

MEMBERS
ALEX BETHEA
MARGE CALDWELL-WILSON
ZACHARY A. CHESTER
DUNCAN W. HARRISON, JR.
PHYLLIS HOLLY-WARD
GEORGE P. MUSCHAL
VERLINA REYNOLDS-JACKSON



CITY COUNCIL
OFFICE: (609) 989-3147
FAX: (609) 989-3190

CITY CLERK
OFFICE: (609) 989-3187
FAX: (609) 989-3190

TRENTON CITY COUNCIL CONFERENCE SESSION

**COUNCIL CONFERENCE ROOM
TUESDAY - APRIL 19, 2016 AT 5:30 P.M.**

A G E N D A

STATEMENT: Adequate notice of this meeting has been given in accordance with the Open Public Meetings Act, pursuant to Public Laws 1975, Chapter 231. The Agenda for this meeting was sent to the Trenton Times Newspaper, posted on the first floor bulletin board in City Hall, and filed in the City Clerk's Office on April 14, 2016.

- I. CALL TO ORDER
- II. ROLL CALL
- III. DOCKET REVIEW
Appearances: Terry McEwen, Business Administrator; Francis Blanco, Chief of Staff; Marc McKithen, Esq., Law; James Brownlee, H&HS; Qareeb Bashir, TFD; Ernest Parrey, Jr., TPD; Ron Zilinski, Finance; Les Graham, Inspections; Diana Rogers, H&ED; Sean Semple, PW
- IV. CIVIC COMMENTS
- V. PUBLIC COMMENT
- VI. EXECUTIVE SESSION: Personnel – Trenton Police Department
Health & Human Services
- VII. ADJOURNMENT

ACTION MAY BE TAKEN AT THIS MEETING

Zachary A. Chester, Council President

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CITY COUNCIL MEETING
COUNCIL CHAMBERS – TRENTON CITY HALL
THURSDAY- APRIL 21, 2016 AT 5:30 P.M.

AGENDA

STATEMENT: Adequate notice of this meeting has been given in accordance with the Open Public Meetings Act, pursuant to Public Laws 1975, Chapter 231. The Agenda for this meeting was sent to the Trenton Times Newspaper, posted on the first floor bulletin board in City Hall, and filed in the City Clerk's Office on April 14, 2016.

- I. CALL TO ORDER
- II. ROLL CALL
- III. INVOCATION AND FLAG SALUTE
- IV. **PRESENTATION: Trenton Violence Reduction Strategy (TVRS)**
Appearance: Det. Alexis Durlacher, TPD

PRESENTATION: Status on Trenton Water Supply

Appearance: Superintendent Joseph McIntyre, TWW; Director James Brownlee, H&HS; Elyse Pivnick, Isles Environmental Health; Director Everett Collins, Trenton Public Schools Buildings and Grounds Department

- V. PUBLIC COMMENT (Docket Items only)
- VI. **DOCKET ADOPTION**
Appearances: Terry McEwen, BA; Francis Blanco, Chief of Staff; Marc McKithen, Law; James Brownlee, H&HS; Diana Rogers, H&ED; Qareeb Bashir, TFD; Ernest Parrey, TPD; Ron Zilinski, Finance; Les Graham, Inspections; Sean Semple, PW
- VII. CIVIC MATTERS
- VIII. PUBLIC COMMENT
- IX. ADJOURNMENT

NEXT COUNCIL MEETING MAY 5, 2016

ACTION MAY BE TAKEN AT THIS MEETING

Zachary A. Chester, Council President

DOCKET
THURSDAY, APRIL 21, 2016

1. COMMUNICATIONS AND PETITIONS

- 1a Tort Claim Notice for Personal Injury – Filed by Brandon J. Broderick, Esquire, 90 Main Street, Suite 201, Hackensack, New Jersey – Representing Daniel Spaine, 825 Stuyvesant Avenue, Trenton, New Jersey – Against the City of Trenton.
- 1b Civil Action Notice of Motion for Order for Order Setting Time Place and Amount of Redemption – Filed by Rebecca D. Boudwin, Esq., Comegno Law Group P.C., 21 Pleasant Valley Ave, Moorestown, NJ – Representing Community Capital, LLC vs. Ajah Rose; Bank of America, N.A., City of Trenton; acting by and through the Dept. of Community Affairs; and State of NJ.
- 1c Civil Foreclosure – Filed by Sarah E. Powers, Esquire, Powers Kirn, LLC, 728 Marne Highway, Suite 200, Moorestown, New Jersey – Filed by CitiMortgage, Inc. vs. Barbara F. Pivone, et. al. Property Listed: 639 Beatty Street, Trenton, New Jersey.
- 1d Civil Order Changing Name of Plaintiff – Filed by Thomas W. Malm, Jr., Esq., Hill Wallack, LLP, 21 Roszel Road, Princeton, NJ– Representing Investors Bank vs. Kezelee Pewu, et. al. ; Defendant Waterfall Victoria Grantor Trust II, Series G. (Application for Substitution of Plaintiff).
- 1e Civil Action of Motion to Vacate Final Judgment and Writ of Execution and Dismissing Case – Filed by Sarah E. Powers, Esq., Powers Kirn, LLC., 728 Marne Highway, Ste. 200, Moorestown, NJ – Representing NJ Housing and Mortgage Finance Agency vs. Tyrone Washington, et. al.
- 1f Letter from NJ DOT announcing applications for the 2016 Safer Routes to School Program (SRTS) are being accepted.
- 1g Civil Action Compliant (Real Property Tax) (Direct Appeal) – Filed by Peter L. Davidson, Esquire, The Davidson Legal Group LLC, 154 South Livingston Avenue, Suite 207, Livingston, New Jersey – Representing One State Square Urban Ren, LLC., c/o RMR vs. City of Trenton.
- 1h Civil Action Final Judgment – Filed by Jeanette F. Frankenberg, Esquire, Stern Lavinthal & Frankenberg, LLC, 105 Eisenhower Parkway, Suite 302, Roseland, New Jersey – Representing New Jersey Housing and Mortgage Finance Agency vs. Charles V. Finger, III, Marisol Finger; Dorothy F. Russell, her heirs, devisees and personal representatives and his, hers, their or any of their successors in right, title and interest; Joseph Russell, Donald H. Russell, individually and as Administrator of the estate of Dorothy F. Russell; City of Trenton, et. al.
- 1i Civil Action Taxpayer Complaint (Local Property Tax) – Filed by Peter J. Zipp, Esquire, Zipp Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, New Jersey – Representing Edison Holdings, NJ, LLC. vs. City of Trenton.
- 1j Civil Action – James B. Nutter and Company vs. Juanita Payton, et. al. Property Located: 706 Riverside Avenue, Trenton, New Jersey.
- 1k Civil Action Final Judgment – Filed by Charles A. Gioino, Esquire, Stern Lavinthal & Frankenberg, LLC., 105 Eisenhower Parkway, Suite 302, Roseland, New Jersey – Representing Pingora Loan Servicing, LLC, vs. Stephen C. Harris; Hudson County Board of Social Services; Atlantic County Board of Social Services; Juanita Walker; Brick Roller Skating Center, Inc.; City of Trenton, et. al.
- 1l Civil Action Certification of Council filed by Tracey C. Hinson, Esquire, Hinson Snipes, LLP, 116 Village Boulevard, Suite 307, Princeton, New Jersey – Representing Bryan Ghant vs. The Taylor Provisions Company, Inc., City of Trenton, et. al.

- 1m Tort Claim Notice for Damages filed by – Pamela Perry, Afni, Subrogation Department, 1310 Martin Luther King Drive, PO Box 3068, Bloomington, IL – Representing William Johnson – Against the City of Trenton.
- 1n Tort Claim Notice Personal Injury – Filed by Mark S. Harrison, Esquire, Harrison & Christos, 1217 Madison Avenue, Lakewood, New Jersey – Representing Michael Gutheridge, 21 Charles Avenue, Manchester, New Jersey – Against the City of Trenton.
- 1o Civil Action Taxpayer Complaint (Local Property Tax) Real Property Tax Direct Appeal – Filed by Daniel Zazzali, Esquire, McCarter & English, LLP, Four Gateway Center, 100 Mulberry Street, Newark, New Jersey – Representing Global Life Enterprises, LLC vs. City of Trenton.
- 1p Civil Action Request for Entry or Default and Certification – Filed by John Kolesnik, Esq., Stern & Eisenberg, PC, 1040 North Kings Highway, Suite 407, Cherry Hill, NJ – Representing Christiana Trust, a division of Wilmington Savings Fund Society, FSB, not in its individual capacity but as Trustee of ARLP Trust 3 vs. Yaritsa Aponte, Miguel Hernandez, City of Trenton, et. al.
- 1q Tort Claim Notice for Personal Damages – Filed by Adam Raditz, Esq., Ginsberg & O'Connor, P.C., The Atrium II, Ste 100, 300 Atrium Way, Mt Laurel, NJ – Representing Theodore Williams.
- 1r Civil Action Amended Complaint for Mortgage Foreclosure (Amended to recite the death of Willie Jean Brown Jackson) Filed by – Tamara Brown, Esquire, Buckley Madole, LLC, 99 Wood Avenue South, Site 803, Iselin, New Jersey – Representing Green Tree Servicing, LLC., vs. Willie Jean Brown Jackson, her heirs, devisees and personal representatives and her, their or any of their successors in right, title and interest; APF Funding, Inc.; City of Trenton; et. al.
- 1s Civil Action Foreclosure – Filed by Sarah E. Powers, Esquire, Powers Kirn, LLC, 728 Marne Highway, Suite 200, Moorestown, NJ Property Listed: 1211 Chambers Street, Trenton, NJ.
- 1t Response Action Outcome including the Preliminary Assessment and Site Investigation for Unrestricted Use. Site: Laura Spelman Preschool Academy, 540 North Olden Avenue (aka 37 Sherman Avenue, Trenton, New Jersey.
- 1u Notice of The Mercer County Planning Board Meeting with attached Agenda and Minutes scheduled for Wednesday, April 13, 2016.
- 1v Civil Action Summons Complaint – Filed by Daniel A. Kaplan, Esq., Joseph D. Kaplan & Son, P.C., 70 North Montgomery St., Trenton, NJ – Representing Antoine Green vs. City of Trenton, et. al.
- 1w Civil Action Substitution of Attorney – Filed by Gary C. Zeitz, Esquire, Gary C. Zeitz, LLC,, 1101 Laurel Oak Road, Suite 170, Voorhees, New Jersey – Representing Pro Capital I, LLC by its Custodian US Bank vs. Richard Falson, et. al.
- 1x Civil Action Order Setting Date, Time, Place and Amount of Redemption – Filed by Gary C. Zeitz, Esquire, Gary C. Zeitz, LLC., 1101 Laurel Oak Road, Suite 170, Voorhees, New Jersey – Representing Pro Capital Fund I, LLC by its Custodian, US Bank vs. Edward Thomas, his heirs, devisees and personal representatives and their or any of their successors, et. al.
- 1y Tort Claim Notice for Property Damage – Filed by Theodore W. Hoover, 112 Hoover Avenue, Apartment #3, Edison, New Jersey – Against the City of Trenton.
- 1z NJ Transit Public Meeting Notice to present its preliminary Disadvantage Business Enterprise goals for professional services, construction and other procurement contacts for federal Fiscal Years 2017, 2018, and 2019.
- 1aa Comcast Public Notice to Mayors of the New Jersey Conference of Mayors 53rd Annual Spring Conference on Thursday, April 28, 2016 at the Borgata Hotel, Atlantic City.
- 1ab PSEG response request for road resurfacing and reconstruction program for 2016.
- 1ac Civil Action Notice of Application for Entry of Final Judgment – Filed by Sarah E. Powers, Esquire, Powers Kirn, LLC, 728 Marne Highway, Suite 200, Moorestown, New Jersey – Representing U.S. Bank National Association vs. Barbara Ann Lewis, et. al.

- 1ad Civil Action Complaint and Jury Demand – Filed by Clifford D. Bidlingmaier, III, Esquire, Law Offices of Robin Kay Lord, LLC., and Kardos, Rickles, Bidlingmaier & Bidlingmaier, 201 South Broad Street, Suite B, Trenton, New Jersey – Representing Damon Jefferson vs. City of Trenton, Roberto Rios, Michael Kruchinsky, Robert Paccillo, William Miller, Marcellos Rosa-Delgado, Brian Dougherty, Maria Chell-Starkey, Daniel Rajeski, et. al.
- 1ae Civil Action Summons Complaint – Filed by Jessica A. Kolansky, Esquire, Pluese Becker & Saltzman, LLC., 20000 Horizon Way, Suite 900, Mt. Laurel, New Jersey – Representing NJ Housing and Mortgage Finance Agency vs. Angela McRae and Mr. McRae, Husband of Angela McRae; State of New Jersey; City of Trenton, ABC Bail Bonds, Inc.; Cadet Motors, Inc.; et. al.
- 1af Notice of Transfer of Title Following Sheriff’s Sale or Deed in Lieu of Foreclosure – filed by Phelan Hallinan Diamond & Jones, PC. Former Owner: Michael E. Wargo, 20 Swan Street, Apt. #A22, Trenton, New Jersey.
- 1ag Civil Action Order Fixing the Amount, Time and Place for Redemption Optional Procedure – Filed by Roxanne Passarella, Esq., Flagship Resort Development Corporation, 60 North Maine Avenue, Atlantic City, NJ – Representing Flagship Resort Development Corporation vs. Howard B. Lewis & Elvira Lewis; Calvin Scott; Vivian D. Johnson & Cheneka Johnson; State of New Jersey; City of Trenton.

2. REPORTS

- 2a City Clerk’s office – Submitting the monthly revenue report for the month of February, 2016 for fund collected by the office staff for business licenses and OPRAs – Total \$40,482.10

3. MINUTES FOR APPROVAL

Conference Session, April 3, 2016
 Regular Meeting, April 7, 2016

Executive Session, April 5, 2016

4. RESOLUTIONS

NEW BUSINESS

- 16-146 RESOLUTION AUTHORIZING A MEETING WHICH EXCLUDES THE PUBLIC (PERSONNEL – TDP DIRECTOR; HEALTH & HUMAN SERVICES DEPARTMENT) **[FORMAL ACTION TAKEN 4/19/2016]**
- 16-147 RESOLUTION AUTHORIZING CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH INDOOR AIR TECHNOLOGIES, 33 WEST MAIN STREET, VICTOR, NEW YORK, TO PROVIDE DUCT CLEANING SERVICES AT TRENTON CITY HALL (\$4,500.00)
- 16-148 RESOLUTION RESCINDING RESOLUTION 07-386 WHICH AUTHORIZED A COMMITMENT OF RCA FUNDS IN THE AMOUNT OF \$150,000.00 TO ISLES, INC., FOR THE OLD TRENTON NEIGHBORHOOD PROJECT.
- 16-149 RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WHICH WAS AWARDED THROUGH A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET. SEQ. TO MERCADIEN, P.O., 3625 QUAKERBRIDGE ROAD, HAMILTON, NJ FOR MUNICIPAL AUDIT SERVICES FOR THE CITY OF TRENTON, DEPARTMENT OF FINANCE IN AN AMOUNT NOT TO EXCEED \$7,500

- 16-150 RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH THE LAW OFFICES OF WEINER, LESNIAK, LLP, 629 PARSIPPANY ROAD, PARSIPPANY, NJ TO PROVIDE CONTINUED PROFESSIONAL LEGAL SERVICES REGARDING GENERAL MUNICIPAL AND DEFENSE LITIGATION MATTERS IN AN AMOUNT NOT TO EXCEED \$80,000.00
- 16-151 RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH THE LAW OFFICES OF JOHN MORELLI, PC, 203 WEST SOMERDALE ROAD, VOORHEES, NJ TO PROVIDE CONTINUED PROFESSIONAL LEGAL SERVICES REGARDING GENERAL MUNICIPAL AND DEFENSE LITIGATION MATTERS IN AN AMOUNT NOT TO EXCEED \$40,000.00
- 16-152 RESOLUTION AUTHORIZING THE REDIRECTION OF RCA FUNDS COMMITTED TO THE TRENTON HOUSING AUTHORITY FOR THE CAMPBELL HOMES RENOVATION PROJECT (\$480,784.00)
- 16-153 RESOLUTION AUTHORIZING THE EXTENSION OF THE CONTRACT WITH GROUP MELVIN DESIGN, LLC, 2 AQUARIUM DRIVE, SUITE 320, CAMDEN, NJ FOR PROFESSIONAL CONSULTING SERVICES TO CONDUCT PHASE II OF TRENTON 250 MASTER PLANNING PROCESS FOR THE CITY OF TRENTON, DEPARTMENT OF HOUSING AND ECONOMIC DEVELOPMENT, DIVISION OF PLANNING
- 16-154 RESOLUTION AUTHORIZING FUNDING FOR CARROLL DEMOLITION, LLC. FOR EMERGENCY DEMOLITION AND REPAIRS THROUGHOUT THE CITY OF TRENTON. DEPARTMENT OF INSPECTIONS ON AN AS NEEDED BASIS IN AN AMOUNT NOT TO EXCEED \$42,080.00 – BID2013-15
- 16-155 RESOLUTION AWARDED A PROFESSIONAL SERVICES CONTRACT THROUGH A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 ET. SEQ. TO ROBERTS ENGINEERING GROUP, LLC, 1670 WHITEHORSE HAMILTON SQUARE ROAD, HAMILTON, NJ FOR CONSTRUCTION MANAGEMENT AND INSPECTIONS SERVICES IN AN AMOUNT NOT TO EXCEED \$89,950.00 – RFP 2016-01
- 16-156 RESOLUTION AUTHORIZING AND DIRECTING THE FORECLOSURE OF CERTAIN TAX SALE CERTIFICATES PURSUANT TO THE REM TAX FORECLOSURE ACT
- 16-157 RESOLUTION REJECTING BID RECEIVED FOR CALHOUN STREET PARK IMPROVEMENT, PHASE II BID 2016-14
- 16-158 RESOLUTION REJECTING BIDS RECEIVED FOR LABORATORY CHEMICAL SUPPLIES II – BID2016-02
- 16-159 RESOLUTION REJECTING BID RECEIVED FOR THE FURNISHING, INSTALLATION AND DELIVERY OF WATER METER TEST BENCH AND TEST TANKS – BID2016-22
- 16-160 RESOLUTION AUTHORIZING THE CITY OF TRENTON TO ACCEPT A DONATION OF A NEW CANINE FROM "THROWAWAY DOGS PROJECT" FOR USE AT THE TRENTON POLICE DEPARTMENT, CANINE UNIT AT NO COST TO THE CITY OF TRENTON

- 16-161 RESOLUTION AUTHORIZING SETTLEMENT OF A WORKERS COMPENSATION CLAIM IN THE MATTER OF LERVAR WILLIAMS VS. THE CITY OF TRENTON, CLAIM PETITION NUMBERS 2012-21062 AND 2013-2479 IN THE CLAIM AMOUNT OF \$36,383.00 INCLUDING ATTORNEY FEES AND COSTS
- 16-162 RESOLUTION AUTHORIZING THE ACCEPTANCE OF AUCTION BIDS AND AUTHORIZING THE SALE OF CITY-OWNED PROPERTIES
- 16-163 RESOLUTION REJECTING PROPOSAL RECEIVED FOR YOUTHSTAT PROGRAM FOR TRENTON POLICE DEPARTMENT - RFP2016-06
- 16-164 RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO W.B. MASON COMPANY, INCORPORATED, 21 COMMERCE DRIVE, CRANBURY, NJ FOR THE PURCHASE, DELIVERY AND INSTALLATION OF FURNITURE AND ACCESSORIES THROUGH NJ STATE CONTRACT NO G2004 A81641 IN AN AMOUNT NOT TO EXCEED \$18,589.09 – Awaiting DCA APPROVAL
- 16-165 RESOLUTION ACCEPTING A BID AND AWARDED A CONTRACT TO OPTIMUM CONTROLS CORPORATION, 1301 ROSEMONT AVENUE, READING, PA FOR SUPERVISORY CONTROL AND DATE ACQUISITION (SCADA) SYSTEM UPGRADES AND REPLACEMENTS IN AN AMOUNT NOT TO EXCEED \$4,275,237.00 – BID 2016-05 - Awaiting DCA APPROVAL
- 16-166 RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO BINDER MACHINERY COMPANY, 2820 HAMILTON BOULEVARD, SOUTH PLAINFIELD, NJ FOR PARTS AND REPAIRS FOR ROAD MAINTENANCE EQUIPMENT THROUGH NJ STATE CONTRACT NO. T-2188 85854 FROM JANUARY 30, 2014 TO JANUARY 29, 2017 IN AN AMOUNT NOT TO EXCEED \$37,497.71 - Awaiting DCA APPROVAL
- 16-167 RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT FOR CASH MATCH WITH MERCER COUNTY DEPARTMENT OF HEALTH, GOVERNOR'S COUNCIL ON ALCOHOL AND DRUG ABUSE (GCADA) FOR TRENTON MUNICIPAL ALLIANCE COMMITTEE GRANT (TMAC) TO BE ADMINISTERED BY MERCER COUNTY. Awaiting DCA APPROVAL

5. ORDINANCES

Public Hearing and 2nd Reading

- 16-13 ORDINANCE APPROPRIATING \$1,000,000 FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE VARIOUS IMPROVEMENTS TO THE SEWER UTILITY IN AND BY THE CITY OF TRENTON IN THE COUNTY OF MERCER, NEW JERSEY
- 16-14 ORDINANCE APPROPRIATING \$1,000,000 FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE VARIOUS IMPROVEMENTS TO THE WATER UTILITY IN AND BY THE CITY OF TRENTON IN THE COUNTY OF MERCER, NEW JERSEY
- 16-15 ORDINANCE AUTHORIZING THE SALE OF CITY-OWNED PROPERTY IDENTIFIED ON THE CITY OF TRENTON TAX MAP AS "COTTAGE ALLEY" PURSUANT TO N.J.S.A. 40A:12A-8(G), TO CATHOLIC CHARITIES, DIOCESE OF TRENTON FOR \$1,000

16-16 ORDINANCE RESCINDING ORDINANCE 15-30 IN ITS ENTIRETY

16-17 ORDINANCE AUTHORIZING THE SALE OF CITY-OWNED PROPERTY IDENTIFIED ON THE CITY TAX MAP AS 37 DAYMOND STREET, BLOCK 11003, LOT 51, PURSUANT TO N.J.S.A. 40A:12-13(B)(5) TO ENID CUNNINGHAM FOR \$350

Introduction and 1st Reading

16-18 ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 14 OF THE CODE OF THE CITY OF TRENTON, "TRAFFIC, NO PARKING DURING CERTAIN HOUSE," AS IT APPLIES TO EWING STREET

16-19 ORDINANCE AUTHORIZING THE LEASE OF CITY-OWNED PROPERTY LOCATED AT 675 SOUTH CLINTON AVENUE (BLOCK 16001, LOT 3), PURSUANT TO N.J.S.A. 40A:12-14©, TO THE TRENTON CIRCUS SQUAD

16-20 ORDINANCE RESCINDING ORDINANCE 15-28, WHICH PREVIOUSLY AUTHORIZED THE SALE OF CITY-OWNED PROPERTY TO VADIM PALEY AND ALEX ONIK FOR \$20,500

16-21 ORDINANCE RESCINDING THE SALE OF 1222 DR. MARTIN LUTHER KING, JR BOULEVARD WHICH WAS PREVIOUSLY AUTHORIZED BY ORDINANCE 15-28

Public Hearing and 2nd Reading for Ordinance 16-18 thru 16-21 will be held on May 5, 2016