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| <p>MEMBERS JASI M. EDWARDS CRYSTAL M. FELICIANO JENNA L. FIGUEROA KETTENBURG TESKA T. FRISBY YAZMINELLY GONZALEZ JOSEPH A. HARRISON JENNIFER C. WILLIAMS</p> |  | <p>CITY COUNCIL OFFICE: (609) 989-3147 FAX: (609) 989-3190</p> <p>CITY CLERK BRANDON L. GARCIA OFFICE: (609) 989-3187 FAX: (609) 989-3190</p> |
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TRENTON CITY COUNCIL CONFERENCE SESSION AND REGULAR MEETING

TRENTON CITY HALL, CITY COUNCIL
CHAMBERS, 319 EAST STATE STREET
TUESDAY, JANUARY 28, 2025 AT 5:30 PM

A G E N D A

- I. CALL TO ORDER**
- II. FLAG SALUTE**
- III. STATEMENT:** Adequate notice of this meeting has been given in accordance with the Open Public Meetings Act, pursuant to Public Laws 1975, Chapter 231. This Agenda is complete to the extent known and was sent to the Trenton Times and the Trentonian Newspapers, posted on the first-floor bulletin board in City Hall, filed in the City Clerk's Office and posted on the City of Trenton Website. Formal action will be taken.
- IV. ROLL CALL**
- V. INVOCATION**
- VI. PRESENTATIONS:** NJ Department of Environmental Protection (NJDEP)
Franklin Park Project (Resolution 25-19)
- VII. PUBLIC COMMENT FOR AGENDA ITEMS ONLY**
- VIII. APPROVAL OF COMMUNICATIONS/PETITIONS/REPORTS**
- IX. OLD BUSINESS [Ordinances 2nd Reading and Public Hearing]**
- X. NEW BUSINESS:**
 - a. RESOLUTIONS
 - b. ORDINANCES [1st Reading and Introduction]
 - c. OTHER
- XI. PUBLIC COMMENTS**
- XII. CIVIC COMMENTS**
- XIII. ADJOURNMENT**

The public can join the City Council meeting by going to ZOOM.COM go to join meeting and type the meeting ID number 16003746800. If you join via cell phone, you must install the Zoom application.

The Agenda is subject to change at the discretion of Council leadership.

**-DOCKET FOR
TUESDAY, JANUARY 28, 2025**

1. MINUTES FOR APPROVAL

DECEMBER 5, 2024

DECEMBER 19, 2024

2. COMMUNICATIONS AND PETITIONS

- 2a Tort Claim – Patrick J. Whalen filed a Tort Claim Notice on behalf of William Tabron against the City of Trenton for personal injury and property damages.
- 2b Tort Claim – Joseph J. Palmieri filed a claim against the City of Trenton for property damages.
- 2c Tort Claim – Sharon Jackson filed a claim against the City of Trenton for property damages.
- 2d Tort Claim – Rufina Colotl-De Ortiz filed a claim against the City of Trenton for personal injury and property damages.
- 2e Tort Claim – Takia Nichelle King filed a claim against the City of Trenton.
- 2f Civil Action – Pellegrino & Feldstein, LLC on the matter of Zaruri, LLC v Stephen Sluka, His heirs, devisees and personal representatives and his, her, their or any of their successors in right, title and interest; City of Trenton; Life Center Academy; State of New Jersey.
- 2g Civil Action – Apothaker Scian, P.C. on the matter of Cavalry SPV I, LLC, as Assignee of Citibank, N.A. v Lashonne Phillips
- 2h Civil Action, Subpoena to Produce Records – Robin Kay Lord, Esq. n the matter of State of New Jersey v Amir Williams.
- 2i Civil Action, Summons – Martone & Uhlmann on the matter of Shoreham Bank v Stephen Renee Leach; Mr. Leach, husband of Stephen Renee Leach; City of Trenton; State of NJ, et al
- 2j Civil Action, Summons – Law Office of Donald F. Burke on the matter of Giuliana Marrazzo, Steve Clegg, Christine Mathews, Melinda Messineo and April James v City of Trenton, W. Reed Gusciora, Maria Richardson, Yvette Graffie-Cooper, Jose Munoz, Kim Ross, Sr., Michael Jones, Sr., and John Does 1-10.
- 2k Civil Action, Notice of Motion for Entry of Final Judgment – Pellegrino & Feldstein, LLC on the matter of Jones Act Opportunity LLC v Janice E. Lehet, Executrix of the Estate of John L. Lehet; Janice E. Lehet, Individually; City of Trenton; State of NJ.
- 2l Civil Action, Final Judgment– Taylor and Keyser, LLC on the matter of The Reginald Lewis Group, LLC v Emma L. Richardson, her heirs, devisees and personal representatives, and their or any of their successors in right, title and interest; Brenda Adams; John/Jane Doe, spouse of Brenda Adams; Helena Richardson; City of Trenton, et als.
- 2m Hamilton Township, NJ – Submitted a copy of proposed Ordinance number 25-001 ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF HAMILTON, NEW JERSEY, PART III, LAND USE LEGISLATION, CHAPTER 550, LAND DEVELOPMENT, ARTICLE IV, GENERAL REGULATIONS AND DESIGN STANDARDS, 550-143, CANNABIS AND MEDICAL CANNABIS ESTABLISHMENTS
- 2n Public Hearing Notice Hamilton Township, NJ – CRP Development, LLC mailed a Public Hearing Notice for the Zoning Board for a property located at 840 Nottingham Way, Hamilton, NJ.
- 2o Foreclosure Notice Mortgage – Pincus Law Group, PLLC filed a foreclosure notice for a property located at 107 School Lane, Trenton, NJ
- 2p Foreclosure Notice Mortgage – Brock & Scott, PLLC filed a foreclosure notice for a property located at 426 Grand Street, Trenton, NJ.
- 2q Foreclosure Notice Mortgage - Brock & Scott, PLLC filed a foreclosure notice for a property located at 311 Rev. S. Howard Woodson, Jr. Way, Trenton, NJ.

- 2r Foreclosure Notice Mortgage – RAS Law Offices filed a foreclosure notice for a property located at 569 Chestnut Avenue, Trenton, NJ.
- 2s Foreclosure Notice Mortgage – Law Office Of Martone & Uhlmann filed a foreclosure notice for a property located at 841 Centre Street, Trenton, NJ.
- 2t Foreclosure Notice Mortgage – Law Offices McCabe, Weisberg & Conway, LLC filed a foreclosure notice for a property located at 1039 Greenwood Avenue, Trenton, NJ

3. REPORTS

NONE

4. ORDINANCES - 2nd Reading and Public Hearing

NONE

5. RESOLUTIONS

DEPARTMENT OF HOUSING & ECONOMIC DEVELOPMENT ARCH LISTON, DIRECTOR

- 25-013 RESOLUTION AUTHORIZING THE CITY OF TRENTON TO APPLY FOR AND ACCEPT A FISCAL ALLOTMENT NOT TO EXCEED \$1,700,000 FROM THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY ZONE ASSISTANCE FUND (ZAF) TO FUND AN ANCHOR BUSINESS LOAN FOR WIRE ROPE TOMATO PIE AT MAXINE'S, 120 S WARREN STREET. (TRENTON UEZ ANCHOR BUSINESS LOAN)
- 25-014 RESOLUTION AUTHORIZING THE CITY OF TRENTON TO APPLY FOR AND ACCEPT A FISCAL ALLOTMENT NOT TO EXCEED \$1,000,000 FROM THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY ZONE ASSISTANCE FUND (ZAF) TO CREATE A FUND TO SUPPORT PLANNING FOR ANCHOR PROJECTS (TRENTON UEZ ANCHOR PROJECT PLANNING FUND)
- 25-015 RESOLUTION AUTHORIZING CHANGE ORDER #1 TO THE CONTRACT WITH PENN-JERSEY ENVIRONMENTAL CONSULTING, TO PROVIDE FOR THE INVESTIGATION AND REMEDIAL ACTION PLANNING AT THE FORMER NEW METHOD CLEANERS SITE, 300-310 PROSPECT STREET

CITY CLERK'S OFFICE

- 25-027 RESOLUTION APPOINTING COUNCIL MEMBERS LIAISONS TO VARIOUS BOARDS AND COMMISSIONS

DEPARTMENT OF ADMINISTRATION, MARIA RICHARDSON, BUSINESS ADMINISTRATOR

- 25-016 RESOLUTION AUTHORIZING A ONE TIME PAYMENT TO SAFETY NATIONAL INSURANCE FOR EXCESS WORKER'S COMPENSATION IN THE AMOUNT OF \$81,246.00

- 25-017 RESOLUTION AUTHORIZING TRANSFERS IN THE AMOUNT OF \$510,000 TO BE MADE FROM THE CY 2024 APPROPRIATION RESERVES

DEPARTMENT OF POLICE, STEVE WILSON, DIRECTOR

- 25-018 RESOLUTION AUTHORIZING A CONTRACT AWARDED TO EMERGENCY ACCESSORIES INSTALLATION, INC. (EAI) TO PURCHASE UPFITTING FOR SIXTEEN (16) FORD ESCAPES WITH EMERGENCY LIGHTS AND EQUIPMENT FOR CRIMINAL INVESTIGATION BUREAU, COMMUNITY AFFAIRS AND THE INTERNAL AFFAIRS BUREAU FOR TRENTON POLICE DEPARTMENT; AWARDED THROUGH NEW JERSEY STATE CONTRACT # T-0106 17-FLEET-00748 IN AN AMOUNT NOT TO EXCEED \$61,492.80 – THIS CONTRACT SHALL BE AWARDED FROM DATE OF AWARD UNTIL MAY 13, 2025
- 25-025 RESOLUTION AUTHORIZING A CONTRACT AWARDED TO WINNER FORD FOR THE PURCHASE OF SIXTEEN (16) UNMARKED FORD ESCAPE (HYBRID) POLICE VEHICLES AWARDED THROUGH THE NEW JERSEY COOPERATIVE PURCHASING ALLIANCE #CK04 SUBCONTRACT #22-24 FOR A ONE TIME PURCHASE IN AN AMOUNT NOT TO EXCEED \$508,515.20

**DEPARTMENT OF RECREATION, NATURAL RESOURCES AND CULTURE,
PAUL HARRIS, INTERIM DIRECTOR**

- 25-019 RESOLUTION AUTHORIZING THE APPLICATION AND ACCEPTANCE OF A JAKE'S LAW GREEN ACRES GRANT FOR THE CONSTRUCTION OF AN INCLUSIVE PLAYGROUND AT FRANKLIN PARK IN THE AMOUNT OF \$1,000,000

DEPARTMENT OF PUBLIC WORKS, WAHAB ONITIRI, DIRECTOR

- 25-020 RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO HERNAN TRUCKING, INC. FOR HAULING SERVICES FOR ASPHALT AND MILLING MATERIALS ON AN AS-NEEDED BASIS FOR THE DEPARTMENT OF PUBLIC WORKS, STREET DIVISION FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF THE AWARD IN AN AMOUNT NOT TO EXCEED \$300,000.00 (\$114.00 PER HR.) – BID2024-69

DEPARTMENT OF WATER AND SEWER, SEAN SEMPLE, DIRECTOR

- 25-021 RESOLUTION AWARDING A CONTRACT THROUGH A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44 A-20.4 ET SEQ., TO GEAN GROUP, LLC FOR COMPLIANCE, STRATEGIC PLANNING LIAISON, AND MANAGEMENT SUPPORT AND CONSULTING SERVICES FOR THE DEPARTMENT OF WATER AND SEWER IN AN AMOUNT NOT TO EXCEED \$100,000.00 FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD – RFP2024-37
- 25-022 RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO WALTER E. EARLE-MORRISVILLE, LLC FOR FURNISHING OF TEMPORARY BITUMINOUS STOCKPILE PATCHING MATERIAL FOR DEPARTMENT OF WATER AND SEWER, TRENTON WATER WORKS FOR A PERIOD OF ONE (1) YEAR FROM DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$144,000.00 – BID2024-60

- 25-023 RESOLUTION AUTHORIZING A CONTRACT AWARDED TO ATLANTIC PROCUREMENT GROUP, LLC TO PROVIDE COPPER WATER SERVICE TUBING FOR THE CITY OF TRENTON, TRENTON WATER WORKS, DEPARTMENT OF WATER AND SEWER; AWARDED THROUGH NEW JERSEY STATE CONTRACT #T-3027 22-FOOD-53265 FOR A PERIOD OF ONE (1) YEAR FROM DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$134,295.59
- 25-024 RESOLUTION ACCEPTING A BID AND AWARDED A CONTRACT TO JAYADIT BUILDERS, LLC FOR EMERGENCY BUILDING STRUCTURAL REPAIR WORK FOR THE DEPARTMENT OF WATER AND SEWER, TRENTON WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$49,410.00 – BID2024-63

**DEPARTMENT OF HEALTH & HUMAN SERVICES
DR. DIEGO MINACAPPELLI, INTERIM DIRECTOR**

- 25-026 RESOLUTION AUTHORIZING THE CITY OF TRENTON TO ACCEPT AND ENTER INTO A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF HAMILTON, NEW JERSEY, DEPARTMENT OF HEALTH, TO PROVIDE PUBLIC HEALTH SERVICES AND ENSURE THE PUBLIC HEALTH PRACTICE STANDARDS OF PERFORMANCE FOR LOCAL BOARDS OF HEALTH IN NEW JERSEY

6. ORDINANCES - 1ST READING AND INTRODUCTION

- 25-001 AN ORDINANCE AMENDING CHAPTER 132 ARTICLE 17 SECTION 135 OF THE REVISED ORDINANCE OF THE CITY OF TRENTON TO INCREASE THE COST FOR LEAD SAFE INSPECTIONS AND ADD A FILING FEE FOR LEAD SAFE CERTIFICATES
- 25-003 AN ORDINANCE GRANTING RENEWAL OF MUNICIPAL CONSENT TO COMCAST OF MERCER COUNTY, LLC TO CONSTRUCT, CONNECT, OPERATE AND MAINTAIN A CABLE TELEVISION AND COMMUNICATIONS SYSTEM IN THE MUNICIPALITY OF TRENTON, MERCER COUNTY, NEW JERSEY

Public Hearing and 2nd Reading for ordinances to be held on February 18, 2025.

RESOLUTION

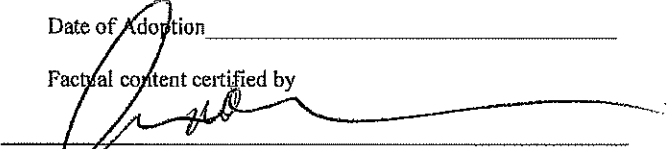
No. 25 - 0 13

Approved as to Form and Legality


WESLEY BRIDGES, ESQ. CITY ATTORNEY

Date of Adoption _____

Factual content certified by


ARCH LISTON, INTERIM DIRECTOR OF THE
DEPARTMENT OF HOUSING AND ECONOMIC DEVELOPMENT

COUNCILMAN / WOMAN _____ PRESENTS THE FOLLOWING ORDINANCE:

SPONSORED BY: _____

**RESOLUTION AUTHORIZING THE CITY OF TRENTON TO APPLY FOR AND
ACCEPT A FISCAL ALLOTMENT NOT TO EXCEED \$1,700,000 FROM THE NEW
JERSEY URBAN ENTERPRISE ZONE AUTHORITY ZONE ASSISTANCE FUND (ZAF)
TO FUND AN ANCHOR BUSINESS LOAN FOR WIRE ROPE TOMATO PIE AT
MAXINE'S, 120 S WARREN STREET. (TRENTON UEZ ANCHOR BUSINESS LOAN)**

WHEREAS, the City of Trenton (the "City") has a financial allocation from the State of New Jersey (the "State") for Fiscal Year 2025 (July 1, 2024 through June 30, 2025) that is earmarked, and must be used for Urban Enterprise Zone ("UEZ") activities within the boundaries of the UEZ in the City to help stimulate economic activity among the City's existing small businesses, attract new businesses and increase employment among residents of the City; and

WHEREAS, the New Jersey Urban Enterprise Zone Authority ("NJUEZA") has allocated to the City of Trenton \$3,124,382 for the State Fiscal Year 2025 to be used on all UEZ activities; and

WHEREAS, such funds can only be used for such dedicated purposes and no other City expenses; and

WHEREAS, anchor entities, both for-profit and non-profit, create significant economic impact on an area by attracting many customers to that area; and

WHEREAS, anchor entities could include hotels, museums, visitor centers, historic destinations and anchor businesses (Anchor businesses, for purposes of this loan, are defined as restaurants or retail 1) with an established customer base generated by a positive regional reputation and 2) that are at least 4000 square feet); and

WHEREAS, the benefits of the presence of an anchor entity only manifest if it is in a commercial cluster of businesses that can benefit from increased walking traffic; and

WHEREAS, Wire Rope Tomato Pie at Maxine's is a project planned by the Momo Brothers for 120 S Warren Street. The brothers have a strong regional reputation for excellence in the area with a dedicated group of followers. 120 S Warren is about 6,000 SF and is located in a cluster of businesses that can benefit from increased walking traffic; and

WHEREAS, the City of Trenton already has a dedicated CDFI (Community Loan Fund of New Jersey, Inc. doing business as New Jersey Community Capital) who handles Trenton's Job Creation loan and have agreed to underwrite and manage this Anchor Business Loan; and

RESOLUTION

WHEREAS, as the money is repaid it will be returned to the City to be used on other projects as dictated by UEZA rules; and

WHEREAS, should the Anchor Business Loan be approved by the State UEZ Authority, all the money to undertake and complete the project would be awarded in compliance with the New Jersey Public Contracts Law and the City Council would be the one to award the contract.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton as follows:

- The above recitals are incorporated by reference as if set forth at length herewith.
- The appropriate city officers are duly authorized to submit an application to the New Jersey Urban Enterprise Zone Program for the Zone Assistance Fund in the amount not to exceed one million seven hundred dollars (\$1,700,000) for the purpose of determining the feasibility and executing a \$1,500,000 3% interest loan to the Wire Rope Tomato Pie at Maxine's and pay for any associated fees.

BE IT FURTHER RESOLVED, that pursuant to N.J.S.A 52:27BBB-23, a true copy of this Resolution shall be forwarded to the State Commissioner of Community Affairs, within three (3) business days of the adoption of this Resolution, who shall have ten (10) days from the receipt thereof to veto this Resolution. All notices of the veto shall be filed in the Office of the Municipal Clerk. Within five business days thereafter, the City Council may override the veto by a two-thirds vote of the fully authorized membership thereof.

| MOTION: | | | | | | | | | | | | | | |
|------------------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA KETTENBURG | | | | | WILLIAMS | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

President of Council

City Clerk

RESOLUTION

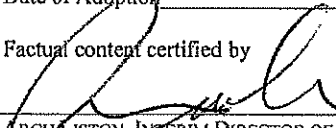
No. 25-014

Approved as to Form and Legality


WESLEY BRIDGES, ESQ., CITY ATTORNEY

Date of Adoption _____

Factual content certified by


ARCH LISTON, INTERIM DIRECTOR OF THE
DEPARTMENT OF HOUSING AND ECONOMIC DEVELOPMENT

COUNCILMAN / WOMAN _____

PRESENTS THE FOLLOWING ORDINANCE:

SPONSORED BY: _____

**RESOLUTION AUTHORIZING THE CITY OF TRENTON TO APPLY FOR AND
ACCEPT A FISCAL ALLOTMENT NOT TO EXCEED \$1,000,000 FROM THE NEW
JERSEY URBAN ENTERPRISE ZONE AUTHORITY ZONE ASSISTANCE FUND (ZAF)
TO CREATE A FUND TO SUPPORT PLANNING FOR ANCHOR
PROJECTS (TRENTON UEZ ANCHOR PROJECT PLANNING FUND)**

WHEREAS, the City of Trenton (the "City") has a financial allocation from the State of New Jersey (the "State") for Fiscal Year 2025 (July 1, 2024 through June 30, 2025) that is earmarked, and must be used for Urban Enterprise Zone ("UEZ") activities within the boundaries of the UEZ in the City to help stimulate economic activity among the City's existing small businesses, attract new businesses and increase employment among residents of the City; and

WHEREAS, the New Jersey Urban Enterprise Zone Authority ("NJUEZA") has allocated to the City of Trenton \$3,124,382 for the State Fiscal Year 2025 to be used on all UEZ activities; and

WHEREAS, such funds can only be used for such dedicated purposes and no other City expenses; and

WHEREAS, anchor entities, both for-profit and non-profit, create significant economic impact on an area by attracting many customers to that area; and

WHEREAS, anchor entities could include hotels, museums, visitor centers, historic destinations and anchor businesses (Anchor businesses, for purposes of this grant fund, are defined as restaurants or retail 1) with an established customer base generated by a positive regional reputation and 2) that are at least 4000 square feet); and

WHEREAS, potential anchor entities would be encouraged to locate in Trenton's Urban Enterprise Zone by supporting them in their feasibility planning process (including planning for economic feasibility, marketing feasibility, operational feasibility and financial feasibility); and

WHEREAS, should the Anchor Project Planning Fund be approved by the State UEZ Authority, all the money to undertake and complete the project would be awarded in compliance with the New Jersey Public Contracts Law.

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton as follows:

The above recitals are incorporated by reference as if set forth at length herewith.

The appropriate city officers are duly authorized to submit an application to the New Jersey Urban Enterprise Zone Program for the Zone Assistance Fund in the amount not to exceed one million dollars (\$1,000,000) for the purpose of creating a fund that will help anchor entities with their feasibility planning. The appropriate city officers are empowered to accept applications and award grants according to the guidelines above.

BE IT FURTHER RESOLVED, that pursuant to N.J.S.A 52:27BBB-23, a true copy of this Resolution shall be forwarded to the State Commissioner of Community Affairs, within three (3) business days of the adoption of this Resolution, who shall have ten (10) days from the receipt thereof to veto this Resolution. All notices of the veto shall be filed in the Office of the Municipal Clerk. Within five business days thereafter, the City Council may override the veto by a two-thirds vote of the fully authorized membership thereof.

| MOTION: | | | | | | | | | | | | | | |
|------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA | | | | | WILLIAMS | | | | | | | | | |
| KETTENBURG | | | | | | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

President of Council

City Clerk

RESOLUTION

No. 25-015

Approved as to Form and Legality

Wesley, Bridges, Esq., CITY ATTORNEY

COUNCILMAN / WOMAN _____

Date of Adoption _____

Factual content certified by

Aron Liston, Interim Director, Housing and Economic Development

PRESENTS THE FOLLOWING RESOLUTION:

SPONSORED BY: _____

RESOLUTION AUTHORIZING CHANGE ORDER #1 TO THE CONTRACT WITH PENN-JERSEY ENVIRONMENTAL CONSULTING, TO PROVIDE FOR THE INVESTIGATION AND REMEDIAL ACTION PLANNING AT THE FORMER NEW METHOD CLEANERS SITE, 300-310 PROSPECT STREET

WHEREAS, Resolution 24-094 authorized a contract with Penn-Jersey Environmental Consulting, awarded through a fair and open process, to provide state-mandated professional services in accordance with NJDEP regulations, to investigate and plan for future remediation of this contaminated former dry cleaning site, to the City of Trenton, in the amount of \$228,370.00; and

WHEREAS, during the performance of the contract conditions were discovered that resulted in the requirement to conduct repairs to existing monitoring well pads damaged by various motorized vehicles and protective bollards were also required to be installed to minimize damage to monitoring wells in the future; and

WHEREAS, the changes will not alter the contract in such a manner as to nullify the effect of the competitive determination which was made at the time of the contract award; and

WHEREAS, the amount of this change order is \$8,520.99. No previous change orders have been authorized. The total amount of this change order is less than 20% of the original contract amount; and

WHEREAS, funds have been certified to be available in USEPA Cleanup grant account G-FF-24- 60-199C-405 (\$8,520.99);

NOW, THEREFORE, IT IS RESOLVED, by the City Council of the City of Trenton that Change Order #1 to the contract with Penn-Jersey Environmental Consulting is hereby authorized.

| MOTION: | | | | | SECOND: | | | | | | | | | |
|------------------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA KETTENBURG | | | | | WILLIAMS | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

President of Council

City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Lynn Au, Acting Chief Financial Officer for the City of Trenton, do hereby certify, to the best of my knowledge and belief that there are now adequate funds for Change Order #1 to Contract with:

| | |
|----------------|--------------------------------------|
| Vendor Name: | Penn-Jersey Environmental Consulting |
| Address: | 744 Milford-Warren Glen Road |
| City/State/Zip | Milford, NJ 08848 |

Purpose: Change Order #1 to contract to Conduct a Remedial Investigation and prepare Remedial Action Workplan (including bid specifications) in accordance with State and Federal requirements for the New Method Cleaners site, 300-310 Prospect Street. Change Order #1 adds repairs to existing monitoring wells and installation of protective bollards to prevent future damage.

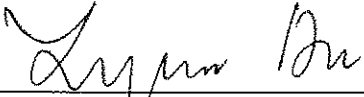
Fund: USEPA Cleanup Grant funds

Account Number: G-FF-24-60-199C-405 (\$8,520.99)

Vendor ID:


Requisition Number:

Amount not to exceed : \$8,520.99 (original contract = \$228,370)



Chief Financial Officer

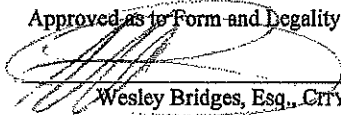
12/31/2024
Date


OK
12/31/24

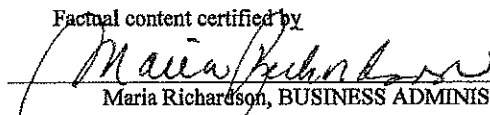
RESOLUTION No. 25 - 0 16

Date of Adoption _____

Approved as to Form and Legality


Wesley Bridges, Esq., CITY ATTORNEY

Factual content certified by


Maria Richardson, BUSINESS ADMINISTRATOR

COUNCILMAN / WOMAN _____

PRESENTS THE FOLLOWING ORDINANCE:

SPONSORED BY: _____

RESOLUTION AUTHORIZING A ONE TIME PAYMENT TO SAFETY NATIONAL INSURANCE FOR EXCESS WORKER'S COMPENSATION IN THE AMOUNT OF \$81,246.00

WHEREAS, the City of Trenton, Department of Administration has a need to pay Safety National Insurance for Worker's Compensation in the amount of \$81,246.00

WHEREAS, fund in the amount not to exceed \$81,246.00 have been certified to be available in the CY '24 4-01- -80-8030-683; and

WHEREAS, the amount referenced is to be remitted directly to CBIZ Borden and Perlman. CBIZ Borden and Perlman will then remit payment to Safety National Insurance on behalf of the City of Trenton; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the mayor is hereby authorized to execute a payment in the amount of \$81,246.00 to Safety National Insurance for Excess Worker's Compensation Service for the City of Trenton, Department of Administration for the said purposes in the manner described by law.

| MOTION: | | | | | SECOND: | | | | | | | | | |
|------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA | | | | | WILLIAMS | | | | | | | | | |
| KETTENBURG | | | | | | | | | | | | | | |

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President of Council

City Clerk

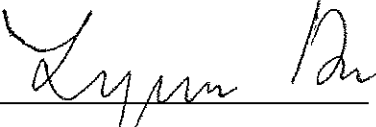
STATE OF NEW JERSEY
CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF FUNDS

I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to Contract with:

Vendor Name: Safety National Insurance
Address# 1: 1832 Schuetz Rd
Address# 2:
City: St. Louis
State: MO
Zip Code: 63146-3540

Purpose: Worker's Compensation Buffer Audit
Fund: Current Fund
Account Number CY '24 4-01- -80-8030-683
Vendor ID:
Requisition Number: -
Amount not to exceed: \$81,246.00



Acting Chief Financial Officer

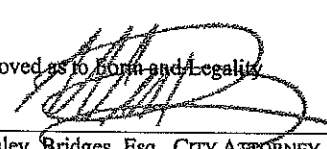
12/23/2024

Date

RESOLUTION

No. 25-017

Approved as to Form and Legality


Wesley, Bridges, Esq., CITY ATTORNEY

Date of Adoption _____

Factual content certified by


Maria Richardson, BUSINESS ADMINISTRATOR

COUNCILMAN / WOMAN _____

PRESENTS THE FOLLOWING RESOLUTION:

SPONSORED BY: _____

RESOLUTION AUTHORIZING TRANSFERS IN THE AMOUNT OF \$510,000 TO BE MADE FROM THE CY 2024 APPROPRIATION RESERVES

BE IT RESOLVED, by the City Council of the City of Trenton (not less than two-thirds of all the members, thereof, affirmatively concurring) that pursuant to N.J.S.A. 40A:4-58, the Director of Finance be and is hereby authorized and directed to make the following transfers in the CY 2024 appropriations reserves in order that certain accounts requiring additional funds may receive same from such account where funds are available without incurring an over-expenditure

FROM:

| | |
|-----------|-----------|
| Fire-SW | \$25,000 |
| Police-SW | \$485,000 |

\$510,000

TO:

| | |
|--------------------|-----------|
| Animal Control-OE | \$250,000 |
| Public Property-OE | \$175,000 |
| Social Security-OE | \$85,000 |

\$510,000

| MOTION: | | | | | SECON D: | | | | | | | | | |
|------------------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA KETTENBURG | | | | | WILLIAMS | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

President of Council

City Clerk

RESOLUTION

No. 25 - 0 18

Approved as to Form and Legality


WELSEY BRIDGES, ESQ., DIRECTOR OF LAW

Date of Adoption _____

Factual content certified by 
STEVE E. WILSON, POLICE DIRECTOR

Councilman /woman _____ presents the following Resolution:

SPONSORED BY: _____

RESOLUTION AUTHORIZING A CONTRACT AWARDED TO EMERGENCY ACCESSORIES INSTALLATION, INC. (EAI) TO PURCHASE UPFITTING FOR SIXTEEN (16) FORD ESCAPES WITH EMERGENCY LIGHTS AND EQUIPMENT FOR CRIMINAL INVESTIGATION BUREAU, COMMUNITY AFFAIRS AND THE INTERNAL AFFAIRS BUREAU FOR TRENTON POLICE DEPARTMENT; AWARDED THROUGH NEW JERSEY STATE CONTRACT# T-0106 17-FLEET-00748 IN AN AMOUNT NOT TO EXCEED \$61,492.80- THIS CONTRACT SHALL BE AWARDED FROM DATE OF AWARD UNTIL MAY 13, 2025

WHEREAS, The Department of Administration, Division of Purchasing has reviewed and verified New Jersey State Cooperative Purchasing Program # T-0106 17-FLEET-00748 for police and homeland security equipment and supplies – statewide. The State of New Jersey has awarded this contract to Emergency Accessories Installation, Inc. (EAI), 770 Cuthbert Blvd., Cherry Hill, NJ 08002 as the requirement of the City of Trenton, Department of Police. The State of New Jersey has amended this contract from May 14, 2024, to May 13, 2025; and

WHEREAS, N.J.S.A. 40A:11-12 (a) permits the City of Trenton to purchase items and provide services without the necessity of competitive bidding under the State of New Jersey Cooperative Purchasing Program; and

WHEREAS, the City of Trenton, Department of Police has a need to purchase upfitting for sixteen (16) Ford Escapes with Emergency Lights and Equipment for Criminal Investigation Bureau, Community Affairs and the Internal Affairs Bureau awarded to Emergency Accessories Installation, Inc. (EAI), 770 Cuthbert Blvd., Cherry Hill, NJ 08002 through New Jersey State Cooperative Purchasing Program # T-0106 17-FLEET-00748 in an amount not to exceed \$61,492.80; and

WHEREAS, funds in an amount not to exceed \$61,492.80 to purchase upfitting for sixteen (16) Ford Escapes with Emergency Lights and Equipment at 3,843.30 per vehicle totaling \$61,492.80 have been certified to be available in the following account numbers: G-SS-22-50-500G-410 (\$29,217.40) and C-04-18-50-030L-009 (\$32,275.40). This contract shall be awarded from the date of award until May 13, 2025 or until upfitting has been completed.

NOW, THEREFORE, IT IS RESOLVED, by the City Council of the City of Trenton as follows:

1. The Purchasing Agent is hereby authorized to execute a purchase order to Emergency Accessories Installation, Inc. (EAI), 770 Cuthbert Blvd., Cherry Hill, NJ 08002 in an amount not to exceed \$61,492.80 to purchase upfitting for sixteen (16) Ford Escapes with Emergency Lights and Equipment for Criminal Investigation Bureau, Community Affairs and the Internal Affairs Bureau for the City of Trenton, Police Department.
2. The contract is awarded without competitive bidding pursuant to N.J.S.A.40A:11-12(a) of the Local Public Contracts Law.

| MOTION: | | | | | SECOND: | | | | | | | | | |
|------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA | | | | | WILLIAMS | | | | | | | | | |
| KETTENBURG | | | | | | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

President of Council

City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF FUNDS

I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to Contract with:

Vendor Name: Emergency Accessories & Installation
Address# 1: 770 Cuthbert Blvd
City: Cherry Hill
State: New Jersey
Zip Code: 08022

Purpose: To provide upfit of emergency equipment to police vehicles being purchased for the Trenton Police Department.

Fund:

Account Numbers: G-SS-22-50-500G-410 = \$29,217.40
C-04-18-50-030L-009 = \$32,275.40

OKD 12/10/24
MA

Vendor ID: EAI00005

Requisition Number: Q4-07351

Amount not to exceed: **\$61,492.80**



Acting Chief Financial Officer

12/10/2024

Date

RESOLUTION

No. _____

25 - 0 19

Date of Adoption _____

Approved as to Form and Legality

Wesley Bridges, Esq., CITY ATTORNEY

Factual content certified by

Paul Harris, Interim Director, Recreation, Natural Resources, & Culture

COUNCILMAN / WOMAN _____

PRESENTS THE FOLLOWING ORDINANCE:

SPONSORED BY: _____

RESOLUTION AUTHORIZING THE APPLICATION AND ACCEPTANCE OF A JAKE'S LAW GREEN ACRES GRANT FOR THE CONSTRUCTION OF AN INCLUSIVE PLAYGROUND AT FRANKLIN PARK IN THE AMOUNT OF \$1,000,000

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides grants and/or loans to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition, development, and stewardship of lands for outdoor recreation and conservation purposes; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the City of Trenton is willing to use the State's funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project; and

WHEREAS, the City is eligible to apply for Jake's Law Green Acres Grant of \$1,000,000 with a match requirement of \$250,000; and

WHEREAS, funds to provide the required \$250,000 match are available in account number C-04-24-70-048J-002; and

NOW, THEREFORE IT IS RESOLVED, by the City Council and the City of Trenton, that the Mayor is hereby authorized to apply for and accept the Jake's Law Green Acres Grant of \$1,000,000 for the planned work at the above referenced park and execute all documents pertaining to such a grant.

| MOTION: | | | | | SECOND: | | | | | | | | | |
|------------------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA KETTENBURG | | | | | WILLIAMS | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

President of Council_____
City Clerk

**CITY OF TRENTON
DEPARTMENT OF FINANCE**

CERTIFICATION OF FUNDS

I, Lynn Au, Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to provide the required grant match for:

Purpose: **RESOLUTION AUTHORIZING APPLICATION AND
ACCEPTANCE OF A NEW JERSEY GREEN ACRES GRANT
FOR THE CONSTRUCTION OF AN INCLUSIVE PLAYGROUND
AT FRANKLIN PARK**

Fund: **Capital**

Account Numbers: **C-04-24-70-048J-002**

Amount not to exceed: **\$250,000**



Chief Financial Officer

11/7/2025

Date

RESOLUTION No. 25 - 0 2 0

Approved as to Form and Legality

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

Date of Adoption

Factual content certified by

WAHAB ONTIRI, DIRECTOR OF PUBLIC WORKS

Councilman /woman

presents the following Resolution:

SPONSORED BY:

RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO HERNAN TRUCKING, INC. FOR HAULING SERVICES FOR ASPHALT AND MILLING MATERIALS ON AN AS-NEEDED BASIS FOR THE DEPARTMENT OF PUBLIC WORKS, STREETS DIVISION FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF THE AWARD IN AN AMOUNT NOT TO EXCEED \$300,000.00 (\$114.00 PER HR.) – BID2024-69

WHEREAS, three (3) sealed bids were received in the Division of Purchasing on November 21, 2024, at 11:00 am, by the Purchasing Agent for Hauling Services for Asphalt and Milling Materials on an as-needed basis for the City of Trenton, Department of Public Works, Division of Streets; and

WHEREAS, the low bidder, Hernan Trucking, Inc., 181 Jacobstown-Cookstown Road, Wrightstown, New Jersey 08562, is made pursuant to advertisement, be and is hereby accepted, as the lowest, responsible, responsive bidder complying with terms and specifications on file in the Division of Purchasing; and

WHEREAS, funds in an amount not to exceed \$300,000.00 (Hourly Rate \$114.00) have been certified to be available in the following account number: C-04-24-55-048E-002. This contract shall be awarded for a period of one (1) year from the date of the award.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to execute a contract with Hernan Trucking, Inc., 181 Jacobstown-Cookstown Road, Wrightstown, New Jersey 08562 for hauling services for asphalt and milling materials on an as-needed basis in an amount not to exceed \$300,000.00 (hourly rate \$114.00) for the City of Trenton, Department of Public Works, Division of Streets.

| MOTION: | | | | | SECOND: | | | | | | | | | |
|------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA | | | | | WILLIAMS | | | | | | | | | |
| KETTENBURG | | | | | | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on

President of Council

City Clerk

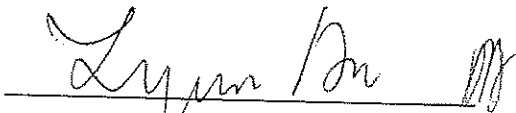
CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Lynn Au, Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now adequate funds to contract with:

Vendor Name: Hernan Trucking, Inc.
Address: 181 Jacobstown-Cookstown Road
City/State/Zip: Wrightstown, NJ 08562
Purpose: Hauling Services for Asphalt Materials and Milling Materials
Fund: CAPITAL
Account Number: C-04-24-55-048E-002

Vendor ID: HERN030
Requisition Number: Q4-07569
Amount not to exceed: \$300,000.00



ACTING Chief Financial Officer

12/10/2024

Date

RESOLUTION No. 25 - 0 2 1

Approved as to Form and Legality

Wesley Bridges, ESQ CITY ATTORNEY

Date of Adoption

Factual content certified by

Sean Semple, Director of Water and Sewer

Councilman/woman _____ presents the following Resolution:

SPONSORED BY: _____

**RESOLUTION AWARDING A CONTRACT THROUGH A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44 A-20.4 ET SEQ., TO GEAN GROUP, LLC FOR COMPLIANCE, STRATEGIC PLANNING LIAISON, AND MANAGEMENT SUPPORT AND CONSULTING SERVICES FOR THE DEPARTMENT OF WATER AND SEWER IN AN AMOUNT NOT TO EXCEED \$100,000.00 FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD
~ RFP2024-37**

WHEREAS, the City has a need for Compliance, Strategic Planning Liaison, and Management Support and Consulting Services for the City of Trenton, Department of Water and Sewer for a period of one (1) year; and

WHEREAS, a request for proposals was advertised by the Division of Purchasing and four (4) proposals were received on October 16, 2024 at 11:00am and were evaluated by a committee based on criteria that included, experience, understanding of requirements and cost; and

WHEREAS, the proposal of Gean Group, LLC, 52 State Highway 33, Hamilton, New Jersey 08619 was deemed to have the necessary qualifications and expertise for the performance of the services at the rates budgeted; and

WHEREAS, funds in an amount not to exceed \$100,000.00 have been certified to be available in the following grant account number: 5-05- -55-5501-899 for a period of one (1) year from the date of award.

NOW, THEREFORE IT IS RESOLVED, by the City Council of the City of Trenton, as follows:

1. The Mayor is hereby authorized to enter into a contract with Gean Group, LLC, 52 State Highway 33, Hamilton, New Jersey 08619 for Compliance, Strategic Planning Liaison, and Management Support and Consulting Services in an amount not to exceed \$100,000.00 for a period of one (1) year from date of award for the City of Trenton, Department of Water and Sewer.
2. This contract is awarded pursuant to the authority set forth in the Local Public Contracts Law at N.J.S.A. 40A:11-5.
3. A notice of this action shall be printed once in the official newspaper of the City of Trenton and the resolution and contract shall remain on file in the City Clerk's Office.

| MOTION: | | | | | SECOND: | | | | | | | | | |
|------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA | | | | | WILLIAMS | | | | | | | | | |
| KETTENBURG | | | | | | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

President of Council

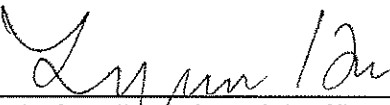
City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to Contract with:

Vendor Name: GEAN GROUP LLC
Address: 52 State Highway 33
City: Hamilton
State: New Jersey
Zip Code: 08619
PURPOSE: Compliance, Strategic Planning Liaison, and Management Support and Consulting Services RFP2024-37
REQ:
TOTAL: \$100,000.00
Fund: Operating
Account Number: 5-05- -55-5501-899
Vendor ID: GEANG005



Acting Chief Financial Officer

OK, BO

12/5/2024

Date

RESOLUTION No. 25 - 0 2 2

Date of Adoption _____

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

SEAN SEMPLE DIRECTOR OF WATER AND SEWER

Councilman /woman _____

presents the following Resolution:

SPONSORED BY: _____

RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO WALTER E. EARLE-MORRISVILLE, LLC FOR FURNISHING OF TEMPORARY BITUMINOUS STOCKPILE PATCHING MATERIAL FOR DEPARTMENT OF WATER AND SEWER, TRENTON WATER WORKS FOR A PERIOD OF ONE (1) YEAR FROM DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$144,000.00 – BID2024-60

WHEREAS, one (1) sealed bid was received in the Division of Purchasing on November 14, 2024, at 11:00am, by the Purchasing Agent for Furnishing of Temporary Bituminous Stockpile Patching Material for the City of Trenton, Department of Water and Sewer, Trenton Water Works; and

WHEREAS, the sole bidder, Walter E. Earle-Morrisville, LLC, P.O. Box 728 Farmingdale, NJ 07727, is made pursuant to advertisement, be and is hereby accepted, as the lowest, responsible, responsive bidder complying with terms and specifications on file in the Division of Purchasing; and

WHEREAS, funds in an amount not to exceed \$144,000.00 (\$160.00 per ton) have been certified to be available in the following account number: 5-05-55-5504-836-003. This contract shall be awarded for a period of one (1) year from date of award.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to execute a contract with Walter E. Earle-Morrisville, LLC, P.O. Box 728 Farmingdale, NJ 07727, for Furnishing of Temporary Bituminous Stockpile Patching Material in an amount not to exceed \$144,000.00 for the City of Trenton, Department of Water and Sewer, Trenton Water Works.

| MOTION: | | | | | SECOND: | | | | | | | | | |
|------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA | | | | | WILLIAMS | | | | | | | | | |
| KETTENBURG | | | | | | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

President of Council

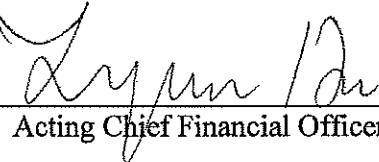
City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to Contract with:

Vendor Name: WALTER R. EARLE – BURLINGTON
Address: P.O. Box 708
City: Farmingdale
State: New Jersey
Zip Code: 07727
PURPOSE: Furnishing of Temporary Bituminous Stockpile Patching Material –
Cold Patch BID2024-60
REQ:
TOTAL: \$144,000.00
Fund: CY25 Operating Account
Account Number: 5-05-55-5504-836-003
Vendor ID: AMERI315



Acting Chief Financial Officer

or, BOF

12/5/2024

Date

RESOLUTION

No.

25 - 0 2 3

Date of Adoption

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

SEAN SIMPLE, DIRECTOR OF WATER AND SEWER

Councilman /woman presents the following Resolution:

SPONSORED BY:

RESOLUTION AUTHORIZING A CONTRACT AWARDED TO ATLANTIC PROCUREMENT GROUP, LLC TO PROVIDE COPPER WATER SERVICE TUBING FOR THE CITY OF TRENTON, TRENTON WATER WORKS, DEPARTMENT OF WATER AND SEWER; AWARDED THROUGH NEW JERSEY STATE CONTRACT #T-3027 22-FOOD-53265 FOR A PERIOD OF ONE (1) YEAR FROM DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$134,295.59

WHEREAS, The Department of Administration, Division of Purchasing has reviewed and verified New Jersey State Cooperative Purchasing Program Contract #T-3027 22-FOOD-53265 to provide Copper Water Service Tubing awarded to Atlantic Procurement Group, LLC for the City of Trenton. The State of New Jersey has awarded this contract to Atlantic Procurement Group, LLC, 702 Joline Avenue, Long Branch, New Jersey 07740 as the requirement of the City of Trenton, Trenton Water Works, Department of Water and Sewer. The State of New Jersey has awarded this contract from October 2, 2023 to October 1, 2026; and

WHEREAS, N.J.S.A. 40A:11-12 (a) permits the City of Trenton to purchase items and provide services without the necessity of competitive bidding under the State of New Jersey Cooperative Purchasing Program; and

WHEREAS, the City of Trenton, Trenton Water Works, Department of Water and Sewer has a need to provide Copper Water Service Tubing awarded to Atlantic Procurement Group, LLC, 702 Joline Avenue, Long Branch, New Jersey 07740 through New Jersey State Cooperative Purchasing Program #T-3027 22-FOOD-53265 in an amount not to exceed \$134,295.59; and

WHEREAS, funds in an amount not to exceed \$134,295.59 have been certified to be available in the following account number: 5-05-55-5504-833-001. This contract shall be awarded for a period of one (1) year from date of award.

NOW, THEREFORE, IT IS RESOLVED, by the City Council of the City of Trenton as follows:

1. The Purchasing Agent is hereby authorized to execute a purchase order to Atlantic Procurement Group, LLC, 702 Joline Avenue, Long Branch, New Jersey 07740 in an amount not to exceed \$134,295.59 to provide Copper Water Service Tubing for the City of Trenton, Department of Water and Sewer.
2. The contract is awarded without competitive bidding pursuant to N.J.S.A.40A:11-12(a) of the Local Public Contracts Law.

| MOTION: | | | | | SECOND: | | | | | | | | | |
|------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA | | | | | WILLIAMS | | | | | | | | | |
| KETTENBURG | | | | | | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on

President of Council

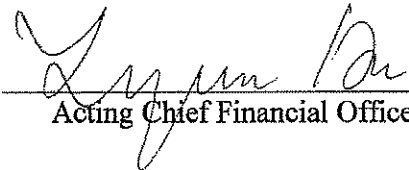
City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to Contract with:

Vendor Name: Atlantic Procurement Group LLC
Address: 702 Joline Avenue
City: Long Branch
State: New Jersey
Zip Code: 07740
PURPOSE: CY 25 Copper Water Service Tubing
REQ:
TOTAL: \$134,295.59
Fund: Operating
Account Number: 5-05-55-5504-833-001
Vendor ID: ATLAN105




Acting Chief Financial Officer



12/5/2024

Date

RESOLUTION No. 25-024

Date of Adoption _____


 Approved as to Form and Legality
 WESLEY BRIDGES, ESQ., DIRECTOR OF LAW


 Factual content certified by
 SEAN SEMPLE DIRECTOR OF WATER AND SEWER

 Councilman /woman presents the following Resolution:
 SPONSORED BY: _____

RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO JAYADIT BUILDERS, LLC FOR EMERGENCY BUILDING STRUCTURAL REPAIR WORK FOR THE DEPARTMENT OF WATER AND SEWER, TRENTON WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$49,410.00 – BID2024-63

WHEREAS, two (2) sealed bids were received in the Division of Purchasing on October 16, 2024, at 11:00am, by the Purchasing Agent for Emergency Building Structural Repair Work for the City of Trenton, Department of Water and Sewer, Trenton Water Works, Trenton Water Filtration Plant; and

WHEREAS, the low bidder, Jayadit Builders, LLC, 47 Rosewood Road, Edison, New Jersey 08817, is made pursuant to advertisement, be and is hereby accepted, as the lowest, responsible, responsive bidder complying with terms and specifications on file in the Division of Purchasing; and

WHEREAS, funds in an amount not to exceed \$49,410.00 have been certified to be available in the following account number: 4-05-55-5505-861-005. This contract shall be awarded for a period of one (1) year from date of award.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to execute a contract with Jayadit Builders, LLC, 47 Rosewood Road, Edison, New Jersey 08817, for Emergency Building Structural Repair Work in an amount not to exceed \$49,410.00 for the City of Trenton, Department of Water and Sewer, Trenton Water Works, Trenton Water Filtration Plant.

| MOTION: | | | | | SECOND: | | | | | | | | | |
|------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA | | | | | WILLIAMS | | | | | | | | | |
| KETTENBURG | | | | | | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

 President of Council

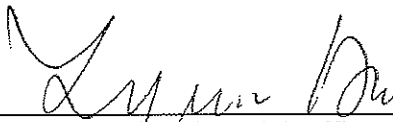
 City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to Contract with:

Vendor Name: Jayadit Builders LLC
Address: 47 Rosewood Road
City: Edison
State: New Jersey
Zip Code: 08817
PURPOSE: Emergency Structural Repairs at the Trenton Water Filtration Plant
 : BID2024-63
REQ: Q4-07359
TOTAL: \$49,410.00
Fund: Operating
Account Number: 4-05-55-5505-861-005
Vendor ID: JAYAD005



Acting Chief Financial Officer

OK BT

12/10/2024

Date

RESOLUTION

No. 25-025

Approved as to Form and Legality



WESLEY BRIDGES, ESQ, DIRECTOR OF LAW

Date of Adoption _____

Factual content certified by



STEVE E. WILSON, DIRECTOR OF POLICE

Councilman /woman _____ presents the following Resolution:

SPONSORED BY: _____

**RESOLUTION AUTHORIZING A CONTRACT AWARDED TO WINNER FORD FOR
THE PURCHASE OF SIXTEEN (16) UNMARKED FORD ESCAPE (HYBRID) POLICE
VEHICLES AWARDED THROUGH THE NEW JERSEY COOPERATIVE
PURCHASING ALLIANCE #CK04 SUBCONTRACT #22-24 FOR A ONE TIME
PURCHASE IN AN AMOUNT NOT TO EXCEED \$508,515.20**

WHEREAS, the Division of Purchasing has reviewed and verified New Jersey Cooperative Purchasing Alliance #CK04 Subcontract #22-24, for Cars, Crossovers, Class 1-3 Pickup Trucks/Chassis, Sport Utility Vehicles and Vans awarded to Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, New Jersey 08034. Each participant must enter into their own contract. New Jersey Cooperative Purchasing Alliance #CK04 Subcontract #22-24, has extended this contract from June 19, 2024, to June, 2026, with an option to extend the contract in accordance with NJ law, unless terminated, cancelled, or extended with the same terms and conditions as stated in the original bid, in accordance with N.J.A.C. 18A:18A-42 by mutual agreement; and

WHEREAS, N.J.S.A.40A:11-10 (a) (1) permits the City of Trenton to purchase items and provide services without the necessity of competitive bidding under the New Jersey Cooperative Purchasing Alliance #CK04 Subcontract #22-24; and

WHEREAS, the City of Trenton, Department of Police, has a need to purchase for sixteen (16) Ford Escapes with Emergency Lights and Equipment for Criminal Investigation Bureau, Community Affairs and the Internal Affairs Bureau. This contract has been awarded to Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, New Jersey 08034; and

WHEREAS, These vehicles will be purchased for the use of the Criminal Investigation Bureau, Community Affairs and the Internal Affairs Bureau to replace old vehicles that are in constant need of repair at an ongoing cost that frequently exceeds the value of the vehicles themselves. These new vehicles will be utilized in the day-to-day functions of each bureau and unit to which they are assigned.

WHEREAS, WHEREAS, funds in an amount not to exceed \$508,515.20 have been certified in the following account number: G-SS-22-50-500G. This is a one time purchase.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton, in the County of Mercer as follows:

1. The Purchasing Agent is hereby authorized to execute a purchase order in an amount not to exceed \$508,515.20 to Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, New Jersey 08034 for the purchase of sixteen (16) unmarked Ford Escape (hybrid) Police Vehicles for Criminal Investigation Bureau, Community Affairs and the Internal Affairs Bureau for the Department of Police.
2. This contract was awarded without competitive bidding pursuant to N.J.S.A. 40A:11-10 (a) of the Local Public Contracts Law.

| MOTION: | | | | | | | | | | | | | | |
|------------|-----|-----|---------|--------|----------|-----|-----|---------|--------|----------|-----|-----|---------|--------|
| | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent | | Aye | Nay | Abstain | Absent |
| EDWARDS | | | | | FRISBY | | | | | GONZALEZ | | | | |
| FELICIANO | | | | | HARRISON | | | | | | | | | |
| FIGUEROA | | | | | WILLIAMS | | | | | | | | | |
| KETTENBURG | | | | | | | | | | | | | | |

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

President of Council

City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF FUNDS

I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to Contract with:

Vendor Name: Winner Ford
Address# 1: 250 Haddonfield-Berlin Road
City: Cherry Hill
State: New Jersey
Zip Code: 08034

Purpose: To provide vehicles to be utilized by the Criminal Investigation Bureau, Internal Affairs Bureau and the Community Affairs Unit.

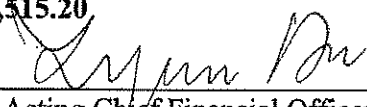
Fund:

G-SS-22-50-500G-410 = \$508,515.20

Vendor ID: WINNE005

Requisition Number:

Amount not to exceed: **\$508,515.20**



Acting Chief Financial Officer



Date

12/10/2024





12/10/24

ORDINANCE

No. 25-0011st Reading _____

Public Hearing _____

2nd Reading & Passage _____

Withdrawn _____ Lost _____

Date to Mayor _____

Date Returned _____

Date Resubmitted to Council _____


Approved as to Form and Legality

WESLEY BRIDGES, ESQ., CITY ATTORNEY


Factual content certified by

ARCH LISTON, INTERIM DIRECTOR, H&ED

COUNCILMAN / WOMAN _____

PRESENTS THE FOLLOWING ORDINANCE:

SPONSORED BY: _____

AN ORDINANCE AMENDING CHAPTER 132 ARTICLE 17 SECTION 135 OF THE REVISED ORDINANCES OF THE CITY OF TRENTON TO INCREASE THE COST FOR LEAD SAFE INSPECTIONS AND ADD A FILING FEE FOR LEAD SAFE CERTIFICATES

WHEREAS, pursuant to P.L. 2021, C. 182 (N.J.S.A. 52:27D-437.16 et seq.), all municipalities in the State of New Jersey are required to inspect every single-family, two-family, and multiple rental dwelling located within the municipality at tenant turn over for lead-based paint hazards; and

WHEREAS, an assessment was conducted of all costs associated with these inspections and the filing of the Lead Safe Certificates for each unit; and

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Trenton, as follows:

Section 1. Chapter 123, Article 17 Section 135, "Housing Standards," of the Code of the City of Trenton shall hereby be amended as follows:

A. Fees associated with lead-paint inspection by the Municipal Inspector shall be as follow:

| Type of Property | Cost of Dust Wipe Lead Inspection |
|------------------------|-----------------------------------|
| 1 Bedroom Unit | \$350.00 |
| 2 Bedroom Unit | \$400.00 |
| 3 Bedroom Unit | \$450.00 |
| 4 Bedroom Unit | \$500.00 |
| 5 or more Bedroom Unit | \$600.00 |
| Re-Inspection-Flat Fee | \$300.00 |

ORDINANCE

B. An additional filing fee of fifty dollars (\$50.00) shall be assessed for each Lead Safe Certification submitted plus the twenty-dollar (\$20.00) fee required in accordance with N.J.S.A. 52:27D-437.6 and N.J.A.C. 5:28A-2.2, to be deposited into the Lead Hazard Control Assistance Act Fund under the administration of the New Jersey State Department of Community Affairs.

Section 2. Repealer. Any article, section, paragraph, subsection, clause, or other provision of the Code of the City of Trenton inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 3. Severability. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

Section 4. Effective date. This ordinance shall take effect upon its passage and publication and as otherwise provided for by law.

This ordinance shall take effect thirty (30) days after final passage by Council or twenty (20) days after approval by the Mayor, whichever comes first.

| INTRODUCTION: | MOTION: | | | | SECOND: | | | | ORD. AUTHORED BY: | | | | | | | | ADOPTION | MOTION: | | | | SECOND: | | | | |
|---|--------------|----|----|----|----------|-----|----|----|-------------------------|--------------|-----|----|----|----------|-----|----|----------|----------|--------------|-----|----|---------|----------|-----|----|----|
| | INTRODUCTION | | | | ADOPTION | | | | | INTRODUCTION | | | | ADOPTION | | | | | INTRODUCTION | | | | ADOPTION | | | |
| | AY | NA | NV | AB | AYE | NAY | NV | AB | | AYE | NAY | NV | AB | AYE | NAY | NV | AB | | AYE | NAY | NV | AB | AYE | NAY | NV | AB |
| | | | | | | | | | | | | | | | | | | | | | | | | | | |
| EDWARDS | | | | | | | | | FRISBY | | | | | | | | | GONZALEZ | | | | | | | | |
| FELICIANO | | | | | | | | | HARRISON | | | | | | | | | | | | | | | | | |
| FIGUEROA | | | | | | | | | WILLIAMS | | | | | | | | | | | | | | | | | |
| KETTENBURG | | | | | | | | | | | | | | | | | | | | | | | | | | |
| NV - NO VOTE AB - ABSENT | | | | | | | | | | | | | | | | | | | | | | | | | | |

Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on _____

Adopted on second reading after the public hearing on _____

Mayor _____ APPROVED _____ REJECTED _____ Reconsidered by Council - Override Vote _____ AYE _____ NAY _____

President of Council _____ City Clerk _____

ORDINANCE

No. 25 - 0 031st Reading _____

Date to Mayor _____

Public Hearing _____

Date Returned _____

2nd Reading & Passage _____

Date Resubmitted to Council _____

Withdrawn _____ Lost _____

Approved as to Form and Legality

WESLEY BRIDGES, ESQ., CITY ATTORNEY

Factual content certified by

Maria Richardson
MARIA RICHARDSON, BUSINESS ADMINISTRATOR

Councilman/woman _____ presents the following Ordinance:

SPONSORED BY: _____

AN ORDINANCE GRANTING RENEWAL OF MUNICIPAL CONSENT TO COMCAST OF MERCER COUNTY, LLC TO CONSTRUCT, CONNECT, OPERATE AND MAINTAIN A CABLE TELEVISION AND COMMUNICATIONS SYSTEM IN THE MUNICIPALITY OF TRENTON, MERCER COUNTY, NEW JERSEY

Be it ORDAINED, by the Mayor and City Council of the City of Trenton, County of Mercer,
State of New Jersey, as follows:

SECTION 1. PURPOSE OF THE ORDINANCE

The City hereby grants to Comcast renewal of its non-exclusive Municipal Consent to place in, upon, across, above, over and under highways, streets alleys, sidewalks, easements, public ways and public places in the City, poles, wires, cables, underground conduits, manholes and other television conductors, fixtures, apparatus, and equipment as may be necessary for the construction, operation and maintenance in the City of a cable television and communications system.

SECTION 2. DEFINITIONS

For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. Such meaning or definition of terms is supplemental to those definitions of the Federal Communications Commission ("FCC") rules and regulations, 47 C.F.R. Subsection 76.1 et seq., and the Cable Communications Policy Act, 47 U.S.C. Section 521 et seq., as amended, and the Cable Television Act, N.J.S.A. § 48:5A-1 et seq., and shall in no way be construed to broaden, alter or conflict with the federal and state definitions:

- A. "City" or "Municipality" is the City of Trenton, County of Mercer, State of New Jersey.
- B. "Company" or "Comcast" is the grantee of rights under this Ordinance and is known as Comcast of Mercer County, LLC.
- C. "Act" or "Cable Television Act" is Chapter 186 of the General Laws of New Jersey, and subsequent amendments thereto, N.J.S.A. § 48:5A-1, et seq.
- D. "FCC" is the Federal Communications Commission.
- E. "Board" or "BPU" is the Board of Public Utilities, State of New Jersey.
- F. "Office" or "OCTV" is the Office of Cable Television of the Board.

ORDINANCE

- G. "Basic Cable Service" means any service tier, which includes the retransmission of local television broadcast signals as defined by the FCC.
- H. "Application" is the Company's Application for Renewal of Municipal Consent.
- I. "Primary Service Area" or "PSA" consists of the area of the City currently served with existing plant as set forth in the map annexed to the Company's Application for Municipal Consent.

SECTION 3. STATEMENT OF FINDINGS

A public hearing concerning the consent herein granted to the Company was held after proper public notice pursuant to the terms and conditions of the Act. Said hearing having been held on September 5, 2019 and fully open to the public, and the municipality having received all comments regarding the qualifications of the Company to receive this consent, and the representations of the Company that the Company possesses the necessary legal, technical, character, financial and other qualifications and that the Company's operating and construction arrangements are adequate and feasible.

SECTION 4. DURATION OF FRANCHISE

The non-exclusive Municipal Consent granted herein shall expire fifteen (15) years from the date of expiration of the previous Certificate of Approval issued by the Board.

In the event that the Municipality shall find that the Company has not substantially complied with the material terms and conditions of this Ordinance, the Municipality shall have the right to petition the OCTV, pursuant to N.J.S.A. 48:5A-47, for appropriate action, including modification and/or termination of the Certificate of Approval; provided however, that the Municipality shall first have given the Company written notice of all alleged instances of non-compliance and an opportunity to cure same within ninety (90) days of that notification.

SECTION 5. FRANCHISE FEE

Pursuant to the terms and conditions of the Act, N.J.S.A. 48:5A-30(d), the Company shall, during each year of operation under the consent granted herein, pay to the Municipality 3.5% of the gross revenues from all recurring charges in the nature of subscription fees paid by subscribers for cable television reception service in the Municipality or any higher amount permitted by the Act or otherwise allowable by law. The current franchise fee paid to the City is 3.5%.

SECTION 6. FRANCHISE TERRITORY

The consent granted under this Ordinance for the renewal of the franchise shall apply to the entirety of the City and any property subsequently annexed hereto.

SECTION 7. EXTENSION OF SERVICE

The Company shall be required to proffer service to any residence and business along any public right-of-way in the Primary Service Area, as set forth in the Company's Application. Any extension of plant beyond the Primary Service Area shall be governed by the Company's Line Extension Policy, as set forth in the Company's Application, with a HPM ("homes-per-mile") of 35 dwellings per linear mile from the nearest active trunk or feeder line from which a usable cable signal may be obtained. For purposes of this section and the Company's implementation of the LEP, a home shall only be counted as a "dwelling unit" if such home is occupied and within two hundred seventy-five (275) feet of the public right of way.

ORDINANCE

SECTION 8.

CONSTRUCTION REQUIREMENTS

- A. Restoration: In the event that the Company or its agents shall disturb any pavement, street surfaces, sidewalks, driveways, or other surface in the natural topography, the Company shall, at its sole expense, restore and replace such places or things so disturbed in as reasonably good a condition as existed prior to the commencement of said work. Any restoration shall commence as expeditiously as practical, but in no event shall restoration be commenced more than 30 days after written notice is issued to the company by the City.
- B. Relocation: If at any time during the period of this consent, the City shall alter or change the grade of any street, alley or other way or place the Company, upon reasonable notice by the City, shall remove, re-lay or relocate its equipment, at the expense of the Company. In requiring Company to remove, re-lay or relocate any portion of its property, the City shall treat Company the same as, and require no more of Company than, any other similarly situated entity utilizing the Public Rights of Way, including with respect to reimbursement of costs.
- C. Removal or Trimming of Trees: During the exercise of its rights and privileges under this franchise, the Company shall have the authority to trim trees upon and overhanging streets, alleys, sidewalks or other public places of the City so as to prevent the branches of such trees from coming in contact with the wires and cable of the Company. Such trimming shall be only to the extent necessary to maintain proper clearance of the Company's wire and cables.
- D. Temporary removal of cables: The company shall, upon request of the City, at the company's expense, temporarily raise, lower or remove its lines in order to facilitate the moving of buildings or machinery or in other like circumstances, subject to the prior approval of the Board. Whenever a request for the temporary removal of cables is made by, for, or on behalf of private parties, the cost of temporary removal shall be borne by those same parties.
- E. Installation of Equipment: The Company shall install equipment in the same location and manner as existing public utilities whenever possible, in order to minimize the impact of same on surrounding property.
- F. Emergency notification. The company shall provide the City's Business Administrator with a twenty-four hour emergency telephone number at which a representative of the company can be accessed in the event of an emergency by official City personnel only.

SECTION 9.

CUSTOMER SERVICE

In providing services to its customers, the Company shall comply with N.J.A.C. 14:18-1, et seq. and all applicable state and federal statutes and regulations. The Company shall strive to meet or exceed all voluntary company and industry standards in the delivery of customer service and shall be prepared to report on it to the City upon written request of the City Administrator or Clerk.

The Company shall continue to comply fully with all applicable state and federal statutes and regulations regarding credit for outages, the reporting of same to regulatory agencies and notification of same to customers.

The Company shall continue to fully comply with all applicable state and federal statutes and regulations regarding the availability of devices for the hearing impaired and the notification of same to customers.

ORDINANCE

SECTION 10. MUNICIPAL COMPLAINT OFFICER

The Office of Cable Television is hereby designated as the Complaint Officer for the City pursuant to N.J.S.A. § 48:5A-26(b). All complaints shall be received and processed in accordance with N.J.A.C. § 14:17-6.5. The City shall have the right to request copies of records and reports pertaining to complaints by City customers from the OCTV.

SECTION 11. LOCAL OFFICE

During the term of this franchise, and any renewal thereof, the Company shall maintain a business office or agent in accordance with N.J.A.C. § 14:18-5.1 for the purpose of receiving applications for service, complaints, service inquiries and bill payments.

SECTION 12. PERFORMANCE BOND

During the life of the franchise the Company shall give to the City a bond in the amount of Twenty-Five Thousand Dollars (\$25,000). Such bond shall be to insure the faithful performance of all undertakings of the Company as represented in its application for municipal consent incorporated herein. Upon written request by the City, the company shall provide updated information pertaining to the performance bond on an annual basis.

SECTION 13. SUBSCRIBER RATES

The rates of the Company shall be subject to regulation as permitted by federal and state law.

SECTION 14. COMMITMENTS BY THE COMPANY

- A. Upon written request by the City, the Company will provide Limited Basic or a similar tier of cable television service on one (1) outlet at no cost to each qualified existing school in the City, public and private, elementary, intermediate, and secondary, provided the school is within 200 feet of active cable distribution plant. Each additional outlet installed, if any, shall be paid for on a materials plus labor basis by the school requesting service.
- B. Upon written request by the City, the Company will provide Limited Basic or a similar tier of cable television service at no cost on one (1) outlet to each qualified existing police, fire, emergency management facility, public works and public library in the City, provided the facility is located within 200 feet of active cable distribution plant. Each additional outlet installed, if any, shall be paid for on a materials plus labor basis by the City.
- C. The Company will continue to provide courtesy service at no cost to the City owned and operated facilities listed in Appendix A.
- D. Within six months of the issuance of a Renewal Certificate of Approval by the BPU, the Company shall provide to the City a one-time E/G Access Capital Grant in the amount of one hundred thousand (\$100,000) to meet the identified E/G Access capital needs of the community.

ORDINANCE

SECTION 15. EDUCATION AND GOVERNMENTAL ACCESS

- A. The Company shall continue to make available to the City one shared education and governmental (E/G) access channel. The E/G channel is currently administered by Trenton Public Schools.
- B. The Company does not relinquish its ownership of or ultimate right of control over a channel by designating it for E/G access use. An EG access user – whether an educational or government user - acquires no property or other interest by virtue of the use of a channel so designated and may not rely on the continued use of a particular channel number, no matter how long the same channel may have been designated for such use.
- C. The Company will maintain the cable, modulators, and equipment necessary for the City or its designee to send a signal to the Company, and to receive the return feed of the signal. The current return line is located at Trenton Central High School. The City or its designee shall be responsible for providing any necessary production or playback equipment and shall be responsible for securing and supervising any staff who conduct the operation of the EG channel.
- D. The Company shall not exercise editorial control over any educational or governmental access channel, except Company may refuse to transmit any educational or governmental access program or portion of any educational or governmental access program that contains obscenity, indecency, or nudity.
- E. Educational Access. “Educational Access” shall mean noncommercial use by educational institutions such as public or private schools, but not “home schools,” community colleges, and universities.
- F. Governmental Access. “Government Access” shall mean noncommercial use by the City for the purpose of showing the local government at work.
- G. Company Use of Fallow Time. Because blank or underutilized E/G channels are not in the public interest, in the event the City or other qualified E/G access users elect not to fully program their E/G access channel, Company may program unused time on those channels subject to reclamation by the City upon no less than 60 days written notice.
- H. Indemnification. The City shall indemnify Company for any liability, loss, or damage it may suffer due to violation of the intellectual property rights of third parties on the EG channel and from claims arising out of the rules for or administration of E/G access channel and its programming.
- I. The Communications Act of 1934, as amended [47 U.S.C. §543 (b)], allows the Company to itemize and/or identify: (1.) the amount on the subscriber bill assessed as a franchise fee and the identity of the governmental authority to which the fee is paid; (2.) the amount on the bill assessed to satisfy any requirements imposed on the Company by the cable franchise to support public, education, and/or governmental access channels or the use of such channels; and (3.) any grants or other fees on the bill or any tax, assessment, or charge of any kind imposed by any governmental authority on the transaction between the operator and the subscriber. The Company reserves its external cost, pass-through rights to the full extent permitted by law.

SECTION 16. EMERGENCY USES

- A. The Company will comply with the Emergency Alert System (“EAS”) rules in accordance with applicable state and federal statutes and regulations.

ORDINANCE

- B. The Company shall in no way be held liable for any injury suffered by the City or any other person, during an emergency, if for any reason the City is unable to make full use of the cable television system as contemplated herein.

SECTION 17. LIABILITY INSURANCE

The Company shall at all times maintain a commercial general liability insurance policy with a single limit amount of One Million Dollars (\$1,000,000) covering liability for any death, personal injury, property damages or other liability arising out of its construction and operation of the cable television system, and an excess liability (or "umbrella") policy in the amount of Five Million Dollars (\$5,000,000).

SECTION 18. INCORPORATION OF THE APPLICATION

All of the statements and commitments contained in the Application or annexed thereto and incorporated therein, and any amendment thereto, except as modified herein, are binding upon the Company as terms and conditions of this consent. The Application and other relevant writings submitted by the Company shall be annexed hereto and made a part hereof by reference provided same do not conflict with application State or Federal law.

SECTION 19. COMPETITIVE EQUITY

Should the City grant municipal consent for a franchise to construct, operate and maintain a cable television system to any other person, corporation or entity on terms materially less burdensome or more favorable than the terms contained herein, the Company may substitute such language that is more favorable or less burdensome for the comparable provision of this Ordinance subject to the provisions of N.J.A.C. § 14:17-6.7. The Company agrees to provide a courtesy copy of the petition to the City's Business Administrator in the event that it files such a request with the BPU under this section of the consent agreement.

SECTION 20. SEPARABILITY

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and its validity or unconstitutionality shall not affect the validity of the remaining portions of the Ordinance.

SECTION 21. PROPRIETARY INFORMATION

The Company shall not be required to disclose information which it reasonably deems to be proprietary or confidential in nature. The City agrees to treat any information disclosed by the Company as confidential and only to disclose it to those employees, representatives, and agents of the City that have a need to know in order to enforce this Ordinance Agreement and who agree to maintain the confidentiality of all such information.

The Company shall not be required to provide Customer information in violation of Section 631 of the Cable Act or any other applicable federal or state privacy law. For purposes of this Section, the terms "proprietary or confidential" include, but are not limited to, information relating to the Cable System design, customer lists, marketing plans, financial information unrelated to the calculation of franchise fees or rates pursuant to FCC rules, or other information that is reasonably determined by the Company to be competitively sensitive. The Company may make proprietary or confidential information available for inspection but not copying or removal by the Municipality's representative. In the event that the Municipality has in its possession and receives a request under a state "sunshine," public records, or similar law for the disclosure of information the Company has designated as confidential, trade secret or proprietary, the City shall notify the Company of such request and cooperate with Company in opposing such request.

ORDINANCE

SECTION 22.

FORCE MAJEURE

The Company shall not be liable or responsible for, in whole or in part, any delay or failure to perform any of its obligations hereunder which may result from accidents, pandemics, public health emergencies, floods, fires, earthquakes, tornadoes or other acts of God; war, acts of war (whether or not a declaration of war is made), civil disobedience; civil disturbance, sabotage or vandalism, customer tampering or interference, or act of public enemy; strikes, other labor or job actions or unavailability of materials or equipment; or other events or circumstances beyond the reasonable control of the Company.

SECTION 23.

THIRD PARTY BENEFICIARIES

Nothing in this Franchise or in any prior agreement is or was intended to confer third-party beneficiary status on any member of the public to enforce the terms of such agreements or Franchise.

SECTION 24.

NEW DEVELOPMENTS

The Municipality, for its part, shall endeavor to exercise reasonable efforts to require developers and utility companies to provide the Company with at least fifteen (15) days advance notice of an available open trench for the placement of necessary cable.

SECTION 25.

EFFECTIVE DATE

This Ordinance shall take effect immediately upon issuance of a Renewal Certificate of Approval from the BPU.

| INTRODUCTION: | MOTION: | | | | SECOND: | ORD. AUTHORED BY: | | | | ADOPTION | MOTION: | | | | SECOND: |
|--------------------------|--------------|----|----|----|---------|-------------------|-----|----|----|----------|--------------|-----|----|----|---------|
| | INTRODUCTION | | | | | ADOPTION | | | | | INTRODUCTION | | | | |
| | AY | NA | NV | AB | | AYE | NAY | NV | AB | | AYE | NAY | NV | AB | |
| | E | Y | | | | | | | | | | | | | |
| EDWARDS | | | | | | | | | | FRISBY | | | | | |
| FELICIANO | | | | | | | | | | HARRISON | | | | | |
| FIGUEROA | | | | | | | | | | WILLIAMS | | | | | |
| KETTENBURG | | | | | | | | | | | | | | | |
| NV - NO VOTE AB - ABSENT | | | | | | | | | | | | | | | |

Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on _____

Adopted on second reading after the public hearing on _____

Mayor

APPROVED
REJECTED

Reconsidered by Council - Override Vote

AYE
NAY

President of Council

City Clerk

Appendix A

| Customer Name | Address | City | State | Courtesy video | Courtesy internet |
|-----------------------------|--------------------------|---------|-------|----------------|-------------------|
| SCHOOL, TRENTON BOE | 108 N CLINTON AVE | TRENTON | NJ | Y | Y |
| COMM CENTER, TRENTON YMCA | 431 PENNINGTON AVE APT A | TRENTON | NJ | Y | Y |
| LIBRARY, PUBLIC | 120 ACADEMY ST | TRENTON | NJ | N | Y |
| SCHOOL, VILLAGE CHARTER | 101 SULLIVAN WAY | TRENTON | NJ | N | Y |
| SR CENTER, HOLLOWBROOK | 320 HOLLOWBROOK RD | TRENTON | NJ | N | Y |
| SCHOOL, LORE ELEMENTARY | 13 N WESTWOOD DR | TRENTON | NJ | N | Y |
| LIBRARY, PUBLIC | 1115 GREENWOOD AVE | TRENTON | NJ | N | Y |
| SCHOOL, FISHER J | 1325 LOWER FERRY RD | TRENTON | NJ | Y | Y |
| SCHOOL, PARKWAY ELEM | 446 PARKWAY AVE | TRENTON | NJ | Y | Y |
| LIBRARY, PUBLIC | 200 N HERMITAGE AVE | TRENTON | NJ | N | Y |
| LIBRARY, E. TRENTON PUBLIC | 701 N CLINTON AVE | TRENTON | NJ | N | Y |
| SCHOOL, TRENTON CENTRAL HIG | 400 CHAMBERS ST | TRENTON | NJ | Y | Y |
| SCHOOL, ROBESON CHARTER | 641 INDIANA AVE | TRENTON | NJ | Y | Y |
| SCHOOL, ALBAYAAN ACADEMY | 25 OXFORD ST APT 3 | TRENTON | NJ | Y | Y |
| SCHOOL, FOUNDATION ACAD | 363 W STATE ST | TRENTON | NJ | Y | Y |
| LIBRARY, PUBLIC | 943 S BROAD ST | TRENTON | NJ | Y | Y |
| FIRE, ENGINE #3 | 718 S BROAD ST | TRENTON | NJ | Y | N |
| SCHOOL, HARRISON | 461 GENESEE ST | TRENTON | NJ | Y | N |
| POLICE, TRENTON | 255 N CLINTON AVE | TRENTON | NJ | Y | N |
| SCHOOL, PARKER | 321 UNION ST | TRENTON | NJ | Y | N |
| FIRE, CALHOUN | 460 CALHOUN ST OFC B | TRENTON | NJ | Y | N |
| FIRE, TRENTON | 244 PERRY ST OFC B | TRENTON | NJ | Y | N |
| COMM CENTER, PARK PLACE | 1460 PARKSIDE AVE RM COM | TRENTON | NJ | Y | N |
| FIRE, W TRENTON | 40 W UPPER FERRY RD | TRENTON | NJ | Y | N |
| SCHOOL, STOKES | 913 PARKSIDE AVE | TRENTON | NJ | Y | N |
| CITY, MAYOR'S OFFICE | 319 E STATE ST | TRENTON | NJ | Y | N |
| POLICE, TRENTON K-9 | 1277 E STATE ST | TRENTON | NJ | Y | N |
| SCHOOL, HILL | 1010 E STATE ST | TRENTON | NJ | Y | N |
| FIRE, TRENTON DEPT #9 | 1464 W STATE ST | TRENTON | NJ | Y | N |
| POLICE, WESTWARD | 660 ARTISAN ST | TRENTON | NJ | Y | N |
| PUBLIC WORKS, HOPEWELL | 203 WASHINGTON ST | TRENTON | NJ | Y | N |
| SCHOOL, FRANKLIN | 200 WILLIAM ST | TRENTON | NJ | Y | N |

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| SCHOOL,MONUMENT | 25 MONROE ST | TRENTON | NJ | Y | N |
| FIRE ,CO SIGNAL 22 | 1005 S CLINTON AVE | TRENTON | NJ | Y | N |
| FIRE,ENGINE 6 | 561 N CLINTON AVE | TRENTON | NJ | Y | N |
| SCHOOL,WILSON | 175 GIRARD AVE | TRENTON | NJ | Y | N |
| SCHOOL,COLUMBUS | 1200 BRUNSWICK AVE | TRENTON | NJ | Y | N |
| SCHOOL,GREGORY | 520 RUTHERFORD AVE | TRENTON | NJ | Y | N |
| SCHOOL,KILMER | 1300 STUYVESANT AVE | TRENTON | NJ | Y | N |
| SCHOOL,DUNN | 301 DAYTON ST | TRENTON | NJ | Y | N |
| SCHOOL,MT SINAI | 35 ARLINGTON AVE | TRENTON | NJ | Y | N |
| SCHOOL,TRENTON BLDG&GRDS | 1490 PROSPECT ST BLDG RIGHT | TRENTON | NJ | Y | N |
| CITY,TRENTON IT DEPT | 319 E STATE ST BSMT | TRENTON | NJ | Y | N |
| SCHOOL,GRANT | 101 N CLINTON AVE | TRENTON | NJ | Y | N |
| SR CENTER,READING | 15 RINGOLD ST UNIT A | TRENTON | NJ | Y | N |
| POLICE ,EAST DISTRICT | 1102 GREENWOOD AVE | TRENTON | NJ | Y | N |
| CITY,TRENTON HLTH &HUMAN | 319 E STATE ST FL 3 | TRENTON | NJ | Y | N |
| COURT,TRENTON MUNCIPA | 225 N CLINTON AVE RM COURT | TRENTON | NJ | Y | N |
| POLICE,ID UNIT | 61 S OLDEN AVE | TRENTON | NJ | Y | N |
| POLICE,TRENTON | 225 N CLINTON AVE | TRENTON | NJ | Y | N |