

City of Passaic



New Jersey

CITY COUNCIL

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REGULAR MEETING AGENDA

April 10, 2023

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 21, 2022, SETTING FORTH THE SCHEDULE OF REGULAR MEETINGS FOR THE YEAR 2022-2023; 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 IN PERSON AND VIRTUAL STREAMED VIA ZOOM. PUBLIC NOTICE AND INSTRUCTIONS FOR THIS MEETING WERE PUBLISHED IN THE HERALD NEWS AND POSTED ON MARCH 22, 2023 ON THE CITY OF PASSAIC WEBSITE AT: WWW.CITYOFPASSAIC.COM (COUNCIL AGENDAS.) INSTRUCTIONS ARE ALSO AVAILABLE ON THE LAST PAGE OF THIS AGENDA.

PLEASE BE GUIDED ACCORDINGLY.

- I. ROLL CALL**
- II. INVOCATION**
- III. PLEDGE OF ALLEGIANCE**
- IV. PRESENTATION:**
 - Proclamation- Supporting April as Child Abuse Prevention Month
- V. MAYOR'S UPDATE**
- VI. MINUTES: January 10, 2023, January 24, 2023 City Council Meetings**
- 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 act 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 NO. 2391-23** ORDINANCE AMENDING CITY ORDINANCE NO. 2377-23, WHICH AUTHORIZED MUNICIPAL NON-PARTISAN EARLY VOTING IN THE CITY OF PASSAIC, TO CORRECT SCRIVENER'S ERROR CONTAINED THEREIN

IX. COMMUNICATION

2. Weatherly Frias, Acting City Clerk, submitting a submitting Raffle License application for the following organization:
 - Children's Day Preschool and Family Center – 104 Jefferson St Passaic NJ
 - St. Joseph Church- 7 Parker Ave, Passaic NJ
3. City of Passaic Health Department(Brian Gunderson)330 Passaic Street, submitting an application to hold a Rabies Clinic at Armory Memorial Dog Park on April 15, 2023, from 11:30 a.m. to 5:30 p.m. (*Contingent upon Departmental Approvals*)
4. Casmir Pulaski School No. 8 (Emmanuel Morales), 100 4th St., submitting an application to hold a Field Day at Pulaski Park - (Field Located on Bergen St) on June 12, 2023, through June 16, 2023, from 08:00 a.m. to 3:00 p.m. (*Contingent upon Departmental Approvals*)
5. ELBJ LLC t/a Platinum Dollz 426 Van Houten Ave, submitting application for New Entertainment License for the year 2023.

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.

6. Hon. Hector C. Lora, Mayor, submitting the following:
 - Passaic's 150th Anniversary Proclamation
 - Proclamation –National Day of Outdoor Play Kids to Park Day in the City of Passaic
 - Proclamation Supporting the 2023 UDrive UText UPay Distracted Driving Crackdown April 1 - 30, 2023
7. AWZ Engineering INC., Montville NJ, submitting the following:
 - Copy of Application for Coastal Zone Management Permit Application -192 9th Street – Block 1019.01, Lot 30.01 (*available for view in the City Clerk's Office*)
8. Elzbieta Burak, 285 Barnstable Dr., Wyckoff, NJ submitting the following: Notice to property owners within 200ft of Development: 110 and 112 Madison St, Passaic NJ (City of Passaic-Zoning Board Hearing)
9. North Jersey District Water Supply Commission, submitting the following:
 - Minutes of their February 22, 2023 meeting
 - Notice and Agenda of their March 22, 2023 meeting
10. Department of Transportation, submitting the following:
 - Correspondence re: Passaic City Myrtle Avenue Roadway Improvement Project - Local Aid Infrastructure Fund Program
11. Department of Environmental Protection, submitting the following:
 - Notice of Application: Application No.2596P to divert water from 4 existing but previously not approved and I proposed wells, and 1 previously approved pond intake in Prospect Park Borough, Passaic County
 - Correspondence re: Flood Hazard Area Verification Approval, File No. 1607-22-0003.1 LUP 220002 Applicant: John Lira, Block 1019.1, Lot 30.01

- Correspondence re: Flood Hazard Area and Coastal Zone Management Extension Request File No. 1607-18-0001.1 FHA 230001, CZM 230001- Applicant: Public Service Electric & Gas
- Suspected Hazardous Substance Discharge Notification NJDEP Case No. 23-03-17-1337-48
- Correspondence re: Area of Concern : One 1000 gal.#2 Heating Oil Underground Storage Tank System Unrestricted Use- Block 3271.02, Lot 18 373 Broadway Passaic City , Passaic County – No Further Action Letter

12. Passaic Enterprise Zone Development, submitting the following:

- Minutes of their December 14,2022 meeting

13. Passaic Valley Water Commission, the following:

- Notice and Agenda of their March 22, 2023, Regular meeting
- Notice of their April 26, 2023, Regular meeting

14. City of Passaic, Alcoholic Beverage Control Board, submitting the following:

- Minutes of their February 17, 2022 meeting
- Minutes of their March 29, 2022 meeting
- Minutes of their April 14, 2022 meeting
- Minutes of their May 19, 2022 meeting
- Minutes of their May 25, 2022 meeting

15. Millennium Strategies Monthly Report

X. **RESOLUTIONS**

16. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON PASSAIC ON APRIL 10, 2023 AT 7:00 PM OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS
17. RESOLUTION AUTHORIZING CANCELATION AND REFUND OF TAXES FOR TOTALLY DISABLED VETERANS (*79 Blaine ST.- \$2,707.91*)
18. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS RESULTING FROM TAX COURT JUDGMENT (*2-20 Brighton Ave.- \$6,797.00*)
19. RESOLUTION PURSUANT TO N.J.S.A. 40:69A-181(b) ACCELERATING THE EFFECT OF AN AMENDMENT TO AN ORDINANCE AUTHORIZING EARLY VOTING
20. RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO ACCEPT A GRANT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION'S 2022 LOCAL AID INFRASTRUCTURE FUND PROGRAM (*\$365,000.00*)
21. RESOLUTION AUTHORIZING THE ACCEPTANCE OF RYAN WHITE PART A AND MINORITY AIDS INITIATIVE GRANT FUNDS 2023 (*\$37, 200*)
22. RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR THE FY22 DEPARTMENT OF HOMELAND SECURITY, FEDERAL EMEGENCY MANAGEMENT AGENCY (FEMA), FIRE PREVENTION AND SAFETY (FP&S) GRANT PROGRAM
23. RESOLUTION AUTHORIZING AN AGREEMENT WITH 312-328 BROADWAY PROPERTIES, LLC TO RECEIVE UP TO \$2,970,000.00 IN HOME AMERICAN RESCUE FUNDS FROM THE CITY OF PASSAIC FOR DEVELOPMENT OF AN AFFORDABLE HOUSING PROJECT
24. RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION'S LOCAL TRANSPORTATION PROJECTS FUND GRANT PROGRAM
25. RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION AND ACCEPTING FUNDING FROM THE NEW JERSEY STATE DEPARTMENT OF AGRICULTURE DIVISION OF FOOD AND NUTRITION FOR SUMMER FOOD SERVICE PROGRAM 2023

26. RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR THE NEW JERSEY DEPARTMENT OF TRANSPORTATION YOUTH CORPS URBAN GATEWAY ENHANCEMENT GRANTS PROGRAM 2023 APPLICATION
27. RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO ACCEPT THE GOOD SPORTS AND MAJOR LEAGUE BASEBALL GRANT PROGRAM 2023 **(\$50,000.00)**
28. RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR THE UNITED STATES DEPARTMENT OF JUSTICE (DOJ) BODY-WORN CAMERA (BWC) POLICY AND IMPLEMENTATION PROGRAM TO SUPPORT LAW ENFORCEMENT AGENCIES FY23
29. RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE UNITED STATES DEPARTMENT OF JUSTICE (DOJ) FY 23 COPS HIRING GRANT PROGRAM
30. RESOLUTION AWARDING CONTRACT FOR UNDER WATER INSPECTION FOR HUGHES LAKE DAM AND SPILL WAY **(Awarded to Coastal Engineering, West Milford, NJ \$8,500.00)**
31. RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT AND INSTALLATION TO UP FIT ONE(1) 2021 FORD-150 **(Awarded to GTBM under NJ State Contract #8980 in the amount of \$19,486.90)**
32. RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT AND INSTALLATION TO UP FIT ONE(1) 2023 CHEVY TAHOE **(Awarded to GTBM under NJ State Contract #8980 in the amount of \$19,762.77)**
33. RESOLUTION AWARDING A PROPOSAL FOR GEESE CONTROL SERVICES **(Awarded to Geese Chasers, Great Meadow, NJ In an amount Not to Exceed \$32,240.00)**
34. RESOLUTION AUTHORIZING A CHANGE ORDER TO DECREASE A CONTRACT WITH ADVANCED ROOFING & SHEET METAL FOR ROOF REPLACEMENT AT EASTSIDE FIREHOUSE & SENIOR CENTER **(Change order to decrease contract for 237,000.00 for the revised total amount of 243,500.00)**
35. RESOLUTION AWARDING A PROPOSAL FOR FIREWORKS DISPLAYS SHOW **(Awarded to Serpico Pyrotechnics, LLC& Starfire Corporation of Toms River, NJ for the total amount not to exceed \$18,500.00)**
36. RESOLUTION REJECTING A PROPOSAL FOR CONCEPTUAL DESIGN, REPORT AND COST ESTIMATE LOCAL FLOOD HAZARD MITIGATION AND ANALYSIS AND PLANNING FOR THE NJ TRANSIT UNDERPASS- PASSAIC AVENUE
37. RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) NEW ELGIN PELICAN STREET SWEEPER NP DUAL **(Awarded to W.E. Timmerman Equipment Company pf Whitehouse, NJ for a Elgin Pelican Street Sweeper NP Dual in the amount of \$327,849.60)**
38. RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO ACCEPT ADDITIONAL GRANT FUNDING FROM NEW JERSEY WIC SERVICES BREASTFEEDING PEER COUNSELOR (BFPC) PROGRAM AND USDA WIC FARMERS MARKET PROGRAM 2023 **(NJ WIC Program in the amount of \$9,641.00 ; USDA WIC Farmers Market Program in the amount oog \$710.00)**
39. RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR MUNICIPAL SUPPORT OF GARDEN SOCIETY NJ LLC CANNABIS BUSINESS LICENSURE
40. RESOLUTION AUTHORIZING THE FILING OF THE CITY OF PASSAIC'S 2023 ACTION PLAN; AN APPLICATION FOR FEDERAL ASSISTANCE UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP PROGRAMS

XI. ORDINANCE FOR INTRODUCTION AND FIRST READING:

- 41. ORDINANCE AMENDMENT TO THE CITY OF PASSAIC TOWING AND STORAGE FEE SCHEDULE ORDINANCE
- 42. ORDINANCE AMENDING CHAPTER 29 "LAND DEVELOPMENT PROCEDURES" ARTICLE VI "PAYMENT IN LIEU OF PARKING" SECTION 29-56.2 "PIP FEES FOR OFF-TRACT PARKING IMPROVEMENTS" OF THE CODE OF THE CITY OF PASSAIC, NEW JERSEY TO INCLUDE ELECTRIC VEHICLE PARKING SPACES
- 43. ORDINANCE AMENDING THE DESIGNATION OF RESTRICTED PARKING FOR DISABLED PERSONS BY NJ LICENSE PLATE NUMBER

XII. PAYMENT OF BILLS

XIII. ADMINISTRATOR'S REPORT

XIV. MAYOR'S REPORT

XV. ADJOURNMENT

(Next meeting of the City Council – April 27, 2023, at 7:00 PM)

JOIN MEETING LINK: <https://us02web.zoom.us/j/89892612341>

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 # **898 9261 2341**

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