City of Newark

City Hall 920 Broad Street Newark, New Jersey 07102



Meeting Agenda - Final

REGULAR MEETING

Tuesday, April 21, 2020

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 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

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1. CALL TO ORDER

2. NATIONAL ANTHEM / PLEDGE OF ALLEGIANCE

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.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 7R8-a on December 4, 2019. In addition, the agenda for this meeting was disseminated on April 17, 2020 at the time of preparation.

4. ROLL CALL

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

5a	20-0498	City of Newark, Single Audit, December 31, 2018
5b	20-0499	Joint Meeting of Essex & Union Counties, 2020 Second Quarter Annual Assessment
5c	20-0500	The Newark Museum Association (d/b/a The Newark Museum of the Art), Financial Statements, December 31, 2019 and 2018
5d	<u>20-0501</u>	The Newark Museum Association (d/b/a The Newark Museum of the Art), Financial Statements, December 31, 2019 and 2018

6. ORDINANCES

6F First Reading

20-0038 AMENDING TITLE XX, OF THE REVISED GENERAL 6F-a ORDINANCE ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY 2000 AS AMENDED AND SUPPLEMENTED, CHAPTER 4, BURGLAR SECTION 5, ROBBERY ALARMS, AMENDING **FALSE** ALARMS, ADDING **PENALTIES** FOR CONTINUOUS **VIOLATIONS SECTION ADDING** REGARDING **FALSE** ALARMS, 7, **FEES** REGISTRATION **FOR** COMMERCIAL AND RESIDENTIAL PROPERTIES, AND SECTION 8, INCREASING THE ANNUAL FEE FOR PERMITS ON COMMERCIAL PROPERTIES.

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 May 6, 2020, or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

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 Sewer Utility

7. RESOLUTIONS

7R1 Administration

7R1-a	20-0433	Dept/ Agency: Administration/Office of Management and Budget Action: (X) Ratifying (X) Authorizing () Amending Type of Service: Temporary Emergency Appropriation Purpose: 2017 Recycling Tonnage Grant Funding Source: New Jersey Department of Environmental Protection Agency Appropriation Amount: \$220,124.44 Budget Year: 2020 Contract Period: April 1, 2020 through September 30, 2021 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: Funds to be accepted by Resolution: from the Department of Public Works, to accept grant funds is pending Municipal Council approval as Legistar File #20-0395. Operating Agency: Department of Public Works Two-Thirds vote of full membership required
7R1-b	<u>20-0475</u>	Dept/ Agency: Administration/Office of Management and Budget Action: () Ratifying (X) Authorizing () Amending Type of Service: Temporary Emergency Appropriation Purpose: To provide funds for the operating expenses until the adoption of the 2020 Operating Budget for the City of Newark and Department of Water and Sewer Utilities. Funding Source: 2020 Budget Appropriation Amount: \$67,865,416.00 Budget Year: 2020 Contract Period: May 1, 2020 through May 31, 2020 Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS () Fair & Open () No Reportable Contributions () RFP () RFQ () Private Sale () Grant () Sub-recipient () n/a Additional Information: Funds accepted by Resolution Operating Agency: All Departments Two-Thirds vote of full membership required.

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7R1	٦-١	20)-01	94

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Rescind Resolution 7R1-b adopted January 8, 2020, for the Department of Health and Community Wellness to substantially revise the bid specifications.

Purpose: To rescind contract to provide shelter services for the DHCW Relocation Program for Department of Health and Community Wellness to substantially revise specifications

Entity Names/Addresses:

- 1. Catholic Charities of the Archdiocese of Newark, 590 North 7th Street, Newark, New Jersey 07107
- 2. Peace House, Inc., 9 Madison Avenue, Newark, New Jersey 07108
- 3. New Community Corporation Harmony House, 278 South Orange Avenue, Newark, New Jersey 07103
- 4. The Restoration Center, 300 South 12th Street, Newark, New Jersey 07108

Contract Amount: Not to exceed \$200,000.00

Funding Source: 2019 Budget/Department of Health and Community Wellness/ NW011-120-1205-96660-B2019

Contract Period: To be established for a period not to exceed twenty-four (24) consecutive months

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:

Rescind Resolution 7R1-b adopted January 8, 2020.

7R1-d	20-0312	Dept/ Agency: Administration/Division of Central Purchasing Action: () Ratifying (X) Authorizing () Amending Type of Service: Bid Contract(s) Purpose: To provide 2020 or Newer Harley-Davidson FLHP Road King Solo Law Enforcement Motorcycle. Entity Name(s)/Address(s): Harley Davidson of Bergen County Inc., 124 Essex Street, Rochelle Park, New Jersey 07662 Contract Amount: Not to exceed \$286,000.00 Funding Source: 2020 Budget/Department of Public Safety, Division of Police/NW051-G19-P1930-B2020 Contract Period: To be established for a period not to exceed twenty-four (24) consecutive months Contract Basis: (X) Bid () State Vendor () Prof. Ser. () EUS () Fair & Open () No Reportable Contributions () RFP () RFQ () Private Sale () Grant () Sub-recipient () n/a Additional Information: Advertisement Date: January 22, 2020 Bids Solicited: Six (6) Bids Received: One (1)
7R1-e	20-0320	Dept/ Agency: Administration/Division of Central Purchasing Action: () Ratifying (X) Authorizing () Amending Type of Service: Bid Contract(s) Purpose: To purchase Water Purification Chemical-Food Grade Granular Salt. Entity Name(s)/Address(s): Veckridge Chemical Company, Inc., 60-70 Central Avenue, Kearny, New Jersey 07032 Contract Amount: Not to exceed \$150,000.00 Funding Source: 2020 Budget/Department of Water and Sewer Utilities/NW037-750-7502-8323-B2020 Contract Period: To be established for a period not to exceed twenty-four (24) consecutive months Contract Basis: (X) Bid () State Vendor () Prof. Ser. () EUS () Fair & Open () No Reportable Contributions () RFP () RFQ () Private Sale () Grant () Sub-recipient () n/a Additional Information: To provide the City of Newark with Water Purification Chemical-Food Grade Granular Salt for the water treatment plants. Advertisement: January 29, 2019 Bids Solicited: Four (4) Bids Received: One (1)

7R1-f	20-0442	Action: () Ratifying (X) Authorizing () Amending Type of Service: Bid Contract(s) Purpose: To provide Healthy Nutritional Meals to Newark Senior Citizens. Entity Name(s)/Address(s): 4 Seasons Café, LLC, 186 West Market Street, Newark, New Jersey 07103 Contract Amount: Not to exceed \$420,000.00 Funding Source: 2020 Budget/Department of Recreation, Cultural Affairs, and Senior Services/NW-011-1601-1609-83210-B2020 Contract Period: To be established for a period not to exceed twenty-four (24) months Contract Basis: (X) Bid () State Vendor () Prof. Ser. () EUS () Fair & Open () No Reportable Contributions () RFP () RFQ () Private Sale () Grant () Sub-recipient (X) n/a Additional Information:
		Advertisement Date: February 21, 2020 Number of Bids Solicited: Eleven (11) Number of Bids Received: Four (4)
7R1-g	20-0472	Dept/ Agency: Administration/Division of Central Purchasing Action: () Ratifying (X) Authorizing () Amending Type of Service: Bid Contract(s) Purpose: To provide a Community Based Violence Reduction Initiative. Entity Name(s)/Address(s): Newark Community Street Team, 400 Hawthorne Avenue, Newark, New Jersey 07112 Contract Amount: Not to exceed \$249,758.00 Funding Source: 2020 Budget/Department of Administration/NW011-200-2001-A-90190-B2020 Contract Period: For a period not to exceed one (1) year Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS () Fair & Open () No Reportable Contributions (X) RFP () RFQ () Private Sale () Grant () Sub-recipient () n/a Additional Information: To provide a Community Based Violence Initiative for the Department of Administration. Advertisement Date: January 16, 2020 Bid Received: One (1)

7R1-h	<u> 20-0356</u>	Dept/ Agency: Administration/Division of Personnel
		Action: (X) Ratifying (X) Authorizing () Amending
		Type of Service: Labor Agreement
		Purpose: Collective Bargaining Negotiations and Settlement
		Entity Name: Building Trades Bargaining Committee, Local 68
		Entity Address: 11 Fairfield Place, West Caldwell, New Jersey 07006
		Project Fiscal Impact: \$100,250.00 (average cost per year over the
		term of the Agreement)
		Contract Period: January 1, 2015 through December 31, 2018
		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:

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7R2 Economic and Housing Development

7R2-a 20-0101 Dept/ Agency: Economic and Housing Development

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

Type of Service: Public Real Estate Auction

Purpose: An Amendment to Exhibit A of Resolution 7R2-e(AS) adopted on February 22, 2019, accepting bids and authorizing the sale of real

estate property not needed for public use at public auction.

Date of Auction: January 24, 2019

Location of Auction: Newark Symphony Hall, 1020 Broad Street,

Newark, New Jersey 07102

Cost Basis: () PSF () Negotiated () N/A (X) Other:

Contract Basis: (X) Bid () State Vendor () Prof. Ser. () EUS () Fair & Open () No Reportable Contributions () RFP () RFQ

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

List of Property: Refer to Resolution, Exhibit A

Additional Information:

Resolution 7R2-d(AS) adopted on December 19, 2018, authorized the sale of twenty-four (24) City-owned properties at public real estate auction on January 24, 2019.

Resolution 7R2-e(AS) adopted on February 22, 2019, authorized the acceptance of bids and execution of Quitclaim Deeds for the properties sold at public auction on January 24, 2019.

7R2-b <u>20-0410</u>

Dept/ Agency: Economic and Housing Development

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

Type of Service: Investigation for Area in Need of Redevelopment

Purpose: Central Planning Board to determine if area is in need of

redevelopment
List of Properties:

(Address/Block/Lot/Ward)

741-811 Frelinghuysen Avenue/Block 3746/Lot 1/South Ward

210-236 Dayton Street/Block 3746/Lot 10/Add'l Lot-Block 3752/Lot 25)

South Ward

1-37 Ludlow Street/Block 3764/Lot 1.01/South Ward

39-83 Ludlow Street/Block 3764/Lot 1.02/South Ward

85-99 Ludlow Street/Block 3764/Lot 1.03/South Ward

101-121 Ludlow Street/Block 3764/Lot 1.04/South Ward

Additional Information:

7R6	Law	
7R6-a	20-0283	Dept/ Agency: Law Action: () Ratifying () Authorizing () Amending Purpose: Settlement of Workers' Compensation Claim C.P. No.: 2013-17965 Claimant: Salvador Bidot Claimant's Attorney: Feeley & LaRocca Attorney's Address: 76 South Orange Avenue, Suite #211, South Orange, New Jersey 07079 Settlement Amount: \$50,090.00 Funding Source: Insurance Trust Fund Additional Comments:
7R6-b	20-0457	Dept/ Agency: Law Action: (X) Ratifying (X) Authorizing () Amending Type of Service: Professional Services Contract Purpose: To provide Legal Services for Redevelopment/Land Use Matters. Entity Name: DeCotiis, FitzPatrick, Cole & Giblin, LLP Entity Address: 61 South Paramus Road, Suite 250, Paramus New Jersey 07652 Contract Amount: Not to exceed \$450,000.00 Funding Source: 2020 Budget/Department of Economic and Housing Development/NW026-BS-32100-B2020 Contract Period: March 12, 2020 through March 11, 2021 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:

7R6-c	<u>20-0458</u>	Dept/ Agency: Law
		Action: (X) Ratifying (X) Authorizing () Amending
		Type of Service: Professional Services Contract
		Purpose: To provide legal services concerning Redevelopment/Land Use
		Matters.
		Entity Name: Schenck, Price, Smith & King, LLP
		Entity Address: 220 Park Avenue, P.O. Box 991, Florham Park, New
		Jersey 07932-0991
		Contract Amount: Not to exceed \$100,000.00
		Funding Source : 2020 Budget/Department of Economic and Housing Development/NW026-BS-32100-B2020
		Contract Period: March 12, 2020 through March 11, 2021
		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:
7R6-d	20-0460	Dept/ Agency: Law
		Action: () Ratifying (X) Authorizing () Amending
		Type of Service: Professional Services Contract
		Purpose: To provide Bond Counsel Legal Services.
		Entity Name: Wilentz, Goldman & Spitzer, P.A.
		Entity Address: 90 Woodbridge Center Drive, Suite 900, Woodbridge
		New Jersey 07095
		Contract Amount: Not to exceed \$200,000.00
		Funding Source: City of Newark Bond/Note Proceeds
		Contract Period: Twelve (12) months from the issuance of the Notice to
		Proceed
		Contract Basis: () Bid () State Vendor (X) Prof. Ser. () EUS
		() Fair & Open (X) No Reportable Contributions () RFP () RFQ () Private Sale () Grant () Sub-recipient () n/a
		Additional Information:

7R6-e 20-0465 **Dept/ Agency**: Law

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

Purpose: Settlement of Civil Litigation

Docket No.: ESX-L-3042-18 **Claimant:** Valerie Gholston-Key

Claimant's Attorney: James A. Key, Jr., Esq.

Attorney's Address: 200 Centennial Avenue, Suite 200, Piscataway,

New Jersey 08854

Settlement Amount: \$175,000.00

Funding Source: 2020 Budget/Department of Law/NW025, Dept. 25T, Division/Project 5T25 and Account #96320/Insurance Fund Trust

Additional Comments:

Total settlement amount of \$175,000.00 divided as follows: \$58,333.32 payable as Attorney's fees and \$116,666.68 payable to Plaintiff as back

pay.

7R8 Municipal Council and City Clerk

7R8-a 20-0437 Dept/ Agency: Offices of Municipal Council/City Clerk

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

Type of Service: Hold Harmless and Indemnification Agreement

Purpose: West Ward Senior Cookout

Entity Name: Essex County Department of Parks, Recreation and

Cultural Affairs

Entity Address: 115 Clifton Avenue, Newark, New Jersey 07104 **Event Location:** Vailsburg Park, 694-735 South Orange Avenue,

Newark, New Jersey 07106

Event Date(s): Thursday, May 28, 2020 Event Time: 9:00 A.M. until 4:00 P.M.

Additional Information: Rain Date: Friday, May 29, 2020 **Sponsor:** Council Member, Joseph A. McCallum, Jr.

Deferred 7R8-c 040720

7R8-b	20-0513	Dept/ Agency: Offices of Municipal Council/City Clerk Action: () Ratifying (X) Authorizing () Amending Type of Service: Amending the Annual Meeting Calendar for the Newark Municipal Council for the year 2020 Purpose: Removing scheduled meetings and changing the time for a Regular Council Meeting Additional Information: Open Public Meetings Act Notice to be sent to newspapers and posted.
7R9	Public S	afety
7R9-a	20-0046	Dept/ Agency: Public Safety, Police Division Action: (X) Ratifying (X) Authorizing () Amending Type of Service: Exception to Public Bidding - specific exception - N.J.S.A. 40A:11-5(1)(dd) Purpose: To provide Support and Maintenance of Proprietary Software. Entity Name: Enforsys Police Systems, Inc. Entity Address: 27 Bleeker Street, Suite 222, Millburn, New Jersey 07041 Contract Amount: Not to exceed \$500,000.00 Funding Source: 2020 Budget/Department of Public Safety/Division of Police/NW011-190-1902-72250 Contract Period: January 1, 2020 through December 31, 2021 with two (2) one (1) year options to renew Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS () Fair & Open (X) No Reportable Contributions () RFP () RFQ () Private Sale () Grant () Sub-recipient (X) N/A Additional Information: This contract is an exception to Public Bidding with specific exception, pursuant to N.J.S.A.40A:11-5(1) (dd).

7R10 Public Works

7R10-a 20-0395 **Dept/ Agency:** Public Works/Division of Sanitation **Action:** (X) Ratifying (X) Authorizing () Amending Type of Service: Acceptance of Grant Funds **Purpose:** 2017 Recycling Tonnage Grant **Entity Name:** City of Newark Entity Address: 920 Broad Street, Newark, New Jersey 07102 **Grant Amount:** \$220,124.44 Funding Source: New Jersey Department of Environmental Protection Total Project Cost: \$0.00 City Contribution: \$0.00 Other Funding Source/Amount: \$0.00 Contract Period: The funds do not need to be expended within a specific time frame as long as the funds are used for the City's Recycling Program Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS () Fair & Open () No Reportable Contributions () RFP () RFQ () Private Sale (X) Grant () Sub-recipient () n/a

7R11 Recreation, Cultural Affairs and Senior Services

Additional Information:

7R11-a 20-0379 Dept/ Agency: Recreation, Cultural Affairs and Senior Services

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

Type of Service: Hold Harmless and Indemnification Agreement **Purpose:** To provide facility use for Shani Baraka Basketball Camp.

Entity Name: Newark Public Schools

Entity Address: 765 Broad Street, Newark, New Jersey 07102

Event Location: Weequahic High School, Ronald G. Stone Gymnasium,

279 Chancellor Avenue, Newark, New Jersey 07112 **Event Date(s):** July 6, 2020 through August 21, 2020

Event Time: 8:00 A.M. until 4:00 P.M.

Additional Information:

Sponsor:

7R12 Water Sewer Utility

7R12-a	20-0315	Dept/ Agency: Water and Sewer Utilities
		Action: () Ratifying (X) Authorizing () Amending
		Type of Service: Bid Contract
		Purpose: To provide Maintenance and Repair of Mechanical Equipment
		at the City of Newark's Water and Sewer Facilities- Contract # 06-WS2020.
		Entity Name: Rapid Pump and Meter Service Company, Inc.
		Entity Address: 285 Straight Street, P.O. Box AY, Paterson, New Jersey 07509
		Contract Amount: Not to exceed \$1,000,000.00
		Funding Source: 2020 Budget/Department of Water and Sewer
		Utilities/ NW037-750-7502-A-71770-B2020
		Contract Period: Two (2) years from the date of an issuance of a Notice
		to Proceed
		Contract Basis: (X) Bid () State Vendor () Prof. Ser. () EUS
		() Fair & Open () No Reportable Contributions () RFP () RFQ () Private Sale () Grant () Sub-recipient () N/A
		Additional Information:
		Bids Solicited: Two (2)
		Bids Received: One (1)

7R12-b	<u>20-0467</u>	Dept./ Agency: Water and Sewer Utilities
		Action: () Ratifying (X) Authorizing (X) Amending
		Type of Service: Close out Change Order #1/Amend Resolution
		7R12-h adopted on August 2, 2017
		Purpose: To execute Change Order #1 for Emergency Repair of Sewers
		Project Contract 01-WS2017.
		Entity Name: Montana Construction Corporation, Inc.
		Entity Address: 80 Contant Avenue, Lodi, New Jersey 07644
		Contract Amount: Not to exceed \$2,161,514.15
		Funding Source: 2019 Budget/Department of Water and Sewer
		Utilities/NW038-806-8067-71970
		Contract Period: 730 Calendar days commencing on a date to be
		specified on a written Notice to Proceed
		Contract Basis: (X) Bid () State Vendor () Prof. Ser. () EUS
		(X) Fair & Open () No Reportable Contributions () RFP () RFQ
		() Private Sale () Grant () Sub-recipient () N/A
		Additional Information:
		Original Resolution 7R12-h adopted on August 2, 2017 awarded a contract
		in an amount not to exceed \$1,741,895.00.
		Change Order #1 will increase the contract amount by \$419,619.15 and for

a total contract amount not to exceed \$2,161,514.15.

8. COMMUNICATIONS

Received from Business Administrator Eric S. Pennington.

- 19-1564 ORDINANCE 8.-a AN AMENDING AND SUPPLEMENTING TITLE XX **MISCELLANEOUS** OF THE OFFENSES. **REVISED GENERAL** ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 2000, **AMENDED** AND SUPPLEMENTED **ADDNG NEW** BY Α CHAPTER FOR FALSE FIRE ALARMS. ADDING PENALTIES FOR **CONTINUOUS VIOLATIONS** REGARDING **FALSE FIRE** ALARMS, **ESTABLISHING REGISTRATION FEES FOR COMMERCIAL** AND RESIDENTIAL PROPERTIES. **ESTABLISHING** Α **PROCESS** AND **FOR** AND **DISTRIBUTION** OF **FIRE ALARM** REGISTRATION PERMITS.
- 20-0161 8.-b AN **ORDINANCE AMENDING** TITLE XV, SOLID **WASTE** MANAGEMENT, **CHAPTERS** 1. **DEFINITIONS** AND CHAPTER 4. **REVISED** COLLECTION AND DISPOSAL, OF THE **GENERAL** ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 2000, BY THE ADDITION OF A NEW PROVISION **RELATING TO** COLLECTION OF **FOR** AND REMOVAL SOLID **WASTE** PRIVATELY OWNED **STRUCTURES** OF OR TEN (10)UNITS MORE.

MOTIONS			
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12. ADJOURNMENT

KENNETH LOUIS
CLERK OF THE MUNICIPAL COUNCIL
NEWARK, NEW JERSEY