



CITY OF PASSAIC NEW JERSEY
CITY COUNCIL
REGULAR MEETING AGENDA
SEPTEMBER 11, 2007
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 14TH, 2007 SETTING FORTH A SCHEDULE OF REGULAR MEETINGS FOR THE YEAR 2007-2008, WHICH WAS PLACED ON THE CITY HALL BULLETIN BOARD BY THE OFFICE OF THE CITY CLERK.

I. ROLL CALL

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. MINUTES- August 7, 2007 and August 16, 2007 Council Meetings.

V. 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, 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.

VI. ORDINANCES FOR SECOND AND FINAL READING

1. **ORDINANCE NO. 1735-07** ORDINANCE TO AMEND CHAPTER 317, "ZONING" OF THE CITY OF PASSAIC.
2. **ORDINANCE NO. 1736-07** ORDINANCE AMENDING CHAPTER 23 OF THE CODE OF THE CITY OF PASSAIC "HEALTH OFFICER".
3. **ORDINANCE NO. 1737-07** ORDINANCE AMENDING CHAPTER 299, "VENDING MACHINES" OF THE CODE OF THE CITY OF PASSAIC.
4. **ORDINANCE NO. 1738-07** ORDINANCE TO AMEND CHAPTER 29, "LAND DEVELOPMENT PROCEDURES" OF THE CITY OF PASSAIC.

VII. COMMUNICATIONS AND PETITIONS

5. Amada D. Curling, City Clerk, submitting the following:
 - ❖ Correspondence Re: More Than Friends Org., 350 Sherman Street, requesting permission to reschedule their Bookfest that was scheduled for July 29, 2007 (was not held due to inclement weather), to September 16, 2007.
 - ❖ Requesting a refund to Ashish Patel, Eagle Liquors, 126 Passaic Street, for over payment of his Liquor License, in the amount of \$345.00.

6. City Clerk's Office submitting Raffle License application for the following:
 - ❖ S.S. Peter and Paul Russian Orthodox Church, 200 Third Street.
 - ❖ Hungarian Reformed Church, 220 Fourth Street
 - ❖ Passaic Hebrew Institute, 270 Passaic Avenue
7. Vincent Capuana, Director of Inspection, and Code, requesting the following:
 - ❖ A refund to Altagracia Reynoso, Santo Domingo Invita Restaurant, 118 Passaic Street, for a Certificate of Occupancy in the amount of \$50.00
 - ❖ A refund to Ambioris Genao, 77 Tulip Street, for a Certificate of Occupancy in the amount of \$85.00
8. Mary Rekker, Fire Prevention, requesting a refund to Ambioris Genao, 77 Tulip Street, for a Smoke Detector/Carbon Monoxide inspection, in the amount of \$45.00.
9. Church of Holy Trinity, 226 Harrison Street, submitting application to hold a Procession on December 9, 2007 from 11:00 A.M. to 1:30 P.M., starting on Harrison Street to Hope Avenue, Monroe Street, Lexington Avenue, Highland Avenue, ending at Hope Avenue.
10. St. Anthony of Padua Church, 101-103 Myrtle Avenue, submitting application to hold a Procession on September 15, 2007 from 8:00 P.M. to 9:00 P.M. starting Oak Street to Gregory Avenue, Monroe Street, Myrtle Avenue, ending on Oak Street. **(CONTINGENT UPON COUNTY APPROVAL).**
11. First Spanish Methodist Free Church, 575 Main Avenue, submitting application to hold a Church Fair/Concert in Christopher Columbus Park (public property) on September 22, 2007 from 8:00 AM to 7:00 PM **(CONTINGENT UPON DEPARTMENTS APPROVAL).**

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.

12. Hon. Samuel Rivera, Mayor, submitting correspondence Re: Police Sergeant Louis Gentile being promoted to Police Lieutenant and Police Offices Gabriel Guzman and Ricky Rivera are being promoted to Police Sergeants effective August 30, 2007.
13. Jose L. Agosto, CMFO, submitting correspondence Re: 7,008,000.00
14. NJ Department of Environmental Protection submitting the following:
 - ❖ Notice of Deficiency Re: Site Investigation Report for 810 Main Avenue, Passaic RSP PI# 283921, Closure #C06-4696 EA ID #: 283921
 - ❖ Notice of Deficiency-Remedial Investigation Report for H & H Service Center, 390 Broadway Ave., Passaic- Case #. 00-06-14-1054-32 and 91-01-03-113
15. Passaic Board of Adjustment submitting agenda of their September 17, 2007 Special Meeting.
16. Passaic Housing Authority submitting the following:
 - ❖ Notice of regular meeting date change from September 12, 2007 to September 6, 2007.
 - ❖ Agenda of their September 6, 2007 regular meeting.
17. Passaic Redevelopment Agency submitting cancellation notice their August 13, 2007 regular Meeting.
18. NJ Transit, One Penn Plaza East, Newark NJ, submitting the following:
 - ❖ Public Advisory Of Change To The Newark –Elizabeth Rail Link Alignment As Described In The Supplement Draft Environmental Impact Statement
19. Passaic Valley Water Commission submitting the following:
 - ❖ Agenda of their August 29, 2007 regular meeting.
 - ❖ Minutes of their July 20, 2007 regular meeting.
 - ❖ Minutes of their July 25, 2007 regular meeting.

20. Passaic County Board of Chosen Freeholders submitting notice of their September 7, 2007 Public Hearing Re: Transportation Funding for Senior Citizens and Disabled Persons.
21. Jersey Central Power and Light, 300 Madison Avenue, Morristown NJ, submitting Notice of their August 28 and 29, 2007 Public Meetings Re: Annual Universal Service Fund Compliance Filing, Jersey Central Power & Light Company , Docket No. EX000200091.
22. North Jersey District Water Supply Commission submitting the following:
 - ❖ Notice and Agenda of their August 22, 2007 regular meeting.
 - ❖ Minutes of their June 27, 2007 regular meeting.
23. PSE&G, Two Gate Way Center, Newark NJ submitting the following:
 - ❖ Notice of their September 25, 2007 Public Hearing.
 - ❖ Notice of their September 17, 19, 20, 2007 Public Hearing.
24. Passaic Valley Sewerage Commissioners submitting the following:
 - ❖ Audited Financial Statement for the Passaic Valley Sewerage Commissioners for the year ended December 31, 2006
25. Borough of Hawthorne submitting the following:
 - ❖ Resolution of the Borough of Hawthorne, County of Passaic, State of New Jersey Urging the State Legislature To Fully Fund the Gypsy Moth Control Program.
26. Township of Monroe submitting the following:
 - ❖ Resolution Of The Township Council Of The Township Of Monroe Urging The State Of New Jersey To Take Financial Responsibility For The Cost Of A Statewide Gypsy Moth Control Program.
27. Borough of North Haledon submitting the following:
 - ❖ Resolution Urging State Of New Jersey To Take Financial Responsibility For The Cost Of A Statewide Gypsy Moth Control Program
28. Borough of Bloomingdale submitting the following:
 - ❖ Resolution No. 2007-8.1 Supporting Statewide Gypsy Moth Control Program
29. Personnel Actions- July 2007
30. New Jersey Department of Environmental Protection Submitting Their Semi-Monthly Bulletin (August 8, 2007 and August 22, 2007) Containing a List of Construction Permit Applications Recently Filed or Acted upon by the Dept. **(Note: Filed in the City Clerk's Office).**

VIII. RESOLUTIONS:

31. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON SEPTEMBER 11, 2007 AT 7:00 P.M. OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS, AND PERSONNEL MATTERS.
32. RESOLUTION RATIFYING AND AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF PASSAIC AND THE PASSAIC CITY EMPLOYEES ASSOCIATION-SUPERVISORY UNIT.
33. RESOLUTION ENDORSING THE CITY OF PASSAIC'S APPLICATION FOR JUVENILE JUSTICE COMMISSION FUNDS FOR THE PASSAIC CITY STATION HOUSE ADJUSTMENT EXPANSION PROGRAM.
34. RESOLUTION ENDORSING THE CITY OF PASSAIC'S APPLICATION FOR NEW JERSEY DEPARTMENT OF TREASURY, OFFICE OF EMERGENCY TELECOMMUNICATIONS SERVICE ENHANCED 9-1-1 GRANT PROGRAM FUNDING.

35. RESOLUTION AUTHORIZING INTERLOCAL SERVICES AGREEMENT WITH THE CITY OF PASSAIC BOARD OF EDUCATION FOR SCHOOL RESOURCE OFFICERS.
36. RESOLUTION DESIGNATING RESTRICTED PARKING FOR USE BY HANDICAPPED PERSONS.
37. RESOLUTION AUTHORIZING INTERLOCAL SERVICE AGREEMENTS BETWEEN THE CITY OF PASSAIC, THE CITY OF PATERSON, AND THE CITY OF CLIFTON.
38. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS.
39. RESOLUTION AUTHORIZING TAX REFUND FOR TOTALLY DISABLED VETERANS.
40. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS RESULTING FROM TAX COURT JUDGMENT.
41. RESOLUTION AUTHORIZING RETURN OF TAX SALE PROCEEDS TO TAX CERTIFICATE PURCHASER AND CANCELLATION OF TAX CERTIFICATE.
42. RESOLUTION BY THE CITY OF PASSAIC TO JOIN WITH THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION OF THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN SERVICES TO OBSERVE NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH DURING THE MONTH OF SEPTEMBER.
43. RESOLUTION AUTHORIZING REVISIONS TO THE 2007 CONSOLIDATED PLAN – CDBG PROGRAM.
44. RESOLUTION AUTHORIZING REVISIONS TO THE 2007 CONSOLIDATED PLAN – HOME PROGRAM.
45. RESOLUTION AWARDING CONTRACT FOR THE FURNISHING, DELIVERY AND INSTALLATION OF IN-CAR VHS VIDEO RECORDING SYSTEM PASSAIC POLICE DEPARTMENT.
46. RESOLUTION AWARDING CONTRACT FOR FURNISHING, AND DELIVERY OF A VIDEO MEDIA SERVER FOR A SECURITY CAMERA SYSTEM PUBLIC WORKS DEPARTMENT.
47. RESOLUTION AWARDING CONTRACT FOR PRISONER MEALS PASSAIC POLICE DEPARTMENT.
48. RESOLUTION SUPPORTING CITY WIDE POLICY OF IMMIGRANT ACCESS TO CITY SERVICES.
49. RESOLUTION AWARDING CONTRACT FOR TAX APPEAL ATTORNEY NORTH FORK BANK VS. CITY OF PASSAIC 129 MAIN AVENUE BLOCK 3298, LOT 33.
50. RESOLUTION AUTHORIZING EXTENSION OF CURRENT ELEVATOR INSPECTION SERVICES CONTRACT.
51. RESOLUTION APPROVING INTERLOCAL SERVICES AGREEMENT BETWEEN THE CITY OF PASSAIC AND THE PASSAIC BOARD OF EDUCATION.
52. RESOLUTION AWARDING CONTRACT FOR PARK IMPROVEMENT THIRD WARD PARK, BENSON AVENUE BASKETBALL COURT SCHEVCHENKO PARK AND COLONEL JOHNSON PARK, PASSAIC, NJ
53. RESOLUTION AWARDING CONTRACT FOR PASSAIC PARKS IMPROVEMENT PULASKI PARK BALL FIELD CITY OF PASSAIC.

- 54. SFY 07 BUDGET TEMPORARY EMERGENCY CITY OF PASSAIC RESOLUTION.
- 55. TRANSFER RESOLUTION –2007 SFY MUNICIPAL BUDGET APPROPRIATION RESERVES \$40,000

IX. ORDINANCES FOR INTRODUCTION AND FIRST READING

- 56. AN ORDINANCE LICENSING POULTRY MARKETS.
- 57. ORDINANCE AMENDING CHAPTER 133 OF THE CODE OF THE CITY OF PASSAIC ENTITLED “DOGS AND OTHER ANIMALS”.
- 58. ORDINANCE AMENDING CHAPTER 133 OF THE CODE OF THE CITY OF PASSAIC “FEES”.

X. PAYMENT OF BILLS including PO# 8-001035

XI. ADMINISTRATOR’S REPORT

XII. MAYOR’S REPORT

ADJOURNMENT