

AGENDA

To the Honorable Municipal Council
Of the City of Paterson
City Hall – 155 Market Street
Paterson, New Jersey 07505

Dear Council Members:

The following matters are scheduled for your consideration at the next Regular Meeting of the Municipal Council to be held on Tuesday, January 25, 2005 at 7:00 p.m., in the Council Chambers, 155 Market Street, Paterson, NJ, Third floor.

“A MOMENT OF SILENCE FOR OUR TROOPS”

**STATEMENT OF COMPLIANCE WITH
THE OPEN PUBLIC MEETING ACT**

**PRESENTATION BY THE HONORABLE
MUNICIPAL COUNCILMEMBERS**

**PRESENTATION BY MR. GARY SHAW, DIRECTOR
GOVERNMENT AFFAIRS, CABLEVISION**

COUNCIL MEMBERS REPORTS

PUBLIC PORTION

PAYMENT OF BILLS

READING OF ORDINANCES

SECOND READING ORDINANCES: (PUBLIC HEARING REQUIRED)

- 1. An Ordinance to establish a Cap Bank from the State of New Jersey Fiscal Year 2005 Municipal Budget cost of living allowance. **ADMINISTRATION. 05-001**

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- 2. An Ordinance amending Chapter 414, signs to create an article regulating placement and removal of Political Signs and Campaign Materials. **CITY COUNCIL. 05-002**

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- 3. An Ordinance creating Tenant Advisory Board. **CITY COUNCIL. COUNCILMAN MORRIS. 05-003**

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- 4. An Ordinance authorizing conveyance of City Owned Land and related property rights to Pharmachem Laboratories, Inc. **COMMUNITY DEVELOPMENT. 05-004**

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- 5. An Ordinance authorizing the conveyance of City owned land to Paterson Habitat for Humanity. **COMMUNITY DEVELOPMENT. 05-005**
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FIRST READING ORDINANCES: (NO PUBLIC HEARING REQUIRED)

- 6. An Ordinance amending T.C.O.P. Chapter 435 Streets and Sidewalks. **COMMUNITY DEVELOPMENT.**

- 7. An Ordinance authorizing Rental Agreements for Senior Citizen Nutrition Sites for the Paterson Nutrition Project for the elderly of the Department of Human Services for the Period of January 1, 2004 through December 31, 2004. **HUMAN SERVICES.**

- 8. An Ordinance leasing a portion of the Christopher Hope Community Center, 60 Temple Street, Paterson, New Jersey, from the Paterson Housing Authority. **HUMAN SERVICES.**

- 9. An Ordinance authorizing the execution of Technical and Professional Support Services Agreement between the City of Paterson and the City of Newark for the period of March 1, 2004 through February 28, 2005. **HUMAN SERVICES.**

- 10. An Ordinance amending T.C.O.P. Chapter 121-24 Animals. **POLICE DEPARTMENT.**

- 11. An Ordinance amending T.C.O.P. Chapter 121-34 Animals. **POLICE DEPARTMENT.**

- 12. An Ordinance amending T.C.O.P. Chapter 195 Disorderly Conduct. **POLICE DEPARTMENT.**

- 13. An Ordinance to Prohibit Parking at certain times on a portion of Jersey Street. **PUBLIC WORKS.**

- 14. An Ordinance amending T.C.O.P. Chapter 363 Parks and Recreation. **PUBLIC WORKS.**

- 15. An Ordinance amending T.C.O.P. Chapter 427 Solid Waste. **PUBLIC WORKS.**

****HEARING****

RENEWAL OF MOTOR VEHICLE JUNK YARD LICENSE:

Zager Brothers, Inc.
(Stewart Zager)
69-83 Getty Avenue
Paterson, New Jersey 07503

- **16. Resolution approving/disapproving Renewal of a Motor Vehicle Junk Yard License for Zager Brothers, Inc., (Stewart Zager) 69-83 Getty Avenue, Paterson, New Jersey 07503. **RES# 05:006**

****HEARING******RENEWAL OF MOTOR VEHICLE JUNK YARD LICENSE:**

Camaro-Firebird Shop, Inc.
 (Brian H. Mullen)
 16 Bloomfield Avenue
 Paterson, New Jersey 07503

17. Resolution approving/disapproving Renewal of a Motor Vehicle Junk Yard License for Camaro-Firebird Shop, Inc., (Brian H. Mullen) 16 Bloomfield Avenue, Paterson, New Jersey 07503. **RES# 05:007**

****HEARING******RENEWAL OF MOTOR VEHICLE JUNK YARD LICENSE:**

Reilly Auto Sales Co.
 (Michael & Cynthia Ann Reilly)
 354-356 Marshall Street
 Paterson, New Jersey 07503

18. Resolution approving/disapproving Renewal of a Motor Vehicle Junk Yard License for Reilly Auto Sales, (Michael & Cynthia Ann Reilly) 354-356 Marshall Street, Paterson, New Jersey 07503. **(SEE COMMUNICIATION FROM MR. RALPH GAMBATESE, LICENSE INSPECTOR REQUESTING AN EXTENSION FOR REILLY AUTO SALES CO., INC MICHAEL& CYNTHIA REILLY)**

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the Council and will be enacted by one motion. The items listed under the Consent Agenda are number 19 through 65. Any item may be removed from the Consent Agenda by the request of any Council Member and if so removed will be treated as a separate matter.

19. License Report submitted by Kathleen Gibson, License Supervisor, for the general license applications as submitted on the agenda of 12.21.2004.
20. Bingo and Raffle Report submitted by Jane E. Williams-Warren, City Clerk.
21. Resolution authorizing Reading of the Fiscal Year 2005 Municipal Budget by Title only. **ADMINISTRATION. RES# 05:008**
22. Resolution approving Application(s) for Bingo Permit(s). **CITY CLERK. RES# 05:009**
23. Resolution approving Application(s) for Raffle Permit(s). **CITY CLERK. RES# 05:010**
24. Resolution authorizing the awarding of a contract to utilize \$352,001.00 of Urban Enterprise Zone Funds for the Market Street Lighting Project. Enterprise Zone Program **COMMUNITY DEVELOPMENT. RES# 05:011**
25. Resolution authorizing Subordination of Department of Community Development Mortgage for Roosevelt Fulmore on 904 East 19th Street. **COMMUNITY DEVELOPMENT. RES# 05:012**
26. Resolution authorizing Subordination of Department of Community Development Mortgages. **COMMUNITY DEVELOPMENT. RES# 05:013**

27. Resolution authorizing Subordination of Department of Community Development Mortgage for Fawzia I. Metri on 12 Robert Street. **COMMUNITY DEVELOPMENT. RES# 05:014**
28. Resolution approving general license applications as submitted on the agenda of 12.21.2004. **FINANCE. RES# 05:015**
29. Resolution authorizing an application for a Grant by the Paterson Fire Department from the Office for Domestic Preparedness. **FIRE DEPARTMENT. RES# 05:016**
30. Resolution authorizing the purchase under New Jersey State Contract of OSHA Gear for the Fire Department. **FIRE DEPARTMENT. RES# 05:017**
31. Resolution ratifying an emergency contract and authorizing payment for 241 yards of 4000 PSI Class a ready Mixed Concrete needed to repair the front Apron at Fire Department Headquarters. **FIRE DEPARTMENT. RES# 05:018**
32. Resolution authorizing the award of contract for the purchase of One Mako Containment Fill Station for the Fire Department. **FIRE DEPARTMENT. RES# 05:019**
33. Resolution amending a Professional Service Agreement with the Firm of Johnson & Conway, LLP for the Provision of Environmental Legal Services. **LAW. RES# 05:020**
34. Resolution authorizing additional appropriations contract between the City of Paterson and Perconti & Cook for Professional Services. **LAW. RES# 05:021**
35. Resolution authorizing amendment to Professional Service Agreement with Richard M. Freid, Esq., Attorney for Police Officer Willie Palmer I/M/O Gulaymanov v. City of Paterson. **LAW. RES# 05:022**
36. Resolution authorizing amendment to Professional Service Agreement with Richard M. Freid, Esq., Attorney for Police Captain Anthony Tronci I/M/O Vallaro v. City of Paterson. **LAW. RES# 05:023**
37. Resolution authorizing additional appropriations for the 2nd contract year of a Professional Service Contract between the City of Paterson and Ruderman & Glickman, P.C. for Professional Services in Connection with Collective Bargaining Negotiations. **LAW. RES# 05:024**
38. Resolution authorizing amendment to Professional Service Agreement with James J. Frega, Esq. Attorney for Police Officer Manny Avila I/M/O Rossmorrey v. City of Paterson. **LAW. RES# 05:025**
39. Resolution authorizing the City of Paterson to Enter into a Professional Service Agreement with Kalman Harris Geist, Esq. To represent Police Officer Frank Motta, I/M/O State v. Motta. **LAW. RES# 05:026**
40. Resolution approving settlement of Tax Appeal on Block J1130, Lot 8, also known as 447 Straight Street. **LAW. RES# 05:027**
41. Resolution authorizing settlement in the matter of Selby et al. v. City of Paterson. **LAW. RES# 05:028**
42. Resolution approving settlement of Tax Appeal on Block E0614, Lot 7, also known as 545-553 East 27th Street. **LAW. RES# 05:029**
43. Resolution authorizing Workers Compensation Settlement I/M/O Ernest Filipelli v. City of Paterson. **LAW. RES# 05:030**
44. Resolution directing the Law Department to Continue its efforts to remove an illegal structure at 100-1-2 Alabama Avenue. **LAW. RES# 05:031**
45. Resolution authorizing the award of contract for the purchase of One Server for the Police Department. **POLICE DEPARTMENT. RES# 05:032**

46. Resolution authorizing the award of contract for Maintenance of the Pistol Range Bid No. 05.26 for the Police Department. **POLICE DEPARTMENT. RES# 05:033**
47. Resolution authorizing the award of contract for Emergency Sewer Repairs over 48" in Diameter. BID NO. 05.15 for the Division of Engineering of the Department of Public Works. **PUBLIC WORKS. RES# 05:034**
48. Resolution authorizing the award of contract for the replacement of Westside Park Pedestrian Bridge BID NO. 04.40 for the Department of Public Works. **PUBLIC WORKS. RES# 05:035**
49. Resolution repealing establishment of Handicapped Parking Spaces at various locations: 238 Liberty Street, 240 Liberty Street, 368 Pacific, 439 11th Avenue, 34 Marshall Street, 65 Wayne Avenue and 221 Pennsylvania Avenue. **PUBLIC WORKS. RES# 05:036**
50. Resolution establishing Handicapped Parking Spaces at various locations: North 5th Street (145) South side, North 8th Street (67) North side, East 19th Street (372) West side and Buffalo Avenue (9-11) South side. **PUBLIC WORKS. RES# 05:037**
51. Resolution to amend Resolution No. 04:616 authorizing the contract for combined Sewer Overflow Solids and Floatables control Facilities for CSO Outfall 030, 031A and 031B BID NO. 04.45 for the Department of Public Works. **PUBLIC WORKS. RES# 05:038**
52. Resolution authorizing the award of contract to recondition all Football Equipment for the Recreation Division of the Department of the Public Works. **PUBLIC WORKS. RES# 05:039**
53. Resolution authorizing the award of contract for inspection, cleaning and maintenance of CSO regulators BID NO. 05.17 for the Division of Engineering of the Department of Public Works. **PUBLIC WORKS. RES# 05:040**
54. Resolution authorizing the award of contract for officials for the Girls Basketball League for Division of Recreation of the Department of Public Works. **PUBLIC WORKS. RES# 05:041**
55. Resolution authorizing the award of contract for the removal of approximately 3500 cubic yards of leaves at the Lou Costello Pool parking lot collected during the leaf removal program of the Department of Public Works. **PUBLIC WORKS. RES# 05:042**
56. Resolution authorizing award of contract for Professional Services for the preparation of a public participation work plan as required by the NJDEP. **PUBLIC WORKS. RES# 05:043**
57. A Communication from Mr. Richard C. Moran, City Clerk for the City of Clifton, regarding, Resolution supporting the enactment of assembly Bill S-167 that would increase the Personal needs allowance for Low-Income persons residing in Nursing Facilities, State Development Centers or Psychiatric Hospitals.
58. A Communication from Ms. Jean Mele, RMC, CMC Borough Clerk for the Borough of Hawthorne regarding, Resolution in opposition to A-2121/S-911 to Expand Local Responsibilities under the Condo Services Act.
59. A Communication from Ms. Jean Mele, RMC, CMC Borough Clerk for the Borough of Hawthorne regarding, Resolution supporting Senate Bill #671, increasing the Personal Needs Allowance for Low Income Persons residing in Nursing Facilities, State Development Centers or Psychiatric Hospitals.
60. A Communication from Mr. Philip E. Freeman, Assistant Director for the State of New Jersey regarding, Resolution supporting establishment of Arab Heritage Commission.

- 61. A Communication from Ms. Katherine J, Falone, RMC, CMC Municipal Clerk for the Borough of Wanaque regarding, Resolution #200-0-04- Urging Legislators to sponsor legislation to allow Municipal Governments to provide funding to local Veterans of Foreign Wars and American Legion Groups.
- 62. A Communication from Ms. Theresa A. Farbaniec, Municipal Clerk of the Borough of Sayreville regarding, Resolution supporting Senate Bill S-1023 & Assembly Bill A-1835, which requires the State to reimburse Municipalities for the reimbursement and payment of Property Taxes that Disabled Veterans are exempt from.
- 63. A Communication from Ms. Wanda I. Santiago-Shabaka, City Clerk for the City of Passaic regarding, Resolution supporting Bill # 671, increasing the Personal needs allowance for Low Income Persons residing in Nursing Facilities, State Development Centers or Psychiatric Hospitals.
- 64. A Communication from Mr. Allan R. Susen RMC, Municipal Clerk for the Borough of Prospect Park regarding, the following Resolutions:
 - Resolution # 122-2004: Support Senate BILL # 671, Increasing the Personal Needs Allowance for Low Income Persons Residing in Nursing Facilities, State Development Centers or Psychiatric Hospitals.
 - Resolution # 113-2004: Resolution Endorsing A-1728- Reforming the NJ Saver Program.
 - Resolution #114-2004: Support Senate BILL S-1023 and Assembly Bill A-1833, Reimbursement of Property Taxes/Disabled Vets.
 - Resolution # 123-2004: Petition to amend NJ Senate Bill #S-1701- the Education Budget Cap and Oversight Law.
- 65. A Communication from Mr. Joseph Wassel, RMC Municipal Clerk for the Borough of Totowa regarding, Resolution of the Mayor and Council of the Borough of Totowa in Support of Assembly Bill NO. 3225, which is relative to a Resolution to increase the host community benefit for Municipalities wherein Solid Waste transfer stations are located from \$.50 to \$1.00 per ton of all Solid Waste Processed.

ITEMS NOT ON CONSENT AGENDA

- 66. Resolution authorizing State Fiscal Year 2005 Emergency Temporary Appropriations (February). **ADMINISTRATION. RES# 05:044**

- 67. Resolution authorizing the City Clerk to enter into a contract for consulting services with New Jersey Institute of Technology. **CITY CLERK. RES# 05:045**

- 68. Resolution approving application by the City of Paterson for a Paris Grant. **CITY CLERK. RES# 05:046**

- 69. Resolution Honoring the Academy of Performing Arts. **CITY COUNCIL. COUNCILMAN JUAN A. TORRES. RES# 05:047**

- 70. Resolution Memorializing Congresswoman Shirley Chisholm. **CITY COUNCIL. COUNCILMAN DAVIS. RES# 05:048**

- 71. Resolution Honoring Black History Month. **CITY COUNCIL. COUNCILMAN DAVIS. RES# 05:049**

- ** 72. Resolution authorizing the Balance of Awards for the Ryan White Comprehensive AIDS Resources Emergency Care Act of 1990, as Re-Authorized in 2000, - HIV Emergency Relief Grant for the Period of March 1, 2004 through February 28, 2005. **HUMAN SERVICES. RES# 05:050**
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- **73. Resolution authorizing the use of New Jersey State Contract for the Development and Implementation of Paterson-Passaic County-Bergen County Ryan White Web-Based outcomes Measurement System for the Department of Human Services. **HUMAN SERVICES. RES# 05:051**
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- **74. Resolution authorizing a Memorandum of Understanding to define the Rights and Responsibilities related Federal Grant Funding Awarded to the Bergen Passaic EMA by the U.S. Department of Health and Human Services Resources and Services Administration HIV/AIDS Bureau. **HUMAN SERVICES. RES# 05:052**
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- **75. Resolution authorizing an agreement between the City of Paterson through its Department of Human Services Ryan White Title I Services and the University of Medicine and Dentistry of New Jersey Center for Continuing and Outreach Education Division of Aids and Education. **HUMAN SERVICES. RES# 05:053**
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76. Resolution honoring the Paterson Rotary Club and Recognizing January 27, 2005 as Paterson Rotary Day. **CITY COUNCIL. COUNCILMAN MORRIS. RES# 05:054**
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77. Resolution Recognizing Black History Month Honoree Professor Elaine Harrington for Outstanding Achievement in the area of Political and Community Activist. **CITY COUNCIL. RES# 05:055**
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78. Resolution Recognizing Black History Month Honoree Chief Glenn Brown for Outstanding Achievement in the area of Justice and Equality for all. **CITY COUNCIL. RES# 05:056**
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79. Resolution Recognizing Black History Month Honoree Mr. John Briggs for Outstanding Achievement in the area of Major League Sports. **CITY COUNCIL. RES# 05:057**
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80. Resolution authorizing endorsement of NJDEP application of Route 20 Retail Center, LLC at Block L1479, Lot 2 and Block L1535, Lot 2. **PUBLIC WORKS. RES# 05:058**
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81. License Report submitted by Kathleen Gibson, License Supervisor, for the General License Applications as submitted on the Agenda of 01.25.2005.
- ** 82. Resolution approving the General License Applications as submitted on the Agenda of 01.25.2005. **FINANCE. RES# 05:059**
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- ** 83. Resolution ratifying contract and authorizing payment to Leone Excavating General Contractor for the Demolition of 192-194 Hamilton Avenue, Paterson, N.J.
COMMUNITY DEVELOPMENT. RES# 05:060

- ** 84. Resolution to approve the Sale of City Owned Properties. **FINANCE.**
RES# 05:061

- ** 85. Resolution to Re-Designate Center City Partners, L.L.C. as the Redeveloper for "Center City" and to authorize the execution of a revised Redevelopment agreement with Center City Partners and the Paterson Parking Authority pursuant to the local Redevelopment and Housing Law. **ADMINISTRATION. RES# 05:062**

- ** 86. Resolution authorizing an appeal of a decision by the New Jersey Department of Environmental Protection regarding Gaeta Recycling Co. Inc. **LAW. RES# 05:063**

****COUNCIL MEMBER (S) CONFLICT OF INTEREST ****

RESPECTFULLY SUBMITTED,

JANE E. WILLIAMS- WARREN, CITY CLERK