

City of Newark

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



Meeting Agenda - Final

REGULAR MEETING

Wednesday, October 16, 2019

6:30 PM

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

1. CALL TO ORDER**2. NATIONAL ANTHEM / PLEDGE OF ALLIGIANCE**

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

3. STATEMENT ON OPEN PUBLIC MEETINGS ACT

In accordance with New Jersey P.L. 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 October 11, 2019 at the time of preparation.

4. ROLL CALL

19-1573**HEARING OF CITIZENS**

1. Debra Salters, 263 Ridge Street, Newark, NJ
2. Earl Best "Street Doctor", 545 Orange Street, Newark, NJ
3. Opal R. Wright, 51 Vanderpool Street, Newark, NJ
4. Thomas Ibiang, 175 1st Street, Newark, NJ
5. Colleen M. Fields, 27 Foster Street, Newark, NJ
6. Hellane Freeman, 603 N. 4th Street, Newark, NJ
7. John Goldstein, 171 Van Buren Street, Newark, NJ
8. Avi Richardson, 138-162 Dr. MLK Blvd., Newark, NJ
9. Janise Afolo, 138-162 Dr. MLK Blvd., Newark, NJ
10. Dion McCutcheon, 5-7 Lincoln Park, Newark, NJ
11. Donna Jackson, 128 Smith Street, Newark, NJ
12. Cassandra Dock, 66 Aldine Street, Newark, NJ
13. Felicia K. Alston-Singleton, 152 12th Avenue, Newark, NJ
14. Jessica Washington, 88 Brookdale Avenue, Newark, NJ
15. Lisa Parker, 71½ Boston Street, Newark, NJ
16. Josculyn Moore, 999 Broad Street, Newark, NJ
17. Cynthia Mosley, 354 Park Avenue, Newark, NJ
18. Shakima K. Thomas, 280 Eastern Parkway, Newark, NJ
19. Atta Boamah, 54 Leslie Street, Newark, NJ
20. Martha Rodriguez, 452 Washington Street, Newark, NJ
21. Phillip D. Spears, 452 Washington Street, Newark, NJ

5. REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS, AND COMMISSIONS

- 5.-a [19-1590](#) Newark Housing Authority, Board of Commissioners Report, August 2019 and Minutes May 23, 2019, June 27, 2019 and July 25, 2019
- 5.-b [19-1591](#) North Jersey District Water Supply Commission, Public Commission Meeting Minutes, August 28, 2019
- 5.-c [19-1597](#) Newark Hispanic Commission Minutes, August and September 2019
- 5.-d [19-1589](#) Newark Board of Adjustment, Regular Hearing Minutes, April 11, 2019, April 18, 2019, April 25, 2019, August 8, 2019, August 15, 2019, August 22, 2019, September 12, 2019, September 19, 2019 and September 26, 2019
- 5.-e [19-1593](#) Newark Central Planning Board, Regular Public Hearing Meeting, September 9, 2019 and September 23, 2019
- 5.-f [19-1598](#) Newark Landmarks & Historic Preservation Commission, Regular Public Hearing Meeting Minutes, September 4, 2019
- 5.-g [19-1604](#) Alcohol Beverage Control Board, Minutes, September 9, 2019 and September 23, 2019

6. ORDINANCES**6F First Reading**

- 6F-a [19-0478](#) **AN ORDINANCE GRANTING A FIVE (5) YEAR EXTENSION OF THE TAX ABATEMENT TO CLAREMONT NEWARK URBAN RENEWAL, LLC, 1316 MADISON AVENUE, NEW YORK, NEW YORK 10128, FOR THE PROJECT COMMONLY REFERRED TO AS THE "FBI BUILDING" ON REAL PROPERTY KNOWN AS 1-33 CENTRE PLACE AND IDENTIFIED ON THE OFFICIAL TAX MAP OF THE CITY AS BLOCK 129, LOT 1. (CENTRAL WARD)**

The Ordinances adopted today on First Reading will be advertised in accordance with law, and a public hearing will be held at a regular meeting on November 6, 2019 at 12:30 p.m., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

6PSF Public Hearing, Second Reading and Final Passage

6PSF-a [19-0539](#) AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE XVIII, HOUSING CODE; CHAPTER 6 HOUSING AND ZONING REGULATIONS (CERTIFICATE OF CODE COMPLIANCE) OF THE REVISED GENERAL ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 2000, AS AMENDED AND SUPPLEMENTED, BY ADDING SECTION 10, CERTIFICATE OF CODE COMPLIANCE REQUIRED UPON A NEW TENANCY AND ESTABLISHES A REQUIREMENT FOR INSPECTION OF A RENTAL UNIT UTILIZING ANY FORM OF RENTAL ASSISTANCE OR RENTAL SUBSIDY BY THE SPONSORING AGENCY BEFORE A CERTIFICATION OF CODE COMPLIANCE IS ISSUED.

Deferred 6PSF-b 050119

Deferred 6PSF-a 051519

Deferred 6PSF-a 060619

Deferred 6PSF-a 071019

Deferred 6PSF-a 090519

Deferred 6PSF-a 100219

6PSF-b [19-0994](#) AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE VIII BUSINESSES AND OCCUPATIONS OF THE REVISED GENERAL ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 2000, AS AMENDED AND SUPPLEMENTED, BY ADDING A NEW CHAPTER 36 ENTITLED USE OF PLASTIC BAGS PROHIBITED.

Deferred 6PSF-g 080719

Deferred 6PSF-c 090519

Deferred 6PSF-b 091819

Deferred 6PSF-b 100219

6PSF-c [19-1142](#) REFUNDING BOND ORDINANCE OF THE CITY OF NEWARK, COUNTY OF ESSEX, STATE OF NEW JERSEY PROVIDING FOR THE REFUNDING OF QUALIFIED GENERAL IMPROVEMENT BONDS, SERIES 2010A, APPROPRIATING AN AMOUNT NOT TO EXCEED \$88,000,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$88,000,000.00 GENERAL IMPROVEMENT REFUNDING BONDS, SERIES 2020 OF THE CITY FOR FINANCING THE COST THEREOF.

Deferred 6PSF-L 080719

Deferred 6PSF-a (s) 082019

Deferred 6PSF-f 090519

Deferred 6PSF-c 091819

Deferred 6PSF-c 100219

6PSF-d [19-1143](#) REFUNDING BOND ORDINANCE OF THE CITY OF NEWARK, COUNTY OF ESSEX, STATE OF NEW JERSEY, PROVIDING FOR THE REFUNDING OF CERTAIN QUALIFIED SCHOOL BONDS, SERIES 2010C, OF THE CITY, APPROPRIATING AN AMOUNT NOT TO EXCEED \$30,000,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$30,000,000.00 SCHOOL REFUNDING BONDS, SERIES 2020, OF THE CITY FOR FINANCING THE COST THEREOF.

Deferred 6PSF-m 080719

Deferred 6PSF-b (s) 082019

Deferred 6PSF-g 090519

Deferred 6PSF-d 091819

Deferred 6PSF-d 100219

- 6PSF-e [19-1144](#) REFUNDING BOND ORDINANCE OF THE CITY OF NEWARK, COUNTY OF ESSEX, STATE OF NEW JERSEY PROVIDING FOR THE REFUNDING OF CERTAIN QUALIFIED WATER UTILITY BONDS, SERIES 2010D, APPROPRIATING AN AMOUNT NOT TO EXCEED \$5,500,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$5,500,000.00 WATER UTILITY REFUNDING BONDS, SERIES 2020, OF THE CITY FOR FINANCING THE COST THEREOF.
Deferred 6PSF-n 080719
Deferred 6PSF-c (s) 082019
Deferred 6PSF-h 090519
Deferred 6PSF-e 091819
Deferred 6PSF-e 100219
- 6PSF-f [19-1445](#) ORDINANCE TO AMEND AND SUPPLEMENT TITLE II, ADMINISTRATION, CHAPTER 5, DEPARTMENT OF ADMINISTRATION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 2000, AS AMENDED AND SUPPLEMENTED TO CREATE A PROGRAM THAT AUTHORIZES THE CITY TO LEASE CITY-OWNED PROPERTY TO NONPROFIT CORPORATIONS FOR THE SOLE PUBLIC PURPOSE OF USING SAID PROPERTY AS A LOCATION FOR SOCIAL GATHERINGS AND COMMUNITY ACTIVITIES RELATED TO ARTISTIC AND CULTURAL ENDEAVOURS.
- 6PSF-g [19-1442](#) AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE XVIII, HOUSING CODE OF THE REVISED GENERAL ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 2000, AS AMENDED AND SUPPLEMENTED, BY ADDING CHAPTER 14, ESTABLISHMENT OF LAND BANK.
- 6PSF-h [19-1391](#) ORDINANCE AMENDING TITLE II, ADMINISTRATION, CHAPTER 3, OFFICE OF THE CITY CLERK, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 2000, AS AMENDED AND SUPPLEMENTED, TO ADD THE PUBLICATION OF EXECUTIVE ORDERS ON THE CITY OF NEWARK WEB SITE AS AN ADDITIONAL OPTION FOR THE PUBLIC ADVERTISING REQUIREMENT OF ALL EXECUTIVE ORDERS OF THE MAYOR.

- 6PSF-i [19-1350](#) AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR THE CITY'S GREEN INFRASTRUCTURE FOR THE SEWER SYSTEM PROJECT AND OTHER RELATED EXPENSES IN AND FOR THE CITY OF NEWARK AND APPROPRIATING \$450,000.00 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$450,000.00 IN BONDS OR NOTES OF THE CITY OF NEWARK TO FINANCE THE SAME.

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**
- 10 Public Works**
- 11 Recreation, Cultural Affairs and Senior Services**
- 12 Water and Sewer Utilities**

7. RESOLUTIONS**7R1 Administration**

- 7R1-a** [19-1221](#) **Dept/ Agency:** Administration/Office of the Business Administrator
Action: (X) Ratifying (X) Authorizing () Amending
Type of Service: EUS Contract
Purpose: Health Insurance Brokerage Services
Entity Name: Frenkel Benefits, LLC
Entity Address: 210 Hudson Street, Suite 601, Jersey City, New Jersey
07311
Contract Amount: Not to exceed \$300,000.00
Funding Source: 2019 Budget
Contract Period: January 5, 2019 through January 4, 2020
Contract Basis: () Bid () State Vendor () Prof. Ser. (X) EUS
() Fair & Open (X) No Reportable Contributions () RFP () RFQ
() Private Sale () Grant () Sub-recipient (X) N/A
Additional Information:
Insurance exception to public bidding in compliance with requirements of
an Extraordinary Unspecifiable Service (EUS).

7R6 Law7R6-a [19-1429](#)**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 USEPA, pursuant to the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA") in connection with certain removal activities conducted at the Canfield M.C. Sons 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:** N/A**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:**

Tolling statute of limitations to December 21, 2020.

7R6-b [19-1317](#)**Dept/ Agency:** Law**Action:** () Ratifying (X) Authorizing () Amending**Purpose:** Settlement of Civil Litigation**Docket No.:** ESX-L-5940-17**Claimant:** Arthur M. Mauriello**Claimant's Attorney:** Lisa Manshel, Esq., Manshel Law, LLC**Attorney's Address:** 25B Hanover Road, Suite 130, Florham Park, New Jersey 07932**Settlement Amount:** \$650,000.00**Funding Source:** Judgment Fund**Additional Comments:**Settlement amount payable in two (2) installments of \$325,000.00 each;
1st Installment due November 15, 2019, 2nd Installment due February 1,
2020**Invitation:** Corporation Counsel

7R8 Municipal Council and City Clerk

- 7R8-a** [19-1544](#) **Dept/ Agency:** Offices of Municipal Council/City Clerk
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Hold Harmless and Indemnification Agreement
Purpose: 8th Annual Ironbound Walk for the Cure and Health Fair
Entity Name: Newark Public Schools
Entity Address: 765 Broad Street, Newark, New Jersey 07102
Event Location: East Side High School (lobby), 238 Van Buren Street, Newark, New Jersey 07105
Event Date(s): Sunday, October 20, 2019
Event Time: 9:00 A.M. until 1:00 P.M.
Sponsor: Council Member, Augusto Amador
Additional Information:
- 7R8-b** [19-1607](#) **Dept/ Agency:** Offices of Municipal Council/City Clerk
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Declaring Intent
Purpose: Blindness Awareness Month - October 2019
Additional Information:
Sponsor: Council President, Mildred C. Crump
- 7R8-c** 19-1510 **Dept/ Agency:** Offices of Municipal Council/City Clerk
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Hold Harmless and Indemnification Agreement
Purpose: Annual Children's Halloween Parade and Festivities
Entity Name: Flamboyant Manor
Entity Address: 147 Verona Avenue, Newark, New Jersey 07104
Event Location: Flamboyant Manor (outside/inside), 147 Verona Avenue, Newark, New Jersey 07104
Event Date(s): Thursday, October 31, 2019
Event Time: 3:00 P.M. until 7:00 P.M. (Includes Set-up time at 11:30 A.M. and Clean-up/Take-down ending at 8:00 P.M.)
Additional Information:
Sponsor: Council Member, Luis A. Quintana
Additional Information:
The event will be held outside; if it rains, festivities will continue indoors.
The Parade route will start at the corner of Elwood Avenue and Woodside Avenue down Mt. Prospect Avenue and turning right onto Verona Avenue, ending at 147 Verona Avenue by Lincoln Place.

7R8-d 19-1227 **Dept/ Agency:** Offices of Municipal Council/City Clerk
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Professional Service Contract
Purpose: To provide legal services, Consultation and/or Representation to the Municipal Council and Office of the City Clerk, including but not limited to the production of records and/or documents for Federal and/or State agencies.
Entity Name: Arleo & Donohue, L.L.C.
Entity Address: 622 Eagle Rock Avenue, West Orange, New Jersey 07052
Contract Amount: Not to exceed \$50,000.00
Funding Source: 2019 Budget
Contract Period: The period of one (1) year from the date of adoption of by the Municipal Council
Contract Basis: () Bid () State Vendor (X) Prof. Ser. () EUS (X) Fair & Open () No Reportable Contributions () RFP (X) RFQ () Private Sale () Grant () Sub-recipient () n/a
Additional Information:

7R8-e [19-1592](#) **EXPRESSING PROFOUND SORROW AND REGRET**

Sponsored by President Mildred C. Crump
1. Frances 'Fran' Clayton Gray

7R8-f [19-1588](#)**RECOGNIZING & COMMENDING****Sponsored by President Mildred C. Crump**

1. Dt. Brandi Daniel, Illustrious Commandress of Golconda Court #16
2. Noble Chief Hyacinth and Lady Lolo Francisca Nneoma Nwereugo Ibeneme, on their Golden Jubilee Anniversary, to be held on Friday, October 25, 2019
3. Individuals honored during the 105th Freedom Fund Gala Awards Brunch, to be held on Saturday, November 2, 2019
4. National Association of African Catholics in the United States (NAACUS)

Sponsored by Council Member Augusto Amador

5. 145th Anniversary of Ministry at the Five Corners
6. St. Stephan's Grace Community - ELCA, on its' 10th Anniversary
7. Pastors Maristela Freiberg and Moarcir Weirich, on the 25th Anniversary of their Ordination as Pastors

Sponsored by Council Member Carlos M. Gonzalez

8. Mr. Manuel Medrano, of Just One Soccer 2019

Sponsored by Council Member John Sharpe James

9. Individuals honored during the 6th Annual Newark Interfaith Alliance Prayer Breakfast, held on Thursday, October 10, 2019

Sponsored by Council Member LaMonica R. McIver

10. Aliyyah Connie Torres, honored and awarded the 2019 Youth Award at the Irvington NAACP Annual Freedom Fund Banquet, held on Friday, October 4, 2019
11. Allison James-Frison, Founder/President of Girls; Live, Love, Laugh, Inc., on her ten (10) years of dedication to girls in the City of Newark

Sponsored by Council Member Luis A. Quintana

12. Individuals honored during the Commemoration of 156 Years of the Cantonization of Carriamange

Sponsored by Council Member Anibal Ramos, Jr.

13. Individuals honored during the 2nd National Hispanic Heritage Month Celebration and Flag Raising, organized by the Latino Edification Multicultural Aid Center, held on Friday, October 4, 2019

MOTIONS

12. ADJOURNMENT

**KENNETH LOUIS
CLERK OF THE MUNICIPAL COUNCIL
NEWARK, NEW JERSEY**