

July 19, 2016 Minutes

A WORK-SESSION WAS HELD ON TUESDAY JULY 19, 2016 AT 5:40 PM IN THE MAYOR'S CONFERENCE ROOM, SECOND FLOOR CITY HALL 330 PASSAIC ST., PASSAIC, NJ.

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 JULY 19, 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, Polanco, Council President Schaer

ABSENT: Melo, Munk, Schwartz

ALSO PRESENT: Rick Fernandez, Business Administrator; Christopher Harriott, City Counsel; Passaic County Deputy BA, Matthew Jordan

Council President on the chair

Council president began by reading memorandum revised Agenda acknowledging request of BA to remove the **item #25** and adding **28a and 28b.**

Councilman Schwartz and Councilwoman Melo arrived.

City council and BA requested Council add Resolution 28C to the agenda.

After a short discussion regarding this item, Council President introduced Mathew Jordan who conducted a presentation regarding a joint agreement to develop a River Walk.

After presentation ended, it was the consensus of the Council to add items 28D and 28E for council consideration.

Council President continued work session with an informal review and discussion regarding agenda items.

Upon motion made by Councilman Love and seconded by Councilwoman Polanco the work session was adjourned 6:50 p.m.

ROLL CALL:

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

ABSENT: Munk,

A REGULAR PUBLIC MEETING OF THE CITY COUNCIL OF THE CITY OF PASSAIC WAS HELD ON TUESDAY, JULY 19, 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 APRIL 20, 2016 SETTING FORTH A SCHEDULE OF REGULAR MEETINGS FOR THE TRANSITIONAL YEAR SFY 2016-2017, WHICH WAS PLACED ON THE CITY HALL BULLETIN BOARD BY THE OFFICE OF THE CITY CLERK

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

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

Invocation was rendered by Councilwoman Melo followed by the Pledge of Allegiance

Council President Schaer advised addendums to the agenda namely Resolutions 28a to 28E which were read by title. Removal of #25 as per BA.

Council Meeting Minutes June 28, 2016 and July 1, 2016 submitted for approval.

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

ROLL CALL

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

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 Polanco took seat on the dais.

Jaroslaw Jackiw, 266 Lafayette Avenue: Can the FO confirm that the City of Passaic received payment of \$500+K (15-12-261) for the rehabilitation of Christopher Columbus park?; please furnish starting dates for the above project; Can the CFO confirm that the City of Passaic received payment of \$130+K from the BOE in July 2016 as per shared service agreement resolution (15-12-264) for the resurfacing of Lafayette Avenue -LMS cul de sac?; please furnish starting dates for the above project. Can the Community Development-Housing director update the public as to the state of Housing- Zoning departments; How many fulltime or part time Housing inspectors and Zoning officers are currently employed within the City of Passaic as of July 19, 2016?; Can the City administration(Housing Department) advise the public as to the status abatement, i.e. 219-15-16 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 the Memorial Fountain Robert Granger Benson-Heritage Plaza at Prospect Street cross Passaic Avenue;
COMMENT: DPW has not repaired the damaged 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; Excluding the servicing of Third Ward Park, Pulaski Park, Christopher Columbus Park, could the director of parks advise the public when the Parks department will start to maintain the balance of parks within the City of Passaic Park System. Please refer to the attached listing from the green Acres Program-Passaic County Open Space and Farmland Preservation Trust Fund and City of Passaic Park Listings.

Pat chambers: 16 Spruce Street: Spoke on behave of neighbors and First Time Home Buyers program, the process she has followed and possible deficits in the program after meeting with Housing Development Director. Neighbor stated that after following the correct process, was misdirected to the wrong program and house she was interested in buying was sold; felt she was railroaded.

Joe Conoscenti, 170 Broadway: Referred to pictures provided
Dundee Island Park sign at entrance of Park; Pros[ect Street and River Drive street signs replacement. No lights on 07/14 concert, Christopher Columbus park sign needs to be replaced; cleaned graffiti off sign and not is unreadable. Myrtle Ave and Hope; abandoned house in bad shape; fencing full of debris. Status of instillation of parking meters at Pulaski Park North; 33 Central Avenue- 3 different car services using the same address; parking issue behind Mc Donald's used by these cars and no meter parking being paid. Dundee Island/Pulaski Park basic upkeep of park and Landscaping.

Jeffrey Dye; Here tonight to observe. Spoke about racial equality within the City of Passaic.

Supreme Allah: thanked Councilman Love for his assistance whenever needed. Spoke about issues surrounding recent Police shooting across the country and what the people of Passaic can do to prevent such a situation occurring in Passaic and better the City of Passaic.

Steve Siklosi, 23 Orchard Street: Wanted to commend those responsibility for the concert series; excellent program, asked who was responsible for cleaning garbage out of storm sewers and having a regular schedule or doing so. What is involved in item #16; Item #20 online systems \$69,000; asked for explanation as to what is this and is city receiving grant money. #25 and #28

asked for explanation; they seem to be related; #28C tax lien city is taking over; not sure why this is all about and asked for explanation; 28 D and 28E asked for explanation of what is being done and how much is this going to cost. In regards to park believes things are improving in general; did notice signs asking for people to help clean the parks clean.

Anthony Allen, 165 Van Buren; trying to have a festival at Speer Village but ran into trouble registering the name of their group; has tax ID number.

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

ROLL CALL

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

ABSENT: Munk

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:

- Amada D. Curling, City Clerk, submitting request for a refund to the following organizations:
- Lajas Civic Club, 37 Market Street in the amount of \$2000.00 for a cash bond for their Heritage Celebration Event held June 12, 2016.
 - African American Committee, in the amount of \$2,000.00 for a cash bond for their Festival/Parade held June 4, 2016.

ROLL CALL

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

ABSTAIN: Love

ABSENT: Munk

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

Department of Recreation, Cultural and Senior of Affairs, 330 Passaic Street, submitting application to hold a Car Show in Third Ward Park, August 14, 2016 from 9:00 a.m. to 3:00 p.m. (Rain Date: August 21, 2016) *(Contingent Upon Departmental Approvals)*

Organizacion Mexicanos Americanos Unidos de N.J., 37 Essex Street, submitting the following applications:

- Flag Raising, September 25, 2016 from 10:00 a.m. to 11:00 a.m. in front of Passaic City Hall.
- Parade, September 25, 2016 from 11:00 a.m. to 12:30 p.m. The parade will commence in front of City Hall and travel Main Avenue to Lexington Avenue to Monroe Street to Market Street ending on Mercer Street.
- Festival, September 25, 2016, from 1:00 p.m. to 7:00 p.m. in Pulaski Park. *(Contingent Upon Departmental Approvals)*

Y.B.H. Hillel, 270 Passaic Street, submitting application to hold a Bike-A- Thon, within the confines of Third Ward Park (around Hughes Lake/Boat House), on September 18, 2016 from 11:30 a.m. to 3:00 p.m. *(Contingent Upon Departmental Approvals)*

Luis Ugarte, Centro de Residentes Boliviano en NJ, 202 Dayton Avenue, submitting applications to hold a Flag Raising, on September 18, 2016 from 11:00 a.m. to 12:00 p.m. in front of City Hall and a Parade from 12:00 p.m. to 3:00 p.m. The parade will commence in front of City Hall travel Main Avenue to Lexington Avenue to Monroe Street to Market Street ending on Hudson Street. *(Contingent Upon Departmental Approvals)*

Moving Passaic Forward, 1 Jefferson Street, submitting application to hold a Rodeo/Festival, at 1 Jefferson Street, on July 31, 2016 from 1:00 p.m. to 9:00 p.m. *(private property- alcoholic beverages to be served)(Contingent Upon Departmental Approvals)*

United Puerto Rican council, 173 -175 Passaic Avenue, submitting application to hold a Picnic in Third Ward Park, on August 28, 2016 between 2:00 p.m. and 5:00 p.m. *(Contingent Upon Departmental Approvals)*

Congregation Ahavas Israel of Passaic Park, 181 Van Houten Avenue, submitting application to hold a Picnic, in their private parking lot, on July 21, 2016 from 4:00 p.m. to 9:00 p.m. *(Contingent Upon Departmental Approvals)*

ROLL CALL

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

ABSENT: Munk

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:

State of New Jersey Department of Transportation, submitting correspondence re: Executive Order No. 210 declaring a State of Emergency -Immediate and Orderly shutdown of all ongoing work funded by the Transportation Trust fund Authority.

Jersey Central Power and Light, submitting correspondence re: On the matter of verified petition of Jersey central Power and Light Company constituting its annual filing with respect to the non-utility generation charge clause of its filed tariff ("2014 NGC Filing" BPU Docket No. ER15080960)-Notice of their July 12, 2016 hearing.

Viridian Environmental Consultants, submitting correspondence re: Remedial Action Type: Unrestricted Use-Scope of Remedial - Paris Rent-A-Car, 761 Main Avenue.

North Jersey District Water Supply Commission, submitting the following:

- Notice of Adoption of Bond.
- Notice re: Supplemental Bond Resolution
- Minutes of their May 25, 2016 meeting.

Passaic Valley Water Commission, submitting the following:

- Minutes of their May 15, 2016 meeting and Unaudited Financial Reports as of March 31, 2016.
- Notice and Agenda of their June 15, 2016 meeting.

Passaic Parking Authority submitting the following:

- Minutes of their May 18, 2016 meeting
- Agenda of their June 22, 2016 meeting.

Alcoholic Beverage Control Board, submitting the following:

- Minutes of their May 18, 2016 meeting
- Agenda of their June 22, 2016 meeting.

Greenbaum Rowe Smith and Davis, submitting correspondence re: City of Passaic -Excessing Request for property adjacent to Block 3319, 217 Brook Avenue.Re: concerns raised on October 4, 2015 meeting which included rails operations personnel and designs consistency.

Reach Associates Inc. submitting correspondence re: Filing of ISRA Remediation Certification form and Remediation Cost Review and RFS/FA Form- 41 Brook Avenue.

Borough of Bloomingdale submitting resolution entitled "Supporting Assembly Bill A268 Which Would Establish A Grant Program For School Districts To Establish Substance Abuse Prevention Programs For Eight Grade"

Millennium Strategies, submitting correspondence re: June 2016 Activity Report.

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 19, 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 Councilman Polanco and seconded by Councilman Garcia the following **RESOLUTION(S) WERE OFFERED FOR ADOPTION:**

CITY OF PASSAIC
RESOLUTION # 16-07-204

RESOLUTION AWARDDING CONTRACT
FOR ON LINE MANAGEMENT SYSTEM

WHEREAS the City of Passaic wishes to purchase cloud based Municipal Management System offered under State Contract #A8591, which will help maximize departmental efficiencies by standardizing processes; and

WHEREAS, N.J.S.A. 40A:11-2 authorizes the purchase of any materials, supplies or equipment under State Contract entered on behalf of the State by the Division of Purchase and Property in the Department of the Treasury without the necessity for public bidding; and

WHEREAS, this system will allow internal employees to access, manage and share documents, images and data across departments from within the office on a desktop and out in the field through a mobile interface, in real time, and further enable employees to efficiently manage the processing of permits, payments and licenses; and

WHEREAS, this system will also allow the City of Passaic to incorporate a public facing GIS map on the municipal website for citizens to have access to certain information such as property related data, identifying parks, emergency services, assessment records and other data records provided by the municipality in appropriate GIS files, and to inform departments of existing property conditions, property specific violations, and other related property concerns; and

WHEREAS, the price for a one- year contract is \$ 69,600.00 inclusive of licensing, integration, software installation and on- site training.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that a contract be awarded to SHI of Somerset, NJ in the amount of \$ 69,600.00.

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

CERTIFICATION OF FUNDS

Funds for the above are available in Account # 6-01-27-330-000-024 (\$16,000.00) Acct. #T-03-56-293-000-808 (\$16,000.00) and Account #T-03-56-550-000-MAP (\$37,600.00)

CITY OF PASSAIC
RESOLUTION #16-07-205

**RESOLUTION AWARDDING CONTRACT FOR
ELEVATOR MODERNIZATION CONSULTING SERVICES
CITY OF PASSAIC**

WHEREAS, proposals were received by the Division of Purchasing on Friday, July 1, 2016 for Elevator Modernization Consulting Services; 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, a proposal was received from the following; and

Van Deusen & Associates Not to Exceed \$15,200.00
East Hanover, NJ

WHEREAS, in addition to the attached, proposals were downloaded from the City of Passaic’s website, none of whom submitted proposals:

Construction Journal GC Engineering & Associates
Stuart, FL New York, NY

WHEREAS, the evaluation Committee reviewed the proposal received and recommends that the contract for Elevator Modernization Consulting Services be awarded to Van Deusen & Associates of East Hanover, NJ in an amount not to exceed \$ 15,200.00

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the contract for Elevator Modernization Consulting Services be awarded to Van Deusen of East Hanover , NJ in an amount not to exceed \$15,200.00.

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

CERTIFICATION OF FUNDS

Funds for the above are available in Account #C-04-55-977-000-9SC.

CITY OF PASSAIC
RESOLUTION NO. 16-07-206

**RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENT BETWEEN THE
CITY OF PASSAIC AND THE CITY OF CLIFTON FOR THE PROVISION OF HEALTH
OFFICER SERVICES, HEALTH EDUCATION AND GRANT OVERSIGHT 2016-2017**

WHEREAS, the City of Passaic and the City of Clifton wish to enter into a Shared Services Agreement for the provision of Health Officer, Health Education and Grant oversight services pursuant to N.J.S.A. 40A:65-1, et seq., and

WHEREAS, the City of Clifton has agreed to provide the City of Passaic with Health Officer, Health Education and Grant oversight services as set forth in the attached Shared Services Agreement for a period of time from July 1, 2016 through December 31, 2017; and

WHEREAS, the City of Passaic agrees to pay the City of Clifton the amount of \$75,165.00 for the cost of the services provided under the Shared Services Agreement; which includes five (5) hours of administrative oversight per week for Health Officer and three and a half (3 ½) hours per week for Health Education and Grant oversight and an additional fee of \$61.86 per hour for special appearance at any public meeting; and

WHEREAS, the City of Clifton has also adopted a Resolution authorizing its participation in this Shared Services Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Passaic that the City of Passaic is hereby authorized to enter into the attached shared Services Agreement with the City of Clifton for the provision of Health Officer, Health Education and Grant oversight services by the City of Clifton to the City of Passaic, and

BE IT FURTHER RESOLVED that the Shared Services Agreement shall commence July 1, 2016 and continue through December 31, 2017; and

BE IT FURTHER RESOLVED that the City of Passaic agrees to pay the City of Clifton the amount of \$75,165.00 for the cost of the services provided under the Shared Services Agreement; which includes five (5) hours of administrative oversight per week for Health Officer and three and a half (3 ½) hours per week for Health Education and Grant oversight and an additional fee of \$61.86 per hour for special appearance at any public meeting; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized and directed to execute the attached Shared Services Agreement; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the City of Clifton to commence the Shared Services Agreement; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall also be forwarded to the Department of Community Affairs as may be required.

CITY OF PASSAIC
RESOLUTION NO.16-07-207

RESOLUTION-TEMPORARY BUDGET FISCAL YEAR 2017

WHEREAS, NJSA 40A:4-19 of the Local Budget Act provides that the Temporary appropriations should be made prior to the adoption of the FY2017 current operating budget as well as Sewer Utility budget, for the purpose and the amounts required, and

WHEREAS, the date of this resolution is within the first 30 days of the fiscal year, and

WHEREAS, the total appropriations in the FY2016 budget, exclusive of any appropriation made for interest and debt redemption charges, capital improvement and public assistance in the said budget is the sum of \$79,135,135.00, and Sewer utility budget is the sum of \$5,247,000. and

WHEREAS, 26.25% of the total appropriation in the FY2016 budget, exclusive of any appropriation made for interest and debt redemption charges,

capital improvement and public assistance in the said budget is the sum of \$20,772,972.00, and \$1,377,337.00, and

NOW, THEREFORE BE IT RESOLVED by the governing body of City of Passaic, County of Passaic, State of New Jersey, that the following temporary appropriations be made; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be transmitted to the Chief Financial Officer of the City of Passaic, Passaic County, New Jersey.

CITY OF PASSAIC

RESOLUTION NO# 16-07-208

RESOLUTION AMENDING THE DESIGNATING RESTRICTED PARKING FOR USE BY HANDICAPPED PERSONS

WHERE AS the total number of Handicapped Parking Spaces as per last resolution was 30 Generic Handicapped Parking Spaces.

WHERE AS the total number of Handicapped Parking Spaces as per this resolution is 29 Generic Handicapped Parking Spaces.

BE IT RESOLVED by the City Council of the City of Passaic and State of New Jersey that:

Chapter 295 of the Code of the City of Passaic be amended by the inclusion of the following restricted parking for use by Handicapped Persons (Part 2 - Art. XIII, Section 295-33).

SECTION 1

WHEREAS, it appears that individuals affected by these Resolutions have either deceased, have moved, does not drive anymore, updated to personalized, or have failed to provide recent verification of their handicapped New Jersey State Motor Vehicle registration;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Passaic that all Resolutions listed below, insofar as they designate restricted parking for use by handicapped persons at the listed locations, are hereby repealed and/or rescinded only to the extent that they apply to these locations.

| <u>ADDRESS</u> | <u>RESOLUTION NUMBER</u> | <u>REASON</u> |
|-----------------------|---------------------------------|------------------------|
| 22-24 Garden Street | 06-07-168 | Update to Personalized |

SECTION 2

BE IT FURTHER RESOLVED that the handicapped locations referenced in this Resolution shall be removed to the existing list of Handicapped Parking Restrictions and be deleted in the Code of Passaic Chapter 295-33 (Part 2 - Art XIII, Section 295-33).

**City of Passaic
Resolution No. 16-07-209**

**RESOLUTION AUTHORIZING CITY OF PASSAIC TO APPLY TO NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS FOR GRANT FUNDING FOR
RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DEVELOPMENTAL
DISABILITIES**

WHEREAS, the City of Passaic desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for \$20,000 to carry out a project to provide inclusive recreational opportunities for individuals with developmental disabilities as a part of Passaic’s recreational programming to benefit developmentally disabled individuals from pre-school through adult.

NOW THEREFORE BE IT RESOLVED by the City Council for the City of Passaic that the City of Passaic is hereby authorized to submit the attached application for grant funding from the New Jersey Department of Community Affairs as set forth herein; and it is

FURTHER RESOLVED that, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, the City of Passaic is hereby authorized to execute any required grant agreement; and also, upon receipt of the fully executed agreement from the Department, is hereby authorized to expend of funds pursuant to the terms of the agreement between the City and the New Jersey Department of Community Affairs; and it is

FURTHER RESOLVED that the City of Passaic is hereby authorized to expend the required 20% match for this grant opportunity.

CITY OF PASSAIC
RESOLUTION # 16-07-210

RESOLUTION AWARDING CONTRACT

FOR FURNISHING, DELIVERY AND INSTALLATION
OF RADIO DISPATCH CENTER
PASSAIC POLICE DEPARTMENT

WHEREAS, the City of Passaic Police Department wishes to award a contract to GTBM of East Rutherford, NJ for the Furnishing, Delivery and Installation of a Radio Dispatch Center under State Contract #A-83924 and A-83904; and

WHEREAS, N.J.S.A. 40A:11-12 authorizes the purchase of any materials, supplies or equipment under State Contract entered on behalf of the State by the Division of Purchase and Property in the Department of the Treasury without the necessity for public bidding; and

WHEREAS, the cost of the Radio Dispatch Center is as follows:

State Contract #A-83924

| | |
|---|--------------|
| Zetron Max Dispatch 5 Positions (includes: installation, 1yr. 24/7 maintenance wall monitors, employee training, removal of old equipment) | \$190,972.00 |
| Zetron Max Call Taker 911 system including PRI hand off (includes installation, 1yr. 24/7 Maintenance, employee training, removal of old equipment) | \$223,553.00 |
| Eventide Model 740 voice logger w/16 analog channels & 24 digital channels (includes installation & 1yr. warranty) | \$ 31,413.00 |

State Contract #A-83904

| | |
|--|---------------------|
| E System 5 position dispatch furniture | \$ 36,947.70 |
| TOTAL | \$482,885.70 |

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that a contract be awarded to GTBM of East Rutherford, NJ in the amount of \$482,885.70 as per NJ State Contract A-83924 and A-83904.

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

CERTIFICATION OF FUNDS

Funds for the above is available in CDBG Account # C-04-55-957-000-9FI and Police Forfeiture Fund.

CITY OF PASSAIC

FY 2016 Budget Reserve transfer

RESOLUTION NO. 16-07-211

WHEREAS, certain bills have been presented for payment for year 2015 charges for which there are insufficient budget reserves to pay, and

WHEREAS, N.J.S.A. 40A:4-59 permits transfers of appropriation reserves within the first three months of the succeeding year to cover said charges,

NOW, THEREFORE BE IT RESOLVED that the following 2015 Budget Appropriation Reserve transfers be authorized;

| <u>DEPARTMENT</u> | | <u>FROM</u> | <u>TO</u> |
|----------------------------|-----|--------------------------|--------------------------|
| EMS | S&W | 210,000.00 | |
| Police | OE | | 14,000.00 |
| Tax Collector | OE | | 11,000.00 |
| Accumulated Sick Statutory | OE | | 185,000.00 |
| TOTAL | | <u>210,000.00</u> | <u>210,000.00</u> |

CITY OF PASSAIC

RESOLUTION NO. 16-07-212

RESOLUTION ACCEPTING FUNDING FROM THE CITY OF PATERSON FOR THE PASSAIC MUNICIPAL ALLIANCE TO ASSIST PERSONS WITH THE HIV SPECTRUM DISEASE IN OBTAINING AND MAINTAINING STABLE HOUSING THROUGH THE HOUSING OF PEOPLE WITH AIDS (HOPWA) PROGRAM FOR THE PERIOD OF JULY 1, 2016 TO JUNE 30, 2017 IN THE AMOUNT OF \$120,000

WHEREAS, the City of Passaic has submitted an application for funding for 2016 to 2017 for the delivery of housing assistance persons living with HIV/AIDS in the City of Passaic and Passaic County and

WHEREAS, the City of Passaic has been approved for funding for this program for July 1, 2016 to June 30, 2017 for the delivery of services to persons living with HIV/AIDS in the City of Passaic and Passaic County and

WHEREAS, the City has been awarded funds for:

- 1) Housing Case Management-\$36,000
- 2) Nutrition Assistance-\$40,000
- 3) Rental Assistance-\$15,000
- 4) Utility Assistance-\$8,000
- 5) Security Deposits-\$10,000
- 6) Emergency Housing-\$1,000.
- 7) Transportation-\$1,600.00
- 8) Administration-\$8,400.00

TOTAL= \$120,000

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Passaic that the City of Passaic does hereby accept grant funds in the total amount of \$120,000 for the HOPWA program.

BE IT FURTHER RESOLVED that the Passaic Alliance, the Mayor of the City of Passaic, and the City Clerk are hereby authorized to execute all necessary documents and to carry out the terms and provisions of this grant.

CITY OF PASSAIC

RESOLUTION NO. 16-07-213

**RESOLUTION REJECTING PROPOSALS FOR
PULASKI PARK SOCCER/FOOTBALL FIELD TURF MAINTENANCE
BASEBALL FIELD TURF MAINTENACE
AND
CHRISTOPHER COLUMBUS PARK
INDOOR RECREATION FACILITY FIELD TURF MAINTENANCE
PASSAIC, NJ**

WHEREAS, the Director of Purchasing received proposals on Wednesday, June 1, 2016 for Pulaski Park Soccer/Football Field Turf Maintenance; Baseball Field Turf Maintenance; and Christopher Columbus Park Indoor Recreation Facility Field Turf Maintenance; 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 by the following vendors, none of whom submitted proposals; and

| | |
|-------------|----------------|
| Deltek | Prime Vendor |
| Herndon, VA | Wilmington, NC |

WHEREAS, the City of Passaic has determined that it is necessary to modify the specifications; and

WHEREAS, it is the recommendation of Doris Dudek, Director of Purchasing that this proposal be rejected and rebid.

**CITY OF PASSAIC
RESOLUTION NO. 16-07-214**

**RESOLUTION AUTHORIZING THE CITY OF PASSAIC
TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE COUNTY OF
PASSAIC AND THE TRUST FOR PUBLIC LAND FOR THE CONCEPTUAL DESIGN
FOR THE REDEVELOPMENT OF DUNDEE ISLAND PARK, PASSAIC, NJ**

WHEREAS, N.J.S.A. 40:12-20 recognizes that counties and municipalities often do not have the funds necessary for the proper maintenance, operation and improvement of their parks even though same helps extend the life of such facilities; and

WHEREAS, N.J.S.A. 40:12-22 authorizes counties, municipalities, private businesses and nonprofit organizations to enter into agreements, at no cost to the local government unit, for the maintenance, operation or improvement of a park or any portion thereof located within the local government unit; and

WHEREAS, the City of Passaic is the owner of Dundee Island Park and is desirous of redeveloping such parkland for the use and enjoyment of the public; and

WHEREAS, The Trust For Public Land, d/b/a TPL-New Jersey (“TPL”), is national, nonprofit, land conservation organization that conserves land for people to enjoy as parks, community gardens, historic sites, rural lands, and other natural places, and works in partnership with municipalities to design and develop parks, playgrounds, and greenways; and

WHEREAS, the City of Passaic wishes to enter into the attached Cooperative Agreement with the County of Passaic and TPL for the conceptual design, schematic plan and preliminary cost estimates of the redevelopment of Dundee Island Park; and

WHEREAS, the services under the Cooperative Agreement are to be provided at no cost to the City of Passaic; and

WHEREAS, such Cooperative Agreement is exempt from the requirements of the Local Public Contracts Law pursuant to N.J.S.A. 40:12-28.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the City of Passaic is hereby authorized to enter into the attached Cooperative Agreement with the County of Passaic and The Trust For Public Land, d/b/a TPL-New Jersey subject to the terms and conditions set forth herein.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute the attached Cooperative Agreement and/or any other documents required for same.

City of Passaic
Resolution No 16-07-215

**RESOLUTION AUTHORIZING JOINT GRANT APPLICATION TO THE
DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF NATURAL
RESOURCES RESTORATION FOR PASSAIC RIVER NATURAL RESOURCE
RESTORATION PROJECTS IN THE NEWARK BAY COMPLEX FOR THE
DEVELOPMENT OF A RIVERFRONT PARK AT DUNDEE ISLAND PARK, PASSAIC,
NJ**

WHEREAS, the New Jersey Department of Environmental Protection (“DEP”), Office of Natural Resources Restoration has announced a grant funding program for municipalities and counties that are adjacent to one or more of the waterways in the Newark Bay Complex, which includes the Passaic River in the City of Passaic, from settlement monies stemming from the protracted litigation regarding the pollution of the Passaic River, making available fifty million dollars (\$50,000,000.00) to eligible entities; and

WHEREAS, the DEP grant funding program has a fifty percent matching requirement and a two (2) year work period from the date of a finalized design; and

WHEREAS, the County of Passaic (“County”) and City of Passaic (“City”) are desirous to apply for funding under the program in furtherance of the development of a riverfront park in the City of Passaic, at what is now known as the Dundee Island Park; and

WHEREAS, the Trust for Public Land, d/b/a TPL-New Jersey (“TPL”) is a national, nonprofit, land conservation organization that conserves land for people to enjoy as parks, community gardens, historic sites, rural lands, and other natural places, and works in partnership with municipalities to design and develop parks, playgrounds, and greenways; and

WHEREAS, the TPL worked in partnership with the City of Newark and County of Essex to develop a riverfront park in Newark on the Passaic River, which created a new urban greenway in a dense urban population, navigated complicated environmental issues, managed construction, and played a role in securing financing; and

WHEREAS, over the past several months, the County, City, and TPL held stakeholder meetings regarding the development of a riverfront park in the City of Passaic, and formed a strategic alliance in furtherance of this goal, which includes a Cooperative Agreement for Conceptual Design of the Dundee Island Park Project by the TPL.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Passaic that this City is hereby authorized to submit a joint grant application with the County of Passaic requesting five million dollars (\$5,000,000.00) in grant funding through the New Jersey Department of Environmental Protection grant funding program for the development of a riverfront park at Dundee Island Park, Passaic, New Jersey subject to the terms and conditions of such application; and

BE IT FURTHER RESOLVED that the City is hereby authorized and directed to execute a memorandum of agreement outlining the funding agreement for the dollar-to-dollar match requirement, specifically financial contributions required by each party, if the grant is awarded to the County and City and are hereby authorized and directed to execute any other such documents necessary to effectuate the purpose of this Resolution; and

BE FURTHER RESOLVED, that the County, City, and TPL shall work in partnership with the community, residents of the County and City of Passaic, and key stakeholders in furtherance of a riverfront park at the Dundee Island property to enhance recreational opportunities, quality of life, and to protect open space.

ROLL CALL

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

ABSENT: Munk

THE FOLLOWING RESOLUTION WAS VOTED ON SEPARATELY BY ONE MOTION

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

**City of Passaic
Resolution No. 16-07-203**

RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO ACCEPT ASSIGNMENT OF TAX LIEN CERTIFICATE 12-00139

WHEREAS, N.J.S.A. 54:5-54 provides that the owner, his heirs, holder of any prior outstanding tax lien certificate, mortgagee, or occupant of land sold for municipal taxes, assessment for benefits or other municipal charges, may redeem it at any time until the right to redeem has been cut off in the manner in this chapter set forth, by paying to the collector, or to the collector of delinquent taxes on lands of the municipality where the land is situate, for the use of the purchaser, his heirs or assigns, the amount required for redemption as hereinafter set forth; and

WHEREAS, on June 12, 2012, the City of Passaic sold a tax lien certificate, No. 12-00139, to MTAG cust Alterna Funding 1, P.O. Box 54817, New Orleans, LA for taxes owed on real property located at Block 3219, Lot 26 in Passaic, New Jersey (“Property”); and

WHEREAS, the City of Passaic holds a mortgage on the Property in the amount of \$1,014,000.00 which would be extinguished by the foreclosure of the tax lien; and

WHEREAS, the City, as mortgagee, wishes to accept an assignment of the lien so it may redeem same in order to protect its interest in the Property; and

WHEREAS, as of July 31, 2016, the redemption amount for the Property is \$69,676.98 plus per diem of \$23.096980 and a \$10,000 premium for assignment.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that Tax Collector is hereby authorized to accept an assignment of tax lien certificate No. 12-00139 and return applicable sums in the amount of \$69,676.98 plus per diem of \$23.096980 and a \$10,000 premium; and it is

BE IT FURTHER RESOLVED that the Chief Financial Officer and Tax Collector are hereby authorized and directed to undertake all actions necessary to effectuate the purpose of this Resolution.

ROLL CALL

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

ABSTAIN: Melo

ABSENT: Munk

ORDINANCE(S) FOR INTRODUCTION AND FIRST READING

Council President Schaer read said Ordinance by title.

Councilwoman Melo moved the Ordinance be approved on first reading. Motion was seconded by Councilman Garcia the public hearing be held on August 2, 2016.

**CITY OF PASSAIC
ORDINANCE NO. 2060-16**

ORDINANCE AMENDING CHAPTER 107 OF THE CITY CODE OF THE CITY OF PASSAIC, "CONSTRUCTION CODES, UNIFORM," TO REGULATE THE USE OF CONSTRUCTION CRANES WITHIN THE CITY OF PASSAIC

WHEREAS, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good of government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and **WHEREAS**, as a result of recent incidents in municipalities in New Jersey, as well as New York City, it has become apparent to the City of Passaic that the use of construction cranes presents a danger to the public; and

WHEREAS, because of the extent of construction within the City of Passaic, there is an increased use of such cranes near residential structures and public rights-of-way; and

WHEREAS, the City of Passaic has concluded that the safety of such devices is a matter of local concern to the residents of the City of Passaic and those who work in and visit the City of Passaic.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Passaic that Chapter 107 of the City Code of the City of Passaic, "Construction Codes, Uniform," is hereby amended as follows:

**SECTION I
NEW SECTIONS ARE UNDERLINED
THERE ARE NO DELETIONS**

§107-5 Notice required prior to the use of cranes

A. As used in this ordinance, the term "Crane" shall be defined in accordance with N.J.S.A. 45:26-1 through 45:26-17 (Licensure of Crane Operators Act), hereafter referred to as the Crane Operator Licensure Act and the 1926 OSHA Crane and Derricks in Construction also known as OSHA Subpart CC.

B. Any person intending to use a construction crane within the City of Passaic shall give written notice of such intent to the City Engineer and to the owner of each adjoining lot, building or structure at least seven days prior to the commencement of such use. Such written notice shall include:

1. the dates and times when such cranes shall be used and the names, addresses and telephone numbers of the persons responsible for the safety of such crane;

2. a copy of the crane operator's license and medical examiner's certificate in compliance with the Licensure of Crane Operator's Act;

3. Certification of Crane Operator (CCO);

4. a copy of the crane owner's liability insurance;

5. the most current inspection report for the crane.

C. The owner or the owner's legal agents or the building in which the crane is located or used shall be responsible for the care, maintenance and safe operation of the equipment after its installation and acceptance by such owner or agents. The owner's legal agent shall make or caused to be made all periodic tests and inspections in order to maintain such equipment in a safe operating condition.

D. The person installing any such equipment shall make all acceptable tests and shall be responsible for the care and safety of such equipment during its construction and until temporarily or finally accepted by the building owner or the owner's legal agent.

E. The owner of the building shall immediately notify the City Engineer of every accident causing personal injury or damage to property involving a construction crane covered by this chapter and shall afford the municipal official every facility for investigating such accident. When an accident involves the failure, breakage, damage or destruction of any part of the apparatus, it shall be unlawful to use such device until after an examination by the City Engineer is made and approval of the equipment for continued use is granted. It shall be the duty of the City Engineer to make a prompt examination into the cause of the accident and to enter a full and complete report thereof in the records of the City Engineer. Such records shall be open for public inspection during regular business hours.

§107-6 Safe operation of cranes

A. Mobil cranes, tower cranes and derricks used in construction, demolition and excavation operations and any and all cranes defined in NJSA 45:26-1 et. seq. and 1926 OSHA Crane and Derricks in Construction shall be so constructed, placed and operated as to be stable. No component or part of any such crane or derrick shall be stressed beyond its rated capacity as determined by the manufacturer or builder.

B. Every crane shall be thoroughly inspected by a competent designated employee or authorized agent of the owner or lessee if such mobile crane, tower crane or derrick at intervals not exceeding one month. Such inspection shall include but not be limited to all blocks, shackles, sheaves, wire rope, connectors, and various devices on the master boom, controls and breaking mechanisms.

C. A written, dated and signed record of each such inspection shall be completed by the competent designated employee or authorized agent who made the inspection. The most recent record of such inspection shall be posted inside the cab of such crane and shall be filed with the Office of the City Engineer. Attached to such record of inspection shall be a written designation naming the competent employee or authorized agent. Such attached designation shall be signed by the owner or lessee of such.

D. Every crane shall be inspected before being erected or operated for the first time on any job.

E. Adjustments and repairs to cranes shall be made only by competent designated persons.

§107-7 Unsafe cranes

A. Any crane which is or hereafter becomes unsafe or otherwise dangerous to human life or public safety, or which involves inadequate maintenance shall be deemed in unsafe condition by the City Engineer. All unsafe cranes shall be taken down or removed or made safe, as the City Engineer deems necessary and as provided for in this section.

B. The City Engineer shall cause a report to be filed on an unsafe crane. The report shall state the nature of the unsafe condition.

C. If an unsafe condition is found, the City Engineer shall serve on the owner, agent or person in control of the crane, a written notice that describes the condition being unsafe and specifies the required repairs or improvements to be made to abate the unsafe condition. Such notice shall require the person thus notified to declare immediately to the City Engineer exceptions or rejection of the terms of the order.

E. Such order shall be deemed properly served if a copy is delivered to the owner personally, or sent by certified or registered mail addressed to the owner at the last known address with the return receipt requested. If a certified or registered letter is returned showing that the letter has not been delivered, a copy shall be posed in a conspicuous place in or on the structure affected by such notice. Service of such notice in the foregoing manner upon the owner's agent or upon the person responsible for the crane shall constitute service of notice upon the owner.

F. The equipment determined to be unsafe by the City Engineer may be restored to a safe condition. To the extent that repairs, alterations or additions are made during restoration of such equipment, such repairs, alterations or additions shall comply with all applicable codes.

G. Any person who refuses or neglects to comply with the requirements of an order to abate an unsafe condition shall be subject to a fine or imprisonment in accordance with Section 125.

SECTION II

If any section or provision of this ordinance shall be invalid in any court the same shall not affect the other sections or provisions of this ordinance except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION III

All ordinances or parts of ordinances to inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION IV

This ordinance shall take effect upon publication as provided by law.

ROLL CALL

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

ABSENT: Munk

Council President Schaer read said Ordinance by title.

Councilwoman Love moved the Ordinance be approved on first reading. Motion was seconded by Councilman Melo the public hearing be held on August 2, 2016.

CITY OF PASSAIC

ORDINANCE NO# 2061-16

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

WHERE AS the total number of Handicapped Parking Spaces Restricted by New Jersey License Plate Number as per last ordinance was 391 Handicapped Parking Spaces.

WHERE AS the total number of Handicapped Parking Spaces Restricted by New Jersey License Plate Number as per this ordinance is 389 Handicapped Parking Spaces.

BE IT ORDAINED by the City Council of the City of Passaic and State of New Jersey that Chapter 295 ARTICLE XII Schedule XV shall be amended as follows:

SECTION 1

295-32.2.Ord. Handicapped Parking Spaces Restricted by New Jersey License Plate Number.

shall be amended by the inclusion of the following:

DELETION:

| <u>NAME OF STREET</u> | <u>SIDE</u> | <u>LOCATION</u> | <u>PLATE #</u> |
|-----------------------|-------------|--|----------------|
| 27 Burgess Place | South | Beginning at a point 343 feet west of the westerly curbline of Lexington Avenue and extending to a point 22 feet westerly therefrom | LV511N |
| 121 Gregory Avenue | South | Beginning at a point 35 feet west of the westerly curbline of Pennington Avenue and extending to a point 23 feet westerly therefrom | HL6511 |
| 121 Gregory Avenue | North | (Pennington Avenue) Beginning at a point 35 feet west of the westerly curbline of Gregory Avenue and extending to a point 20 feet westerly therefrom | X13CMA |
| 420 Harrison Street | North | Beginning at a point 247 feet west of the westerly curbline of Main Avenue and extending to a point 25 feet westerly therefrom | HF5118 |
| 143 Highland Avenue | South | Beginning at a point 199 feet east of the easterly curbline of Hope Avenue and extending to a point 20 feet easterly therefrom | J523426 |
| 53 Jackson Street | South | Beginning at a point 111 feet west of the westerly curbline of Hope Avenue and extending to a point 22 feet westerly therefrom | WDP65V |
| 158 Market Street | South | (Hudson Street) Beginning at a point 39 feet east of the easterly curbline of Market Street and extending to a point 22 feet easterly | V80BNC |

| | | | |
|----------------------|-------|--|--------|
| | | therefrom | |
| 528 Oak Street | North | Beginning at a point 118 feet east of the easterly curblines of Linden Street and extending to a point 18 feet easterly therefrom | C50BWJ |
| 80 Passaic Avenue | South | (Gregory Avenue) Beginning at a point 60 feet west of the westerly curblines of Passaic Avenue and extending to a point 20 feet westerly therefrom | C58EGA |
| 129 Quincy Street | South | Beginning at a point 118 feet west of the westerly curblines of Hamilton Avenue and extending to a point 22 feet westerly therefrom | HZ8463 |
| 38 Van Buren Avenue | North | Beginning at a point 210 feet east of the easterly curblines of Hope Avenue and extending to a point 22 feet easterly therefrom | F82CZC |
| 71 Van Winkle Avenue | West | Beginning at a point 140 feet north of the northerly curblines of President Street and extending to a point 18 feet northerly therefrom | SXL32V |

ADDITION:

| <u>NAME OF STREET</u> | <u>SIDE</u> | <u>LOCATION</u> | <u>PLATE #</u> |
|-----------------------|-------------|---|----------------|
| 121 Gregory Avenue | South | Beginning at a point 35 feet west of the westerly curblines of Pennington Avenue and extending to a point 23 feet westerly therefrom | X13CMA |
| 512 Gregory Avenue | North | Beginning at a point 122 feet west of the westerly curblines of Kruger Place and extending to a point 22 feet westerly therefrom | P64AKM |
| 420 Harrison Street | North | Beginning at a point 247 feet west of the westerly curblines of Main Avenue and extending to a point 25 feet westerly therefrom | C60FEV |
| 452 Harrison Street | North | Beginning at a point 75 feet west of the westerly curblines of Myrtle Avenue and extending to a point 20 feet westerly therefrom | RVR25C |
| 53 Jackson Street | South | Beginning at a point 111 feet west of the westerly curblines of Hope Avenue and extending to a point 22 feet westerly therefrom | H24GRU |
| 80 Passaic Avenue | South | (Gregory Avenue) Beginning at a point 133 feet west of the westerly curblines of Passaic Avenue and extending to a point 20 feet westerly therefrom | C58EGA |

| | | | |
|----------------------|-------|--|--------|
| 222 Paulison Avenue | East | Beginning at a point 168 feet north of the northerly curblineline of Passaic Avenue and extending to a point 22 feet northerly therefrom | HS1317 |
| 129 Quincy Street | South | Beginning at a point 118 feet west of the westerly curblineline of Hamilton Avenue and extending to a point 22 feet westerly therefrom | U98EVE |
| 34 Van Buren Street | North | Beginning at a point 261 feet east of the easterly curblineline of Hope Avenue and extending to a point 20 feet easterly therefrom | YFG53A |
| 71 Van Winkle Avenue | West | Beginning at a point 140 feet north of the northerly curblineline of President Street and extending to a point 18 feet northerly therefrom | V68GHN |

ROLL CALL

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

ABSENT: Munk

Council President Schaer read said Ordinance by title.

Councilwoman Polanco moved the Ordinance be approved on first reading. Motion was seconded by Councilman Garcia the public hearing be held on August 2, 2016.

**City of Passaic
ORDINANCE NO. 2062-16**

**AN ORDINANCE APPROVING AN AMENDMENT TO THE CITY OF PASSAIC'S
EASTSIDE PLAN RELATIVE TO THE REAL PROPERTY
OWNED BY TWO MARKET STREET ASSOCIATES, LLC AT BLOCK 1030
LOT 43 AND A 20 FOOT RIGHT OF WAY OF THE RAILROAD PARCEL
ADJACENT TO BLOCK 1030 LOT 43**

WHEREAS, by Resolution #9150-02 and #9297-04 the City Council of the City of Passaic designated the area commonly known as the " Eastside Redevelopment Area" as an area in need of Redevelopment in accordance with N.J.S.A. 40A:12A-1 et Seq.; and,

WHEREAS, the said Redevelopment Plan encompasses +/- 99 acres of the City and is broadly written to facilitate the redevelopment of the east side of the City; and

WHEREAS, Two Market Street Associates, LLC. is the owner of the real property designated as Block 1030 Lot 43 and anticipates becoming the owner of the railroad parcel immediately adjacent to said block and lot (all as designated on the official tax map of the City (hereinafter and collectively "the Property"); and

WHEREAS, by Resolution No. 15-21, duly adopted by the Redevelopment Agency on March 26, 2015, the Redevelopment Agency of the City of Passaic designated Two Market Street Associates, LLC, as the designated Redeveloper of the Property; and

WHEREAS, the said Redeveloper desires to rehabilitate / redevelopment the said Property via an adaptive re-use of the Property, in principal part, for a residential, and live/work uses, and first floor commercial uses; and

WHEREAS, in order for the said Redeveloper to advance its conceptual plans for the adaptive reuse of the Property, the Redeveloper requested via the Redevelopment Agency proposed amendments to the Eastside Redevelopment Plan; and

WHEREAS, the Planning Board of the City of Passaic considered proposed amendments to the Eastside Redevelopment Plan at its public hearing on July 13, 2016; and

WHEREAS, the Planning Board has transmitted its report of recommendations regarding the proposed amendments to the Eastside Redevelopment Plan to the Governing Body pursuant to N.J.S.A. 40A:12A-7(7)(e); and

WHEREAS, the Governing Body has reviewed the said report of recommendation transmitted by the Planning Board and hereby approves of same as so transmitted.

NOW THEREFORE, BE IT ORDANED, by the City Council of the City of Passaic that the attached Amendment to the Eastside Redevelopment Plan is hereby approved and accepted as set forth therein; and

BE IT FURTHER ORDAINED that if any section of provision of this ordinance shall be invalid in any court the same shall not affect the other sections or provisions of this ordinance except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof; and

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances to inconsistent herewith are hereby repealed to the extent of such inconsistency; and

BE IT FURTHER ORDAINED that this ordinance shall take effect upon publication as provided by law.

ROLL CALL

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

ABSENT: Munk

PAYMENT OF BILLS

On a motion by Councilwoman Polanco and seconded by Councilman Melo the **PAYMENT OF BILLS WERE ACCEPTED AND ENGROSSED**

ROLL CALL

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

ABSENT: Munk

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

BA advised that City Baseball team (16-18) National Baseball RBI program North East Regional champions' moved onto National Tournament.

July 19, 2016 Minutes

There being no further business to come before the Council on a motion by Councilman Garcia and seconded by Councilwoman Melo the meeting adjourned at 8:07 p.m.

ROLL CALL

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

ATTEST:

APPROVED:

Amada D. Curling, City Clerk Gary S. Schaer, Council President