

A WORK-SESSION WAS HELD ON TUESDAY SEPTEMBER 6, 2016 AT 5:30 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 SEPTEMBER 6, 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: Love, Munk, Schwartz, Council President Schaer

ABSENT: Polanco

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

Council President on the chair

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

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

Councilman Garcia walked in to the meeting

Councilwoman Melo walked into the meeting

**CITY OF PASSAIC
RESOLUTION NO. 16-09-231 WS**

RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF THE CITY OF PASSAIC ON SEPTEMBER 6, 2016 AT 7:00 PM OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION; CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS

RE: Attorney Client Privilege Res. No. 16-09-250 Wagner Larsen

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 Melo, Munk, Schwartz, Council President Schaer

ABSENT: Polanco

A brief discussion was held regarding client privilege of Wagner Larsen

Upon motion made by Councilman Love and seconded by Councilman Schaer, closed executive session was closed and work session was adjourned

ROLL CALL:

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

ABSENT: Polanco

A REGULAR PUBLIC MEETING OF THE CITY COUNCIL OF THE CITY OF PASSAIC WAS HELD ON TUESDAY, SEPTEMBER 6, 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, Munk, Schwartz, Council President Schaer

ABSENT: Polanco

ALSO PRESENT: Hon. Mayor Dr. Alex D. Blanco Rick Fernandez, Business Administrator; Christopher Harriott, City Counsel.

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

PRESENTATION by Mayor Blanco
Re City Youth baseball team- successful year
making it into the RBI World series.

Mayor thanked all the coaches and adults who made this possible. Presented each team member with a certificate of recognition for their accomplishment.

Council President Schaer opened floor to Council members for their comment.

Councilman Munk congratulated the team and thanked the Mayor and administration for their concentrated effort in supporting recreation program in City.

Councilman Love commented that the accomplishment of these young men didn't happen by accident, that the effort of the community of coaches and mentors working with the young men on and off the field was instrumental in their success.

Councilwoman Melo who expressed thanks to all the young men and coaches for their efforts. Thanked Mayor for his continued support of recreation in City.

Councilman Schwartz expressed congratulations to all.

Councilman Garcia congratulated and thanked everyone involved; great accomplishment. Made all of Passaic looked good.

Council President Schaer thanked and congratulated the Rec director, coaches, mentors as well as local merchants for their support. Thanked Mayor for his outstanding effort in supporting recreation within the City.

7:30 Council took a 5 minute recess

7:35 Council President Schaer called meeting to order to reconvene.

Upon Motion made by Councilman Love and seconded by Councilwoman Munk meeting was reconvened.

ROLL CALL

AYES: Love, Melo, Munk, Schwartz, Council president Schaer

Absent: Polanco, Garcia

Council Meeting Minutes August 2, 2016 submitted for approval.

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

ROLL CALL

AYES: Love, Melo, Munk, Schwartz, Council president Schaer

Absent: Polanco, Garcia

Councilman Garcia took seat

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; 223 Howe Avenue: Thanked Pastor Gaffney, St. Paul's Church; Council meetings are always empty; Community never knows what is going on in the City; We elect Council to serve the community and keep them informed about issues; Black community needs to be informed what Administration and Council are using residents tax dollars, such as abatements. Who on Council is advocating for City jobs being given to the members of the black community.

Supreme Allah; Thanked City Council for invitation and open relationship with PD; asked about lack of discipline of police officer for inappropriate behavior. Asked about why an individual was promised a job and then the job was given another person; spoke of social equality within the black community.

Joe Conoscenti, 170 Broadway: Addressed BA regarding photos he submitted for June, July and August and what has been done; Overpass lights by rail station not working. Third Ward park drainage issues still present; third ward park Broadway side needs overgrown vegetation removed. Lexington Avenue store fronts full garbage pales and garbage all over street; Broken fencing next to 663 main Avenue/Prospect; Main/Lexington bus station, signs not readable, garbage all over the place and missing light. 70, 72, 68 and 66 Broadway construction debris; School #11 water system not working; All storm drains need to be cleaned out.

Wallace Gaffney; St. Paul's Baptist Church; Follow-up on petition submitted to Council Present and Mayor; Gave a brief outline of contents of petition. Will be present at October 6 meeting to hear response regarding the requests enveloped in the petition.

Clarence Dukes; 246 Lexington Avenue: spoke regarding quality of life issues; has called Council members on several occasions without receiving a return call. Incident on Dayton Avenue whereby PD making an arrest has blocked his car preventing him to return home. Upon requesting police car be moved, he was not listened too and was treated belligerently.

Diana Paula; Protest Group; Totowa, NJ asked Mayor why he has been absent from council meeting/City hall, etc; was he investigated by FBI?; is attorney general investigating both he and the Council; was he arrested for kickbacks?; Spoke about Council Presidents statement that residents (taxpayers) did not need to know about tax breaks to building on Main street; will this tax break be given to all occupants in the building. Spoke about Rodeo event and protested the entire event and feels that the City should not allow this type of event.

Tomarsha?: City resident spoke about tax situation and recent assessment which resulted in taxes being increased even further. Raising taxes every year is reactive not proactive. Thing that attracted her to settle in Passaic was Third Ward Park which has

over the years become completely overrun with geese which creates a health issue.

Jaroslaw Jackiw; 266 Lafayette Avenue: Can Executive director of UEZ comment on Governor's conditional veto to eliminate 3.5 zones. Why was digital map removed from website?; BA stated that thousands of dollars was spent to fix water fountains; no purchase orders were issued to fix the issue. How many fountains are in the City boundaries still working.

Luis Santiago; 9 Orchard Street: Tax payer in Passaic for 42 years; how can owner of 583 main get a tax abatement; he would like to know so he can get one also. Upon applying of abatement was told he did not qualify; how he does he go about a tax abatement and have it retroactive to 2014?

Steve Siklosi, 23 Orchard Street: Parking meters still not working throughout the City, asked for update; Van Houten Plumbing loading zone sign still present even though not being used as business closed; why has this not been rectified. What are we doing about a parking plan along Passaic Avenue; Discussed cutting costs and money he feels have been spent inappropriately; #27 Monarch and contract; what is their performance record; can a penalty clause be placed in the contract or each incident of poor performance?; #29 contract for DPW contractor and he would like some DPW representation at meetings; asked why tax abatement was given to 583 for 30 years?

Renee Griggs: Aspen Place: Has never had a problem with the police department or Chief of Police, has always had a nice relationship. However there was an incident in July in her neighborhood whereby there was a melee with many people involved. Called police asked for assistance; told they were busy and it was 30 minutes later that they arrived and they started checking parking permits; did not do anything about the melee/fight occurring in the complex.

Ronald Jackson; homeless: unclear as to what message the gentleman was trying to convey. Did ask that people give others a chance.

Shoranda Dye Aspen Place: member of CARVE (coalition against racial violence everywhere). Came tonight in peace to try to unite community.

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

ROLL CALL

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

ABSENT: Polanco

9:05 Council took a 10 minute Recess

9:15 Council President Schaer called meeting to order to reconvene.

Upon Motion made by Councilman Schwartz and seconded by Councilman Garcia meeting was reconvened.

ROLL CALL

**AYES: Garcia, Melo, Munk, Schwartz, Council president
Schaer**

ABSENT: Polanco Love

**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# 2063-16

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

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

ABSENT: Love, Polanco

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

ROLL CALL

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

ABSENT: Love, Polanco

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

ROLL CALL

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

ABSENT: Love, Polanco

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

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

ORDINANCE NO. 2064-16

**ORDINANCE APPROVING THE APPLICATION FOR A LONG TERM TAX
EXEMPTION AND AUTHORIZING THE EXECUTION OF A FINANCIAL
AGREEMENT WITH PASSAIC 585 LLC**

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

ABSENT: Love, 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, Melo, Munk, Schwartz, Council President Schaer

ABSENT: Love, Polanco

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

ROLL CALL

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

ABSENT: Love, Polanco

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

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

ORDINANCE NO. 2065-16

**CITY OF PASSAIC
PASSAIC COUNTY, NEW JERSEY
TRANSITION YEAR 2016
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

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

ABSENT: Love, Polanco

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

ROLL CALL

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

ABSENT: Love, Polanco

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

ROLL CALL

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

ABSENT: Love, Polanco

COMMUNICATIONS AND PETITIONS

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

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

Amada D. Curling, City Clerk, submitting raffle license application for Passaic Hebrew Institute, 270 Passaic Avenue, Passaic, NJ.

- Passaic Hebrew Institute
270 Passaic Avenue
- St. Michael The Archangel Byzantine Cath. Cathedral
96 First Street

Amada D. Curling, City Clerk, submitting request for a refund to John Willis/Doing It In the Park in amount of \$2000.00 for a cash bond submitted for their event held on July 16, 2016.

Olga Garcia, City Engineer, submitting request to a refund to Kirankuma N. Baboo, 100 Paulison Avenue, Passaic in the amount of \$75.00 for a Handicap Application Fee.

John Miskovsky, Construction Official, submitting request for a refund to A-I Affordable, in the amount of \$63.00 for permit no. 2016-0604.

Moving Passaic Forward, P.O. Box 4149, Passaic, submitting application to hold a Fiestaton Liga Mix/Rodeo, at 1 Jefferson Street, on September 24, 2016 from 2:00 p.m. to 12:00 a.m. *(Contingent upon departmental approvals)*

Champion Soccer Academy, 25 Mercer Avenue, Passaic, submitting application to hold Festival Las Americas at Our Lady of Mt. Carmel (private property), on September 17, 2016 from 11:00 a.m. to 10:00 p.m. *(Contingent upon departmental approvals)*

St. Mary's Assumption RC Church, 181 Market Street, submitting application to hold a Religious Procession, on October 1, 2016 from 1:00 p.m. to 2:00 p.m. The Procession will commence 181 Market Street travel to Passaic Street ending on Wall Street. *Contingent upon departmental approvals)*

Passaic Fresh Market, 36 Central Avenue, submitting application to hold a "Back to School" Event, at 36 Central Avenue, Passaic, parking lot (private property) from 11:00 a.m. to 5:00 p.m. *(Contingent upon departmental approvals)*

Don Jose Party Rental, 75 Lexington Avenue, submitting application for a new Entertainment License for the year 2017 (hall for hire).

St. Anthony of Padua, 101-103 Myrtle Avenue, submitting application to hold a Religious Procession on September 18, 2016 from 6:30 p.m. to 8:00 p.m. The Procession will commence on Oak Street travel Tulip Street to Sherman Street ending on Myrtle Avenue. *(Contingent upon departmental approvals)*

ROLL CALL

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

ABSENT: Love, 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 Councilwoman Melo and seconded by Councilman Schwartz the following item(s) were received and placed on file:

Personnel Actions- June 2016 and July 2016.

Passaic Valley Water Commission, submitting the following:

- Notice and Agenda of their July 20, 2016.
- Notice and Agenda of their August 17, 2016.

North Jersey District Water Supply Commission, submitting the following:

- Minutes of their June 22, 2016 Meeting.
- Notice and Agenda for their August 24, 2016 meeting.

Millennium Strategies, submitting their July and August 2016 Activity Reports.

City of Passaic Housing Authority, submitting notice of their September 14, 2016 public hearing.

Borough of Bloomingdale, submitting Resolution entitled “Resolution No. 2016-7.6 Opposing Increasing in County Tax Levy to Fund Passaic County Technical Institute”

PSE&G, submitting notices regarding their August 22,23,24, 2016 public hearings.

Township of Wayne, submitting resolution entitled “Supporting Governor Christie’s Fairness Formula for School Funding and Property Tax Equity”.

Township of West Milford, submitting resolution entitled “Resolution 2016-268 Resolution of the Township of West Milford county of Passaic State of New Jersey Opposing the Funding Change of any Board of Education Resolutions with Regards to the Shift of Tax Burden from Local to County Support Passaic County Technical Institute (PCTI)”

State of Department of Transportation, submitting correspondence re: Transportation Alternatives Program Request for Applications.

ROLL CALL

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

ABSENT: Love, Polanco

PUBLIC HEARING OF THE TY 2016 BUDGET AS INTRODUCED

Public hearing required

Council President Schaer read by title

On a motion by Councilman Schwartz and seconded by Councilwoman Melo to open public hearing of the TY 2016 Budget as introduced

ROLL CALL

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

ABSENT: Love, Polanco

Steve Siklosi: 23 Orchard Street: why are we amending budget and what is proposed budget in total and is total still within 2% CAP.

After ample opportunity given and no one responding on a motion by Councilman Garcia and seconded by Councilman Munk public hearing on the TY 2016 Budget was closed.

ROLL CALL

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

ABSENT: Love, Polanco

Councilman Love took his seat on the dais

THE FOLLOWING RESOLUTION WAS OFFERED FOR ADOPTION BY ONE MOTION

On a motion by Councilman Garcia and seconded by Councilwoman Melo **RESOLUTION WAS OFFERED FOR ADOPTION**

**CITY OF PASSAIC
PASSAIC COUNTY**

RESOLUTION NO. 16-09-232

Resolution Re: Resolution to Amend TY 2016 Budget

WHEREAS, the local municipal budget for TY 2016 was approved on the 2nd day of August, 2016, and

WHEREAS, the public hearing on said budget has been held *as advertised*, and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Passaic, County of Passaic, that the following amendments to the approved budget of TY 2016 be made:

CURRENT FUND	FCOA	FROM	TO
6. Amount to be raised by taxes for Support of Municipal Budget:			
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	07-190	\$ 31,457,069	\$ 31,382,956

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c) Minimum Library Tax		503,700	577,813
7. Total General Revenues	40000.00 \$	40,924,021	40,924,021

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BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for certification of the TY 2016 local municipal budget so amended.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the City Council on the 6th day of September, 2016.

Certified by me

City Clerk

ROLL CALL

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

on a motion by Councilman Garcia and seconded by Councilman Munk public hearing on said ordinance was closed.

ROLL CALL

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

Councilman Love took seat on dais.

Councilman Garcia moved to accept amended Resolution. Motion was seconded by Councilwoman Melo, So Ordered.

ROLL CALL

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

On motion by Councilman Garcia and seconded by Councilman Love
The following RESOLUTION WAS OFFERED FOR ADOPTION

SECTION 2 - UPON ADOPTION FOR TRANSITION YEAR 2016

RESOLUTION No. 16-09-233

Be It Resolved by the City Council of the City of Passaic, County of Passaic, that the budget heretofore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the items therein set forth as appropriations, and authorization of the amount, of:

- (a) \$31,382,956 (Item 2 below) for municipal purposes, and
- (b) \$ (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:5-2) to be raised by taxation and,
- (c) \$ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$277,813 (Sheet 18) Michigan Library Levy

RECORDED VOTE (Insert last name)	Ayes	Nays	Abstained
	{ Garcia { Love { Melo { Munk { Schaer { Schwartz		{ { { { { Polanco

SUMMARY OF REVENUES

1. General Revenues			
Surplus Anticipated			
Miscellaneous Revenues Anticipated	08-100	\$	900,000
Receipts from Delinquent Taxes	40004-15	\$	3,063,252
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)			
	15-499	\$	-
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-195	\$	
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			
	07-191	\$	
4. To Be Added to the Certificate for Amount to be Raised by Taxation for Schools in Type II School Districts Only:			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)			
5. AMOUNT TO BE RAISED BY TAXATION - MINIMUM LIBRARY LEVY			
	07-191		
Total Revenues	07-192	\$	577,813
	40000-10	\$	40,924,031

City of Passaic
SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS		
Within "CAPS"	20160000	20160000
(a)(b) Operations	20000000	20000000
(c) Deferred Charges and Statutory Expenditures - Municipal	30015-00	\$ 38,228,733
(g) Cash Deficit	35004-00	\$ 744,860
Excluded from "CAPS"	20000000	20000000
(a) Operations - Total Operations Excludes from "CAPS"	60023-00	\$ 1,185,235
(c) Capital Improvements	50023-77	\$ 50,000
(d) Municipal Debt Service	60003-00	\$ 438,820
(e) Deferred Charges - Municipal		
(f) Judgments		
(g) Transferred to Board of Education for Use of Local Schools (N.J.S. 46:16-17.1 & 17.3)		
(g) Cash Deficit		
(k) For Local District School Purposes		
(m) Reserve for Uncollected Taxes	50-880	\$ 2,278,202
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:6-13)		
Total Appropriations	30900-00	\$ 40,324,021

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 6th day of September, 2016. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the Transition Year 2016 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 6th day of September, 2016.  Clerk.
SHE: r 42

ROLL CALL

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

RESOLUTION(S) :

THE FOLLOWING RESOLUTION(S) WAS REMOVED

RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON SEPTEMBER 6, 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 Garcia and seconded by Councilwoman Melo the following **RESOLUTION(S) WERE OFFERED FOR ADOPTION:**

CITY OF PASSAIC
RESOLUTION #_16-09-234

RESOLUTION AUTHORIZING RECEIPT OF FY 2015 SAFER GRANT

WHEREAS, the City of Passaic applied to the United States Department of Homeland Security for funding under the FY 2015 Staffing for Adequate Fire and Emergency Response ("SAFER") Program; and

WHEREAS, the City of Passaic has been awarded \$1,100,000.00 in funding for the hiring of additional firefighters

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WHEREAS, receipt of such funding is contingent upon the City's compliance with all applicable grant specifications and provisions.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Passaic does hereby authorize receipt of \$1,100,00.00 from the United States Department of Homeland Security for funding under the FY 2015 Staffing for Adequate Fire and Emergency Response ("SAFER") Program subject to the terms and conditions of the same; and

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

CITY OF PASSAIC
RESOLUTION # 16-09-235

RESOLUTION AUTHORIZING EXTENSION OF
CURRENT CONTRACT FOR EMERGENCY MEDICAL SERVICES/BASIC LIFE SUPPORT
AMBULANCE SERVICES

WHEREAS, on September 8, 2016 the City Council of the City of Passaic adopted Resolution #15-09-212 (attached) approving a contract with MONOC for Emergency Medical Services/Basic Life Support Ambulance Services; and

WHEREAS, the contract was for a period of one (1) year with provisions to extend the contract for an additional two (2) one year extensions or One (1) two year extension; and

WHEREAS, the City of Passaic wishes to exercise their option to extend the contract for an additional one year with the same terms and conditions as the original contract; and

WHEREAS, the additional one (1) year shall commence on September 30, 2016.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the contract for Emergency Medical Services/Basic Life Support Ambulance Services with MONOC shall be extended for a period of one (1) year, commencing on September 30, 2016 and expiring on September 29, 2017.

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

CITY OF PASSAIC
RESOLUTION # 16-09-236

RESOLUTION AUTHORIZING AMENDMENT OF CONTRACT
FOR ENGINEERING SERVICES FOR THE
PLANNING, DESIGN AND CONSTRUCTION MANAGEMENT SERVICES
FOR CHRISTOPHER COLUMBUS PARK
NEW SYNTHETIC TURF FIELD IMPROVEMENTS

WHEREAS, on February 23, 2016, the City Council of the City of Passaic adopted Resolution #16-02-044 (attached) approving a contract with Matrix New World for Engineering Services for the Planning, Design and Construction Management Services for Christopher Columbus Park New Synthetic Turf Field Improvements; and

WHEREAS, the initial contract for these services was \$47,425.00; and

WHEREAS, additional testing of contaminated soil, in-situ waste characterization and data evaluation had to be performed which was not included in the original price; and

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WHEREAS, the cost for these additional tests were \$ 10,970.00; and

WHEREAS, it is necessary to amend the original contract and increase the contract amount to \$ 58,395.00.

NOW THEREFORE BE IT RESOLVED that the contract with Matrix New World shall be amended to increase the contract amount to \$ 58,395.00.

BE IT FURTHER RESOLVED that the contract be amended to increase the total amount of this contract per resolution.

CERTIFICATION OF FUNDS

Funds for the above are available in CDBG Account #B-12-39-BG3-858-9CC.

CITY OF PASSAIC
RESOLUTION # 16-09-237

RESOLUTION AUTHOIZING AMENDMENT OF CONTRACT
FOR CONSULTING SERVICES/ENGINEERING
DEPARTMENT OF PUBLIC WORKS

WHEREAS, on January 12, 2016, the City Council of the City of Passaic adopted Resolution #16-01-008 (attached) approving a contract with Suburban Consulting for Consulting Services/Engineering Department of Public works; and

WHEREAS, the initial contract for these services was for \$ 120,000.00; and

WHEREAS, it is necessary to increase the contract amount by an additional \$ 100,000.00 for a revised total amount of \$ 220,000.00 due to a substantial increase in oversight of projects related to Public Works.

NOW THEREFORE BE IT RESOLVED that the contract with Suburban Consulting shall be amended to increase the contract amount to \$ 220,000.00.

BE IT FURTHER RESOLVED that the contract be amended to increase the total amount of this contract per resolution.

CERTIFICATION OF FUNDS

Funds for the above are available in Acct. #7-01-20-100-ADM-028 contingent upon City Council approval.

CITY OF PASSAIC
RESOLUTION NO. 16-09-238

RESOLUTION SUPPORTING THE DRIVE SOBER OF GET PULLED OVER 2016
LABOR DAY CRACK DOWN

WHEREAS, impaired drivers on our nation’s roads kill more than \$10,000 people each year ac cost our society more than \$37 billion annually; and

WHEREAS, 27% of motor vehicle fatalities in New Jersey in 2013 were alcohol -related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

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WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2016 Labor Day Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from August 19th through September 5, 2016; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

THEREFORE, be it resolved that *The City of Passaic* declares its support for the *Drive Sober or Get Pulled Over 2016 Labor Day Crackdown* from August 19th through September 5th, 2016 and pledges to increase awareness of the dangers of drinking and driving.

**CITY OF PASSAIC
RESOLUTION # 16-09-239**

**RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH 663
MAIN URBAN RENEWAL COMPANY, LLC FOR LEASE OF REAL PROPERTY
DESIGNATED AS BLOCK 2156, LOT 2, ON THE OFFICIAL TAX MAP OF THE CITY
OF PASSAIC AND LOCATED AT 665 MAIN AVENUE, PASSAIC, NEW JERSEY**

WHEREAS, on November 10, 2010 the City of Passaic Redevelopment Agency, by Resolution No. 11-03, appointed 663 MAIN URBAN RENEWAL COMPANY, LLC, a New Jersey Corporation, as the redeveloper of real property designated as Block 2155, Lot 1, on the official Tax Map of the City of Passaic and located at 663 Main Avenue, Passaic, New Jersey pursuant to the provisions of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law"); and

WHEREAS, the Redevelopment Law, specifically, N.J.S.A. 40A:12A-8(g) provides that a municipality may lease or convey property or improvements to any other party pursuant without public bidding and at such prices and upon such terms as it deems reasonable, provided that the lease or conveyance is made in conjunction with a redevelopment plan, notwithstanding the provisions of any law, rule, or regulation to the contrary; and

WHEREAS, 663 MAIN URBAN RENEWAL COMPANY, LLC, wishes to lease certain real property from the City of Passaic designated as Block 2156, Lot 2, on the official Tax Map of the City of Passaic and located at 665 Main Avenue, Passaic, New Jersey, ("Property,") for use as a staging area in conjunction with the redevelopment of 663 Main Avenue; and

WHEREAS, the attached Memorandum of Understanding permits 663 MAIN URBAN RENEWAL COMPANY, LLC to lease such Property from the City of Passaic for use as a staging area from September 1, 2016 through July 31, 2018 and provides that all costs and liability for same shall reside solely with 663 MAIN URBAN RENEWAL COMPANY, LLC; and

WHEREAS, the attached Memorandum of Understanding requires 663 MAIN URBAN RENEWAL COMPANY, LLC to return the Property to it is original condition upon completion of the redevelopment of 663 Main Avenue or the expiration of the Memorandum of Understanding, whichever occurs first; and

WHEREAS, the attached Memorandum of Understanding has been reviewed and approved by the City Attorney.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that City of Passaic is hereby authorized to enter into the attached Memorandum of Understanding with 663 MAIN URBAN RENEWAL COMPANY, LLC for the lease of certain real property from the City of Passaic designated as Block 2156, Lot 2, on the official Tax Map

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of the City of Passaic and located at 665 Main Avenue, Passaic, New Jersey, for use as a staging area in conjunction with the redevelopment of 663 Main Avenue, subject to the terms and conditions therein 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 City of Passaic
Redevelopment Agency.

**CITY OF PASSAIC
RESOLUTION # 16-09-240**

**RESOLUTION AUTHORIZING LICENSE AGREEMENT WITH NEW JERSEY
SCHOOL DEVELOPMENT AUTHORITY FOR USE OF PREMISES LOCATED ON
PARKER AVENUE, PASSAIC, NEW JERSEY (BLOCK 4057, LOT 52) FOR
TEMPORARY STORAGE OF LEAVES PENDING TRANSFER TO RECYCLING
FACILITY AND STORAGE OF EXCESS SNOW**

WHEREAS, New Jersey School Development Authority (“NJSDA”) owns certain premises located at on Parker Avenue, Passaic, New Jersey 07055 (Tax Block 4057, Lot 52), (“Licensed Premises”); and

WHEREAS, City of Passaic seeks space to temporarily store leaves pending transfer to recycling facility and for excess snow removed from City streets; and

WHEREAS, NJSDA has agreed to grant the City of Passaic an exclusive right to use the Licensed Premises, at the cost of \$1.00, for storage of excess snow subject to the terms and conditions of the License Agreement attached hereto for the period of October 1, 2016 through April 30, 2017; and

WHEREAS, the attached License Agreement has been reviewed by and is acceptable to the City Attorney.

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 License Agreement with New Jersey School Development Authority for storage of leaves pending transfer to recycling facility and for excess snow at certain premises located at on Parker Avenue, Passaic, New Jersey 07055 (Tax Block 4057, Lot 52) subject to the terms and conditions of the License Agreement attached hereto for the period of October 1, 2016 through April 30, 2017; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute the attached License Agreement; and

BE IT FURTHER RESOLVED that the City Clerk be and is hereby authorized and directed to forward certified copies of the within Resolution to NJSDA as set forth in the License Agreement attached hereto.

**CITY OF PASSAIC
RESOLUTION NO. 16-09-241**

**RESOLUTION ACCEPTING BALANCE OF FUNDING FOR 2016-2017 RYAN WHITE
PART "A" AND MINORITY AIDS INITIATIVE FOR HIV/AIDS GRANT**

WHEREAS, the City of Passaic/ Passaic Alliance has submitted an application for funding for 2016-2017 Ryan White Part A- and Minority AIDS Initiative grant for the delivery of HIV care targeting persons living with HIV/AIDS in the Passaic/Bergen regional area; and

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WHEREAS, the City of Passaic/ Passaic Alliance had been approved for partial funding for its program in the amount of \$143,303.00 for the delivery of coordinated care targeting persons living with HIV/AIDS in the Passaic and Bergen County region (Resolution 16-03-064); and

WHEREAS, the City of Passaic/ Passaic Alliance has been awarded additional funds for: Part "A" funding,

- 1) Substance Abuse-\$5,000.00
- 2) Mental Health-\$6,000.00
- 3) Case Management Community- \$50,869.00.
- 4) Housing Assistance-\$2,454.00
- 5) Outreach-\$5,000.00
- 6) Health Insurance Premium Assistance-\$60,336.00

Total Part "A" Funding-\$129,659.00

Minority AIDS Initiative funding,

- 1) Substance Abuse \$4,000.00
- 2) Case Management MAI- \$30,000.00
- 3) Outreach- \$10,000.00
- 4) Health Education-\$3,728.00

Total Minority AIDS Initiative funding-\$47,728.00

Total \$177,387.00

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 \$177,387.00 for HIV/AIDS coordinated care.

BE IT FURTHER RESOLVED that the Passaic Alliance and Mayor and 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 # 16-09-242

RESOLUTION AUTHORIZING AMENDMENT OF CONTRACT
FOR CONSULTANT/CLINICAL SUPERVISOR
FOR SUBSTANCE ABUSE TREATMENT PROGRAM

WHEREAS, on May 11, 2015 the City Council of the City of Passaic adopted Resolution #15-05-110 (Attached) approving a contract with Dianne DeValve for Consultant/Clinical Supervisor for Substance Abuse Treatment Program in an amount not to exceed \$ 24,000.00; and

WHEREAS, it is necessary to increase the contract amount by an additional \$4,987.50 for a revised total amount of \$28,987.50 for additional consulting sessions rendered.

NOW, THEREFORE, BE IT RESOLVED that the contract with Dianne DeValve, for Consultant/Clinical Supervisor for Substance Abuse Treatment Program shall be amended to increase the contract amount to \$28,987.50.

BE IT FURTHER RESOLVED that the contract be amended to increase the total amount of this contract per resolution.

CERTIFICATION OF FUNDS

Funds are available in Account #T-03-56-330-3SU-DC5 and Account #G-02-40-5MA-ADA-1MS.

CITY OF PASSAIC
RESOLUTION NO. 16-09-243

TURF FIELD MAINTENANCE
RESOLUTION REJECTING PROPOSALS FOR
PULASKI PARK SOCCER/FOOTBALL FIELD
ROBERTO CLEMENTE BASEBALL FIELD
CHRISTOPHER COLUMBUS PARK INDOOR RECREATION FACILITY AND
CHRISTOPHER COLUMBUS PARK ATHLETIC FIELD

WHEREAS, the Director of Purchasing received proposals on Friday, August 12, 2016 for Turf Field Maintenance for Pulaski Park Soccer/Football Field, Roberto Clemente Baseball Field, Christopher Columbus Park Indoor Recreation Facility Field and Christopher Columbus Park Athletic Field; and

WHEREAS, proposals were received as per the attached spreadsheet; 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

Prime Vendor	Dynamic Sports Construction	Suburban Consulting
Wilmington, NC	Lender, TX	Flanders, NJ

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

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

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the proposals received on August 12, 2016 Turf Field Maintenance for Pulaski Park Soccer/Football Field, Roberto Clemente Baseball Field, Christopher Columbus Park Indoor Recreation Facility Field and Christopher Columbus Park Athletic Field be rejected and the City of Passaic re-advertise.

CITY OF PASSAIC
RESOLUTION # 16-09-244

RESOLUTION AUTHORIZING AMENDMENT OF CONTRACT
FOR COMMUNITY DEVELOPMENT ATTORNEY
CITY OF PASSAIC

WHEREAS, on May 11, 2015 the City Council of the City of Passaic adopted Resolution #15-05-109 (Attached) approving a contract with Joseph G. Monaghan, Esq. for Community Development Attorney in an amount not to exceed \$ 35,000.00; and

WHEREAS, it is necessary to increase the contract amount by an additional \$7,038.73 for a revised total amount of \$42,038.73, due to additional closings for NSP Properties, first time home applicants and Upper Monroe Street Improvements Corp. court appearances.

NOW, THEREFORE, BE IT RESOLVED that the contract with Joseph Monaghan, Esq., for Community Development Attorney shall be amended to increase the contract amount to \$ 42,038.73.

BE IT FURTHER RESOLVED that the contract be amended to increase the total amount of this contract per resolution.

CERTIFICATION OF FUNDS

Funds are available in Home Account #H-24-40-HP4-897-913.

CITY OF PASSAIC

RESOLUTION # 16-09-245

RESOLUTION AUTHORIZING A CHANGE ORDER TO A CONTRACT
FOR RESURFACING OF MORRIS STREET

WHEREAS, on March 22, 2016, the City Council of the City of Passaic adopted Resolution #16-03-062 (attached), approving a contract with American Asphalt & Milling Services in the amount of \$ 73,993.50; and

WHEREAS, some of the as-built quantities increased during construction, resulting in an increase of \$ 13,161.00 for a revised contract price of \$ 87,154.50.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the change order between the City of Passaic and American Asphalt & Milling Services is ratified and accepted, adjusting the contract an additional \$ 13,161.00 for a revised contract price of \$ 87,154.50.

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

CERTIFICATION OF FUNDS

Funds are available in Acct. #B-1241-BG5-932-9RD.

CITY OF PASSAIC

RESOLUTION #16-09-246

RESOLUTION AUTHORIZING A CHANGE ORDER TO A CONTRACT
FOR PULASKI PARK SPORTS LIGHTING SYSTEM FOR
FOOTBALL/SOCCER FIELDS

WHEREAS, on December 16, 2014, the City Council of the City of Passaic adopted Resolution #14-12-275 (attached), approving a contract with Quality Electrical, in the amount of \$ 199,400.00; and

WHEREAS, some of the as-built quantities decreased during the project, resulting in a decrease of \$ 3,661.70 for a revised contract price of \$ 195,738.30.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the change order between the City of Passaic and Quality Electrical is ratified and accepted, decreasing the contract \$ 3,661.70 for an adjusted contract price of \$195,738.30.

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

STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
GREEN ACRES PROGRAM

ENABLING RESOLUTION 16-09-247

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations

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for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the City of Passaic desires to further the public interest by obtaining a loan of a grant of \$1,100,000.00 from the State to fund the following project(s):

1607-14-041 McDanolds Brook Improvements

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above-named project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Passaic that the Mayor of the City of Passaic is hereby authorized to execute an agreement and any amendment thereto with the State known as McDanolds Brook Improvements; and

BE IT FURTHER RESOLVED that the City Engineer is hereby authorized to make application for such a grant, provide additional application information and furnish such documents as may be required and act as the authorized correspondent of the above-named applicant; and

BE IT FURTHER RESOLVED that the City of Passaic has its matching share of the project, if a match is required, in the amount of \$1,100,000.00; and

BE IT FURTHER RESOLVED that in the event the State's funds are less than the total project cost specified above, the City of Passaic has the balance of funding necessary to complete the project, and;

BE IT FURTHER RESOLOVED that the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized and directed to execute any and all contracts and/or documents necessary to effectuate this Resolution.

**City of Passaic
Resolution No. 16-09-248**

RESOLUTION AUTHORIZING EXECUTION OF 2016 OPEN SPACE & FARMLAND PRESERVATION TRUST FUND AGREEMENT WITH THE COUNTY OF PASSAIC FOR IMPROVEMENTS TO CHRISTOPHER COLUMBUS PARK, PASSAIC, NJ

WHEREAS, the Board of Chosen Freeholders of the County of Passaic adopted Resolution R-16-0698 on August 16, 2016 authorizing the award of grant funding from the Open Space and Farmland Preservation Trust Fund for improvements to Christopher Columbus Park in Passaic, New Jersey in the amount of \$75,000.00; and

WHEREAS, such funds are to be utilized for the ongoing reconstruction of the baseball field as well as construction of a new soccer field and new fencing; and

WHEREAS, the City of Passaic is required to enter into an Open Space Agreement, a copy of which is attached hereto, with the County of Passaic in order to receive such funds.

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 2016 Open Space Agreement with the County of Passaic for grant funding from the Open Space and Farmland Preservation Trust Fund for improvements to Christopher Columbus Park in Passaic, New Jersey in the amount of \$75,000.00; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute any and all documents required to facilitate the Open Space Agreement and receipt of funds.

CITY OF PASSAIC
RESOLUTION NO. 16-09-249
RESOLUTION AUTHORIZING PURCHASE OF AUTOMOTIVE PARTS NEW
JERSEY STATE CONTRACT

WHEREAS, the City of Passaic wishes to purchase automotive parts through New Jersey State Contract; and

WHEREAS, N.J.S.A. 40A: 11-12 authorizes the purchase of any materials, supplies or equipment under New Jersey 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, each Purchase Order shall indicate the New Jersey State Contract Number T-2760 or T-2761 and a copy will be on file in the Purchasing Office.

NOW THEREFORE BE I RESOLVED that the City Council of the City of Passaic authorizes the use of the above New Jersey State Contract.

CITY OF PASSAIC

RESOLUTION NO. 16-09-250

**RESOLUTION REGARDING THE TOTAL AND PERMANENT
DISABILITY OF PASSAIC POLICE DEPARTMENT PATROLMAN
WAGNER LARSEN**

WHEREAS, Passaic Police Department Wagner Larsen has suffered from a serious and on-going condition which is physical and psychiatric in nature which manifested in or about April 2015; and,

WHEREAS, as a result of that condition, Passaic Police Department Patrolman Wagner Larsen has been unable to return to full duty; and,

WHEREAS, the City has medical reports from at least two (2) sources stating that Passaic Police Department Patrolman Wagner Larsen will be permanently restricted in his physical and other activities, which restrictions will permanently preclude Wagner Larsen from returning to full duty; and,

WHEREAS, the City is of the opinion that Passaic Police Department Patrolman Wagner Larsen is totally and permanently disabled from fulfilling his job duties as a Patrolman for the City of Passaic.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Passaic, County of Passaic, State of New Jersey that the City Business Administrator be and is hereby authorized to pursue an involuntary disability retirement application on behalf of the City of Passaic for Passaic Police Department Patrolman Wagner Larsen.

CITY OF PASSAIC

RESOLUTION NO# 16-09-251

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

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

WHEREAS 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>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>RESOLUTION NUMBER</u>	<u>REASON</u>
29-31 Howe Avenue	East	(Garden Street) Beginning at a point 131 feet south of the southerly curblineline of Howe Avenue and extending to a point 25 feet southerly therefrom	16-08-222	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 # 16-09-252**

**RESOLUTION AWARDING CONTRACT FOR
RETAINING WALL AND WILSCOT STREET
ROADWAY IMPROVEMENTS
CITY OF PASSAIC**

WHEREAS, bids were received by the Director of Purchasing on Tuesday, August 30, 2016 for Retaining Wall and Wilscot Street Roadway Improvements; and

WHEREAS, bids were received as per the attached; and

WHEREAS, in addition to the attached, specifications and plans were picked up by the following vendor, none of whom submitted bids:

J., Fletcher Creamer & Son	SCI Sparwick	A-Tech Concrete
Hackensack, NJ	Lafayette, NJ	Edison, NJ

WHEREAS, the lowest responsible, responsive bid was received from Covino & Son of Rochelle Park, NJ in the amount of \$69,935.00; and

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WHEREAS, it is the recommendation of Olga Garcia, City Engineer that the lowest responsible, responsive bidder, Covino & Son of Rochelle Park, NJ be awarded the contract in the amount of \$69,935.00.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the contract for Retaining Wall and Wilscot Street Roadway Improvements be awarded to Covino & Son of Rochelle Park, NJ in the amount \$69,935.00.

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

CERTIFICATION OF FUNDS

Funds for the above are available in CDBG Account #B-12-41-BG5-932-9RD and C-04-55-976-000-RWW.

**----- City of Passaic
Resolution No. 16-09-253**

RESOLUTION RECOGNIZING AUGUST 15 TO AUGUST 19TH 2016 PASSAIC COUNTY SENIOR CITIZENS' HEALTH, EDUCATION AND APPRECIATION WEEK

WHEREAS, as Americans are living longer and healthier lives, the senior citizen populations continues to grow; and

WHEREAS, the City of Passaic includes numerous citizens ages 60 years and older; and

WHEREAS, the City of Passaic is committed to valuing all individuals and recognizing their ongoing life achievements; and

WHEREAS, the older adults in the City of Passaic play an important role by continuing to contribute experience, knowledge, wisdom and accomplishment; and

WHEREAS, the City of Passaic celebrates the contributions older citizens have made throughout their lives; and

WHEREAS, these special citizens have led us through times of conflict, depression, peace and have witnessed first-hand the milestones of our country.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Passaic that the City of Passaic hereby recognizes August 15th-19th, 2016 as Passaic County Senior Citizens' Health, Education and Appreciation Week; and

BE IT FURTHER RESOLVED that the City of Passaic urges every citizen to take time during this period to recognize older adults as powerful and vital citizens who greatly contribute to the community.

ROLL CALL

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

ABSENT: Polanco

ORDINANCE(S) FOR INTRODUCTION AND FIRST READING

Council President Schaer read said Ordinance by title.

Councilman Schwartz moved the Ordinance be approved on first

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reading. Motion was seconded by Councilman Garcia the public hearing be held on September 20, 2016.

**CITY OF PASSAIC
ORDINANCE NO. 2066-16
ORDINANCE AMENDING CHAPTER 35 OF THE CITY CODE OF THE CITY OF
PASSAIC, "PERSONNEL POLICIES" TO PROVIDE FOR THE REIMBURSEMENT
OF VEHICLE-RELATED TRAVEL EXPENSES, INCURRED BY OFFICERS AND
EMPLOYEES CONDUCTING OFFICIAL BUSINESS**

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**, in the interest of good government, the City of Passaic wishes to establish provisions for the reimbursement of vehicle-related travel expenses, incurred by officers and employees of the City of Passaic conducting official business, at the rate of thirty cents (\$.30) per mile; and **NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Passaic that Chapter 35 of the City Code of the City of Passaic, "Personnel Policies," is hereby amended as follows:

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

Article VI: Travel Reimbursement

§35-19 Mileage Rate

The reimbursement rate for vehicle related travel expenses incurred by officers and employees conducting official business of the City of Passaic shall be thirty cents (\$.30) per mile

§35-20 Voucher Required.

The officer or employee incurring vehicle-related travel expenses shall provide a voucher, certifying the date, place and description of the official business, and the amount of miles traveled to and from such place, for approval by the Governing Body.

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, Melo, Munk, Schwartz, Council President
Schaer**

ABSENT: 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 September 20, 2016.

CITY OF PASSAIC

ORDINANCE NO. 2067-16

ORDINANCE AMENDING CITY CODE OF THE CITY OF PASSAIC, CHAPTER 39, "POLICE DEPARTMENT," ARTICLE VIII, "OFF-DUTY POLICE SERVICES," SECTION 18, "ESCROW ACCOUNTS" TO REMOVE CERTAIN EXEMPTIONS FOR ADVANCE PAYMENT OF ESCROW AMOUNT

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, the City Code of the City of Passaic, Chapter 39, "Police Department," Article VIII, "Off-Duty Police Services," Section 18, "Escrow Amounts," establishes an "Outside Employment Police Escrow Account" which is dedicated to the receipt of collected fees from persons or entities and for the payment of wages to police officers for off-duty outside police employment services and which requires payment at least five (5) days prior to the commencement of the outside employment services; and

WHEREAS, the City Code of the City of Passaic, Chapter 39, "Police Department," Article VIII, "Off-Duty Police Services," Section 18, "Escrow Amounts" currently exempts all public utilities under the jurisdiction of the New Jersey Board of Public Utilities, the Board of Education and nonprofit religious, charitable or fraternal organizations are exempt from the requirement to provide advance payment of the escrow amount; and

WHEREAS, the City of Passaic is regularly faced with unpaid bills from such entities which are exempt despite the requirement in the City Code that payment be provided within twenty (20) days of the date of the bill for services rendered; and

WHEREAS, the City of Passaic wishes to amend the City Code of the City of Passaic, Chapter 39, "Police Department," Article VIII, "Off-Duty Police Services," Section 18, "Escrow Amounts," to remove such exemption from advance payment.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Passaic that the City Code of the City of Passaic, Chapter 39, "Police Department," Article VIII, "Off-Duty Police Services," Section 18, "Escrow Amounts," is hereby amended as follows":

**ALL DELETIONS ARE NOTED
ALL AMENDMENTS ARE UNDERLINED**

SECTION I

§ 39-18. Escrow account.

A. To ensure the timely payment of wages to the police officers for off-duty police services, there is hereby established an account within the trust fund of the City of Passaic to be known as the "Outside Employment Police Escrow Account," which account shall be dedicated to the

receipt of collected fees from persons or entities and for the payment of wages to police officers for off-duty outside police employment services.

B. Any person or entity requesting the services of a police officer shall estimate the number of hours on a monthly basis that such police officer's services are required. This estimate shall be submitted, in writing, to the Chief of Police or his or her designee as to the estimated number of hours. The approval shall be based on the prior month's actual number of hours, if same are available.

C. At least five business days prior to the commencement of the outside employment services, the person or entity requesting the services of the police officer shall deposit with the Chief Financial Officer of the City an amount sufficient to cover the rates of compensation and administrative fees set forth in this chapter, for the total estimated hours of service that were submitted to the Chief of Police or his or her designee in accordance with this chapter.

D. In a situation where the number of hours required is unknown and cannot be reasonably estimated, the person or entity requesting the services of the police officer shall deposit with the Chief Financial Officer an amount sufficient to cover the rate of compensation and administration fees for the equivalent of 10 working days. Any unused portion of the deposit will be returned or credited against the final amount owed.

E. In those instances where the services of the police officer are required for a period not to exceed 20 hours, the party or entity requesting the services of a police officer shall not be required to deposit funds with the Chief Financial Officer prior to the commencement of work, but shall pay, in full, for the services within two business days of receipt of the bill from the Police Department.

F. In the event the funds of the escrow account become depleted, the services of the police officer shall cease until such time as additional funds have been deposited in the escrow account, in the manner set forth above. In the event of an unforeseen emergency situation that would require a police officer to remain beyond the time for which funds have been deposited, the Chief of Police or his or her designee may waive the requirement for posting additional funds for any person or entity exhibiting a previously satisfactory payment history. However, payment for the additional hours shall be made by the person or entity requiring the extended service within 48 hours of the performance of the services.

G. The person or entity requesting the services of a police officer shall be responsible for ensuring that sufficient funds remain in the escrow account, in order to avoid any interruption of services.

~~**H.** All public utility companies that are under the jurisdiction of and regulated by the New Jersey Board of Public Utilities, the Board of Education of the City, nonprofit religious, charitable or fraternal organizations are exempt from the provisions of this section requiring advance payment to the escrow account. However, all of the foregoing entities shall, within 20 business days of the date of the bill for services rendered, forward payment in full for said services to the Chief Financial Officer of the City. This exemption shall not apply to any contractor or subcontractor hired by the public utility company. The contractor or subcontractor shall be required to make advance payment to the escrow account established herein.~~

SECTION II

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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 inconsistent herewith are hereby repealed as to such inconsistencies only.

SECTION IV

This Ordinance shall take effect upon final adoption and publication in accordance with law.

ROLL CALL

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

ABSENT: Polanco

Council President Schaer read said Ordinance by title.

Councilman Schwartz moved the Ordinance be approved on first reading. Motion was seconded by Councilman Love the public hearing be held on September 20, 2016.

CITY OF PASSAIC

ORDINANCE NO. 2068-16

ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE CITY OF PASSAIC “POLICE DEPARTMENT” TO CORRECT TYPOGRAPHICAL ERROR IN SECTION 16, “TABLE OF ORGANIZATION”

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, on or about January 10, 2013, the City Council of the City of Passaic adopted Ordinance #1929-12 which amended Chapter 39 of the City Code of the City of Passaic, “Police Department,” Section 16, “Table of Organization,” to revise the Table of Organization of Organization for the City of Passaic Police; and

WHEREAS, on or about October 22, 2013, the City Council of the City of Passaic adopted Ordinance #1959-13 which amended Chapter 39 of the City Code of the City of Passaic, “Police Department,” to revise the powers of the Public Safety Director, establish the Office of Emergency Management Services within the Department of Public Safety; and

WHEREAS, Ordinance #1959-13 contained a typographical error in the portion of the Ordinance which recited in the Table of Organization in that it set forth the Table of Organization as it existed prior to the adoption of Ordinance #1929-12 and did not accurately reflect the changes made to the Table of Organization pursuant to such Ordinance;

WHEREAS, the purpose of Ordinance #1959-13 was not, in any fashion, to amend the Table of Organization, nor did the City Council deliberate on such issue, and such language was only included in the Ordinance so as to provide a complete recitation of the Chapter 39 of the City Code of the City of Passaic; and

WHEREAS, the City of Passaic desires to amend Chapter 39 of the City Code of the City of Passaic, “Police Department,” Section 16, “Table of Organization,” to correct such typographic error and remove any confusion which may have resulted from same;

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NOW THEREFORE BE IT ORDAINED by the City Council of the City of Passaic that Chapter 39 of the City Code of the City of Passaic, "Police Department," Section 16, "Table of Organization," is hereby amended as follows to correct the typographical error which exists in Ordinance #1959-13:

SECTION I

The Table of Organization shall exist as previously set forth in Ordinance #1929-12:

Rank/Position	Number
Police Chief	1
Deputy Police Chiefs	2
Police Captains	2
Police Lieutenants	10
Police Sergeants	24
Police officers (Housing/School Resource Officer included)	145

SECTION TWO

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 THREE

All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistencies only.

SECTION FOUR

This Ordinance shall take effect upon final adoption and publication in accordance with law.

ROLL CALL

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

ABSENT: Polanco

Council President Schaer read said Ordinance by title.

Councilman Schwartz moved the Ordinance be approved on first reading. Motion was seconded by Councilwoman Melo the public hearing be held on September 20, 2016.

City of Passaic
Ordinance No. 2069-16

**ORDINANCE APPROVING THE APPLICATION FOR A LONG TERM TAX
EXEMPTION AND AUTHORIZING THE EXECUTION OF A FINANCIAL
AGREEMENT WITH 663 MAIN URBAN RENEWAL COMPANY, LLC**

WHEREAS, pursuant to the provision of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law"), specifically including N.J.S.A. 40A: 12A-6(a),

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on November 17, 2003, the City Council of the City of Passaic (the "Governing Body") adopted Resolution No. 9900-03 adopting the recommendation of the City Planning Board and designating Block 2155, Lot 1, on the official Tax Map of the City (the "Property") as part of a "Redevelopment Area" as such term is defined in the Redevelopment Law; and

WHEREAS, pursuant to such designation, by Ordinance No. 1604-04 on February 4, 2004, the Governing Body adopted a redevelopment plan for the Property (the "Redevelopment Plan"); and

WHEREAS, the Redevelopment Law authorizes the City to arrange or contract with a redeveloper for the planning, construction or undertaking of any project or redevelopment work in an area designated as an area in need of redevelopment; and

WHEREAS, in furtherance of the objectives of the City, Block 2155, Lot 1 is included in the Redevelopment Plan which calls for (referred to collectively as the "Project"), all more particularly described in Exhibit A attached hereto and all in accordance with the provisions of this Agreement and the Redevelopment Plan; and

WHEREAS, on November 10, 2010 the Passaic Redevelopment Agency (the "Agency"), by Resolution No. 11-03 appointed 663 MAIN URBAN RENEWAL COMPANY, LLC as the redeveloper of the Property; and

WHEREAS, 663 MAIN URBAN RENEWAL COMPANY, LLC has purchased the Property from the Agency and will construct, or cause to be constructed, the Project; and

WHEREAS, in order to implement the development, financing, construction, operation and management of the Project, the Agency and the Entity entered in to that certain Redevelopment Agreement, dated November 23, 2010, and as amended on June 27 2011, and October 25, 2012 (the "Redevelopment Agreement"), which Redevelopment Agreement specifies the rights and responsibilities of the Agency and the Entity with respect to certain aspects of the Project, all in accordance with the Redevelopment Plan; and

WHEREAS, in order to enhance the economic viability of and opportunity for a successful project, the City will enter into an agreement with the 663 MAIN URBAN RENEWAL COMPANY, LLC, along with their respective successors and/or assigns qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1, et seq. (the "Long Term Tax Exemption Law"), governing payments made to the Township in lieu of real estate taxes on the Project pursuant; and

WHEREAS, 663 MAIN URBAN RENEWAL COMPANY, LLC filed an application with the City for approval of a Long Term Tax Exemption for the Project, which is on file with the City Clerk (the "Application"), a copy of which is attached hereto; and

WHEREAS, the provisions of the Long-Term Tax Exemption Law authorize the City to accept, in lieu of real property taxes, an annual service charge paid by 663 MAIN URBAN RENEWAL COMPANY, LLC to the City; and

WHEREAS, 663 MAIN URBAN RENEWAL COMPANY, LLC has agreed to make payment of an Annual Service Charge as defined in the Long Term Tax Exemption Law to the City as set forth in the attached Financial Agreement; and

WHEREAS, the City Council has determined that the Project represents an undertaking permitted by the Long Term Tax Exemption Law, and has further determined that the Project is an improvement made for the purposes of clearance, replanning, development, or redevelopment of an area in need of redevelopment within the City as authorized by the Long Term Tax Exemption Law; and

WHEREAS, the City Council has determined that the Project will provide additional needed commercial rental units in the City and that a long term tax exemption permits a better use of the Property; and

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WHEREAS, the City Council has determined that the Project would not have been constructed without a tax exemption; and

WHEREAS, the City of Passaic has been designated a Garden State Growth Zone pursuant to the Economic Opportunity Act of 2013 (“EOA”) and possesses all relevant powers and authority pursuant to same.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PASSAIC that an exemption from taxation as set forth in the Financial Agreement is hereby granted to 663 MAIN URBAN RENEWAL COMPANY, LLC, with respect to the Project on the Property for the term set forth in the Financial Agreement; provided that in no event shall the tax exemption exceed the earlier of (i) thirty-five (35) years from the date of execution of the Financial Agreement or (ii) to the extent permitted by N.J.S.A. 40A:20-13, thirty (30) years from the Entity’s receipt of a Certificate of Occupancy for the Project or Phase thereof and only so long as the Entity remains subject to and complies with the Financial Agreement and the Long Term Tax Exemption Law and any other agreement related to the Project or the Property; and provided, further that in no event shall the resulting property tax obligation in each year the property tax exemption is in effect, when combined with the Annual Service Charge as defined in the Financial Agreement, be less than the amount of the property tax obligation that would have been due and owing on the Property, after redevelopment, if no property tax exemption were to have been granted; and be it

FURTHER ORDAINED that the Mayor and Clerk are hereby authorized and directed to execute the attached Financial Agreement, a certified copy of which shall be kept on file in the Office of the City Clerk; and be it

FURTHER ORDAINED that the Project shall conform with all Federal and State law and ordinances and regulations of the City relating to its construction and use; and be it

FURTHER ORDAINED that 663 MAIN URBAN RENEWAL COMPANY, LLC shall, from the time the Annual Service Charge becomes effective, pay the Annual Service Charge as set forth in the Financial Agreement; and be it

FURTHER ORDAINED that 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; and be it

FURTHER ORDAINED that all ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistencies only; and be it

FURTHER ORDAINED that this Ordinance shall take effect upon final adoption and publication in accordance with law.

ROLL CALL

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

ABSENT: Polanco

Council President Schaer read said Ordinance by title.

Councilman Schwartz moved the Ordinance be approved on first reading. Motion was seconded by Councilman Melo the public hearing be held on September 20, 2016.

CITY OF PASSAIC

ORDINANCE NO# 2070-16

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 394 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>
18 St. Francis Way	East	Beginning at a point 382 feet south of the southerly curbline of Passaic Street and extending to a point 24 feet southerly therefrom	RFS45A
51 Fifth Street	West	Beginning at a point 132 feet north of the northerly curbline of Essex Street and extending to a point 22 feet northerly therefrom	T38CXG
186 Harrison Street	North	Beginning at a point 254 feet east of the easterly curbline of Hope Avenue and extending to a point 20 feet easterly therefrom	S89FJR
28 Onyx Court	East	Beginning at a point 124 feet south of the southerly curbline of Blaine Street and extending to a point 20 feet southerly therefrom	U73FHP
157 Passaic Street	South	Beginning at a point 70 feet east of the easterly curbline of Third Street and extending to a point 22 feet westerly therefrom	H63ADX
286 Paulison Avenue	East	Beginning at a point 74 feet south of the southerly curbline of Broadway and extending to a point 24 feet southerly therefrom	HY1106
1 Third Street	West	Beginning at a point 63 feet north of the northerly curbline of South Street and extending to a point 20 feet northerly therefrom	P55FSK

ADDITION:

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<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>	<u>PLATE #</u>
120 Hammond Avenue	North	Beginning at a point 230 feet east of the easterly curbline of Cedar Street and extending to a point 20 feet easterly therefrom	E97GNE
186 Harrison Street	North	Beginning at a point 254 feet east of the easterly curbline of Hope Avenue and extending to a point 20 feet easterly therefrom	G71FGX
125 Howard Avenue	South	Beginning at a point 175 feet east of the easterly curbline of Main Avenue and extending to a point 20 feet easterly therefrom	G18DBU
29-31 Howe Avenue	East	(Garden Street) Beginning at a point 131 feet south of the southerly curbline of Howe Avenue and extending to a point 25 feet southerly therefrom	YRJ92B
28 Onyx Court	East	Beginning at a point 124 feet south of the southerly curbline of Blaine Street and extending to a point 20 feet southerly therefrom	A61GSP
157 Passaic Street	South	Beginning at a point 70 feet east of the easterly curbline of Third Street and extending to a point 22 feet westerly therefrom	P62GWV
286 Paulison Avenue	East	Beginning at a point 74 feet south of the southerly curbline of Broadway and extending to a point 24 feet southerly therefrom	J16GUU
16 Pearl Street	East	Beginning at a point 157 feet north of the northerly curbline of Mineral Springs Avenue and extending to a point 22 feet northerly therefrom	E80DDX
98 President Street	North	Beginning at a point 102 feet east of the easterly curbline of Parker Avenue and extending to a point 22 feet easterly therefrom	Y97AXT
1 Third Street	West	Beginning at a point 63 feet north of the northerly curbline of South Street and extending to a point 20 feet northerly therefrom	H30GXL

ROLL CALL

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

ABSENT: Polanco

Council President Schaer read said Ordinance by title.

Councilman Love moved the Ordinance be approved on first

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reading. Motion was seconded by Councilman Garcia the public hearing be held on September 20, 2016.

CITY OF PASSAIC

ORDINANCE NO. 2071-16

ORDINANCE AMENDING CHAPTER 122 OF THE CITY CODE OF THE CITY OF PASSAIC TO DESIGNATE ADDITIONAL "DRUG-FREE ZONES"

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, the City of Passaic previously adopted Ordinance #2008-15 which amended the City Code of the City of Passaic to create Chapter 122, "Drug Free Zones," and designate various Drug-Free Zones within the City of Passaic; and

WHEREAS, the City of Passaic wishes to amend Chapter 122, "Drug Free Zones," to include additional schools and public facilities therein.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Passaic that the Chapter 122 of the City Code of the City of Passaic, "Drug Free Zones" is hereby amended to include all school properties and public facilities as set forth on the attached schematic maps; 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 inconsistent herewith are hereby repealed as to such inconsistencies only; and

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final adoption and publication in accordance with law.

ROLL CALL

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

ABSENT: Polanco

PAYMENT OF BILLS

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

ROLL CALL

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

ABSENT: 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 9:50 p.m.

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ROLL CALL

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

ABSENT: Polanco

ATTEST:

APPROVED:

Amada D. Curling, City Clerk

Gary S. Schaer, Council President