

City of Newark

*City Hall
920 Broad Street
Newark, New Jersey 07102*



Meeting Minutes - Final

SPECIAL MEETING

Tuesday, September 24, 2019

10:00 AM

Council Chamber

Municipal Council

*President Mildred C. Crump
Council Member Augusto Amador
Council Member Carlos M. Gonzalez
Council Member John Sharpe James
Council Member Joseph A. McCallum, Jr.
Council Member LaMonica R. McIver
Council Member Eddie Osborne
Council Member Luis A. Quintana
Council Member Anibal Ramos, Jr.*

Kenneth Louis, City Clerk

Kathleen Marchetti, Deputy City Clerk

CALL TO ORDER

Special meeting of the Municipal Council was called to order on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 10:02 a.m.

STATEMENT ON OPEN PUBLIC MEETINGS ACT

In accordance with New Jersey P.I. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided to the Star Ledger, the Jersey Journal and the public at large; establishing the date, time and location of this meeting, by posting on the designated bulletin board in City Hall and by filing with the Office of the City Clerk, the schedule of regular meetings and conferences of the Newark Municipal Council as adopted as 7R9-a on December 5, 2018. In addition, the agenda for this meeting was disseminated on September 20, 2019 at the time of preparation.

ROLL CALL

- Present:** 5 - Carlos M. Gonzalez, John Sharpe James, Eddie Osborne, Luis A. Quintana, and Mildred C. Crump
- Absent:** 4 - Augusto Amador, Joseph A. McCallum Jr., LaMonica R. Mclver, and Anibal Ramos Jr.

ROLL CALL

Mclver arrived at 10:03 a.m.
McCallum arrived at 10:04 a.m.
Amador arrived at 10:05 a.m.
Ramos arrived at 10:12 a.m.

- Present:** 9 - Augusto Amador, Carlos M. Gonzalez, John Sharpe James, Joseph A. McCallum Jr., LaMonica R. Mclver, Eddie Osborne, Luis A. Quintana, Anibal Ramos Jr., and Mildred C. Crump

6. ORDINANCES**6PSF Public Hearing, Second Reading and Final Passage**6PSF-a(s) [19-0953](#)

AN ORDINANCE GRANTING A TAX EXEMPTION TO NEWARK MAKERHOODS URBAN RENEWAL, LLC, 200 CENTRAL PARK SOUTH, 9R, NEW YORK, NEW YORK 10019, FOR A PROJECT TO CONSTRUCT A MIXED-USE COMPLEX CONSISTING OF 66 UNITS OF HOUSING, INCLUDING 16 AFFORDABLE HOUSING UNITS, AND 16 AFFORDABLE WORKSHOPS, AND THE REHABILITATION OF THE KRUEGER SCOTT MANSION INTO A BUSINESS INCUBATION SPACE, WITH APPROXIMATELY 20,000 SQUARE FEET OF OFFICE SPACE FOR LOCAL COMMERCIAL ENTITIES LOCATED ON PROPERTY KNOWN AS 597-601 AND 607-609 DR. MARTIN LUTHER KING, JR. BOULEVARD, 129-135, 137, 139, 141, 143, AND 145 COURT STREET, AND 20-22, 24-26 AND 28 COLLEGE PLACE, NEWARK, NEW JERSEY 07103, WITHIN THE CENTRAL WARD OF THE CITY, AND IDENTIFIED ON THE TAX MAP OF THE CITY OF NEWARK AS BLOCK 2508, LOTS 18, 19, 20, 21, 22, 29, 34, 43, 46, 47 AND 52 AND AUTHORIZING THE EXECUTION AND DELIVERY OF A FINANCIAL AGREEMENT AND OTHER APPLICABLE DOCUMENTS RELATED TO THE ISSUANCE OF REDEVELOPMENT AREA BONDS (NON-RECOURSE TO THE FULL FAITH AND CREDIT OF THE CITY), AUTHORIZING THE ISSUANCE OF THE REDEVELOPMENT AREA BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$2,500,000.00 AND DETERMINING VARIOUS OTHER MATTERS IN CONNECTION THEREWITH.

Deferred 6PSF-I 090519

Deferred 6PSF-g 091819

Public hearing opened. Comments by:

Dion McCutheon

A motion was made by Mclver, seconded by Crump, that this item be closed on public hearing and adopted. The motion was adopted by the following votes:

Yes: 9 - Augusto Amador, Carlos M. Gonzalez, John Sharpe James, Joseph A. McCallum Jr., LaMonica R. Mclver, Eddie Osborne, Luis A. Quintana, Anibal Ramos Jr., and Mildred C. Crump

AGENDA RESOLUTION CODES PER DEPARTMENT

- 1 Administration**
- 2 Economic and Housing Development**
- 3 Engineering**
- 4 Finance**
- 5 Health and Community Wellness**
- 6 Law**
- 7 Mayor's Office**
- 8 Municipal Council and City Clerk**
- 9 Public Safety**
- 11 Recreation, Cultural Affairs and Senior Services**
- 12 Water and Sewer Utilities**

7. RESOLUTIONS

7R2 Economic and Housing Development

7R2-a(s) [19-1322](#)

Dept/ Agency: Economic and Housing Development

Action: () Ratifying (X) Authorizing () Amending

Type of Service: Declaring an Area in Need of Redevelopment

Purpose: Designating Non-Condernation Redevelopment Areas

List of Property:

(Address/Block/Lot/Ward)

400-402 Avon Avenue/Block 2648/Lot 51/South Ward

404 Avon Avenue/Block 2648/Lot 49/South Ward

864 South 14th Street/Block 3009 /Lot 19/South Ward

414 South 16th Street/Block 319/Lot 18/West Ward

414 South 16th Street R/Block 319/Lot 52/West Ward

465 South 16th Street/Block 327/Lot 35/West Ward

467 South 16th Street/Block 327/Lot 36/West Ward

470 South 16th Street/Block 328/Lot 40/West Ward

478 South 16th Street/Block 328/Lot 36/West Ward

94 Cutler Street/Block 489/Lot 18/Central Ward

145 ½ Summer Avenue/Block 516/Lot 88/Central Ward

Additional Information:

A motion was made by McCallum, seconded by James that this item be Adopted. The motion was adopted by the following votes:

Yes: 9 - Augusto Amador, Carlos M. Gonzalez, John Sharpe James, Joseph A. McCallum Jr., LaMonica R. McIver, Eddie Osborne, Luis A. Quintana, Anibal Ramos Jr., and Mildred C. Crump

7R2-b(s) [19-1183](#)**Dept/ Agency:** Economic and Housing Development**Action:** () Ratifying (X) Authorizing () Amending**Type of Service:** Private Sale/Redevelopment**Purpose:** To construct two (2) two-family homes on vacant lots and demolish the existing structures to construct an apartment building containing up to twelve (12) residential units.**Entity Name:** Broadbelt CMGC, LLC**Entity Address:** 25 Clifton Avenue, Suite D2204, Newark, New Jersey 07104**Sale Amount:** \$67,375.00**Cost Basis:** (X) \$7.00 PSF () Negotiated () N/A () Other:**Assessed Amount:** \$198,900.00**Appraised Amount:** \$0.00**Contract Period:** To commence within three (3) months and be completed within eighteen (18) months from the transfer of ownership by the City**Contract Basis:** () Bid () State Vendor () Prof. Ser. () EUS () Fair & Open () No Reportable Contributions () RFP () RFQ (X) Private Sale () Grant () Sub-recipient () n/a**List of Property:****(Address/Block/Lot/Ward)**

20 9th Avenue/Block 1856/Lot 7/West Ward

338 Orange Street/Block 2848/Lot 6/Central Ward

13 Hecker Street/Block 2848/Lot 11/Central Ward

15 Hecker Street/Block 2848/Lot 12/Central Ward

Additional Information:

Total Price: Square Footage X PSF = 9,625 X \$7.00 = \$67,375.00

Sale at prices set forth by Ordinance 6S&Fh adopted April 7, 2004, establishing the minimum sale price of City-owned properties.

A motion was made by Mclver, seconded by McCallum that this item be Adopted. The motion was adopted by the following votes:**Yes:** 9 - Augusto Amador, Carlos M. Gonzalez, John Sharpe James, Joseph A. McCallum Jr., LaMonica R. Mclver, Eddie Osborne, Luis A. Quintana, Anibal Ramos Jr., and Mildred C. Crump

7R4 Finance

7R4-a(s) [19-1370](#)

Dept/ Agency: Finance

Action: () Ratifying (X) Authorizing () Amending

Purpose: Stipulation of Settlements for Tax Appeals

List of Property:

(Tax Payer/Address/Block/Lot/Ward/Settlement

Assessment/Year/Refund Amount)

191 Walnut Holdings LLC/940/28/191-193 Walnut Street/East/\$243,500.00/2014/ \$1,240.40

191 Walnut Holdings LLC/940/28/191-193 Walnut Street/East/\$243,500.00/2015/ \$1,323.60

Fernandes Steak House, LLC/2468/21(24)/154-158 Fleming Avenue/East/\$918,400.00/ 2013/\$31,942.60

Fernandes Steak House, LLC/2468/21(24)/154-158 Fleming Avenue/East/\$918,400.00/ 2014/\$33,543.52

Fernandes Steak House, LLC/2468/21(24)/154-158 Fleming Avenue/East/\$918,400.00/ 2015/\$35,793.45

Adelco Homes, Inc./3035/56/52-54 Millington Avenue/South/\$412,500.00/2019/ -\$1,875.18

LEG 450 Broad Street, LLC/26/15.01/5-55 Division Street/Central/\$17,000,00.00/2019/-\$679,140.00

LEG 450 Broad Street, LLC/26/1/450-466 Broad Street Rear/Central/\$532,900.00/2019/-\$0.00

LEG450 Broad Street, LLC Refund will be applied as credit.

Nomidis Trifon/19/14/61 Halsey Street/Central/325,000.00/2018/-\$2,359.83

Nomidis Trifon/19/14/61 Halsey Street/Central/325,000.00/2019/-\$2,410.95

Nomidis Trifon Refund will be applied as credit.

Additional Information:

Total Tax Difference: -\$789,629.53 - Credit -\$683,910.78 = \$105,718.75

Invitation: Corporation Counsel

A motion was made by the Council of the Whole that this item be Adopted. The motion was adopted by the following votes:

Yes: 9 - Augusto Amador, Carlos M. Gonzalez, John Sharpe James, Joseph A. McCallum Jr., LaMonica R. McIver, Eddie Osborne, Luis A. Quintana, Anibal Ramos Jr., and Mildred C. Crump

7R6 Law

7R6-a(s) [19-1428](#)

Dept/ Agency: Law

Action: () Ratifying (X) Authorizing () Amending

Type of Service: Agreement with Governmental Entity

Purpose: To execute a Tolling Agreement for the benefit of the United States Environmental Protection Agency, which would toll the statute of limitations for the recovery of certain response costs incurred by the agency, pursuant to the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA") in connection with certain removal activities conducted at Diamond Alkali Superfund Site.

Entity Name: United States Environmental Protection Agency

Entity Address: U.S. Environmental Protection Agency, Region 2, 290 Broadway, 17th Floor, New York, New York 10007

Contract Amount: N/A

Funding Source: N/A

Contract Period: Tolling statute of limitations February 15, 2021

Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS
() Fair & Open () No Reportable Contributions () RFP () RFQ
() Private Sale () Grant () Sub-recipient (X) n/a

Additional Information:

A motion was made by the Council of the Whole that this item be Adopted. The motion was adopted by the following votes:

Yes: 6 - Carlos M. Gonzalez, John Sharpe James, Joseph A. McCallum Jr., LaMonica R. McIver, Eddie Osborne, and Mildred C. Crump

Abstain: 3 - Augusto Amador, Luis A. Quintana, and Anibal Ramos Jr.

7R8 Municipal Council and City Clerk

7R8-a(s) [19-1482](#)

Dept/ Agency: Offices of Municipal Council/City Clerk

Action: () Ratifying (X) Authorizing () Amending

Type of Service: Resolution Waiving Special Event Fees

Purpose: My Sisters Lighthouse Walk to end Domestic Violence and Sexual Abuse

Date(s): Friday, October 4, 2019

Sponsor(s): Council President, Mildred C. Crump

Additional Information:

My Sisters Lighthouse Walk to end Domestic Violence and Sexual Abuse will begin at Military Park and end at Lincoln Park (Central Ward), from 10:30 A.M. until 12:00 P.M.

The City of Newark's Special Event Permit Fee (\$750.00) for park use and the Wenger wagon will be waived.

Deferred 7R8-f (as) 091819

A motion was made by the Council of the Whole that this item be Tabled. The motion was adopted by the following votes:

Yes: 9 - Augusto Amador, Carlos M. Gonzalez, John Sharpe James, Joseph A. McCallum Jr., LaMonica R. McIver, Eddie Osborne, Luis A. Quintana, Anibal Ramos Jr., and Mildred C. Crump

7R8-b(s) [19-1509](#)

Dept/ Agency: Offices of Municipal Council/City Clerk

Action: () Ratifying (X) Authorizing (X) Amending

Type of Service: Adopting Resolution

Purpose: Section 2, Adoption of the 2019 Municipal Budget.

Budget Year: 2019

Public Hearing Date: Tuesday, September 24, 2019 at 10:00 A.M.

Amendment to be Published on: September 21, 2019

Amount: \$715,155,312.90

Budget Period: January 1, 2019 through December 31, 2019

Additional Information:

Certified copy of this resolution must be submitted to the Division of Local Government Services

Public hearing opened. Comments by:

Dion McCutcheon

A motion was made by the Council of the Whole to Closed on Public Hearing and Amend. The motion was adopted by the following votes:

Yes: 9 - Augusto Amador, Carlos M. Gonzalez, John Sharpe James, Joseph A. McCallum Jr., LaMonica R. McIver, Eddie Osborne, Luis A. Quintana, Anibal Ramos Jr., and Mildred C. Crump

A motion was made by the Council of the Whole to Adopt as Amended. The motion was adopted by the following votes:

Yes: 9 - Augusto Amador, Carlos M. Gonzalez, John Sharpe James, Joseph A. McCallum Jr., LaMonica R. McIver, Eddie Osborne, Luis A. Quintana, Anibal Ramos Jr., and Mildred C. Crump

Executive Session

A motion was made by the Council of the Whole to enter Executive Session at 10:54 a.m. The motion was adopted by the following votes:

Yes: 9 - Augusto Amador, Carlos M. Gonzalez, John Sharpe James, Joseph A. McCallum Jr., LaMonica R. McIver, Eddie Osborne, Luis A. Quintana, Anibal Ramos Jr., and Mildred C. Crump

ADJOURNMENT

A motion was made by the Council of the Whole to Adjourn this meeting at 11:16 a.m. The motion was adopted by the following votes:

Yes: 8 - Augusto Amador, Carlos M. Gonzalez, Joseph A. McCallum Jr., LaMonica R. McIver, Eddie Osborne, Luis A. Quintana, Anibal Ramos Jr., and Mildred C. Crump

Absent: 1 - John Sharpe James

MILDRED C. CRUMP
PRESIDENT OF THE MUNICIPAL COUNCIL
NEWARK, NEW JERSEY

KENNETH LOUIS
CLERK OF THE MUNICIPAL COUNCIL
NEWARK, NEW JERSEY