

City of Newark

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



Meeting Agenda - Final

REGULAR MEETING

Wednesday, December 4, 2019

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

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 November 27, 2019 at the time of preparation.

4. ROLL CALL**5. REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS, AND COMMISSIONS**

- 5.-a [19-1871](#) Office of the Clerk, Records Management, Room 415, Monthly Report, October 2019
- 5.-b [19-1884](#) Newark Board of Adjustment, Regular Hearing Minutes, October 10, 2019, October 23, 2019 and October 24, 2019
- 5.-c [19-1885](#) Newark Central Planning Board, Regular Hearing Minutes, October 21, 2019 and November 4, 2019
- 5.-d [19-1886](#) Newark Landmarks & Historic Preservation Commission, Regular Hearing Minutes, November 6, 2019

6. ORDINANCES**6PSF Public Hearing, Second Reading and Final Passage**

6PSF-a [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.

Deferred 6PSF-i 101619

Deferred 6PSF-c 110719

Deferred 6PSF-c 111819

PUBLIC HEARING TO BE HELD ON DECEMBER 18, 2019

6PSF-b [19-1431](#) AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE V, AMUSEMENTS AND AMUSEMENT BUSINESSES, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 2000, AS AMENDED AND SUPPLEMENTED, BY ADDING A NEW CHAPTER, REDEMPTION AMUSEMENT GAMES.

6PSF-c [19-0532](#) AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE CITY OF NEWARK, 2000, AS AMENDED AND SUPPLEMENTED, BY MOVING THE ESTABLISHMENT, TERMS, AND COMPENSATION OF THE CENTRAL PLANNING BOARD FROM TITLE 41, CHAPTER 11, SECTIONS 1 THROUGH 2-10 AND ADDING IT TO TITLE 2, ADMINISTRATION, CHAPTER 2, OFFICE OF THE MAYOR AND AGENCIES, ARTICLE 5, OFFICES, BOARDS, COMMISSIONS AND AUTHORITIES TO RE-ESTABLISH THE MEMBERSHIP, TERMS AND COMPENSATION OF THE MEMBERS OF THE CENTRAL PLANNING BOARD OF THE CITY OF NEWARK.

6SF Second Reading and Final Passage

- 6SF-a [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
 - Deferred 6PSF-b 101619
 - Deferred 6PSF-b 110719
 - Failed 6PSF-b 111819

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** [19-1634](#) **Dept/ Agency:** Administration/Office of Management and Budget
Action: (X) Ratifying (X) Authorizing () Amending
Type of Service: Budget Insertion
Purpose: Delancy Street (Final Design) Project
Funding Source: New Jersey Department of Transportation, Local Aid and Economic Development
Appropriation Amount: \$590,823.00
Budget Year: 2019
Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS
() Fair & Open () No Reportable Contributions () RFP () RFQ
() Private Sale (X) Grant () Sub-recipient (X) n/a
Additional Information:
Funds accepted by Resolution 7R3-c(AS) adopted on November 8, 2018
Original Grant Amount: \$1,199,990.00;
Modification #1: \$201,315.00;
Current Modification #2: \$590,823.00
Total Project Cost: \$1,992,328.00
Contract Period: April 6, 2018 through April 6, 2020
Operating Agency: Department of Engineering
Two-Thirds vote of full membership required.
- 7R1-b** [19-1664](#) **Dept/ Agency:** Administration/Office of Management and Budget
Action: (X) Ratifying (X) Authorizing () Amending
Type of Service: Budget Insertion
Purpose: Housing Opportunity for People with AIDS (HOPWA) Program
Funding Source: U.S. Department of Housing and Urban Development
Appropriation Amount: \$5,841,359.00
Budget Year: 2019
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 accepted by Resolution 7R1-a adopted on November 7, 2019
Operating Agency: Department of Health and Community Wellness
Two-Thirds vote of full membership required.

- 7R1-c [19-1644](#) **Dept/ Agency:** Administration/Office of Management and Budget
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Transfer of CDBG Funds
Purpose: Reprogramming of funds for the Homeless Shelter (All-Wards)
Funding Source: Within various CDBG 36th Year Projects
Amount Transferred: \$117,128.00
Transferred From: Various Projects
Transferred To: Various Projects
Additional Information:
Two-Thirds vote of full membership required.
- 7R1-d [19-0940](#) **Dept/ Agency:** Administration/Division of Central Purchasing
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Bid Contract(s)
Purpose: Maintenance and Repair Overhead Doors, Installation and Accessories
Entity Name(s)/Address(s): Capozzi Overhead Doors Inc., 80 Howard Place, Nutley, New Jersey 07110
Contract Amount: \$421,000.00
Funding Source: 2019 Budget/Department of Public Works/NW011-060-0604-71770-B2019/Department of Water and Sewer Utilities/NW037-750-7502-72220-B2019
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 maintenance and repair of overhead doors for the Departments of Public Works and Water and Sewer Utilities.
- Advertised date: March 15, 2019
Bids Solicited: Twelve (12)
Bids Received: Two (2)

7R1-e [19-1249](#)**Dept/ Agency:** Administration/Division of Central Purchasing**Action:** () Ratifying (X) Authorizing () Amending**Type of Service:** Bid Contract(s)**Purpose:** Maintenance and Repair: Electrical Power Maintenance, Installation and Repair**Entity Name(s)/Address(s):** Sonny Electric Inc., 25 Boyd Street, Kearny, New Jersey 07032**Contract Amount:** \$950,000.00**Funding Source:** 2019 Budget/Department of Public Works/Division of Public Buildings/NW011-060-0604-71730-B2019**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 Department of Public Works/Division of Public Buildings with electrical power maintenance, installation and repair service.

First Advertisement: June 18, 2019

Bid Solicited: Six (6)

Bid Received: Zero (0)

Second Advertisement: July 10, 2019

Bid Solicited: Eleven (11)

Bid Received: Three (3)

- 7R1-f [19-1434](#) **Dept/ Agency:** Administration/Division of Central Purchasing
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Bid Contract(s)
Purpose: Maintenance and Repair: Plumbing, Maintenance, Installation and Repair
Entity Name(s)/Address(s): Martinez Plumbing and Heating Co., Inc.,
130 Oliver Street, Newark, New Jersey 07105
Contract Amount: \$647,000.00
Funding Source: 2019 Budget/Department of Public Works/Division of Public Buildings/NW011-060-0604-71740-B2019
Contract Period: To be established for a period not to exceed (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 Maintenance and Repair: plumbing, installation and repair service.
- Advertisement: August 14, 2019
Bid Solicited: Eight (8)
Bid Received: Three (3)

7R3 Engineering

- 7R3-a [19-1587](#) **Dept/ Agency:** Engineering
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Designating a Bus Stop
Location: Hawthorne Avenue, eastbound, at Peshine Avenue, near side (18646) to be relocated to West Peddie Street, at Jelliff Avenue
Additional Information:

7R6 Law

7R6-a [19-1555](#) **Dept/ Agency:** Law
Action: () Ratifying (X) Authorizing () Amending
Purpose: Settlement of Civil Litigation
Docket No.: ESX-L-6381-15
Claimant: Derrick Taylor
Claimant's Attorney: Luretha M. Stribling, Esq.
Attorney's Address: 133 Westfield Avenue, Suite 4, Clark, New Jersey 07066
Settlement Amount: \$50,000.00
Funding Source: Insurance Trust Fund
Additional Comments:
Invitation: Corporation Counsel

7R8 Municipal Council and City Clerk

7R8-a [19-1899](#) **Dept/ Agency:** Offices of Municipal Council/City Clerk
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Establishing Municipal Council Meeting Dates
Purpose: 2020 Pre-Meetings, Special, Conferences and Regular Meeting Dates
Additional Information:
Open Public Meetings Act Notice to be sent to newspapers and posted

7R8-b [19-1902](#) **Dept/ Agency:** Offices of Municipal Council/City Clerk
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Establishing Municipal Holiday Schedule
Purpose: 2020 Municipal Paid Holidays
Additional Information:

7R8-c [19-1804](#) **Dept/ Agency:** Offices of Municipal Council/City Clerk
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Urging/Supporting
Purpose: Urging/Support for displaced NHA security officers due to a change of contractors, ensure they are offered work at NHA and establish policies strengthening protections from displacement and wage and benefit standards.
Sponsor(s): Council President, Mildred C. Crump
Additional Information:

7R8-d [19-1618](#) **Dept/ Agency:** Offices of Municipal Council/City Clerk
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Hold Harmless and Indemnification Agreement
Purpose: Annual Opening of Portugal Day Celebrations
Entity Name: Newark Public Schools
Entity Address: 765 Broad Street, Newark, New Jersey 07102
Event Location: East Side High School (Auditorium), 238 Van Buren Street, Newark, New Jersey 07105
Event Date(s): Saturday, April 25, 2020
Event Time: 9:00 A.M. until 11:00 P.M.
Additional Information:
Sponsor: Council Member, Augusto Amador

7R8-e [19-1890](#) **EXPRESSING PROFOUND SORROW AND REGRET**

Sponsored by Council Member John Sharpe James

1. Sabor Al-Malik Townes
2. Donna Montgomery
3. Willie C. Jones

7R8-f [19-1868](#)**RECOGNIZING & COMMENDING****Sponsored by President Mildred C. Crump**

1. Honorees of the Save Our Nations Inc. during the Annual Dream Maker Scholarship Awards
2. Ms. Catherine Roberts Phillips, on her 100th Birthday Celebration

Sponsored by Council Member Augusto Amador

3. Valdemira Moraes, honored for the memory of her husband during the Grand Re-Opening and Re-naming of the Ironbound Stadium as 'The Eddie Moraes Stadium'

Sponsored by Council Member John Sharpe James

4. Bishop Edward Patrick, on his 90th Birthday Celebration
5. Ms. Persia Oliver, on celebrating the 20th Anniversary of Odyssey International Productions
6. In Love Memory of Ms. Rita L. Owens, 'The Rita L. Owens Humanitarian Achievement Award' has been established in her name by Odyssey International Productions

Sponsored by Council Member Luis A. Quintana

7. Individuals honored during the 50th Anniversary Celebration of the Knights of Columbus

Sponsored by Council Member Anibal Ramos, Jr.

8. Winners honored for the First Calaveras Literary Contest organized by Esperanza Azteca and Pueblos Unidos por la Cultura AC during the '2019 Newark Day of the Dead Cultural, Literacy and Musical Celebration'

7R12 Water and Sewer Utilities

- 7R12-a [19-0510](#) **Dept/ Agency:** Water and Sewer Utilities
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Professional Services Contract
Purpose: To provide Professional Engineering Services on an As-Needed Basis.
Entity Name: Agra Environmental & Laboratory Services
Entity Address: 90 ½ West Blackwell Street, Dover, New Jersey 07801
Contract Amount: Not to exceed \$50,000.00
Funding Source: 2019 Budget/Department of Water and Sewer Utilities
Contract Period: One (1) year from the date of Municipal Council approval
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:
RFQ's Distributed: Sixteen (16)
Qualification Statements Received: Twelve (12)

8. COMMUNICATIONS

Received from Business Administrator Eric S. Pennington.

- 8.-a [19-1167](#) **AN ORDINANCE GRANTING A TWENTY-FIVE (25) YEAR TAX ABATEMENT TO 30 CLINTON URBAN RENEWAL, LLC, C/O PARAMOUNT ASSETS, LLC, 45 ACADEMY STREET, 5TH FLOOR, NEWARK, NEW JERSEY 07102, FOR A PROJECT TO REHABILITATE AN EXISTING SIX (6) STORY BUILDING AND CREATE TWENTY (20) MARKET RATE RESIDENTIAL RENTAL UNITS AND 4,000 SQUARE FEET OF RETAIL SPACE, LOCATED AT 30-32 CLINTON STREET, NEWARK, NEW JERSEY AND IDENTIFIED ON THE CITY'S TAX MAP AS BLOCK 145, LOT 68. (CENTRAL WARD)**

ADDED STARTER COMMUNICATIONS

- 8.-b (as) [19-1639](#) AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, PROVIDING FOR A SPECIAL EMERGENCY APPROPRIATION OF \$10,000,000.00 FOR THE PAYMENT OF CONTRACTUALLY REQUIRED SEVERANCE LIABILITIES RESULTING FROM THE LAYOFF OR RETIREMENT OF CITY EMPLOYEES.
- 8.-c (as) [19-1799](#) AN ORDINANCE GRANTING A THIRTY (30) YEAR TAX ABATEMENT TO KOMAIN PROPERTIES URBAN RENEWAL LLC, 300 WILSON AVENUE, NEWARK, NEW JERSEY 07105, FOR A PROJECT TO CONSTRUCT A NEW FIVE (5) STORY MIXED USE BUILDING CONTAINING A TOTAL OF SIXTY (60) MARKET RATE HOUSING UNITS, EIGHTY-NINE (89) PARKING SPACES AND 2,076 SQUARE FEET OF ACCESSORY AMENITY/RETAIL SPACE, LOCATED ON REAL PROPERTY COMMONLY KNOWN AS 96-112 MAIN STREET, NEWARK, NEW JERSEY 07105 AND IDENTIFIED ON THE CITY'S TAX MAP AS BLOCK 2057, LOT 28. (EAST WARD)

19-1895 **HEARING OF CITIZEN**

1. Earl Best, "Street Doctor", 545 Orange Street, Newark, NJ
2. Opal R. Wright, 51 Vanderpool Street, Newark, NJ
3. Colleen M. Fields, 27 Foster Street, Newark, NJ
4. Dion McCutcheon, Lyons Gateway Apartments, Newark, NJ
5. Debra Salters, 263 Ridge Street, Newark, NJ
6. Hellane Freeman, 603 N. 4th Street, Newark, NJ
7. Fredrica Bey, 19 James Street, Newark, NJ
8. 10-4 Evans, 149 Huntington Terrance, Newark, NJ
9. Hassan Kirby, 125 Lincoln Avenue, Newark, NJ
10. Gary Vickers, 1 Lincoln Avenue, Newark, NJ
11. John J. Chrystal, III., 1 Lincoln Avenue, Newark, NJ

MOTIONS

12. ADJOURNMENT

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