City of Newark

City Hall 920 Broad Street Newark, New Jersey 07102



Meeting Agenda - Final

REGULAR MEETING

Wednesday, January 6, 2016

12:30 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 Gayle Chaneyfield Jenkins
Council Member Joseph A. McCallum, Jr.
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

National Anthem

2. Invocation

Reverend John Bugg Old First Presbyterian Church 820 Broad Street Newark, New Jersey 07102

3. 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 by notifying by mail the Star Ledger and the Jersey Journal by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 2, 2015 the schedule of regular meetings and conferences of the Newark Municipal Council. In addition, the agenda of this meeting was disseminated on December 31, 2015 at the time of preparation.

4. ROLL CALL

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

5a	<u>15-2369</u>	Newark Board of Adjustment, Regular Hearing Minutes, December 10, 2015
5b	<u>15-2482</u>	Joint Meeting of Essex & Union Counties, Minutes, October 15, 2015
5c	<u>15-2486</u>	2016 North Jersey District Water Supply Commission Budget
5d	15-2487	Joint Meeting of Essex & Union Counties, 2016 Assessment Report

6. ORDINANCES

6F First Reading

6F-a 14-1519 AN ORDINANCE AMENDING TITLE 2. **CHAPTER** 12, OF THE REVISED GENERAL **ORDINANCES** OF THE CITY OF **NEWARK**, **JERSEY** NEW 2000, AS **AMENDED** AND SUPPLEMENTED. TO ESTABLISH A FEE FOR CERTAIN RECREATIONAL SERVICES.

Invitation: Director of Neighborhood & Recreational Services, December 15, 2015

Deferred 8a 121615

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 January 20, 2016 at 6:30 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

15-2387 6PSF-a ORDINANCE TO **AMEND** AND SUPPLEMENT TITLE 2. ADMINISTRATION. **CHAPTER** 1, OF THE **REVISED GENERAL ORDINANCES** OF NEWARK, OF THE CITY NEW JERSEY, REORGANIZING **DEPARTMENTS** IN CITY GOVERNMENT **ELIMINATING** THE **DEPARTMENTS OF POLICE** AND **FIRE** AND **ESTABLISHING DEPARTMENT** OF **PUBLIC** SAFETY, SHALL CONSIST OF AN OFFICE OF THE DIRECTOR, **DIVISION OF** POLICE, DIVISION OF FIRE, DIVISION OF COMMUNICATIONS AND **TRANSFERRING** FROM THE **DEPARTMENT** OF ADMINISTRATION THE OFFICE OF **EMERGENCY MANAGEMENT** AND OFFICE OF **HOMELAND SECURITY** OF TO Α DIVISION **EMERGENCY** MANAGEMENT AND HOMELAND SECURITY IN THE DEPARTMENT OF PUBLIC SAFETY, AS AMENDED AND SUPPLEMENTED.

6PSF-b 15-2389 **ORDINANCE FOR** THE AΝ **ESTABLISHING** SALARY RANGE **POSITION OF PUBLIC** DIRECTOR OF **SAFETY** IN THE **DEPARTMENT OF PUBLIC SAFETY**

6PSF-c <u>15-2147</u>

ORDINANCE GRANTING A THIRTY (30) YEAR TAX ABATEMENT TO **ALPHA** DRIVE. LLC. 580 DR. **MARTIN LUTHER** JR. KING. BOULEVARD, NEWARK, NEW JERSEY 07103, THE OWNER OF A PROJECT CONSISTING OF Α THREE STORY BUILDING CONTAINING SIX (6) AFFORDABLE HOUSING UNITS LOCATED AT 581-583 DR. MARTIN LUTHER KING, JR. **BOULEVARD** AND 124-132 COURT STREET (REAR) IDENTIFIED ON THE **OFFICIAL** TAX MAP OF THE CITY AS BLOCK 2507, LOTS 55, 56 AND 62. (CENTRAL WARD)

6PSF-d <u>15-2148</u>

ORDINANCE GRANTING A THIRTY (30) YEAR TAX ABATEMENT TO HIGH STREET HEIGHTS, LLC, 580 DR. MARTIN LUTHER KING, JR. BOULEVARD, NEWARK, NEW JERSEY 07103, THE OWNER OF A **PROJECT** CONSISTING OF Α THREE STORY BUILDING CONTAINING SIX (6) AFFORDABLE HOUSING UNITS LOCATED AT **MARTIN LUTHER** 577-579 DR. KING, JR. **BOULEVARD** AND IDENTIFIED ON THE OFFICIAL TAX MAP OF THE CITY AS BLOCK 2507, LOT 19. (CENTRAL WARD)

6PSF-e 15-2438

AN ORDINANCE TO TRANSFER THREE (3) PROPERTIES IN THE WEST WARD OWNED BY THE CITY OF NEWARK TO THE COUNTY ESSEX, FOR THE DEVELOPMENT OF OPEN SPACE AND PARKING FOR A NEW ESSEX COUNTY VOCATIONAL TECHNICAL SCHOOL CAMPUS IN ACCORDANCE WITH LOCAL LANDS AND BUILDINGS LAW, FOR THE TOTAL SUM TOTAL OF ONE DOLLAR (\$1.00).

Public Hearing to be held at the January 12, 2016 Special Meeting

AGENDA RESOLUTION CODES PER DEPARTMENT

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- 2 Health and Community Wellness
- 3 Economic and Housing Development
- 4 Engineering
- 5 Finance
- 6 Fire
- 7 Law
- 8 Mayor's Office
- 9 Municipal Council and City Clerk
- 10 Neighborhood and Recreational Services
- 11 Police
- 12 Water and Sewer Utilities

7. RESOLUTIONS

7R1 Administration

7R1-a	15-0223	Dept/ Agency: Administration/ Office of the Business Administrator Action: (X) Ratifying (X) Authorizing () Amending Type of Service: Contract with Sub-recipient Purpose: Provide CDBG Youth Services Entity Name: Rutgers University Entity Address: 9 Shephard Avenue, Newark, New Jersey 07112 Grant Amount: \$40,000.00 Funding Source: U.S. Department of Housing and Urban Development (HUD)/ Community Development Block Grants (CDBG) Funds Contract Period: January 1, 2015 through December 31, 2015 Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS (X) Fair & Open () No Reportable Contributions (X) RFP () RFQ () Private Sale (X) Grant (X) Sub-recipient () n/a Additional Information:
		Funds accepted by Resolution 7R1-K adopted January 7, 2015. Adolescent Youth Development program (AYD). Services include primary medical care and behavior counseling for adolescents and young adults.
7R1-b	<u>15-1842</u>	Dept/ Agency: Administration/Division of Central Purchasing Action: () Ratifying (X) Authorizing () Amending Type of Service: Bid Contract(s) Purpose: LED Traffic Signal, Modules Description: Traffic Control Equipment Entity Name: General Traffic Equipment Corp., Address: 259 Broadway, Newburgh, New York, 12550 Contract Amount: Amount not to exceed \$100,000.00 Funding Source: City of Newark Budget/Department of Engineering Funding Account Code(s) Line: NW011- 8375 Contract Period: To be established for a period not to exceed two (2) years Contract Basis: (X) Bid () State Vendor () Prof. Service () EUS () Fair & Open () No Reportable Contributions () RFP () RFQ () Private Sale () Grant () Sub-recipient () N/A Entity Name/Address: Additional Information: Bids solicited: Seven (7) Bids received: Four (4)

7R1-c	<u>15-2306</u>	Dept/ Agency: Administration/ Division of Central Purchasing
		Action: () Ratifying (X) Authorizing () Amending
		Type of Service: Cooperative Purchasing Agreement
		Purpose: Membership in Houston-Galveston Area Council (H-GAC)
		Entity Name: Houston-Galveston Area Council
		Entity Address: 3555 Timmons Lane, Suite 120, Houston, Texas
		77027
		Contract Amount: No municipal funds required
		Contract Period: Upon Municipal Council approval thru June 30, 2017
		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 National Cooperative Purchasing Program

7R2 Health and Community Wellness

7R2-a	<u>15-2120</u>	Dept/ Agency: Health and Community Wellness
		Action: (X) Ratifying (X) Authorizing () Amending
		Type of Service: Application/Acceptance of Grant Funds
		Purpose: To provide training to caregivers in Falls Prevention Programs
		Entity Name: Department of Health and Community Wellness
		Entity Address: 110 William Street, Newark, New Jersey 07102
		Grant Amount: \$12,000.00
		Funding Source: New Jersey Department of Human Services, Division
		of Aging Services
		Total Project Cost: N/A
		City Contribution: N/A
		Other Funding Source/Amount: N/A
		Contract Period: December 1, 2015 through July 31, 2016
		Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS
		() Fair & Open () No Reportable Contributions () RFP () RFQ
		() Private Sale (X) Grant () Sub-recipient () n/a
		Additional Information:
		Program designed to reduce the number and the seriousness of injuries
		for seniors who fall.
7R2-b	<u>15-2131</u>	Dept/ Agency: Health and Community Wellness
		Action: (X) Ratifying (X) Authorizing () Amending
		Type of Service: Application/Acceptance of Grant Funds
		Purpose: To provide Supplemental Nutrition Program for Women,
		Infant and Children (WIC)
		Entity Name: City of Newark/Department of Health and Community
		Wellness
		Entity Address: 110 William Street, Newark, New Jersey 07102
		Grant Amount: \$1,820,121.00
		Funding Source: State of New Jersey, Department of Health and
		Senior Services
		Total Project Cost: N/A
		City Contribution: None required
		Other Funding Source/Amount: N/A
		Contract Period: October 1, 2015 through September 30, 2016
		Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS
		() Fair & Open () No Reportable Contributions () RFP () RFQ
		() Private Sale (X) Grant () Sub-recipient () n/a
		Additional Information:

7R3 Economic and Housing Development

7R3-a 15-1939 **Dept/ Agency:** Economic & Housing Development **Action:** () Ratifying (X) Authorizing () Amending Type of Service: Private Sale/Redevelopment Purpose: Develop sixteen (16) two-family or three-family homes Entity Name: Urban League of Essex County Entity Address: 508 Central Ave., Newark, New Jersey 07107 Sale Amount: \$85,682.00 Cost Basis: (X) \$2.00 PSF () Negotiated () N/A () Other: **Assessed Amount:** \$495,300.00 Appraised Amount: \$N/A Contract Period: To be commenced within 3 months and be completed within 18 months from the transfer of ownership by the City. Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS () Fair & Open () No Reportable Contributions (X) RFP () RFQ (X) Private Sale () Grant () Sub-recipient () n/a **List of Property:** (Address/Block/Lot/Ward) 147 Camden Street/Block 262/Lot 35/West Ward 157 Camden Street/Block 262/Lot 40/West Ward 165 Camden Street/Block 262/Lot 44/West Ward 172-178 Fairmount Avenue/Block 262/Lot 26, 27, 28/West Ward 208-210 Fairmount Avenue/Block 262/Lot 10, 11/West Ward 224 Fairmount Avenue/Block 262/Lot 3/West Ward 228 Fairmount Avenue/Block 262/Lot 1/West Ward 187 Fairmount Avenue/Block 263/Lot 41/West Ward 195 Fairmount Avenue/Block 263/Lot 45/West Ward 217 Fairmount Avenue/Block 263/Lot 69/West Ward 219-221 Fairmount Avenue/Block 263/Lot 58/West Ward 227-229 Fairmount Avenue/Block 263/Lot 61/West Ward Additional Information:

Total Square Footage: 42,841.; (12 Lots)

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7R5 Finance

7R5-a <u>15-2116</u> **Dept/ Agency:** Finance

Action: () Ratifying (X) Authorizing () Amending **Purpose:** Stipulation of Settlements for Tax Appeals

List of Property:

(Tax Payer/Address/Block/Lot/Ward/Assmnt./Year/Refund Amount)

Koshai LLC./892 Broad Street/865/4/East/\$500,000/2011/-\$0.00 Koshai LLC./892 Broad Street/965/4/ East /\$500,000/2012/-\$0.00 Koshai LLC./892 Broad Street/965/4/ East /\$1,226,600/2013/-\$14,074.00 Koshai LLC./892 Broad Street/965/4/ East /\$1,226,600/2014/-\$14,779.37 Wells REIT II 80 Park Plaza LLC/1135-1155 Raymond

Boulevard/142/1/Central/\$85,314,000/2010/-\$327,985.20 Wells REIT II 80 Park Plaza LLC/1135-1155 Raymond Boulevard/142/1/Central/\$85,314,000/2011/-\$243,409.92 Wells REIT II 80 Park Plaza LLC/1135-1155 Raymond Boulevard/142/1/Central/\$85,314,000/2012/-\$252,479.28 Wells REIT II 80 Park Plaza LLC/1135-1155 Raymond Boulevard/142/1/Central/\$114,581,600/2013/-\$0.00 Wells REIT II 80 Park Plaza LLC/1135-1155 Raymond

Boulevard/142/1/Central/\$114,581,600/2014/-\$0.00 Wells REIT II 80 Park Plaza LLC/1135-1155 Raymond Boulevard/142/1/Central/\$114,581,600/2015/-\$0.00 520 Broad Street Associates, LLC/8-36 Atlantic Street/12/53/Central/\$3,000,000/2012/-\$0.00 520 Broad Street Associates, LLC/8-36 Atlantic Street/12/53/Central/\$4,400,000/2013/-\$29,530.00 Broad Atlantic Assoc., LLC/516-532 Broad Street/24/40/Central/\$23,729,600/2012/-\$34,520.00 Broad Atlantic Assoc., LLC/516-532 Broad Street/24/40/Central/\$42,400,000/2013/-\$425,232.00 Fontes, Alexander & Maria/637-641 Market Street/2011/23/East/\$2,050,200/2013/-\$8,864.91 E&S Hermon Associates LLC/50 Hermon Street/928/4/East/\$411,900/2014/-\$2,229.62

Additional Information:

Total Tax Difference: -\$ 1,353,104.30

Invitation: Corporation Counsel, January 5, 2016

7R5-b <u>15-2453</u> **Dept/ Agency:** Finance

Action: () Ratifying (X) Authorizing () Amending **Purpose:** Stipulation of Settlements for Tax Appeals

List of Property:

(Tax Payer/Address/Block/Lot/Ward/Assmnt./Year/Refund Amount)

Anheuser-Busch, Inc./174-312 Carnegie Avenue/5090/50/South/\$139,559,700/2014/-\$678.439.88

Anheuser-Busch, Inc./174-312 Carnegie Avenue/5090/50/South/\$139,559,700/2015/-\$1,096,208.83

Anheuser-Busch, Inc./334-348 Carnegie Avenue/5090/44.01/South/\$58,920,100/2014/-\$226,146.63

Anheuser-Busch, Inc./334-348 Carnegie Avenue/5090/44.01/South/\$58,920,100/2015/-\$365,402.94

Anheuser-Busch, Inc./314-332 Carnegie Avenue/5090/193/South/\$691,000/2014/-\$0.00

Anheuser-Busch, Inc./314-332 Carnegie Avenue/5090/193/South/\$691,000/2015/-\$0.00

Additional Information:

Total Tax Difference: -\$2,366,198.28 (Applied as Credits)

Invitation: Corporation Counsel, January 5, 2016

7R7 Law 7R7-a <u>15-2240</u> Dept/ Agency: Law **Action:** (X) Ratifying (X) Authorizing () Amending Type of Service: Professional Services Contract Purpose: Legal Services Conflict Counsel Services Entity Name: The Law Offices of Juliana E. Blackburn, P.C. **Entity Address:** 936 Broad Street, Second Floor, Newark, New Jersey 07102 Contract Amount: An amount not to exceed \$50,000.00 Funding Source: 2016 City of Newark Budget, Law Department Contract Period: January 1, 2016 through December 31, 2016 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:** Invitation: Corporation Counsel, December 15, 2015 **Deferred 7R7-m 121615** Deferred 7R7-j (s) 122915 7R7-b 15-2327 Dept/ Agency: Law **Action:** X Ratifying (X) Authorizing () Amending Type of Service: Professional Services Contract Purpose: Bond Counsel Services Entity Name: Decotiis Fitzpatrick & Cole, LLP Entity Address: Glenpointe Centre West, 500 Frank W. Burr Boulevard, Suite 31, Teaneck, New Jersey 07666 Contract Amount: An amount not to exceed \$188,500.00 Funding Source: 2016 City of Newark Budget, Law Department Contract Period: January 1, 2016 through December 31, 2016 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:

7R7-c <u>15-2257</u> **Dept/ Agency**: Law

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

Type of Service: Professional Services Contract

Purpose: Tax Appraisal Services

Entity Name: Hendricks Appraisal Company, LLC

Entity Address: 7 Hutton Avenue, West Orange, New Jersey 07052

Contract Amount: An amount not to exceed \$144,000.00

Funding Source: 2016 City of Newark Budget, Law Department Contract Period: January 1, 2016 through December 31, 2016 Contract Basis: () Bid () State Vendor (X) Prof. Ser. () EUS (X) Fair & Open () No Reportable Contributions (X) RFP () RFQ

() Private Sale () Grant () Sub-recipient () n/a

Additional Information:

7R9 Municipal Council and City Clerk

7R9-a 15-2160 Dept/ Agency: Offices of Municipal Council/City Clerk

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

Type of Service: Constable Appointment

Purpose: To serve lockouts, warrants, removal of repossessions and

subpoenas

Name of Appointee: Willard Anthony Wilson

Address: 14 Hazel Place, Newark, New Jersey 07108

Appointment Term: For a term of three years from the date of appointment or to the date of the expiration of the Constable Bond,

whichever occurs first.

Sponsor: Council Member John Sharpe James

Additional Information:

Appointee shall submit Constable Bond

7R10 Neighborhood and Recreational Services

7R10-a	<u>14-1622</u>	Dept/ Agency: Neighborhood & Recreational Services
		Action: (X) Ratifying (X) Authorizing () Amending
		Type of Service: Commodity Resale Agreement
		Purpose: Resale of Sodium Chloride (Rock Salt - Bulk)
		Entity Name: Newark Public School District
		Entity Address: 2 Cedar Street, Newark, New Jersey 07102
		Contract Amount: \$48.87 per ton which is the current pricing but may
		increase based on market rate.
		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:
		There will be an upcharge for salt cost plus 20% to cover expenses of
		additional services from November 1, 2014 through March 31, 2018
7R11	Police	
7R11-a	<u>15-1844</u>	Dept/ Agency: Police
		Action: (X) Ratifying (X) Authorizing () Amending
		Type of Service: Application/Acceptance of Grant Funds
		Purpose: Funding for overtime to address violent crime.
		Entity Name: Newark Police Department
		Entity Address: 480 Clinton Avenue, Newark, New Jersey, 07108
		Grant Amount: \$473,374.00
		Funding Source: United States Department of Justice, Bureau of
		Justice Assistance
		Total Project Cost: \$473,374.00
		City Contribution: \$0.00
		Other Funding Source/Amount: N/A
		Contract Period: October 1, 2014 through September 30, 2018 (or
		until all grant funds are expended)
		Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS
		() Fair & Open () No Reportable Contributions () RFP () RFQ
		() Private Sale (X) Grant () Sub-recipient () n/a
		Additional Information:

7R11-b	<u>15-2088</u>	Dept/ Agency: Police Action: (X) Ratifying (X) Authorizing () Amending Type of Service: Application/Acceptance of Grant Funds Purpose: Body Armor Replacement for Police Officers Entity Name: Newark Police Department Entity Address: 480 Clinton Avenue, Newark, New Jersey 07108 Grant Amount: \$92,608.41 Funding Source: New Jersey Division of Criminal Justice / Body Armor Replacement Fund Program Total Project Cost: \$92,608.41
		City Contribution: \$0.00
		Other Funding Source/Amount: N/A
		Contract Period: October 21, 2015 through October 20, 2020
		Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS () Fair & Open () No Reportable Contributions () RFP () RFQ () Private Sale (X) Grant () Sub-recipient () n/a Additional Information:
8.	COMMU	INICATIONS
	Receive	d from Business Administrator Jack Kelly
8a	15-2390	AN ORDINANCE AMENDING TITLE 2, CHAPTER 2, SECTION 64 TO ESTABLISH A SALARY FOR THE POSITION OF PART-TIME JUDGE IN THE OFFICE OF THE MAYOR, MUNICIPAL COURT OF THE CITY OF NEWARK.
	MOTION	IS
		<u> </u>

11. 15-2489 HEARING OF CITIZENS

- Sheila Montague, 481 South 13th Street, Newark, NJ West Ward Concerns.
- Opal R. Wright, 32 Vanderpool Street, Newark, NJ The "American Recovery and Reinvestment Act of 2009".
- 3. 10-4 Evans, 149 Huntington Terr., Newark, NJ City of Newark landlord and community issues.
- 4. Gregory Holmes, 14 Holland Street, Newark, NJ City creating health hazards; KIPP and concerns.
- Isaac Jenkins, 27 Foster Street, Newark, NJ Public Safety
- 6. Munirah El-Bomani, 175 1st Street, Newark, NJ 2016, Newark we demand better!
- 7. Barbara Tazewell, 333 Springfield Avenue, Newark, NJ Management has no respect for tenants, no activities for seniors, security in senior rooms.
- 8. Colleen M. Fields, 27 Foster Street, Newark, NJ
 1st Cop terminated because of Amiri Baraka Sr., bad cop watch.

12. ADJOURNMENT

KENNETH LOUIS
CLERK OF THE MUNICIPAL COUNCIL
NEWARK, NEW JERSEY