

City of Passaic



New Jersey

CITY COUNCIL

REGULAR MEETING AGENDA

March 21, 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 7, 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. MAYOR'S UPDATE**
- V. PRESENTATION: Proclamations for International Woman's Day**
- VI. 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

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

1. **ORDINANCE NO. 2386-23** ORDINANCE AMENDING CHAPTER 189 OF THE CITY OF PASSAIC CODE TO REQUIRE THE INSPECTION OF RENTAL DWELLINGS FOR LEAD-BASED PAINT HAZARDS
2. **ORDINANCE NO. 2387-23** ORDINANCE AMENDING THE DESIGNATION OF RESTRICTED PARKING FOR DISABLED PERSONS BY NJ LICENSE PLATE NUMBER
3. **ORDINANCE NO. 2388-23** ORDINANCE AMENDING CHAPTER 75 "ALCOHOLIC BEVERAGES", ARTICLE I "SALE AND DISTRIBUTION", SECTION 21 "NUDE OR NEARLY NUDE ACTIVITY" OF THE CITY OF PASSAIC CODE
4. **ORDINANCE NO. 2389-23** ORDINANCE AMENDING CHAPTER 129 "ENTERTAINMENT" TO ADD SECTION 15 "LEWD OR IMMORAL ACTIVITY"
5. **ORDINANCE NO. 2390-23** ORDINANCE AMENDING CHAPTER 90A "BARBERSHOPS, COSMETOLOGY AND HAIRSTYLING", ARTICLE III "MASSAGE, BODYWORK, AND SOMATIC THERAPY ESTABLISHMENTS", SECTION 21 "VIOLATIONS AND PENALTIES" OF THE CITY OF PASSAIC CODE

VIII. COMMUNICATION

6. Residents of Speer Village (Renee Griggs), 23 Aspen Place, submitting application to hold an Easter Egg Hunt, at 33-45 Aspen Place (Backyard), on April 8, 2023 from 12:00 p.m. to 5:00 p.m. ***(Contingent Upon Departmental Approvals)***
7. St. Mary's Assumption Church, 63 Monroe Street, submitting application to hold a Procession, on April 7, 2023 from 1:30 pm. To 3:00 p.m. The Procession is to commence at 63 Monroe Street travel to Monroe Street to Third Street to Mercer Street to Fourth Street to Passaic Street to Market Street ending at 63 Monroe Street. ***(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.

8. Hon. Hector C. Lora, Mayor, submitting the following:
 - Proclamation- National Arab American Heritage Month April 2023
 - Proclamation National Poison Prevention Week / NJ Poison Control Center
 - Proclamation- Recognizing the Sovereignty of Ukraine and the Unbreakable spirit of the People of Ukraine
 - Proclamation- Welcoming New Business
 - Proclamations to Distinguished Leaders of Dominican Descent
9. Millennium Strategies Monthly Report
10. Passaic Municipal Court Report
11. JS Held, submitting the following:
 - Response Action Outcome: Remedial Action Type/Unrestricted Use Scope of Remediation Area –Case Name Bartlo Packaging Inc., Leasehold Space Address: 61 Willet Street, Passaic, NJ
12. South Street Apartments, LLC, Airmont, NY, submitting the following:
 - Copy of Application for a waterfront Development Individual Permit and Flood Hazard Area Verification ***(available for view in the City Clerk's Office)***

13. Zuniga Entertainment LLC, 11 Van Winkle, Avenue, Passaic, NJ submitting the following: Notice to property owners within 200ft of Development: 115 President Street (City of Passaic-Zoning Board Hearing)
14. Neel Rana and Askash Rana, 106 Campbell Avenue, Clifton, NJ, submitting the following:
 - Notice to property owners within 200ft of Development: 290-292 Gregory Avenue, Passaic, NJ (City of Passaic -Planning Board Hearing)
15. North Jersey Water Supply Commission, submitting the following:
 - Minutes of their January 25, 2023 meeting
 - Notice and Agenda of their February 22, 2023 meeting
16. PSE&G, submitting the following:
 - Press Release: Its Consumer Protection Week- Learn the Telltale Signs of a Scam
17. Department of Environmental Protection, submitting the following:
 - Correspondence re: Area of Concern: One 550 gal.#2 Heating Oil Underground Storage Tank System -37 Vreeland Avenue – No Further Action Letter and Covenant to Sue
 - Permit No. 1607-22-0002.1 LUP220002, 101 7th Street, LLC Block 1030, Lot 1
 - Correspondence re: Flood Hazard Area Verification Approval, File No. 1607-22-0003.1 LUP Applicant: John Lira, Block 1019.1, Lot 30.01
 - Withdrawal Letter- Permit No. 1607-22-0003.1 LUP220003,192 9TH Street Passaic – NJ Block 1019.01, 30.01
 - Correspondence re: Flood Hazard Area Verification Approval, File No. 1607-22-0003.1 LUP Applicant: John Lira, Block 1019.1, Lot 30.01
 - Apply for a Land Use Authorization Permit –Land Use Authorization or Permit – 192 9th Street, Passaic, NJ
 - Suspected Hazardous Substance Discharge Notification NJDEP Case No. 23-03-01-1531-44
 - Suspected Hazardous Substance Discharge Notification NJDEP Case No. 23-03-08-1613-48
18. Passaic Enterprise Zone Development, submitting the following:
 - Resolution 22-022 entitled “ Resolution Establishment meeting dates for 2023
19. Passaic Valley Water Commission, the following:
 - Notice and Agenda of their February 22, 2023 Regular meeting
 - Notice of their March 22, 2023 Regular meeting
20. Passaic Board of Education, submitting the following:
 - Notice of their February 27, 2023 Regular Meeting
 - Notice of their March 6, 2023 Special Meeting

IX. RESOLUTIONS

21. RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION OF THE CITY COUNCIL OF PASSAIC ON PASSAIC ON MARCH 21, 2023 AT 7:00 PM OR ANYTIME THEREAFTER TO DISCUSS PENDING LITIGATION, CONTRACT NEGOTIATIONS AND PERSONNEL MATTERS
22. RESOLUTION REJECTING PROPOSALS FOR TAX MAP MAINTENANCE SERVICES AND GEOGRAPHIC INFORMATION SYSTEMS BASE MAP SERVICES FOR THE CITY OF PASSAIC
23. RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR THE MAJOR LEAGUE BASEBALL ASSOCIATION 2023 SCOTTS COMPANY FIELD REFURBISHMENT GRANT PROGRAM
24. RESOLUTION AWARDED CONTRACT FOR DELIVERY OF CERTIFIED PLAYGROUND MULCH INFIELD CLAY AND SCREENED TOPSOIL CITY OF PASSAIC (***Awarded to Natures Choice Corp., Hillsborough, NJ \$20,490.00 and DTS Trucking, Hawthorne, NJ \$4,250.00***)

25. RESOLUTION AUTHORIZING AMENDMENT OF CONTRACT FOR PHYSICIAN SERVICES FOR SUBSTANCE ABUSE TREATMENT PROGRAM **(Dr. Trivedi, Of Flemington, NJ Increase \$3,000.00 For A Revised Total Amount Of \$51,00.00)**
26. RESOLUTION AWARDED CONTRACT FOR HOME AMERICAN RESCUE PLAN FUNDING CONSULTANT **(Awarded To Res Advisors, Paoli, PA Not To Exceed \$50,000)**
27. RESOLUTION AWARDED CONTRACT FOR EMERGENCY SANITARY SEWER REPAIR PAULISON AVENUE AND RIVER DRIVE PASSAIC, NEW JERSEY **(Contract awarded to Your Way Construction, Irvington, NJ \$ 50,600.00)**
28. RESOLUTION AUTHORIZING A CHANGE ORDER TO DECREASE A CONTRACT WITH KM CONSTRUCTION FOR PULASKI PARK PARKING LOT IMPROVEMENTS **(Decrease-of a revised total amount of \$355,727.47)**
29. RESOLUTION ACCEPTING GRANT FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS 2022 RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES GRANT PROGRAM AND AUTHORIZING GRANT/LOAN AGREEMENT **(\$20,000.00)**
30. RESOLUTION REJECTING A PROPOSAL FOR GEESE CONTROL SERVICES FOR THE CITY OF PASSAIC
31. RESOLUTION AUTHORIZING THE EXTENSION OF CURRENT CLEANING SUPPLIES CONTRACT (Spruce Industries, Rahway, NJ Not to Exceed \$ 55,000.00)
32. RESOLUTION AWARDED CONTRACT FOR MAPPING, CONCEPTUAL DRAINAGE DESIGN, STORM WATER INVESTIGATION REPORT, AND COST ESTIMATE FOR HAMMOND AVENUE INVESTIGATION AND CONCEPTUAL DRAINAGE DESIGN **(Awarded to NV5 of Parsippany, NJ in an Amount Not To Exceed \$ 44,940.00)**
33. RESOLUTION AUTHORIZING A CONTRACT WITH SAL ELECTRIC, JERSEY CITY, NJ FOR ELECTRICAL WORK NEEDED TO POWER FOUR (4) SCOREBOARDS CHRISTOPHER COLUMBUS PARK, PULASKI PARK AND THIRD WARD PARK **(Awarded to Sal Electric of Jersey City, NJ Not to exceed \$ 27,280.00)**
34. RESOLUTION AUTHORIZING A CONTRACT WITH SAL ELECTRIC FOR ELECTRICAL SERVICES TIME & MATERIAL **(Awarded to Sal Electric of Jersey City, NJ in the amount not to exceed \$75,000.00.)**
35. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS RESULTING FROM TAX COURT JUDGMENT **(25 Howe Avenue- \$5161.84)**
36. RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEALS CAPTIONED NORTH 13TH HOLDINGS LLC v. CITY OF PASSAIC & PASSAIC MEDICAL PLAZA LLC v. CITY OF PASSAIC **(\$76,367.50)**
37. RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR THE SPORTSNET NEW YORK PLAYBALL GRANT PROGRAM
38. RESOLUTION REJECTING PROPOSALS FOR FIREWORKS DISPLAY SHOW
39. RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO ACCEPT ADDITIONAL GRANT FUNDING FROM THE PASSAIC COUNTY YOUTH SERVICES COMMISSION FOR THE 2023 LOCAL STATION HOUSE ADJUSTMENT PROGRAM
40. RESOLUTION DESIGNATING BLOCK 4062 LOT 18, WHICH IS LOCATED AT 162-164 PRESIDENT STREET AS AN AREA IN NEED OF REHABILITATION
41. RESOLUTION DIRECTING A RECOMMENDATION FROM THE PASSAIC CITY PLANNING BOARD REGARDING BLOCK 1003 LOTS 6 & 20 (113 & 99-107 FOURTH STREET) AS AN AREA IN NEED OF REDEVELOPMENT/REHABILITATION

42. RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF PASSAIC AND THE PASSAIC ENTERPRISE ZONE DEVELOPMENT CORPORATION FOR NPP YEAR THREE GRANT MANAGEMENT SERVICES
43. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS (***84 Linden St, \$2,747.06***)
44. RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS (***52 Howard Ave, \$3484.61***)
45. RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BY AND BETWEEN THE CITY OF PASSAIC AND THE COUNTY OF PASSAIC FOR CODE BLUE PROGRAM 2022-2023
46. RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION AND GRANT ACCEPTANCE FOR THE NEW JERSEY DEPARTMENT OF HIGHWAY AND TRAFFIC SAFETY DISTRACTED DRIVING CRACKDOWN U DRIVE. U TEXT.U PAY GRANT 2023
47. RESOLUTION AUTHORIZING THE CITY OF PASSAIC TO APPLY AND ACCEPT AN AWARD FROM THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL OFFICE, FOR THE SAFE AND SECURE COMMUNITIES GRANT PROGRAM FY2023
48. A RESOLUTION HONORING ISRAEL TOLENTINO JR. AND KEVIN LEIVA BY DESIGNATING THE ENTRANCE DRIVEWAY TO THE EMS BUILDING LOCATED AT 54 GROVE STREET, PASSAIC, NJ WITH THE HONORARY NAME "LEIVA/TOLENTINO WAY"

X. ORDINANCE FOR INTRODUCTION AND FIRST READING:

49. 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

XI. PAYMENT OF BILLS

XII. ADMINISTRATOR'S REPORT

XIII. MAYOR'S REPORT

XIV. ADJOURNMENT

(Next meeting of the City Council – April 10, 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