

City of Passaic



New Jersey

CITY COUNCIL

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REGULAR MEETING AGENDA

September 8, 2020

7:00 P.M.

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, 2020 SETTING FORTH THE SCHEDULE OF REGULAR MEETINGS FOR THE YEAR 2020-2021, SAID NOTICE WAS PUBLISHED AND POSTED ON THE CITY HALL BULLETIN BOARD BY THE OFFICE OF THE CITY CLERK

PLEASE BE FURTHER ADVISED DUE TO COVID-19 THIS MEETING WILL BE VIRTUAL STREAMED. PUBLIC NOTICE AND INSTRUCTIONS FOR THIS MEETING WAS PUBLISHED IN THE HERALD NEWS AND POSTED ON JULY 9, 2020 ON THE CITY OF PASSAIC WEBSITE AT: [WWW.CITYOFPASSAIC.COM](http://WWW.CITYOFPASSAIC.COM) (COUNCIL AGENDAS) INSTRUCTIONS ARE ALSO AVAILABLE IN THE LAST PAGE OF THIS AGENDA.

PLEASE BE GUIDED ACCORDINGLY.

- I. ROLL CALL
- II. INVOCATION
- III. PLEDGE OF ALLEGIANCE
- IV. MINUTES: July 21, 2020 and August 6, 2020 Council meeting minutes.
- V. PRESENTATION:
  47. RESOLUTION HONORIFICALLY DESIGNATING THE CROSS STREETS OF MAIN AVENUE AND BROOK AVENUE AS ZION SQUARE (TITLE ONLY)
- VI. MAYORS UPDATE
- VII. HEARING OF CITIZENS

*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, the City Council will not entertain any comments from persons who communicate obscene material, make statements which are considered bias intimidation in which any person attempts to intimidate any individual or group because of race, color, religion, handicap, sexual orientation or ethnicity or makes personally offensive or abusive, defamatory or profane comments, comments intending to harass or speak any offensive or abusive language. The person who makes these statements will relinquish their allotted five minutes for public discussion.*

- VIII. ORDINANCE FOR SECOND AND FINAL READING (HEARING IS REQUIRED)

1. **ORDINANCE 2269-20** -ORDINANCE AMENDING THE DESIGNATION OF RESTRICTED PARKING FOR DISABLED PERSONS BY NJ LICENSE PLATE NUMBER
2. **ORDINANCE 2270-20** ORDINANCE AMENDING CITY CODE OF THE CITY OF PASSAIC, CHAPTER 295 "VEHICLES AND TRAFFIC" TO ESTABLISH ARTICLE XXI "SOLICITATION FROM PUBLIC RIGHT-OF-WAY"

**IX. COMMUNICATIONS:**

3. First Spanish Free Methodist Church, 575 Main Avenue, submitting application to hold a Prayer Virgil, in Third Ward Park on September 1, 2020 from 8:00 p.m. to 9:00 p.m. (*Contingent Upon Departmental Approvals*)
4. Mt. Zion Baptist Church, 857 Main Avenue, submitting application to hold Platform Drive Up Service, in their private parking lot on September 19, 2020 from 2:00 p.m. to 6:00 p.m. -Rain Date: September 26, 2020 (*Contingent Upon Departmental Approvals*)

**ALL MATTERS LISTED HEREUNDER ARE CONSIDERED ROUTINE IN NATURE AND WILL BE ENACTED BY ONE MOTION ANY COUNCIL MEMBER MAY REQUEST THAT AN ITEM BE REMOVED FOR SEPARATE CONSIDERATION.**

5. Mayor Hector C. Lora, submitting an Executive order re: Outdoor Seating Hours
6. Personnel Actions- August 2020
7. Passaic Municipal Court- Monthly Report for July 2020.
8. Millennium Strategies-July 2020 monthly report.
9. City of Passaic Redevelopment Agency, submitting the following:
  - Notice cancelling their September 10, 2020 meeting
  - Agenda of their August 13, 2020 meeting.
10. City of Passaic Self Insurance Fund Commission, submitting notice with the Zoom meeting Id for their meetings for the calendar year 2020.
11. City of Planning Board, submitting the following:
  - Notice cancelling their August 5, 2020 meeting
12. Borough of Wallington, submitting Ordinance for Public Hearing – Ordinance No. 2020-13 entitled "An Ordinance to Amend Chapter 365 "Zoning" of the Code of the Borough of Wallington, State of New Jersey"
13. Passaic Valley Water Commission, submitting the following:
  - Notice of their August 12, 2020 Virtual meeting
  - Agenda of their August 12, 2020 Virtual meeting
  - Minutes of their July 8, 2020 meeting
14. City of Passaic Zoning Board submitting the following:
  - Notice cancelling their August 4, 2020 meeting.
  - Notice cancelling their August 18, 2020 meeting.
15. PSE&G submitting the following:
  - Notice of their August 27, 2020
  - Notice of their August 31, 2020
16. NJ Department of Environmental Protection, submitting the following:
  - Suspected Hazardous Substance Discharge Notification NJDEP Case Number: 20-07-29-1131-58

- Suspected Hazardous Substance Discharge Notification NJDEP Case Number: 20-08-14-1255-28
- Suspected Hazardous Substance Discharge Notification NJDEP Case Number: 20-07-31-1530-41
- Suspected Hazardous Substance Discharge Notification NJDEP Case Number: 20-07-31-1227-58
- Suspected Hazardous Substance Discharge Notification NJDEP Case Number: 20-08-05-1158-00
- Suspected Hazardous Substance Discharge Notification NJDEP Case Number: 20-08-13-1511-28
- Suspected Hazardous Substance Discharge Notification NJDEP Case Number: 20-08-14-1255-28

17. City of Passaic Board of Education, submitting the following:

- Notice of their August 6, 2020 public meeting.
- Notice of their August 12, 2020 public meeting.

18. Passaic Housing Authority, submitting notice of their July 31, 2020 meeting.

19. North Jersey District Water Supply Commission, submitting the following:

- Notice and Agenda of their August 26, 2020 meeting.
- Minutes of their July 22, 2020 meeting.
- Notice of Public Hearing proposed adoption of supplemental bond resolution and subordinated bond resolutions of the north jersey district supply commission
- Revision Notice of their August 26, 2020 meeting

**X. RESOLUTIONS:**

20. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON PASSAIC ON SEPTEMBER 8, 2020 AT 7:00 PM OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS
21. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS RESULTING FROM TAX COURT JUDGMENTS (*42 Crescent Ave. \$7,275.00*)
22. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS RESULTING FROM TAX COURT JUDGMENTS (*196 Jefferson St. \$63,990.96*)
23. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS (*338 Boulevard \$1,898.74*)
24. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS (*579 McKinley St. \$3,616.33*)
25. RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEALS CAPTIONED OAK RIDGE REALTY CO., LLC V. CITY OF PASSAIC & VERONA PROPERTIES, LP V. CITY OF PASSAIC (*107-111 Hammond Avenue and 196-204 Main Avenue estimated at \$21,613.40*)
26. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS (*40-46 Elliott St. \$4,673.09*)
27. RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENT BETWEEN THE CITY OF PASSAIC AND COUNTY OF PASSAIC FOR THE PURPOSE OF PROVIDING SENIOR TRANSPORTATION SERVICES TO THE ELDERLY AND RESIDENTS WITH DISABILITIES 2020

28. RESOLUTION APPROVING EMERGENCY DISINFECTION AND DEEP CLEANING OF VARIOUS CITY OF PASSAIC BUILDINGS (*ServPro of East Orange in the amount of \$92,500*)
29. RESOLUTION APPROVING EMERGENCY PURCHASE OF TWO (2) 2020 ALL TERRAIN VEHICLES (ATVS) EQUIPPED WITH SPRAYER/BOOM/HANDWAND (*Motorcycle Mall of Belleville, NJ for a total amount of \$39,767.98*)
30. RESOLUTION APPROVING EMERGENCY PURCHASE OF N95 MASKS CITY OF PASSAIC PASSAIC COUNTY (*Fastenal of East Rutherford, for an approximate total contract amount of \$104,000*)
31. RESOLUTION APPROVING EMERGENCY REMOVAL OF DOWNED TREES PASSAIC, NJ (*Aspen Tree Service Of Wanaque for a cost Of \$38,281.25 And Almsted Tree And Shrub Care Of North Haledon For A Cost Of \$15,833.81*)
32. RESOLUTION AUTHORIZING CONTRACT WITH CONTENT PARTY RENTAL FOR EMERGENCY RENTAL OF TENTS FOR THE COVID 19 TEST SITE 220 PASSAIC STREET, PASSAIC NJ (*Content Part Rental of East Rutherford in the total estimated amount \$73,309*)
33. RESOLUTION AWARDING CONTRACT FOR EMERGENCY REPAIR OF PULASKI PARK TURF FIELD CITY OF PASSAIC (*The Landtek Group of Amityville, NY in the amount of \$28,795.00*)
34. RESOLUTION DESIGNATING BLOCK 2176 LOT 19 LOCATED AT 115 MYRTLE AVENUE AS AN AREA IN NEED OF REHABILITATION
35. RESOLUTION DESIGNATING BLOCK 3238 LOT 1 LOCATED AT 208 PASSAIC AVENUE AS AN AREA IN NEED OF REHABILITATION
36. RESOLUTION ACCEPTING FUNDING FROM THE CITY OF PATERSON FOR THE PASSAIC MUNICIPAL ALLIANCE TO ASSIST PERSONS WITH THE HIV SPECTRUM DISEASE IN OBTAINING AND MAINTAINING STABLE HOUSING THROUGH THE HOUSING OF PEOPLE WITH AIDS (HOPWA) PROGRAM FOR THE PERIOD OF JULY 1, 2020 TO JUNE 30, 2021 IN THE AMOUNT OF \$150,000
37. RESOLUTION ACCEPTING FUNDING FROM THE CITY OF PATERSON FOR THE PASSAIC MUNICIPAL ALLIANCE TO ASSIST PERSONS WITH THE HIV SPECTRUM DISEASE WHO ARE EFFECTED BY THE CARONA VIRUS PANDEMIC IN OBTAINING AND MAINTAINING STABLE HOUSING THROUGH THE CARES ACT, HOUSING OF PEOPLE WITH AIDS (HOPWA) COVID-19 PROGRAM FOR THE PERIOD OF JULY 1, 2020 TO JUNE 30, 2021 IN THE AMOUNT OF \$56,829.00
38. RESOLUTION TO AMEND CY2020 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) NJACCHO COVID-19 HEALTH GRANT \$57,881
39. RESOLUTION TO AMEND CY2020 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) HOPWA 2020 \$150,000
40. RESOLUTION TO AMEND CY2020 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) HOPWA COVID-19 2020 \$56,829
41. RESOLUTION AUTHORIZING THE ACCEPTANCE OF ADDITIONAL FUNDING FOR THE FY2020 CHILDHOOD LEAD PREVENTION PROGRAM
42. RESOLUTION TO AMEND CY2020 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) CHILDHOOD LEAD GRANT 19-20 – QUARTER #5 \$109,087
43. RESOLUTION ACCEPTING 2019 DRIVE SOBER OR GET PULLED OVER YEAR-END HOLIDAY CRACKDOWN AWARD
44. RESOLUTION TO AMEND CY2020 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87)DRIVE SOBER YEAR END CRACKDOWN \$5,500

- 45. RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE NEW JERSEY ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS REIMBURSEMENT (NJACCHO) GRANT (\$57,881)
- 46. RESOLUTION TO AMEND CY2020 MUNICIPAL BUDGET (N.J.S.A. 40A:4-87) BJA FY20 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM \$128,904
- 48. RESOLUTION AUTHORIZING AN UPDATED AGREEMENT WITH MORRIS HABITAT FOR HUMANITY TO RECEIVE UP TO \$600,000.00 IN HOME FUNDS FROM THE CITY OF PASSAIC FOR DEVELOPMENT OF NEW ALBERT LAWSON VFW POST TO INCLUDE FOUR (4) AFFORDABLE VETERAN HOMEOWNER UNITS

**XI. ORDINANCE FOR INTRODUCTION AND FIRST READING:**

- 49. ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR 202 & 206 JEFFERSON STREET (BLOCK 4128, LOTS 41 AND 85) *(Request to be heard for second and final reading at the meeting of October 6, 2020)*
- 50. ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR 473-477 HARRISON STREET (BLOCK 2175.02, LOT 45) *(Request to be heard for second and final reading at the meeting of October 6, 2020)*
- 51. ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR 258-268 OAK STREET (BLOCK 2173 LOT 26) *(Request to be heard for second and final reading at the meeting of October 6, 2020)*
- 52. ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR 813-819 MAIN AVENUE (BLOCK 2173, LOT 14) *(Request to be heard for second and final reading at the meeting of October 6, 2020)*
- 53. ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR 115 MYRTLE AVENUE (BLOCK 2176, LOT 19) *(Request to be heard for second and final reading at the meeting of October 6, 2020)*
- 54. ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR 208 PASSAIC AVENUE (BLOCK 3238, LOT 1) *(Request to be heard for second and final reading at the meeting of October 6, 2020)*
- 55. ORDINANCE AMENDING THE DESIGNATION OF RESTRICTED PARKING FOR DISABLED PERSONS BY NJ LICENSE PLATE NUMBER

**XII. HEARING:**

- 56. Jason R. Tovel, Esq. on behalf of 7-Elven, Inc. submitting application requesting approval for a 24-hour convenience store at 11-13 Central Avenue. (Objections from the Zoning and Health Departments)

**XII. PAYMENT OF BILLS**

**XIII. ADMINISTRATOR'S REPORT**

**XIV. MAYOR'S REPORT**

**XV. ADJOURNMENT**

*(Next meeting of the City Council Meeting- September 22, 2020)*

JOIN MEETING LINK: <https://www.facebook.com/PassaicCityHall/>

MEMBERS OF THE PUBLIC, WHO WOULD LIKE TO PARTICIPATE DURING  
THE PUBLIC PORTION FOR PUBLIC COMMENT, CAN CALL-IN AT 929 436 2866  
US (New York)

AND ENTER THE MEETING ID # **854 2215 0549**

For residents dialing in please be advised to

Press \*6 to mute or unmute your phone

Press \*9 to raise your hand and indicate you would like to speak