

March 8, 2016 Minutes

A WORK-SESSION WAS HELD ON TUESDAY, MARCH 8, 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, MARCH 8, 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, Schwartz, Council President Schaar

ABSENT: Melo, Polanco

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

Council President on the chair

Council began an informal discussion regarding items on the agenda Communications and Petitions were reviewed.

On a motion by Councilman Love and Seconded by Councilman Garcia the following **RESOLUTION WAS OFFERED FOR ADOPTION**

**CITY OF PASSAIC
RESOLUTION NO. 16-02-036WS**

RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF THE CITY OF PASSAIC ON MARCH 8, 2016 AT 5:30 PM OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION; CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS

**RE: To Discuss matters of pending litigation/potential settlement
Kanter vs. City of Passaic/Cazadores LLC t/a Mondale 2016 Entertainment License
Omni Lounge t/a Mila Holdings LLC 2016 Entertainment License**

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

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, Schwartz, Council President Schaer

ABSENT: Munk, Melo, Polanco

Upon motion made by Councilman Garcia and seconded by Councilman Love, closed executive session was closed and work session was reconvened.

ROLL CALL:

Garcia, Love, Schwartz, Council President Schaer

Work session resumed with a brief discussion regarding item 28 as per Administration there was a request to table Ordinance 2033-15 for the meeting of March 22, 2016.

After a brief discussion regarding items on the agenda On a motion by Councilman Garcia and seconded by Councilman Schwartz the work session meeting was adjourned.

ROLL CALL:

PRESENT: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

A REGULAR PUBLIC MEETING OF TH CITY COUNCIL OF THE CITY OF PASSAIC WAS HELD ON TUESDAY, MARCH 8, 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, Munk, Schwartz, Council President Schaer

ABSENT: Melo, Polanco

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

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

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Council Meeting Minutes February 9 and 23, 2016 submitted for approval.

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

ROLL CALL

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

ABSENT: Melo, 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.

Jeffrey Dye; 443 Howe Avenue; regarding Pennington Avenue St Mary's Project asked if local resident would be hired to work on the project and if low income housing would be available.

Minnie Hillard; 368 Highland Avenue: children coming out to participate in recreation activities making a positive change; need to keep children off the streets. Thanked council for supporting our kids and consideration of requests.

Henry Rhodes Sr; Coaches Assoc of Passaic, 103 Baine Street: addressed Council re past grant application submitted; Fundraising was done to get program up and inner city league costs 8 to %10,000. Asking for help to fund program and help with grant application.

Gentleman: Expressed support of programs for children;

Sharon K, parent; 86 Central Avenue: expressed support of program for children.

Ms. _____ 84 Fourth Street: support of ball program for the children of Passaic.

Mr. Acevedo, 33 Aspsen Place: spoke in support of baseball program and coaches.

_____ 11 Aspen Place: spoke urging support of Coaches Assoc of Passaic and baseball program for the kids.

Nisen; 587 Paulison Avenue: Thanked Council and urged support

of recreation program. Spoke about his experience in this organization which he felt was his second family.

Denise; 427 Harrison Street: Spoke in support of the Passaic coaches Assoc and their programs.

Kenny Rhodes Jr; 103 Blaine Street: Pres of Coaches Assoc of Passaic; Thanked all who spoke on behalf of coaches Assoc. Stated that they are not asking for money but more opportunities to continue their organizations operation such as grants/fundraising; This money is needed for organization to survive. Their association does not have age restrictions, available to kids 24/7 and once a member of CAP always a member of CAP.

Renee Rhodes; daughter of Henry Rhodes: Spoke on behalf of support for children's program; became a coach and is part of association.

Fred Kanter, 81 Hanover Rd. Mountain Lakes: expressed admiration to all who have spoken this evening for themselves and program for kids of Passaic; St. Mary's Hospital planning board minutes. Spoke about previously purported OPRA violations; and issues which he has with how council meetings are facilitated and stifling of critical speakers.

Joe Conoscenti, 170 Broadway: Poster #1 showing picture of 170 Broadway; televisions not being picked up by contracted recycler; Poster #2 92 Broadway does not exist for business; gas station and parking lot for VIP cars Limo service; 8 Broadway Limo service moved out now grocery store. Poster #3 33 Central Avenue picture shows VIP cars in front of it and business COOP car ; Item #19 on agenda what is this in regards to.

William Sala; Attorney for Resident Martinez: Item #34 Cazadores Bar; confused secondary to items on Agenda Hearing vs resolution. Commented that as a representative of residents; bar exists within mist of a residential area, no parking and outsiders are those patronizing the establishment.

Mr. Jaroslaw Jackiw; 266 Lafayette Ave: At the Energy Aggregation meeting at the City of Passaic Council Chamber on March 7, 2016 at 6:30 p.m., the Commercial Utility Consultants representatives did not provide a Hispanic Translator for the Hispanic speaking audience. There were a number of questions from the audience for the following: Passaic County Board of Chosen Freeholder; City of Passaic Administration-City Council; none of the above entities sent representatives to the meeting. Sample of questions included What are the benefits to Passaic County?; What are the benefits to the City of Passaic; Did Concord Energy Services and Commercial Utility Consultants Inc. lobbyists make contributions to above government entities?; Audience was not happy with the lack of County-City transparency in the Energy Aggregation Programs; Can the CFO advise the public as to the total dollar amount paid out in financial year 2015 for refund of tax overpayments resulting from tax court judgements?; Can the Director of DPW advise the public as to the starting dates of the full cleanup of the 2.8 acres (the former Tennis court site, and the restoration of the acres to useable park are in 2016; Has the PPD evaluated the use of stun guns, within the city; if not, why not? Who is in charge of

evaluating these devices; which officers will be testing these devices for possible use?; when is the testing to begin and end?; what is the cost per stun gun?; are funds available to purchase these devices?; how many will the PPD start with?; will all officers eventually get these devices. Can the City Council authorize the Council Secretary to start posting the approved minutes on the City website? If not, why not? Who will be in charge of posting the minutes?; when will the posting of minutes start?; Can the City Council authorize the City Clerk-Council Secretary to start posting a listing of all pending cases vs the City of Passaic and add that listing to the approved Council minutes? If not, why not.

Juan Arroyo, 18 Scoles Place: As educator proud of children who spoke this evening; Expressed concerns regarding programs for Hispanics. Also spoke regarding Energy program and that be default will be transferred to another Co unless individuals opt out. Asked why not being given freedom to choose with whom he does business with and expressed concern that in his community, most notifications are usually not read and there should be another way to get options know to Hispanic community.

Attorney for Cazadores Bar: Item #34; without commenting too much; asked for courtesy of any opposing Council documentation submitted to Council be forwarded to him prior to March 22, 2016

Kevin Fragale, 190 Marriet Avenue Treasurer of CAP: 60 to 70 percent of members are Hispanic; organization is open to entire community.

Juan Carlos Cinto; 407 Passaic Street Question regarding Posters City Hall re parking permits for City employees; any consideration of resident permit parking; # 11 school park- when will the park renovations be finalized?; any chance community can be involved in finalization plans.

Steve Siklosi; 23 Orchard Street: attended meeting last night; no Council member or Mayor present; No County representation either; should have had representation. Herald News is here tonight; 663 Main Ave City lost millions of dollars: tax payers have spent 4.4 million dollars; received 1.5 million dollars; what is City writing off of \$47,000 spent to pump out building; where does City stand with developer agreement etc; Two meetings ago (2/9/2016) City approved tax exempt status for 264 Sherman avenue residence; why are taxes not being paid- \$38,000 worth of improvements by Delgado construction; why does City own this property. Tonight's agenda: CDBG grants-is there any more money available; can we find money for this program Coaches Association of Passaic; we need to make commitment to youth. Spending excess of 6 figures on old Y roof; Item #27 sewer repair and where is money coming. Entertainment License for Bar on Third Street; had previously suggested that an open public forum be held prior to this type of resolution is passed.

08:51 p.m. Councilman Munk stepped down.

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

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

COMMUNICATIONS AND PETITIONS

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

On motion made by Councilman Love 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 Mr. Mayobanex Vargas, Yummy Ice Cream Truck, in the amount of \$200.00 for a 2016 Peddlers License.

Amada D. Curling, City Clerk submitting raffle application for St. Anthony of Padua Church, 101-103 Myrtle Avenue.

Doing It in The Park Org, P.O. Box 1873, Passaic, NJ, submitting application to hold a Community Summer Event, on July 16, 2016 from 12:00 p.m. 9:00 p.m. in School No. 11 Park, (basketball courts section). *(Contingent Upon Departmental Approvals)*

St. Mary's Church R.C. Church, 63 Monroe Street, submitting application to hold a Religious Procession, on March 25, 2016 from 12:00 p.m. to 2:30 p.m. The Procession will commence at the Market Street entrance of the church travel to Monroe Street to Mercer Street, to Fourth Street to Passaic Street ending on Market Street. *(Contingent Upon Departmental Approvals)*

St. Nicholas R.C. Church, 153 Washington Place, submitting the following applications:

- Procession on March 20, 2016 from 11:30 a.m. to 12:00 p.m. The Procession will commence at the church on Washington Place to Columbia Street to Passaic Street, State Street, to Washington Place to State Street ending on Columbia
- Procession on March 25, 2016 from 10:00 a.m. to 12:30 p.m. The Procession will commence on Washington Place to Columbia Avenue to Monroe Street to Hoover Avenue ending on Washington Place.

(Contingent Upon Departmental Approvals)

Primera Iglesia Metodista Libre De Passaic, 575 Main Avenue, submitting application to hold a Flea Market, in their church parking lot private property, every Saturday beginning April 9, 2016 thru October 29, 2016 from 8:00 a.m. to 12:00 p.m. *(Contingent Upon Departmental Approvals)*

Isabel C. Agudelo, Amigos Colombianos, P.O. Box 2349, Passaic, NJ, submitting application to hold a Flag Raising, in front of Passaic City Hall, on July 10, 2016 from 1:30 p.m. to 3:30 p.m. *(Contingent Upon Departmental Approvals)*

Team Passaic- Police Unity Tour, 31 Glen Avenue, Harrington Park, NJ 07640, submitting application to hold a Car Wash in the State Street Parking Lot, on April 23, 2016 from 9:00 a.m. to 3:00 p.m. *(Contingent Upon Departmental Approvals)*

St. Anthony's of Padua Church, 101-103 Myrtle Avenue, submitting the following applications:

- Outdoor Group Prayer, in the church's parking lot (private property), on Mondays starting June 20, 2016 thru August 26, 2016 from 7:00 p.m. to 9:30 p.m. *(Contingent Upon Departmental Approvals)*
- Procession on May 21, 2016 from 3:00 p.m. to 3:45 p.m. The Procession will commence on Oak Street travel to Grove Street to Monroe Street, to Myrtle Avenue ending on Oak Street *(Contingent Upon Departmental Approvals)*
- Religious Procession on June 13, 2016 from 8:00 p.m. to 9:15 p.m. The Procession will commence on Oak Street travel to Gregory Avenue to Monroe Street to Myrtle Avenue to Oak Street. *(Contingent Upon Departmental Approvals)*
- Flea Market, in their church parking lot (private property), on the following dates: April 23, 2016 (Rain Date: April 30, 2016); June 18, 2016 (Rain Date: June 25, 2016); July 16, 2016 (Rain Date: July 23, 2016); August 20, 2016

(Rain Date: August 27, 2016); September 17, 2016; October 15, 2016 (Rain Date: October 22, 2016) *Contingent Upon Departmental Approvals*)

Our Lady of Fatima Roman Catholic Church, 32 Exchange Place, submitting application the following:

- Religious Procession on May 13, 2016 from 6:00 p.m. to 7:00 p.m. The Procession shall commence at the church entrance travel to Pennington Avenue to Prospect Street to Park Place ending at the corner of Exchange Place and Park Place. *(Contingent Upon Departmental Approvals)*
- Religious Procession on June 19, 2016 from 12:45 p.m. to 1:30 p.m. The Procession shall commence on corner of Exchange Place and Pennington Avenue travel to Gregory Avenue to Park Place ending at the corner of Exchange Place and Pennington Avenue. *(Contingent Upon Departmental Approvals)*

The following item was voted on separately by one motion

On a motion by Councilman Love and Councilman Garcia the following item has been *Adjourned to March 22, 2016*

William Sala, Jr. Esq. representing the Martinez and neighborhood families re: Cazadores Bar, LLC t/a Mandala, nuisance.

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco.

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 Councilman Love the following item(s) were received and placed on file:

Passaic Valley Water Commission, submitting the following:

- Notice and Agenda of their February 17, 2016 meeting.
- Notice of their March 6, 2016 meeting.
- Minutes of their January 20, 2016 meeting.

Passaic Housing Authority submitting notice: of their March 23, 2016 meeting moved to 6:00 p.m.

Passaic valley Sewerage Commission submitting correspondence re: Passaic Valley Sewerage Commission User Charges.

North Jersey Water Supply Commission, submitting notice and agenda of their February 24, 2016 meeting.

Ginnell Recycling, Inc. submitting correspondence re: 2015 Annual tonnage report for materials brought into our Class B Recycling Facility.

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

RESOLUTION(S) :

THE FOLLOWING RESOLUTION(S) WAS REMOVED

RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON MARCH 8, 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 Love and seconded by Councilman Garcia the following **RESOLUTION(S) WERE OFFERED FOR ADOPTION:**

**CITY OF PASSAIC
RESOLUTION # 16-03-046**

RESOLUTION VOIDING PROPERTY TAXES FOR YOUNG ISRAEL OF PASSAIC-CLIFTON, BLOCK 3299.01, LOT 5, 202 BROOK AVENUE, PASSAIC, NJ

WHEREAS, Young Israel of Clifton-Passaic is the owner of real property located at Block 3299.01, Lot 5, 202 Brook Avenue, Passaic, New Jersey; and

WHEREAS, such property is exempt from property taxes as it owned by a religious organization pursuant to N.J.S.A. 54:4-3.6; and

WHEREAS, Young Israel of Passaic-Clifton was mistakenly assessed property taxes and, as of the date of this Resolution, there are currently taxes and interest outstanding for such property.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that any and all property taxes and interest hereby due and owed by and for Young Israel of Passaic-Clifton, Block 3299.01, Lot 5, 202 Brook Avenue, Passaic, New Jersey are hereby voided in their entirety; and

BE IT FURTHER RESOLVED that the Tax Assessor and/or Tax Collector are hereby authorized and directed to immediately undertake any and all actions necessary to remove Young Israel of Passaic-Clifton from the tax rolls and/or otherwise effectuate this Resolution; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be sent to Young Israel of Passaic-Clifton upon adoption of same.

CITY OF PASSAIC

RESOLUTION NO# 16-03-047

**RESOLUTION AMENDING DESIGNATING RESTRICTED PARKING
FOR USE BY HANDICAPPED PERSONS**

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, upgraded 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>
89 Ascension Street	8440-99	Moved
165 Aycrigg Avenue (St. Mary's Hospital)	4592-86	Moved
6 Barry Place	9372-03	Moved
146 Brook Avenue	09-01-029	Upgrade to Personalized
44 Burgess Place	9295-02	Moved
50 Burgess Place	09-06-141	Upgrade to Personalized
89 Burgess Place	8547-00	Upgrade to Personalized
76 Central Avenue	8954-01	Moved
78 Central Avenue	06-07-168	Upgrade to Personalized
202 Central Avenue	8440-99	Moved
214 Central Avenue	11-04-068	Upgrade to Personalized
157 Eighth Street	8376-99	Upgrade to Personalized
36 Essex Street	11-04-068	Upgrade to Personalized
134 Grove Street	8440-99	Moved
138 Grove Street	8598-00	Moved
345 Harrison Street	9295-02	Moved
422 Harrison Street	9084-02	Moved
436 Harrison Street	8883-01	Moved
87 Henry Street	9295-02	Upgrade to Personalized
11 High Street	9340-03	Moved
14 High Street	9295-02	Moved

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207 Highland Avenue	9124-02	Moved
331 Highland Avenue	07-12-297	Moved
425 Highland Avenue	05-01-015	Moved
94 Hoover Avenue	8883-01	Moved
265 Hope Avenue	06-07-168	Upgrade to Personalized
158 Howard Avenue	07-09-248	Upgrade to Personalized
347 Howe Avenue	9340-03	Moved
355 Howe Avenue	14-04-069	Moved
446 Howe Avenue	05-04-089	Moved
54 Irving Place	8440-99	Moved
65 Irving Place	05-01-015	Upgrade to Personalized
9 Jackson Street	8376-99	Moved
20 Jackson Street	8883-01	Moved
159 Jackson Street	8376-99	Moved
370 Lafayette Avenue (on Howe Avenue)	8883-01	Moved
402 Lafayette Avenue	8598-00	Moved
542 Lafayette Avenue (on Sixth Avenue)	8883-01	Moved
56 Linden Street	4659-87	Moved
179 Madison Street	11-04-008	Moved
186 Madison Street	08-03-99	Upgrade to Personalized
64-66 Main Avenue	8376-99	Moved
350 Monroe Street	09-06-141	Moved
140 Passaic Avenue	4251-85	Moved
89 Passaic Street	8883-01	Moved
153 Passaic Street	9084-02	Moved
6 Peach Street	05-04-088	Upgrade to Personalized
143 President Street	07-04-089	Moved
15 Quincy Street	08-11-317	Moved

18 Quincy Street	8440-99	Moved
2 School Street	9295-02	Moved
3 School Street	9084-02	Moved
9 School Street	08-11-317	Moved
151 Sherman Street	9084-02	Moved
63 Spring Street	8677-00	Moved
92 Summer Street	8547-00	Moved
98 Summer Street	11-10-258	Upgrade to Personalized
260 Summer Street	8376-99	Moved
275 Summer Street	9372-03	Moved
45 Third Street	12-11-265	Moved
242 Third Street	08-02-019	Moved
89 Tulip Street	9372-03	Moved
91 Tulip Street	9372-03	Moved
107 Washington Place	07-04-089	Moved
15 Waverly Place	05-09-232	Moved

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# 16-03-048

RESOLUTION AMENDING CHAPTER 295-20 OF THE CITY CODE
PARKING PROHIBITED AT ALL TIMES

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

SECTION I

Chapter 295-20, Schedule I: Parking Prohibited at All Times shall be amended by the inclusion of the following:

DELETION:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Garden Street	East	From the northerly curbline of Broadway to a point

105 feet north therefrom

Garden Street	West	From the northerly curbline of Grove Street to a point 135 feet north therefrom
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ADDITION:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Garden Street	East	From the northerly curbline of Broadway to a point 40 feet north therefrom
Garden Street	West	From the northerly curbline of Grove Street to a point 54 feet north therefrom

SECTION II

BE IT FURTHER RESOLVED that the Parking Prohibited At All Times revision in this Resolution shall be noted in the existing Schedule and be included in the Code of Passaic, Chapter 295-20.

CITY OF PASSAIC

RESOLUTION NO# 16-03-049

RESOLUTION AMENDING CHAPTER 295-39 OF THE CITY CODE THROUGH STREETS

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

SECTION I

Through Streets Chapter 295-39, Article XVII: Location Designated shall be amended by the inclusion of the following:

DELETION:

<u>NAME OF STREET</u>	<u>Limits</u>
Market Street	Between Monroe Street and Passaic Street

ADDITION:

<u>NAME OF STREET</u>	<u>LOCATION</u>
Market Street	Between Morris Street and Passaic Street

SECTION II

BE IT FURTHER RESOLVED that the Location Designated revision in this Resolution shall be noted in the existing Schedule and be included in the Code of Passaic, Chapter 295-39.

CITY OF PASSAIC

RESOLUTION # 16-03-050

RESOLUTION AUTHORIZING A CHANGE ORDER TO A CONTRACT BETWEEN THE CITY OF PASSAIC AND DELGADO’S GENERAL CONTRACTOR, LLC BOYS AND GIRLS CLUB – 14-20 HUDSON STREET POOL PIPING, SHOWER TEMPERING VALVE AND HOT WATER RE-CIRCULATION

WHEREAS, on September 8, 2015, the City Council of the City of Passaic adopted Resolution #15-09-217 (attached), approving a contract with Delgado’s General Contractor, LLC in the amount of \$ 39,450.00 for Boys and Girls Club-Pool Piping, Shower Tempering Valve and Hot Water Re-Circulation; and

WHEREAS, the City Plumbing Inspector and Raman and Oundjian Engineers modified the tank pipe supports which resulted in an increase in cost; and

WHEREAS, the cost for this modification was \$ 3,921.00 increasing the total cost of the contract to \$ 43,371.00.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the change order between the City of Passaic and Delgado’s General Contractor, LLC is ratified and accepted, adjusting the contract an additional \$ 3,921.00 for a revised contract price of \$ 43,371.00.

BE IT FURTHER RESOLVED that the City is hereby authorized to execute this Change Order on a form approved by City Attorney and that the Change Order is filed in the City Clerk’s Office.

CERTIFICATION OF FUNDS

Funds are available in Acct. # B-12-40-BG4-884-824 (\$ 3,050.00) and \$ 871.00 to be paid directly to Delgado’s General Contractor by the Boys and Girls Club.

CITY OF PASSAIC RESOLUTION#16-03-051

RESOLUTION AUTHORIZING THE PURCHASE OF PLAYGROUND EQUIPMENT FOR PULASKI PARK PASSAIC, NJ

WHEREAS, the City of Passaic, Recreation Department wishes to purchase Playground Equipment for Pulaski Park Playground offered under NJ State Contract #A-81411 from Game Time C/O Marturano Recreation Co., Inc. Spring Lake, NJ; 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 equipment to be purchased is as follows:

One (1) Game Time “Vega” Custom Unit

TOTAL PRICE: \$ 38,001.87

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Passaic that a contract be awarded to Game Time C/O Marturano Recreation Company, Spring Lake, NJ in the amount of \$ 38,001.87.

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 are available in CDBG 2014 – B-12-40-BG4-885-9PP.

**CITY OF PASSAIC
RESOLUTION # 16-03-052**

**RESOLUTION AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE
County OF PASSAIC FOR USE OF PARA-TRANSIT VEHICLES**

WHEREAS, the City of Passaic is desirous of utilizing the County of Passaic's Para Transit vehicles for the purpose of providing transportation services to the elderly and handicapped residents of the City of Passaic; and

WHEREAS, the City of Passaic and County of Passaic wish to enter into the attached Shared Services Agreement for the utilization of such vehicles pursuant to N.J. S.A. 40: 8A -1, et seq.; and

WHEREAS, under such Shared Service Agreement, the County of Passaic agrees to make four (4) vehicles available to the City of Passaic for the period of January 1, 2016 through December 31, 2016 and also agrees to pay the City of Passaic a sum not to exceed \$60,402.00 for reimbursement of costs incurred by the City of Passaic in hiring and maintaining drivers for such vehicles; and

WHEREAS, the City of Passaic, in exchange for the use of such vehicles, agrees maintain the level of services that existed on or about December 31, 2005 and to provide all nonemergency medical transportation for its senior and handicapped citizens; and

WHEREAS, the County of Passaic shall also adopt a Resolution authorizing it to enter into the attached Shared Services Agreement for the period of January 1, 2016 through December 31,2016.

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 County of Passaic for the use of four (4) Para-Transit vehicles by the City of Passaic for the period of January 1, 2016 through December 31, 2016 and subject to the terms and conditions thereof; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk shall execute the Shared Services Agreement attached hereto; and

BE IT FURTHER RESOLVED that copies of this Resolution and a copy of the executed Shared Services Agreement shall be forwarded to the County of Passaic to commence the Shared Services Agreement; and

BE IT FURTHER RESOLVED that a copy of this Resolution and a copy of the executed Amended Shared Services Agreement shall be forwarded to the Division of Local Government Services pursuant to N.J.S.A. 40A:65-4.

CITY OF PASSAIC
RESOLUTION NO. 16-03-053

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

Safe & Secure \$90,000

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:

Safe & Secure \$90,000

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

Safe & Secure \$90,000
Account #G-02-40-SS6-016-000

CITY OF PASSAIC
RESOLUTION NO.16-03-054

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

NJ Drunk Driving Enforcement \$28,628.94

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:

NJ Drunk Driving Enforcement \$28,628.94

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

NJ Drunk Driving Enforcement \$28,628.94
Account #G-02-40-DDE-000-000

CITY OF PASSAIC

RESOLUTION # 16-03-055

RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING BY AND BETWEEN CITY OF PASSAIC AND PASSAIC ARMY SOLDIERS MONUMENT COMMITTEE

WHEREAS, Passaic Army Soldiers Monument Committee a non-profit organization, wishes to donate certain funds to the City of Passaic for the construction and placement a memorial statue at Third Ward Memorial Park honoring Passaic’s 15 Heroes: Henry Joseph Barna, Donald Gurtman, Joseph Kandravy, Donald Kaplan, Valeri Korsuch, Hartnut Kuttnick, David Moore, Bernard Olster, Helmut Petraschek, Patrick Purcell, Raymond Shamberger, Paul Stephen Soltesz, Richard Vanderhoven, Richard Wall, and Bartel Zyczynski, all of whom lost their lives in the 1961 Army plane crash, along with all of our City’s Heroes who lost their lives in World War I, World War II, the Korean War, and in Vietnam in the City of Passaic; and

WHEREAS, the City of Passaic has agreed to accept the donated funds from the Passaic Army Soldiers Monument Committee and will construct and place the statue in Third Ward Memorial Park subject to the terms and conditions of the attached Memorandum of Understanding with Passaic Army Soldiers Monument Committee.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that City of Passaic shall enter into the attached Memorandum of Understanding with Passaic Army Soldiers Monument Committee for the donation of funds to be used for the construction and placement of a memorial statue in Third Ward Memorial Park honoring Passaic’s 15 Heroes: Henry Joseph Barna, Donald Gurtman, Joseph Kandravy, Donald Kaplan, Valeri Korsuch, Hartnut Kuttnick, David Moore, Bernard Olster, Helmut Petraschek, Patrick Purcell, Raymond Shamberger, Paul Stephen Soltesz, Richard Vanderhoven, Richard Wall, and Bartel Zyczynski; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized and directed to execute the Memorandum of Understanding attached hereto as well as any other documents necessary to effectuate the purpose of this Resolution; and

BE IT FURTHER RESOLVED that copies of this Resolution, along with an executed copy of the Memorandum of Understanding, shall be forwarded to Passaic Army Soldiers Monument Committee to commence same.

CITY OF PASSAIC

RESOLUTION NO. 16-03-056

**RESOLUTION APPROVING
EMERGENCY SANITARY SEWER REPAIR
PINE STREET AND HARRISON STREET
PASSAIC, NJ**

WHEREAS, on February 26, 2016, there was a sanitary sewer pipe collapse at the intersection of Pine Street and Harrison Street, Passaic, NJ; and

WHEREAS, it was the determination of the Public Works Director, Theodore Evans, that this collapse posed a serious potential for a health hazard; and

WHEREAS, quotations were obtained as follows:

Your Way Construction, Irvington, NJ	\$ 12,430.00 (original quote)
	\$ 3,845.00(extra work)
F. Gaccione, Clifton, NJ	\$ 17,000.00
John Garcia Construction, Clifton, NJ	No Response

WHEREAS, emergency purchases and contracts may be negotiated and awarded without public advertising for bids pursuant to **N.J.S.A. 40A:11-6**; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that payment to Your Way Construction, Irvington, NJ in the amount of \$ 16,275.00 is hereby authorized.

CERTIFICATION OF FUNDS

Funds for the above are available in CDBG 2015- Account #B-12-41-BG5-932-9RD.

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

On a motion by Councilman Love and seconded by Councilman Garcia the following **RESOLUTION(S) WAS TABLED TO MARCH 22, 2016.**

**RESOLUTION APPROVING THE ENTERTAINMENT LICENSE OF
CAZADORES BAR T/A MANDALA SPORTS**

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

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

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

City of Passaic

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 Garcia moved a public hearing to be held on Ordinance. Motion was seconded by Councilman Love, 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, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

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

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

Councilman Love moved the ordinance be TABLED to March 22,2016 which motion was seconded by Councilman Schwartz and approved upon a call of the roll

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk Polanco

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

ORDINANCE NO. 2042-16

ORDINANCE AMENDING CHAPTER 5 OF THE CITY CODE OF THE CITY OF PASSAIC, "ADMINISTRATION OF GOVERNMENT," ARTICLE X, "DEPARTMENT OF PUBLIC SAFETY," SECTION 93 "OFFICE OF EMERGENCY MANAGEMENT SERVICES" TO ADD AN ADDITIONAL DEPUTY EMERGENCY MANAGEMENT COORDINATOR

Councilman Garcia moved a public hearing to be held on Ordinance. Motion was seconded by Councilman Love, 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, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

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

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

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

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

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

CITY OF PASSAIC

ORDINANCE NO# 2043-16

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

Councilman Garcia moved a public hearing to be held on Ordinance. Motion was seconded by Councilman Love, 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, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

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

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

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

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

ORDINANCE(S) FOR INTRODUCTION AND FIRST READING

Council President Schaer read said Ordinance by title. Councilman Garcia moved the Ordinance be approved on first reading. Motion was seconded by Councilman Love the public hearing be held on March 22, 2016.

CITY OF PASSAIC

ORDINANCE NO# 2044-16

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

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

295-33.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>
63 Henry Street	West	Beginning at a point 84 feet south of the southerly curblineline of Grove Street and extending to a point 23 feet southerly therefrom	HX9266
364 Howe Avenue	North	Beginning at a point 290 feet east of the easterly curblineline of Van Houten Avenue and extending to a point 18 feet easterly therefrom	HZ5276
69 Linden Street	South	Beginning at a point 337 feet west from the westerly curblineline of Howe Avenue and extending to a point 23 feet westerly therefrom	A25EXL

ADDITION:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>PLATE #</u>
22 Fifth Street	East	Beginning at a point 114 feet south of the southerly curbline of Passaic Street and extending to a point 22 feet southerly therefrom	T42DBW
7 Fourth Street	West	Beginning at a point 84 feet north of the northerly curbline of South Street extending to a point 22 feet northerly therefrom	5306HC
143 Gregory Avenue	South	Beginning at a point 272 feet west from the westerly curbline of Pennington Avenue and extending to a point 22 feet westerly therefrom	M50DHL
63 Henry Street	South	Beginning at a point 57 feet east of the easterly curbline of Grove Street and extending to a point 20 feet easterly therefrom	HX9266
58 Howe Avenue	North	Beginning at a point 331 feet west from the westerly curbline of Garden Street and extending to a point 22 feet westerly therefrom	W79BLT
69 Linden Street	South	Beginning at a point 209 feet south of the southerly curbline of Gregory Avenue and extending to a point 22 feet northerly therefrom	5311HC
281 Madison Street	South	Beginning at a point 175 feet east of the easterly curbline of Grove Street and extending to a point 22 feet easterly therefrom	D79FPH
72 Passaic Street	North	Beginning at a point 87 feet east of the easterly curbline of Eighth Street and extending to a point 22 feet easterly therefrom	H69FTC
291 Sherman Street	South	Beginning at a point 115 feet east of the easterly curbline of Tulip Street and extending to a point 22 feet easterly therefrom	J30EAL
224 Summer Street	North	Beginning at a point 288 feet east of the easterly curbline of Pine Street and extending to a point 22 feet easterly therefrom	P33ERT
55 Washington Place	South	Beginning at a point 481 feet east of the easterly curbline of Columbia Avenue and extending to a point 22 feet easterly therefrom	F10EGS

ROLL CALL

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

Council President Schaer read said Ordinance by title. Councilman Love moved the Ordinance be approved on first reading. Motion was seconded by Councilman Garcia the public hearing be held on March 22, 2016.

CITY OF PASSAIC

ORDINANCE NO# 2045-16

AN ORDINANCE AMENDING CHAPTER 295 OF THE CODE OF THE CITY OF PASSAIC ENTITLED "VEHICLES AND TRAFFIC" TO REMOVE THE NO RIGHT TURN ON RED RESTRICTION AT THE INTERSECTION OF STATE STREET AND PASSAIC STREET, PASSAIC, NJ

WHEREAS, pursuant to N.J.S.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 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, the Division of Engineering recommends amending Chapter 295 of the Code of the City of Passaic, "Vehicles and Traffic," to remove the "no right turn on red" restriction for intersection of State Street (northbound) and Passaic Street, Passaic, New Jersey.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Passaic, County of Passaic, and State of New Jersey that Chapter 295 "Vehicles and Traffic" is hereby amended to delete and/or remove the following section:

SECTION I

ALL DELETIONS ARE NOTED

295-29.1 Schedule XA: No Right Turn on Red

In accordance with the provisions of 295-13.1, no person shall make a right turn on red at any of the following locations:

<u>Name of Street</u>	<u>Direction of Travel</u>	<u>At Intersection of</u>
State Street	North	Passaic Street

ROLL CALL

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

Council President Schaer read said Ordinance by title. Councilman Schwartz moved the Ordinance be approved on first reading. Motion was seconded by Councilman Garcia the public hearing be held on March 22, 2016.

CITY OF PASSAIC

ORDINANCE NO. 2046-16

**ORDINANCE AMENDING CODE OF THE CITY OF PASSAIC, CHAPTER 99,
“CARNIVALS, BAZAARS AND FAIRS”, TO INCLUDE FEE FOR FIRE INSPECTION**

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 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, for reasons of public health, safety and welfare, the City of Passaic desires to amend Chapter 99 of the Code of the City of Passaic, “Carnivals, Bazaars and Fairs”, to include certain fees for fire inspection where a vendor or organization is using propane for cooking purposes and/or a vendor or organization intends to utilize a generator for the purpose of providing power or electricity.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the Chapter 99 of the Code of the City of Passaic, “Carnivals, Bazaars and Fairs”, is hereby amended to include:

SECTION I

NEW SECTIONS ARE UNDERLINED
ALL DELETIONS ARE NOTED

Section 99-2, License Required.

No carnival, bazaar or fair shall be operated within the limits of the city without a license first obtained in the manner hereinafter described, and no carnival, bazaar or fair shall be operated in any city park without prior approval of the governing body, after consultation with the Department of Recreation, Cultural and Senior Affairs ~~Division of Recreation in the Department of Human Resources~~ and the Bureau of Fire Prevention, where any vendor or organization intends to utilize propane for cooking purposes and/or where any vendor or organization intends to utilize a generator for the purpose of providing power or electricity.

Section 99-3, Application for License; fee.

Any person or group of persons or association desiring a license to conduct a carnival, bazaar or fair shall present an application to the City Clerk, stating his name, street and city address and purpose for which such license is desired and the name of any group or association he represents, if any, accompanied by a license fee of \$250. Where any vendor or organization intends to utilize propane for any cooking purpose, there shall also be a fee of \$50.00 per propane device. Where any vendor or organization intends to utilize a generator for the purpose of providing power or electricity, there shall also be a fee of \$50.00 per generator.. Any vendor or organization shall also pay \$22.00 per hour per inspector for all necessary fire inspection conducted by the Bureau of Fire Prevention and/or a certified member of the Fire Department as follows:

- 1-499 PERSONS – 1 inspector, minimum of three (3) hours
- 500-1499 PERSONS – 2 inspectors, minimum of four (4) hours
- 1500-2499 PERSONS – 2 inspectors, minimum of five (5) hours
- 2500-3999 PERSONS – 3 inspectors, minimum of five (5) hours
- 4000 PERSONS AND OVER – 5 inspectors, minimum of five (5) hours

Said application must first be approved by the Police Director or his agent regarding permission for any games to be operated.

SECTION II

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.

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, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

HEARING:

On motion made by Councilman Love and seconded by Councilman Garcia said hearing was TABLED until March 22, 2016 without prejudice.

Cazadores, LLC t/a Mandala, 246 Third Street, submitting application to renew their Entertainment License for the year 2015. (POLICE DEPARTMENT SUBMITTING APPROVAL WITH NO CONDITIONS)

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

PAYMENT OF BILLS

On a motion by Councilman Love and seconded by Councilman Garcia the **PAYMENT OF BILLS WERE ACCEPTED AND ENGROSSED.**

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

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 Love and seconded by Councilman Garcia the meeting adjourned at 9:15 p.m.

ROLL CALL

AYES: Garcia, Love, Schwartz, Council President Schaer

ABSENT: Melo, Munk, Polanco

ATTEST:

APPROVED:

Amada D. Curling, City Clerk

Gary S. Schaer, Council President

