PM OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS.

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

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

CITY OF PASSAIC
RESOLUTION # 16-01-002

RESOLUTION REJECTING PROPOSALS FOR
DESIGN OF ROOF REPLACEMENT GREATER
PASSAIC CLIFTON COMMUNITY CENTER
45 RIVER DRIVE
PASSAIC, NJ

WHEREAS, proposals were received by the Director of Purchasing on Wednesday, December 30, 2015 for Design of Roof Replacement Greater Passaic Clifton Community Center, 45 River Drive, Passaic, NJ; and

WHEREAS, the proposals were solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20-4 et seq; and

WHEREAS, proposals were received as per the attached; and

WHEREAS, in addition to the attached; specifications were downloaded from the City of Passaic's website from the following vendors, none of whom submitted proposals:

Desman, Inc. New York, NY	Suburban Consulting Mt. Arlington, NJ	Santander Bank Short Hills, NJ
BidOcean, Inc. Grand Junction, CO	Armm Associates Cherry Hill, NJ	Envirobidnet Port Charlotte, FL
Alpha Omega Contracting Astoria, NY	Walker Restoration Consult. New York, NY	SSC Engineering Haddon Township, NJ
IsqFt.	Project Dog	IMS

Cincinnati, OH	Newburyport, MA	San Diego, CA
Deltek Herndon, VA	Goldstein Partnership Maplewood, NJ	Bidnet Latham, NE
Prime Vendor Wilmington, NC		

WHEREAS, the proposals received exceeds the City of Passaic’s appropriation for this project; and

WHEREAS, it is the recommendation of Doris Dudek, Director of Purchasing, that these proposals be rejected and the City of Passaic re-advertise.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the proposals for Design of Roof Replacement Greater Passaic Clifton Community Center, 45 River Drive, Passaic, NJ be rejected and the City of Passaic re-advertise.

CITY OF PASSAIC

RESOLUTION NO. 16-01-003

**RESOLUTION AUTHORIZING APPOINTMENT
OF PUBLIC AGENCY COMPLIANCE OFFICER
FOR THE CITY OF PASSAIC**

WHEREAS, N.J.A.C. 17:27-3.1 requires that each public agency designate an individual to serve as its Public Agency Compliance Officer (“P.A.C.O.”) and that person is a liaison between the Division of Local Government Services and the City of Passaic; and

WHEREAS, the P.A.C.O. officer is the point of contact for all matters concerning the implementation and administration of the status concerning contracting procedures including equal employment opportunity requirements; and

WHEREAS, the Council has determined that it is in the best interest of the City of Passaic that the Director of Purchasing be the person to be designated as the Public Agency Compliance Officer for the City of Passaic.

WHEREAS, there shall be no compensation provided for the additional responsibilities of the City of Passaic Public Agency compliance officer.

NOW THEREFORE, BE IT RESOLVED that Doris Dudek, as the Director of Purchasing for the City of Passaic is hereby designated as the Public Agency Compliance Officer for the City of Passaic.

BE IT FURTHER RESOLVED that the Public Agency Compliance Officer shall have all of the duties and authority as set forth in the statutes and regulations.

BE IT FURTHER RESOLVED that the City of Passaic shall submit Doris Dudek’s name, title, address, telephone number, fax and e-mail address to the Department of the Treasury on or before January 10th of each year, as the Public Agency Compliance Officer for Passaic.

**CITY OF PASSAIC
RESOLUTION # 16-01-004**

RESOLUTION AUTHORIZING THE CITY OF PASSAIC, DEPARTMENT OF HUMAN SERVICES, PASSAIC MUNICIPAL ALLIANCE TO APPLY FOR GRANT FUNDING,

KNOWN AS A STRATEGIC PLAN, FROM THE COUNTY OF PASSAIC, DIVISION OF ALCOHOLISM, DRUG ABUSE AND ADDICTION SERVICES FOR THE PREVENTION, EDUCATION AND/OR PUBLIC AWARENESS ACTIVITIES
RELATED TO
ALCOHOL / DRUG ABUSE AND ADDICTION

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth, and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and,

WHEREAS, The City Council of the City of Passaic, County of Passaic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the City Council further recognizes that it is incumbent upon not only public officials but the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the City Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Passaic;

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Passaic, County of Passaic, State of New Jersey hereby recognizes the following:

1. The City Council of the City of Passaic does hereby authorize submission of a strategic plan for the Passaic Municipal Alliance grant for fiscal year 2017 in the amount of:

DEDR Funds	\$39,478.00
Cash Match	\$9,870.00
In Kind	\$29,698.00
2. The City Council of the City of Passaic acknowledges the terms and conditions for Administering the Municipal Alliance grant, including the administrative compliance and audit requirements; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized and directed to execute the grant agreement on behalf of the City and to sign any other documents necessary in connection therewith.

CITY OF PASSAIC
RESOLUTION #16-01-005

RESOLUTION AUTHORIZING EXECUTION OF 2016 GRANT/LOAN AGREEMENT BY AND BETWEEN THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS AND CITY OF PASSAIC FOR RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES

WHEREAS, the City of Passaic applied to the State of New Jersey, Department of Community Affairs for funding for an adaptive technology program to integrate the City’s recreation program for individuals with disabilities; and

WHEREAS, the City of Passaic has been awarded \$19,860.00 in funding for the period of July 1, 2015 through June 30, 2016; and

WHEREAS, receipt of such funding is contingent upon the City’s execution of the attached Grant/Loan Agreement.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Passaic does hereby authorize the City of Passaic to execute the attached Grant/Loan Agreement with the

State of New Jersey, Department of Community Affairs for Recreational Opportunities for Individuals with Disabilities; and

BE IT FURTHER RESOLVED that the City is hereby authorized to accept \$19,860.00 in funding from the State of New Jersey, Department of Community Affairs; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized and directed to execute the attached Grant/Loan Agreement on behalf of the City and to sign any other documents necessary in connection therewith.

CITY OF PASSAIC
RESOLUTION NO. 16-01-006

Resolution to Amend SFY **2016** Municipal Budget (N.J.S.A. 40A:4-87)

NJDHTS Drive Sober or Get Pulled Over \$5,000

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Finance may approve the insertion of any special item been made available by law and the amount thereof was not determined at time of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Passaic hereby request the Director of the Division of Local Finance to approve the insertion of an item of revenue in the budget of the year SFY **2016** as follows:

NJDHTS Drive Sober or Get Pulled Over \$5,000

BE IT FURTHER RESOLVED, that a like sum be and that same is hereby appropriated as follows:

NJDHTS Drive Sober or Get Pulled Over \$5,000
Account #G-02-40-DS6-000-015

CITY OF PASSAIC
RESOLUTION # 16-01-007

**RESOLUTION DESIGNATING PROPERTIES DESIGNATED AS BLOCK 3319, LOT 1,
BLOCK 3318A, LOTS 7 AND 20 AND BLOCK 3318C, LOTS 9 AND 20 ON THE TAX
MAP AND KNOWN AS 217 BROOK AVENUE, PASSAIC, NEW JERSEY
AS AN AREA IN NEED OF REDEVELOPMENT**

WHEREAS, the City Council of the City of Passaic adopted Resolution 15-06-156 authorizing and directing the Planning Board of the City of Passaic (the "Planning Board") to undertake a preliminary investigation as to whether the properties designated as Block 3319, Lot 1, located at 217 Brook Avenue, inclusive of the New Jersey Transit right of way adjacent to Block 3319, Lot 1; Block 3318A, Lots 7 and 20, located between Brook Avenue and

Amsterdam Avenue; Block 3318C, Lots 9 and 20, located between Amsterdam Avenue and Terhune Avenue and approximately five feet of Amsterdam Avenue adjacent to 217 Brook Avenue on the Tax Map of the City of Passaic (collectively, the “Study Area”) should be delineated as an area in need of redevelopment pursuant to the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, the Planning Board held a public hearing on November 23, 2015 on notice as required pursuant to N.J.S.A. 40A:12A-6; and

WHEREAS, by Resolution adopted December 9, 2015, a copy of which is annexed hereto (the “Resolution”), the Planning Board has recommended to the City Council that the Study Area be designated as an area in need of redevelopment by the City Council; and

WHEREAS, as set forth in the Resolution adopted December 9, 2015, the Planning Board’s recommendation was based upon its findings that the Study Area contains the following conditions as set forth in N.J.S.A. 40A:12A-5:

(a) The generality of buildings are substandard, unsafe, unsanitary, dilapidated or obsolescent, or possess any of such characteristics, or are so lacking in light, air, or space, as to be conducive to unwholesome living or working conditions;

(d) Areas of buildings or improvements which, by reason of dilapidation, obsolescence, overcrowding, faulty arrangement or design, lack of ventilation, light and unsanitary facilities, excessive land coverage, deleterious land use or obsolete layout, or any combination of these or other factors, are detrimental to the safety, health, morals or welfare of the community; and

WHEREAS, the City Council believes that the redevelopment of the Study Area is in the best interest of the City of Passaic, is in furtherance of the health, safety, morals and welfare of its residents and in accordance with the public purposes and provisions of the Local Redevelopment and Housing Law and all other applicable state and local law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Passaic that the uncontroverted findings of the Planning Board as set forth in the attached Resolution are hereby adopted; and

BE IT FURTHER RESOLVED that the properties designated as Block 3319, Lot 1, located at 217 Brook Avenue, inclusive of the New Jersey Transit right of way adjacent to Block 3319, Lot 1; Block 3318A, Lots 7 and 20, located between Brook Avenue and Amsterdam

Avenue; Block 3318C, Lots 9 and 20, located between Amsterdam Avenue and Terhune Avenue and approximately five feet of Amsterdam Avenue adjacent to 217 Brook Avenue on the Tax Map of the City of Passaic (collectively, the “Study Area”), be and the same are hereby designated as an area in need of redevelopment pursuant to N.J.S.A. 40A:12A-5(a), (d) and (e); and

BE IT FUTHER RESOLVED that the Planning Board is hereby authorized and directed to cause a redevelopment plan to be prepared for the Study Area and present same to the City Council pursuant to N.J.S.A. 40A:12A-7f; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Planning Board of the City of Passaic.

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Commissioner of the New Jersey Department of Community Affairs for review.

CITY OF PASSAIC
RESOLUTION #16-01-008

RESOLUTION RESCINDING AWARD OF CONTRACT TO PENNONI ASSOCIATES FOR
CONSULTING SERVICES/ENGINEERING
DEPARTMENT OF PUBLIC WORKS
AND AWARDING THE CONTRACT TO SUBURBAN CONSULTING

WHEREAS, the City Council adopted Resolution #15-12-291 on December 22, 2015 (attached) approving a contract with Pennoni Associates for Consulting Services/Engineering, Department of Public Works; and

WHEREAS, Pennoni Associates has declined entering into contract with the City of Passaic due to professional conflict; and

WHEREAS, it is the recommendation of the Evaluation Committee that the contract be awarded to Suburban Consulting of Mt. Arlington, NJ in an amount not to exceed \$120,000.00 for a one year period commencing upon signing of the contract.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the Resolution awarding the contract for Consulting Services/Engineering Department of Public Works to Pennoni Associates is hereby rescinded and the contract awarded to Suburban Consulting; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute a contract for the above on a form prepared by City Attorney.

CERTIFICATION OF FUNDS

Funds for the above are available in Account #6-01-20-100-ADM-029.

ROLL CALL

**AYES: Garcia, Love, Munk, Polanco, Schwartz, Council President
Schaer**

ABSENT: Melo

PAYMENT OF BILLS

On a motion by Councilman Garcia and seconded by Councilwoman Polanco the **PAYMENT OF BILLS WERE ACCEPTED AND ENGROSSED as amended Purchase Order #16-2768 \$260.00 (Judges robes)**

ROLL CALL

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

ABSENT: Melo

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 8:10 p.m.

ROLL CALL

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

ABSENT: Melo

ATTEST:

APPROVED:

Amada D. Curling, City Clerk

Gary S. Schaer, Council President

