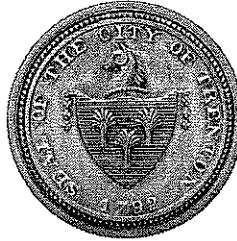


**MEMBERS**  
JASI M. EDWARDS  
CRYSTAL M. FELICIANO  
JENNA L. FIGUEROA KETTENBURG  
TESKA T. FRISBY  
YAZMINELLY GONZALEZ  
JOSEPH A. HARRISON  
JENNIFER C. WILLIAMS



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

**CITY CLERK**  
BRANDON L. GARCIA  
OFFICE: (609) 989-3187  
FAX: (609) 989-3190

## **TRENTON CITY COUNCIL REGULAR MEETING**

**TRENTON CITY HALL, CITY COUNCIL  
CHAMBERS, 319 EAST STATE STREET  
THURSDAY, JANUARY 18, 2024 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:** **Cannabis Application: Royal Smoke, LLC**  
**Kinsbury Towers Update**
- VII. PUBLIC COMMENT – AGENDA ITEMS ONLY**
- VIII. OLD BUSINESS [Ordinances 2<sup>nd</sup> Reading and Public Hearing]**
- IX. NEW BUSINESS:**
  - a. RESOLUTIONS**
  - b. ORDINANCES [1<sup>st</sup> Reading and Introduction]**
  - c. OTHER**
- X. PUBLIC COMMENTS**
- XI. CIVIC COMMENTS**
- XII. 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.

**DOCKET FOR CONFERENCE SESSION  
TUESDAY, JANUARY 16, 2024**

**1. MINUTES FOR APPROVAL** – None

**2. COMMUNICATIONS AND PETITIONS**

2a Tort Claim Notice for Property Damage – Filed by Ghanshyamkumar A. Patel, 1451 Parkside Avenue, Apartment #A5, Ewing, New Jersey for Jisneshkumar B. Patel, 120 South Adelaide Avenue, Apartment 1B, Highland Park, New Jersey – Against the City of Trenton.

2b Tort Claim Notice for Property Damage – Filed by Craig J. Hubert, Esquire, Szaferman, Lakind, Blumstein & Blader, P.C., 101 Grovers Mill Road, Suite 200, Lawrenceville, New Jersey – Representing Bayshonne Snow – Against the City of Trenton, Trenton Police Department.

2c Tort Claim Notice for Damages – Filed by Karl Norgaard, Esquire, Norgaard, O’Boyle & Hannon, Counselors at Law, 184 Grand Avenue, Englewood, New Jersey – Representing Melody Kombo, as Administratrix Ad Prosequendum for the Estate of Kuro Cameron Alli. – Against the City of Trenton, City of Trenton Police Department, et. als.

2d Tort Claim Notice for Property Damage – Filed by Elizabeth Garrido, 126 Bedford Avenue, Hallendale Beach, Florida, c/o Jamellah Adams, Hertz Damage Recovery, PO Box 921186, Peachtree Comers, Georgia – Against the City of Trenton.

2e Tort Claim for Property Damage – Filed by Jennifer Lynn Roth, 36 Shelbourne Drive, Ewing, New Jersey c/o Kenneth Roth, 36 Shelbourne Drive, Ewing, New Jersey – Against the City of Trenton, Trenton Water Works

2f Tort Claim Notice for Personal Damage – Filed by Michael Nuccio, Esquire, c/o Ryan P. Robinson, Sr., Case Manager – Representing Cecelia Nyanpoh – Against the City of Trenton, et. als.

2g Tort Claim for Personal Damages – Filed by Amanda Ibrahim, Esquire, Garces Grabler LeBrocq, 253 East Front Street, Trenton, New Jersey – Representing Olga Duarte Acosta – Against the City of Trenton, et. als.

2h Tort Claim Notice for Personal and Other Damages – Filed by John D. Hackett, Esquire, Cassiday Schade, LLP, 222 West Adams Street, Suite 2900, Chicago, Illinois – Representing Queseau Goldstein and Jacqueline Duette – Against the City of Trenton, Trenton Police Department.

2i Tort Claim for Damages – Kelly A. Dolceamore & Jeanne Lee. **Settled and closed.**

2j Foreclosure Notice Summons - Filed by Sonia Das, Agent, Freedom Mortgage Corporation, Code Compliance Department, 350 Highland Drive, Suite 100, Lewisville, Texas. Property Address; 42 Delawareview Avenue, Trenton, New Jersey 08618.

2k Foreclosure Notice Summons - Filed by Sonia Das, Agent, Freedom Mortgage Corporation, Code Compliance Department, 350 Highland Drive, Suite 100, Lewisville, Texas. Property Address; 54 Division Street, Trenton, New Jersey 08611.

2l Civil Action Summons – Filed by Robert W. Keyser, Esquire, Taylor and Keyser, LLC, 89 Haddon Avenue, Suite B2, Haddonfield, New Jersey – Representing The Reginal Lewis Group, LLC, vs. Emma L. Richardson; City of Trenton, et. als.

2m Tort Claim Notice for Other Damages – Filed by Rodolfo Ramierez Urena, 60 Wolverton Street, Trenton, New Jersey – Against the City of Trenton.

2n Civil Action Amended Foreclosure Compliant Amended Compliant as per Notice to the Bar – Filed by Deborah T. Feldstein, Esquire, Pellegrino & Felstein, LLC, 290 Route 46 West Denville, New Jersey – Representing US Bank as CST for EB1EMINJ, LLC vs. Trenton Capital Land, LLC; city of Trenton; et. als.

2o Civil Action Order to Show Cause – Filed by CJ Griffin, Esquire, Pashman Stein Walder Hayden, Court Plaza South, 21 Main Street, Suite 200, Hackensack, New Jersey – Representing Steve Clegg vs. City of Trenton and Brandon Garcia in his official capacity as records custodian.

2p Tort Claim Notice for Other Damages – Filed by Robin Kay Lord, Esquire and Clifford D. Bidlingmaier, III, Esquire, Law Office of Robin Kay Lord, LLC, 210 South Broad Street, Suite B, Trenton, New Jersey – Representing Aaron Bernstein vs. City of Trenton and Trenton Police Department.

2q Foreclosure Notice – Filed by LoanCare, LLC, 350 Highland Drive, Suite 100, Lewisville, Texas. Property Address: 702 Greenwood Avenue, Trenton, New Jersey 08609.

2r PSEG Notice of filed petition for increase for electric and gas services.

2s Foreclosure Notice – Filed by Sanford J. Becker, Esquire, Pluese, Becker & Saltzman, Thomas, LLC, Attorneys at Law, 20000 Horizon Way, Suite 900, Mount Laurel, New Jersey – Representing New Jersey Housing & Mortgage Finance Agency vs. Najee D. Cunningham, et. al. Property Address: 24 Liberty Street, Trenton, New Jersey 08611.

2t Foreclosure Notice – filed by Brock & Scott, PLLC, 302 Fellowship Road, Suite 130, Mount Laurel, New Jersey – Property Address: 158 Cleveland Avenue, Trenton, New Jersey 08609, Lot 61/Block 321.

### **3. REPORTS** - None

### **4. ORDINANCES - 2<sup>nd</sup> Reading and Public Hearing**

24-01 AN ORDINANCE AMENDING AND SUPPLEMENTING TRENTON CITY CODE SECTION AND 89-2 GOVERNING THE PARKING OF VEHICLES NEAR A FIRE HYDRANT

24-02 AN ORDINANCE AMENDING AND SUPPLEMENTING THE TRENTON CITY CODE TO REGULATE THE USE OF FIREWORKS WITHIN THE CITY OF TRENTON

24-03 AN ORDINANCE OF THE CITY OF TRENTON AMENDING CHAPTER 132, "HOUSING STANDARDS", OF THE CODE OF THE CITY OF TRENTON TO ADD A NEW ARTICLE ENTITLED "LEAD BASED INSPECTIONS"

24-04 AN ORDINANCE CONTINUING CERTAIN POSITIONS, FIXING SALARY RANGES THEREFORE AND SETTING FORTH CERTAIN REGULATIONS FOR THE IMPLEMENTATION OF THESE RANGES

24-05 ORDINANCE AMENDING ORDINANCE 19-37 ENTITLED "AN ORDINANCE CREATING SEASONAL POSITIONS, FIXING THE SALARY RANGE, THEREFORE, AND SETTING FORTH CERTAIN REGULATIONS FOR THE IMPLEMENTATION OF THE SAME"

### **5. RESOLUTIONS**

#### **CITY CLERK'S OFFICE**

24-014 AUTHORIZING THE CITY COUNCIL OF THE CITY OF TRENTON TO HOLD AN EXECUTIVE SESSION WHICH EXCLUDES THE PUBLIC (TYSHON EDWARDS V CITY OF TRENTON, ET AL.)

**DEPARTMENT OF LAW, WES BRIDGES, DIRECTOR**

- 24-015 RESOLUTION AUTHORIZING THE SETTLEMENT OF A CIVIL ACTION IN THE MATTER OF TYSHON EDWARDS V. CITY OF TRENTON, ET AL. IN THE AMOUNT OF \$500,000.00
- 24-016 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TRENTON HALTING CONSIDERATION OF RETAIL CANNABIS APPLICATIONS

**DEPARTMENT OF HOUSING & ECONOMIC DEVELOPMENT**

- 24-021 RESOLUTION DESIGNATING COMMUNITY ASSET PRESERVATION CORPORATION AS REDEVELOPER OF VARIOUS CITY PROPERTIES (53, 55 AND 59 KLAGG AVENUE, 90 POPLAR STREET AND 25 HART AVENUE) AND APPROVING AND AUTHORIZING THE EXECUTION OF A PURCHASE AND SALE AND REDEVELOPMENT AGREEMENT FOR SAID PROPERTIES LOCATED WITHIN THE NORTH CLINTON AVENUE REDEVELOPMENT AREA
- 24-022 RESOLUTION RE-DESIGNATING 116 E HANOVER LLC, AS REDEVELOPER OF CERTAIN PROPERTY COMMONLY KNOWN 130 EAST HANOVER STREET, LOCATED WITHIN THE CANAL BANKS REDEVELOPMENT AREA AND APPROVING THE PURCHASE AND SALE AND REDEVELOPMENT AGREEMENT FOR THE PROPERTY AND AUTHORIZING THE EXECUTION OF SAID AGREEMENT
- 24-023 RESOLUTION DESIGNATING TRENTON REDEVELOPMENT 11756 LLC, AS REDEVELOPER OF VARIOUS PROPERTIES (44 BREUNIG AVENUE, 317, 319, 321 AND 323 ST JOES AVENUE AND 14 GENERAL GREEN AVENUE) AND TO AUTHORIZE THE EXECUTION OF A PURCHASE AND SALE AND REDEVELOPMENT AGREEMENT FOR SAID PROPERTIES LOCATED WITHIN THE NORTH CLINTON AVENUE AND THE HERMITAGE AVENUE REDEVELOPMENT AREAS
- 24-024 RESOLUTION DESIGNATING E. GILL DEVELOPMENT LLC, AS REDEVELOPER OF CERTAIN PROPERTY COMMONLY KNOWN AS 260, 262, 321 & 323 SPRING STREET, 31, 33, 35 PROSPECT STREET, 548, 617 WEST STATE STREET, 44, 46 WEST END AVENUE, 110 SOUTH OVERBROOK AVENUE AND 123-25 NORTH BROAD STREET LOCATED WITHIN THE HERMITAGE AVENUE, CANAL BANKS AND CENTRAL WEST REDEVELOPMENT AREAS, AND APPROVING THE PURCHASE SALE AND REDEVELOPMENT AGREEMENT FOR SAID PROPERTIES AND AUTHORIZING THE EXECUTION OF SAID AGREEMENT
- 24-025 RESOLUTION AUTHORIZING THE CITY OF TRENTON TO EXECUTE THE CHOICE NEIGHBORHOOD IMPLEMENTATION AGREEMENT

**DEPARTMENT OF FINANCE**

- 24-026 RESOLUTION MAKING TEMPORARY APPROPRIATIONS FOR INTEREST AND DEBT REDEMPTION CHARGES PRIOR TO THE FINAL ADOPTION OF THE CY 2024 BUDGET FOR THE CITY OF TRENTON IN THE AMOUNT OF \$24,885,628.01

**DEPARTMENT OF ADMINISTRATION, ADAM E. CRUZ, BUSINESS ADMINISTRATOR**

24-028 RESOLUTION AUTHORIZING THE APPROPRIATION OF \$194,093.82 FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 FOR THE PURCHASE OF TRANSPORT BUSES FOR THE DEPARTMENT OF HEALTH & HUMAN SERVICES, OFFICE ON AGING

**DEPARTMENT OF HEALTH & HUMAN SERVICES  
MARIA RICHARDSON, ACTING DIRECTOR**

24-029 RESOLUTION AWARDING A CONTRACT TO H.A. DEHART SON, INC., 311 CROWN POINT ROAD, THOROFARE, NJ 07094 FOR THE PURCHASE OF TWO 2023 FORD TRANSIT T350-148 EL HIGH ROOD DRW FOR THE DEPARTMENT OF HEALTH & HUMAN SERVICES, OFFICE ON AGING THROUGH THE HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION COOPERATIVE PURCHASING PROGRAM OF NEW JERSEY \$HCESC-VEH-22-11 IN AN AMOUNT NOT TO EXCEED \$194,093.82

**6. ORDINANCES - 1<sup>st</sup> Reading and Introduction**

24-002 AN ORDINANCE AMENDING AND SUPPLEMENTING THE TRENTON CITY CODE TO REGULATE THE USE OF FIREWORKS WITHIN THE CITY OF TRENTON

24-006 CALENDAR YEAR 2024 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) IN THE AMOUNT OF \$6,811,066.85

**Public Hearing and 2<sup>nd</sup> Reading for Ordinances to be held on February 8, 2024.**

**5. RESOLUTION TO ENTER EXECUTIVE SESSION**

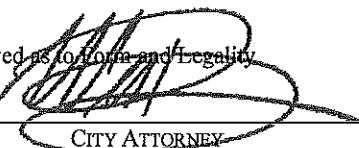
24-014 AUTHORIZING THE CITY COUNCIL OF THE CITY OF TRENTON TO HOLD AN EXECUTIVE SESSION WHICH EXCLUDES THE PUBLIC (TYSHON EDWARDS V CITY OF TRENTON, ET AL.)

24-015 RESOLUTION AUTHORIZING THE SETTLEMENT OF A CIVIL ACTION IN THE MATTER OF TYSHON EDWARDS V. CITY OF TRENTON, ET AL. IN THE AMOUNT OF \$500,000.00

# RESOLUTION

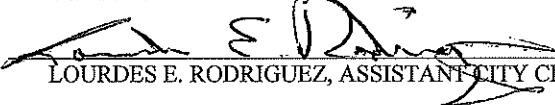
No. 24-014

Approved as to Form and Legality

  
CITY ATTORNEY

Date of Adoption \_\_\_\_\_

Factual content certified by

  
LOURDES E. RODRIGUEZ, ASSISTANT CITY CLERK

Councilman/woman \_\_\_\_\_

presents the following Resolution:

## **AUTHORIZING THE CITY COUNCIL OF THE CITY OF TRENTON TO HOLD AN EXECUTIVE SESSION WHICH EXCLUDES THE PUBLIC**

**BE IT RESOLVED** that the City Council of the City of Trenton will hold a meeting on January 18, 2024 at 5:30 p.m. that will be limited to consideration of an item or items with respect to which the public may be excluded pursuant to section 7b of the Open Public Meetings Act (N.J.S.A. 10:4-12)

The general nature of the subject or subjects to be discussed:

### **Pending Litigation**

RESOLUTION AUTHORIZING THE SETTLEMENT OF A CIVIL ACTION IN THE MATTER OF TYSHON EDWARDS V. CITY OF TRENTON, ET AL. IN THE AMOUNT OF \$500,000.00

Stated as precisely as presently possible, the following is the time when the circumstances under which the discussion conducted at said meeting can be disclosed to the public when the need for confidentiality no longer exists.

The public is excluded from said meeting and further notice is dispensed with, all in accordance with sections 8 and 4a of the Open Public Meetings Act.

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

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

# ORDINANCE

24-001

1<sup>st</sup> Reading 1-4-2024

Public Hearing \_\_\_\_\_

2<sup>nd</sup> Reading & Passage \_\_\_\_\_

Withdrawn \_\_\_\_\_

Approved as to Form and Legality

CITY ATTORNEY

No. \_\_\_\_\_

Date to Mayor \_\_\_\_\_

Date Returned \_\_\_\_\_

Date Resubmitted to Council \_\_\_\_\_

Factual content certified by

Assistant City Clerk

Title

Councilman/woman \_\_\_\_\_

*Assistant City Clerk* presents the following Ordinance:

## AN ORDINANCE AMENDING AND SUPPLEMENTING TRENTON CITY CODE SECTION AND 89-2 GOVERNING THE PARKING OF VEHICLES NEAR A FIRE HYDRANT

**IT IS HEREBY ORDAINED** by the City Council of the City of Trenton as follows:

1. Section 89-2 Violations and Penalties be and hereby is deleted in its entirety.

2. Section 89-2 be and hereby is amended and supplemented to read as follows:

### Sect. 89-2

Violations of the provisions of this article shall be punishable as follows:

For a first offense, a fine of \$300. For a second offense, a fine of \$500.

For a third or subsequent offense, a fine of \$1000.

**IT IS FURTHER ORDAINED** that any Ordinances or parts thereof which are inconsistent with the foregoing are hereby repealed to the extent of such inconsistency; and

**IT IS FURTHER ORDAINED** that this Ordinance shall take effect pursuant NJSA 40:69A-181 and other applicable law.

INTRODUCTION:	Gonzalez		Edwards		ORD. AUTHORED BY:	Councilwoman Williams						ADOPTION	MOTION:		SECOND:					
	MOTION:	SECOND:	INTRODUCTION	ADOPTION		INTRODUCTION	ADOPTION	INTRODUCTION	ADOPTION	INTRODUCTION	ADOPTION		INTRODUCTION	ADOPTION	INTRODUCTION	ADOPTION	INTRODUCTION	ADOPTION	INTRODUCTION	ADOPTION
	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB
EDWARDS	✓																			
FELICIANO	✓																			
FIGUEROA KETTENBURG	✓																			
NV - NO VOTE		AB - ABSENT																		

Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on 1-4-2024

Adopted on second reading after the public hearing on \_\_\_\_\_

APPROVED  
Mayor  
REJECTED

Reconsidered by Council – Override Vote

AYE  
NAY

President of Council

City Clerk

# ORDINANCE

24-003

1<sup>st</sup> Reading 1-4-2024

No. \_\_\_\_\_

Public Hearing \_\_\_\_\_

Date to Mayor \_\_\_\_\_

2<sup>nd</sup> Reading & Passage \_\_\_\_\_

Date Returned \_\_\_\_\_

Withdrawn \_\_\_\_\_ Lost \_\_\_\_\_

Date Resubmitted to Council \_\_\_\_\_

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, ESQ., CITY ATTORNEY

ADAM CRUZ, BUSINESS ADMINISTRATOR

Councilman /woman

presents the following Ordinance:

## AN ORDINANCE OF THE CITY OF TRENTON AMENDING CHAPTER 132, "HOUSING STANDARDS," OF THE CODE OF THE CITY OF TRENTON TO ADD A NEW ARTICLE ENTITLED "LEAD-BASED INSPECTIONS"

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, the purpose of these requirements is to prevent the poisoning of residents by requiring that the presence of deteriorated lead-based paint on the interior and exterior of pre-1978 structures be identified and correctly addressed by reducing and controlling lead-based paint hazards which may be present, in order to prevent exposure to such hazards; and

WHEREAS, the City has determined that in instances where the displacement of tenants is necessitated by the remediation of a lead-based paint hazard, the landlord shall be responsible for such relocation costs in accordance with state law; and

WHEREAS, it is necessary and in the best interests of the residents of the City of Trenton to amend the City Code's "Housing Standards" chapter to require inspections for lead-based paint in residential rental dwellings, in order to conform and to ensure the safety of the City's residents and compliance with this new State law.

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

**Section 1.** Chapter 132, "Housing Standards," of the Code of the City of Trenton shall be hereby amended, adding Article XVII entitled "Lead-Based Paint Inspections," as follows:

### ARTICLE XVII

#### LEAD-BASED PAINT INSPECTIONS

##### § 132-129 Findings

A. Lead poisoning poses a serious public health threat to children and adults in the City of Trenton.

B. Younger children are particularly susceptible to the hazards of lead-based paint since their bodies are still developing. Fetuses are also vulnerable to the effects of lead-based paint because pregnant women can transfer lead to their fetuses, which can result in adverse developmental effects.

# ORDINANCE

C. Even a small amount of lead can cause elevated blood lead levels resulting in serious and irreversible developmental damage, particularly in children under the age of six years.

D. Exposure to lead hazards from deteriorated lead-based paint is a primary cause of elevated blood lead levels in humans.

E. Structures built before 1978 are the most likely to contain lead-based paint hazards.

F. Residential properties are more likely than are nonresidential properties to be a source of exposure to lead-based paint hazards by children.

G. Children living in older, poorly maintained homes are disproportionately at risk for lead-based paint hazards.

H. The exposure to lead-based paint hazards in the City of Trenton is most common, and presents the most serious risk, to young children residing in rental housing built before 1978. More specifically, about 80 percent of lead poisoning cases in New Jersey are caused by lead-based paint in homes built before 1978, affecting our low-income families the most.

I. It is essential to the overall public health of persons in the City of Trenton, and particularly for children younger than six years of age, that they be protected from exposure to lead-based paint hazards.

## **§ 132-130 Definitions.**

For purposes of this Article only, the following words and terms shall have the meanings set forth below, in accordance with N.J.S.A. 52:27D-437.6 and N.J.A.C. 5:28A-1.1 *et seq.*:

### **DUST WIPE SAMPLING**

A sample collected by wiping a representative surface and tested, in accordance with a method approved by the United States Department of Housing and Urban Development (HUD) and as conducted pursuant to N.J.A.C. 5:28A-2.3.

### **DWELLING**

A building containing a room or rooms, or suite, apartment, unit, or space that is rented and occupied, or intended to be rented and occupied, for sleeping and dwelling purposes by one or more persons.

### **DWELLING UNIT**

A unit within a building that is rented and occupied, or intended to be rented and occupied, for sleeping and dwelling purposes by one or more persons.

### **MULTIPLE DWELLING**

Any building or structure and any land appurtenant thereto, and any portion thereof, in which three or more dwelling units are occupied or intended to be occupied by three or more persons living independently of each other. "Multiple dwelling" also means any group of ten or more buildings on a single parcel of land or on contiguous parcels under common ownership, in each of which two dwelling units are occupied, or

# ORDINANCE

intended to be occupied, by two persons or households living independently of each other, and any land appurtenant thereto, and any portion thereof. "Multiple dwelling" does not include those buildings and structures that are excluded pursuant to N.J.S.A. 55:13A-3(k).

## PERIODIC LEAD-BASED PAINT INSPECTION

The initial inspection of all applicable dwelling units at the earlier of two years from the effective date of P.L. 2021, c. 182, (July 22, 2022) (N.J.S.A. 52:27D-437.6), or tenant turnover and, thereafter, the earlier of three years or upon tenant turnover, consistent with N.J.A.C. 5:28A-2.1, for the purposes of identifying lead-based paint hazards in dwellings subject to this Article.

## MUNICIPAL INSPECTOR

The Trenton Housing Official or designee, the Trenton Health Officer or designee, or any enforcement officer appointed by the municipality pursuant to N.J.S.A. 40:48-2.3 et seq., or any other statutory authorization, to perform inspections of any building or other code, or any enforcement officer authorized to enforce the City Housing Code, Property Maintenance Code, or Health Code, or their designee.

## REMEDIATION

Interim controls or lead abatement work undertaken in conformance with this Article to address lead-based paint hazards.

## TENANT TURNOVER

The time at which all existing occupants vacate a dwelling unit and all new tenants move into the dwelling unit or the time at which a new tenant enters a vacant dwelling unit.

## § 132-131 Inspections for Lead-Based Paint.

A. Inspections Authorized. The Municipal Inspector shall be authorized and empowered to conduct periodic lead-based paint inspections for all applicable multiple dwelling units offered for rent to determine the presence of lead-based paint, in accordance with N.J.S.A. 52:27D-437.6 and N.J.A.C. 5:28A-1.1 et seq.

B. Certain Multiple Dwelling Units Exempted from Lead-Based Paint Inspection. Inspections for lead-based paint in multiple dwelling units shall be governed by the standards set forth in N.J.S.A. 52:27D-437.1 et seq., and N.J.S.A. 55:13A-1 et seq. A dwelling unit in a single-family, two-family, or multiple rental dwelling shall not be subject to inspection and evaluation for the presence of lead-based paint hazards if the unit:

- (1) was constructed during or after 1978.
- (2) is a single-family or two-family seasonal rental dwelling units that is rented for less than six months duration each year by tenants that do not have consecutive lease renewals.
- (3) has been certified to be free of lead-based paint, pursuant to

# ORDINANCE

N.J.A.C. 5:17;

(4) is in a multiple dwelling that was constructed prior to 1978 and has been registered with the Department of Community Affairs as a multiple dwelling for at least ten years, either under the current or a previous owner, and has either

- (a) no outstanding paint violations from the most recent cyclical inspection performed on the multiple dwelling under the "Hotel and Multiple Dwelling Law," P.L. 1967, c.76 (N.J.S.A. 55:13A-1 et seq.); or
- (b) a current certificate of inspection issued by the Department of Community Affairs, Bureau of Housing Inspection; or
- (c) an open inspection with no violations for paint;

(5) has a valid lead-safe certification issued pursuant to N.J.A.C. 5:28A. Lead-safe certifications are valid for two years from the date of issuance pursuant to N.J.A.C. 5:28A-2.4.

## **§ 132-132 Dwelling Owner is Responsible for Obtaining Inspection.**

A. Inspection Performed by Municipal Inspector. The owner, landlord, and/or agent of every single-family, two-family and/or multiple dwelling unit offered for rental shall be required to obtain an inspection of the unit for lead-based paint hazards as required in this Article, or at tenant turnover, whichever is earlier. To obtain the required inspection, the landlord, owner and/or agent shall arrange it with the Municipal Inspector and pay all applicable and required fees associated with the Municipality's inspection as specified in § 132-135, below.

B. Option for Inspection Performed by Licensed Lead Evaluation Contractor. A dwelling unit owner or landlord may opt, instead, to directly hire a licensed lead evaluation contractor to conduct the periodic lead-based paint inspections for lead-based paint as required in this Article. Notwithstanding this option, the Municipality retains the authority to conduct inspections or investigations of landlords or owners that directly hire lead evaluation contractors to ensure that periodic lead-based paint inspections are being performed, in accordance with this chapter. The Municipality also retains the authority to prohibit an owner from directly hiring a lead evaluation contractor to conduct a periodic lead-based paint inspection where: (i) the owner previously opted to hire a lead evaluation contractor to perform the periodic lead-based paint inspection and failed to have the inspection completed; or (ii) the Municipality determines there is a conflict of interest between the owner and their lead-evaluation contractor of choice.

## **§ 132-133 Timing for Required Lead-Based Paint Inspections.**

A. The initial inspection for all single-family, two-family and multiple dwellings subject to this Article shall take place upon tenant turnover, or within two years of the effective date of P.L. 2021, c. 182 (July 22, 2022), whichever occurs sooner.

B. After initial inspection, all such dwelling units shall be inspected for lead-based paint hazards each time there is tenant turnover, or at least once every three years, whichever occurs earlier. However, if the dwelling unit owner has obtained a valid lead-safe certification for the dwelling unit (as described in § 132-138 below), then inspection of that dwelling unit shall not

# ORDINANCE

be required at each tenant turnover during the two-year period the certificate is valid.

C. Each subsequent periodic lead-based paint inspection shall be counted from the most recent inspection which resulted in a valid lead-safe certification.

## **§ 132-134 Notice of Inspection to be Given.**

Whenever any multiple dwelling unit is scheduled for a tenant turnover, the then-current landlord, owner and/or agent shall provide written notice to the Municipal Inspector that an inspection is needed at least twenty calendar days prior to the scheduled date of the tenant turnover.

## **§ 132-135 Fees for Inspections.**

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

Type of Property/Inspection	Cost of Visual Lead Inspection
1 bedroom	\$300
2 bedrooms	\$350
3 bedrooms	\$400
4 bedrooms	\$450
5 or more bedrooms	\$500
Re-inspection of any size/type of property	\$300

B. An additional fee of twenty dollars (\$20.00) shall be assessed 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.

C. All fees are nonrefundable, unless the applicant cancels the requested inspection at least forty-eight hours prior to the time of the scheduled inspection. The fees set forth in § 132-135(A) above shall be dedicated to meeting the costs of implementing and enforcing this Article for lead-based paint inspections and shall not be used for any other purpose.

D. A dwelling landlord, owner and/or agent may directly hire a lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs to satisfy the requirements of this Article and the requirements of N.J.S.A. 52:27D-437.6 and N.J.A.C. 5:28A-1.1 et seq., in which case, the twenty-dollar fee shall be assessed in accordance with N.J.S.A. 52:27D-437.6 and N.J.A.C. 5:28A-2.2, payable to the Municipality, to be deposited into the Lead Hazard Control Assistance Act Fund under the administration of the New Jersey State Department of Community Affairs, but no additional lead-based paint inspection fee shall be charged by the Municipality.

## **§ 132-136 Completion of Inspections Following Request.**

All inspections and re-inspections shall take place within fifteen calendar days of the requested inspection. Inspection fees shall be paid prior to the inspection. No inspections or re-inspections shall take place unless all fees are paid. Scheduled inspections or re-inspections may be

# ORDINANCE

canceled by the Municipal Inspector, unless the completed application and required fees have been received by the Municipality at least twenty-four hours prior to the scheduled inspection, or on the last working day prior to the scheduled inspection. Every inspection for which the landlord, tenant, owner or agent has failed to provide access for inspection shall be deemed a failed inspection.

## **§ 132-137 Lead-Based Paint Inspections by Dust Wiping Method or by Visual Assessment**

A. At the time of the enactment of P.L. 2021, c.182 (N.J.S.A. 52:27D- 437.6), the NJ Department of Community Affairs identified Trenton as a municipality in which greater than three percent of children tested, six years of age or younger, have a blood lead level greater than or equal to five  $\mu\text{g}/\text{dL}$  according to the central lead screening database maintained by the New Jersey Department of Health. Accordingly, the Municipal Inspector or licensed lead evaluation contractor shall perform the periodic lead-based paint inspection through a dust wiping method, as required by N.J.S.A. 5:28A-2.3, and in accordance with methods approved by the State of New Jersey and/or the HUD.

B. If, in the future, the NJ Department of Community Affairs designates Trenton as a municipality in which less than three percent of children tested, six years of age or younger, have a blood level greater than or equal to five  $\mu\text{g}/\text{dL}$  according to the central lead screening database maintained by the NJ Department of Health, then the inspections required by this Article may be performed through visual assessment alone.

## **§ 132-138 “Lead-Safe” Certification Supplied Following Inspection.**

A. If, following inspection, the Municipal Inspector or lead evaluation contractor finds that no lead-based paint hazard exists in a dwelling unit, they shall certify the dwelling unit as lead-safe on the form prescribed by the Department of Community Affairs and supply a copy of the lead-safe certification to the landlord, owner, and/or agent of the dwelling. If a licensed lead evaluation contractor issues the lead-safe certification, a copy shall also be provided to the Municipal Inspector and the Municipal Clerk at the time it is issued.

B. The lead-safe certification shall be valid for a period of two years from the date of issuance, unless during the two-year certification period, a lead evaluation contractor, lead inspector/risk assessor, a local health department, or a public agency conducts an independent inspection or risk assessment and determines that there is a lead-based paint hazard, in which case, the certification shall become invalid.

## **§ 132-139 Identification of Lead-Based Hazard.**

A. If the Municipal Inspector or licensed lead evaluation contractor finds that a lead-based paint hazard exists in a dwelling unit, they shall notify the New Jersey State Department of Community Affairs, Division of Local Government Services for review of the findings, in accordance with the Lead Hazard Control Assistance Act.

B. If a lead-based paint hazard is identified in an inspection of one of the dwelling units in a building consisting of two or more dwelling units, then the lead contractor or Municipal Inspector shall inspect the remainder of the building’s dwelling units, with the exception of those dwelling units that have been certified to be free of lead-based paint or which have a valid

# ORDINANCE

lead-safe certification.

## **§ 132-140 Responsibility for Remediation of Lead Paint.**

A. The owner of the dwelling unit shall be responsible for remediation of the lead-based paint hazard. Remediation and any re-inspections required following remediation must be conducted consistent with N.J.A.C. 5:28A-2.5. Documentation of such remediation shall be provided to the Municipal Inspector.

B. In the case of any displacement of persons due to a finding of a lead-based paint hazard, including any rehabilitation necessitated by the enforcement, all relocation costs shall be paid by the owner of the property to the City of Trenton upon presentation to the owner by the City of a statement of those relocation costs and of the date upon which the relocation costs are due and payable, in accordance with N.J.S.A. 20:4-4.1.

## **§ 132-141 Owner Responsibility for Record-Keeping.**

A. The landlord, owner and/or agent of a dwelling that is subject to this Article shall provide to the tenant and to the Municipality evidence of a valid lead-safe certification obtained pursuant to this Article at the time of tenant turnover. The owner shall also affix a copy of any such certification as an exhibit to the tenant's lease.

B. The owner of a multiple dwelling that is subject to this Article shall provide evidence of a valid lead-safe certification obtained pursuant to this Article, as well as evidence of the most recent tenant turnover, at the time of any cyclical inspection performed pursuant to the Hotel and Multiple Dwelling Law, N.J.S.A. 55:13A-1 *et seq.*

C. The owner of a dwelling that is subject to this Article shall maintain a record of the lead-safe certification, which shall include the name or names of a unit's tenants, if the inspection was conducted during a period of tenancy.

D. The owner of any dwelling subject to this Article shall inform the Municipality of all tenant turnover activity to ensure any required inspection may be scheduled.

E. The owner of a dwelling shall provide a copy of this Article, and any lead-safe certifications issued pursuant thereto, along with the accompanying guidance document, "Lead-Based Paint in Rental Dwellings," to any prospective owners of the dwelling during a real estate transaction, settlement, or closing.

## **§ 132-142 Municipal Responsibilities and Enforcement Powers.**

A. Pursuant to N.J.A.C. 5:28A-2.1(d), the Municipal Inspector shall exercise appropriate oversight of a landlord or owner who chooses to hire a lead evaluation contractor to perform the periodic lead-based paint inspection.

B. Pursuant to N.J.A.C. 5:28A-3.2, the Municipal Inspector shall maintain a record of all dwellings subject to this chapter, which includes up-to-date information on inspection schedules, inspection results, and tenant turnover; all lead-safe certifications issued; and all lead-free certifications issued.

# ORDINANCE

C. Pursuant to N.J.S.A. 52:27D-437.6 and N.J.A.C. 5:28A-4.1, the Municipal Inspector is authorized to conduct investigations and issue penalties in order to enforce a multiple dwelling landlord's, owner's and/or agent's failure to comply with this Article.

D. The owner of the dwelling shall first be given a period of thirty calendar days to cure any violation by conducting the required inspection or initiating any required remediation efforts.

E. If the owner of the dwelling has not cured the violation within that time period, they shall be subject to a penalty, not to exceed one thousand dollars (\$1,000) per week, until the required inspection has been conducted or the remediation efforts have been initiated.

F. Remediation efforts shall be considered to be initiated when the dwelling owner has hired a lead abatement contractor or other qualified party to perform lead-hazard control methods.

G. The owner of the dwelling shall be responsible for relocation costs pursuant to Code Section 132-140(B) above and N.J.S.A. 20:4-4.1.

**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.

	INTRODUCTION				ADOPTION				INTRODUCTION				ADOPTION				INTRODUCTION				ADOPTION				
	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	
EDWARDS	✓								GONZALEZ	✓							FRISBY	✓							
FELICIANO	✓								HARRISON	✓															
FIGUEROA KETTENBURG	✓								WILLIAMS	✓															
NV - NO VOTE				AB - ABSENT																					

Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on 1-4-2024

Adopted on second reading after the public hearing on \_\_\_\_\_

AYE  
Mayor  
NAY

APPROVED  
REJECTED

Reconsidered by Council – Override Vote

President of Council

City Clerk

# ORDINANCE

24-004

1<sup>st</sup> Reading 1-4-2024

### Public Hearing

## 2<sup>nd</sup> Reading & Passage \_\_\_\_\_

Withdrawn                    Lost

Approved - to Form and Legality

Wesley Bridges, City Attorney

**Factual content certified by**

*[Handwritten signature]*

Councilman/woman \_\_\_\_\_ presents the following Ordinance:

**AN ORDINANCE CONTINUING CERTAIN POSITIONS, FIXING SALARY RANGES  
THEREFORE AND SETTING FORTH CERTAIN REGULATIONS FOR THE  
IMPLEMENTATION OF THESE RANGES**

**WHEREAS**, the City desires to adopt an ordinance fixing the updated salary for these positions; and

**WHEREAS**, said Ordinances, recognizing the position, titles and salary ranges as duly created and existing in the City of Trenton, the following be either deleted, amended, and/or supplemented as herewith set forth.

**SUPPLEMENT SCHEDULE A**

<u>TITLE</u>	<u>UNION/RANGE</u>	<u>SALARY RANGE</u>
Animal Control Officer	Local 2286; Range 15	\$46,718 to \$59,547
Animal Control Officer	Local 2286; Range 28	\$53,896 to \$69,667
Assessor Trainee	Local 2286; Range 16	\$48,346 to \$61,652
Assistant Animal Control Officer	Local 2286; Range 13	\$44,038 to \$55,674
Assistant Animal Control Officer	Local 2286; Range 17	\$49,088 to \$62,774
Supervising Parking Enforcement Officer	Local 2286; Range 31	\$55,651 to \$72,213
Truck Driver	Local 2286; Range 14	\$46,245 to \$58,752
Truck Driver	Local 2286; Range 21	\$51,121 to \$67,558
Housing Inspector	Local 2286; Range 26	\$52,209 to \$67,240
Housing Inspector	Local 2286; Range 41	\$63,019 to \$81,996
Senior Housing Inspector	Local 2286; Range 36	\$59,466 to \$77,645
Senior Housing Inspector	Local 2286; Range 47	\$70,772 to \$97,388
Chief Housing Inspector	Local 2281; Range 5	\$88,363 to \$121,334
Chief Housing Inspector	Local 2281; Range 2	\$95,403 to \$131,036

**NOW, THEREFORE, BE IT ORDAINED**, that this ordinance shall be effective upon final reading and passage and publication as provided by law.

Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on 1-4-2024

Adopted on second reading after the public hearing on

Mann

APPROVED  
REJECTED

**Reconsidered by Council – Override Vote**

AYE  
NAY

---

**President of Council**

**City Clerk**

# ORDINANCE

24-005

1<sup>st</sup> Reading 1-4-2024

Public Hearing \_\_\_\_\_

2<sup>nd</sup> Reading & Passage \_\_\_\_\_

Withdrawn \_\_\_\_\_

Approved as to Form and Legality

WESLEY BRIDGES, CITY ATTORNEY

Councilman /woman \_\_\_\_\_

No. \_\_\_\_\_

Date to Mayor \_\_\_\_\_

Date Returned \_\_\_\_\_

Date Resubmitted to Council \_\_\_\_\_

Factual content certified by

ADAM E. CRUZ, BUSINESS ADMINISTRATOR

presents the following Ordinance:

## ORDINANCE AMENDING ORDINANCE 19-37 ENTITLED "AN ORDINANCE CREATING SEASONAL POSITIONS, FIXING THE SALARY RANGE, THEREFORE, AND SETTING FORTH CERTAIN REGULATIONS FOR THE IMPLEMENTATION OF THE SAME"

WHEREAS, the City Council of the City of Trenton adopted Ordinance 19-37 entitled "an Ordinance creating seasonal positions, fixing the salary range, therefore, and setting forth certain regulations for the implementation of the same" on June 06, 2019; and

WHEREAS, the minimum wage for the State of New Jersey for 2024 will be at least \$15.13 per hour beginning January 1, 2024; and

WHEREAS, the City of Trenton needs to update the salary range for seasonal positions to be in compliance with New Jersey wage laws, therefore

The City Council of the City of Trenton does ordain as follows:

1. That from and after the effective dates herein, the schedule below showing the salary range for various seasonal positions, be recognized as duly created and existing in the City of Trenton.

<u>TITLE</u>	<u>SALARY RANGE</u>
Seasonal Park Ranger Supervisor	\$14.65 per hour - \$23 per hour
Seasonal Park Ranger	\$10 per hour - \$17 per hour
Seasonal Recreation Site Coordinator	[\$15] \$20 per hour - [\$19] \$25 per hour
Seasonal Clerk Typist	[\$13] \$18 per hour - [\$19] \$24 per hour
Seasonal Bus Driver	[\$16] \$21 per hour - [\$22] \$25 per hour
Pool Coordinator	[\$20] \$23.50 per hour - [\$26] \$29 per hour
Assistant Pool Coordinator	[\$18] \$22 per hour - [\$24] \$26 per hour
Pool Manager	[\$17.50] \$18.75 per hour - [\$21.50] \$23.50 per hour
Lifeguard	[\$15] \$17 per hour - [\$17] \$19 per hour
Summer Pool Prep	[\$10] \$15.50 per hour - [\$15] \$17 per hour
Pool Support Staff	[\$10] \$15.50 per hour - [\$15] \$17 per hour
Seasonal Security Guard Supervisor	[\$18] \$18 per hour - [\$22] \$24 per hour
Seasonal Security Guards	[\$12] \$16 per hour - [\$17] \$20 per hour

# ORDINANCE

<b>TITLE</b>	<b>SALARY RANGE</b>
Summer Food Coordinator	[\$19] <b>\$23.50</b> per hour – [\$25] <b>\$28</b> per hour
Assistant Summer Food Coordinator	[\$15] <b>\$22</b> per hour – [\$22] <b>\$25</b> per hour
Summer Food Bookkeeper	[\$14] <b>\$21</b> per hour – [\$20] <b>\$23</b> per hour
Summer Food Secretary	[\$14] <b>\$21</b> per hour – [\$20] <b>\$23</b> per hour
Summer Food Monitor	[\$14] <b>\$20.25</b> per hour – [\$19] <b>\$22.25</b> per hour
Summer Food Site Supervisor	[\$12] <b>\$18.25</b> per hour – [\$17] <b>\$19.50</b> per hour
Summer Food Assistant Site Supervisor	[\$10] <b>\$17.00</b> per hour – [\$15] <b>\$17.75</b> per hour
Summer Food Student Assistant	Minimum Wage
Seasonal Playground Coordinator	[\$15] <b>\$21</b> per hour – [\$19] <b>\$24.50</b> per hour
Seasonal Assistant Playground Coordinator	[\$12] <b>\$12</b> per hour – [\$17] <b>\$17</b> per hour
Seasonal Playground Assistants	[\$10] <b>\$10</b> per hour – [\$15] <b>\$15</b> per hour
Seasonal (Permanent Class Titles)	Hourly rate set by Union Salary Range

1. The salary ranges shall be effective only upon the availability of funds as appropriated in the budget or budgets, including the temporary budget, as adopted by the City Council of the City of Trenton.
2. Any Ordinance or parts of Ordinances inconsistent with this Ordinance are hereby repealed.
3. This Ordinance shall be effective after final passage and publication.
4. This Ordinance shall be codified within the City of Trenton Code.

Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on 1-4-2024

Adopted on second reading after the public hearing on \_\_\_\_\_

APPROVED \_\_\_\_\_ AYE \_\_\_\_\_  
REJECTED \_\_\_\_\_ NAY \_\_\_\_\_  
Reconsidered by Council – Override Vote

**President of Council**

**City Clerk**

# RESOLUTION

No. 24 - 0 15

Date of Adoption \_\_\_\_\_

Approved as to Form and Legality

WESLEY BRIDGES, CITY ATTORNEY

Factual content certified by

ADAM E. CRUZ, BUSINESS ADMINISTRATOR

Councilman/woman \_\_\_\_\_

presents the following Resolution:

## **RESOLUTION AUTHORIZING THE SETTLEMENT OF A CIVIL ACTION IN THE MATTER OF TYSHON EDWARDS V. CITY OF TRENTON, ET AL. AND PAYMENT IN THE AMOUNT OF \$500,000.00**

**WHEREAS**, Tyshon Edwards, commenced a civil suit against the City of Trenton, in the United States District Court for the District of New Jersey, under Docket No. 3:20-CV-13552-ZNQ-DEA; and

**WHEREAS**, the complaint alleges that the plaintiff was falsely stopped and arrested by members of the Trenton Police Department in the absence of probable cause resulting in his spending 212 days in correctional confinement to his great harm and detriment; and

**WHEREAS**, after litigation of the matter and significant negotiations amongst counsel for all parties, plaintiff has agreed to settle the matter in a manner consistent with *Griggs v. Bertram* 443 A.2d 163 (N.J. 1982), by, among other things, dismissing his claims against all individual defendants and entering into a Consent Judgment in the amount of \$5,000,000.00 against the City of Trenton; and

**WHEREAS**, for purposes of collecting and executing upon the Consent Judgment, plaintiff has agreed that as part of that *Griggs* settlement to accept an assignment of The City of Trenton's rights against its insurance carrier and to collect no more than \$500,000.00 of the \$5,000,000.00 Consent Judgment from the City of Trenton; and

**WHEREAS**, plaintiff has further agreed that, in the event that he is successful in recovering some or all of the remainder of the Consent Judgment against the City of Trenton from its insurance carrier, he will pay to the City of Trenton a sum up to the amount of its Defense Costs (i.e., the attorney's fees and costs reimbursable under the Policy that the City of Trenton expended in defending this civil suit); and

**WHEREAS**, plaintiff has agreed to file a Warrant to Satisfy the Consent Judgment against the City of Trenton upon the conclusion of his action against its insurance carrier whatever the result of that action; and

**WHEREAS**, said action has been reviewed and assessed by the City Attorney and the City Attorney is of the opinion that it is in the best interest of the City of Trenton to settle the case as set forth above, resulting in, among other things, a payment by the City of Trenton to the plaintiff in the total amount of \$500,000.00; and

**WHEREAS**, the parties agree that settlement of this matter does not constitute an admission of any wrongdoing; and

**WHEREAS**, the portion of the settlement to be paid by the City of Trenton to the plaintiff shall not in any way exceed the sum of \$500,000.00 inclusive of costs and attorney's fees; and

# RESOLUTION

**WHEREAS**, the Director of Finance has certified that sufficient funds are available in the CY24 General Liability Self-Insurance Fund, Account Number 4-01- -80-8070-623, for this purpose.

**NOW, THEREFORE, IT IS RESOLVED**, by the Trenton City Council that the case of Tyshon Edwards v. City of Trenton, et al be disposed of by way of the above referenced Consent Judgment and a single payment by the City of Trenton in the total amount of \$500,000.00.

**BE IT FURTHER RESOLVED** that the City Treasurer is hereby authorized to issue a warrant for the payment of \$500,000.00 to the law offices LeVan Stapleton Segal Cochran LLC and Tyshon Edwards in accordance with the terms of settlement as set forth herein.

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

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

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
City Clerk

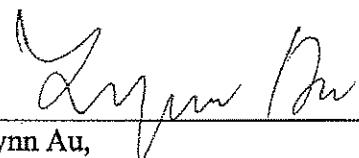
**CITY OF TRENTON  
DEPARTMENT OF FINANCE**

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**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 now exists adequate funds to award a settlement in the matter of Tyshon Edwards v City of Trenton, et al bearing Docket Number 3:20-CV-13552-BRM-DEA in an amount of \$500,000.00. Such funds for said settlement award are available in CY24 General Liability Self-Insurance Fund, Account Number 4-01- -80-8070-623 budget.

Date: 1/3/2024

  
Lynn Au  
Acting Chief Financial Officer

Account Number: 4-01- -80-8070-623 - \$500,000.00

# RESOLUTION

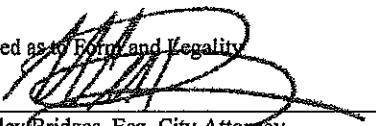
No. 24 - 0 16

Date of Adoption \_\_\_\_\_

Factual content certified by

Adam E. Cruz, Business Administrator

presents the following Resolution:

Approved as to Form and Legality  
  
A. Wesley Bridges, Esq. City Attorney

Councilman /woman \_\_\_\_\_

## RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TRENTON HALTING CONSIDERATION OF RETAIL CANNABIS APPLICATIONS

**WHEREAS**, the City of Trenton, by ordinance, permits cannabis retail as conditional use in various zones throughout the City; and

**WHEREAS**, N.J.A.C. 17:30-5.1(g) states that, by resolution, "A municipality may demonstrate proof of local support for the suitability of a cannabis business's proposed location by indicating that the intended location is appropriately located or otherwise suitable for the activities related to the operations of the proposed cannabis business;" and

**WHEREAS**, the New Jersey Cannabis Regulatory Commission's "Notice of Application Acceptance for Personal Use Cannabis Licenses" indicates that:

Applicants for annual cannabis business licenses and conditional conversions shall include proof of local support in their applications, which shall be submitted as:

1. If the municipality has a governing body, a resolution by that governing body that includes:

- a. The license applicant's legal name under which they are registered to do business in the State of New Jersey;
- b. A determination that the municipality has authorized the type of cannabis business license being sought by the license-applicant to operate within its jurisdiction; and
- c. A confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit; and

**WHEREAS**, pursuant to Section 146-48 of the Code of the City of Trenton, the number of Class V Cannabis Retailers permitted in the City is limited to ten (10); and

**WHEREAS**, as of the date of this Resolution, the City has issued four (4) resolutions of local support to cannabis retail applicants, and there are another six (6) cannabis retail applicants under consideration by the City Council and by the City Cannabis Advisory Committee; and

**WHEREAS**, considering that the City's cannabis provisions only permit ten (10) cannabis retailers in the City, the City Council now desires to halt acceptance of cannabis retailer applications; and

# RESOLUTION

**WHEREAS**, if circumstances change in the future, and as the cannabis rules, regulations and marketplace continue to evolve, the City Council will reconsider whether to again accept cannabis retail applications; and

**WHEREAS**, this resolution does not apply to the other cannabis classes permitted in the City, including, cultivators, manufacturers, wholesalers, distributors, and delivery services, and the City shall continue to accept and review applications for resolutions of local support and licenses in those categories.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Trenton, that until further notice, the City shall not accept any applications for cannabis retail establishments.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, by the City Council of the City of Trenton, that the City Cannabis Advisory Committee and City Council shall consider the applications for cannabis retailers that have been submitted to date, but the City shall not accept any new applications going forward, until further notice.

MOTION:						SECOND:								
	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
EDWARDS					GONZALEZ					FELICIANO				
FIGUEROA KETTENBURG					HARRISON									
FRISBY					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. 24-021

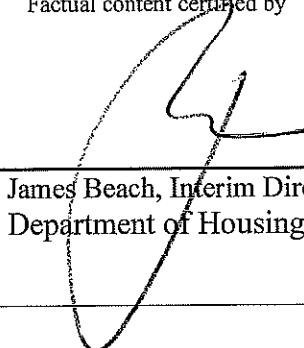
Date of Adoption \_\_\_\_\_

Approved as to Form and Legality



Wesley Bridges, City Attorney

Factual content certified by



James Beach, Interim Director  
Department of Housing & Economic Development

Councilman/Woman \_\_\_\_\_

presents the following Resolution:

**RESOLUTION DESIGNATING COMMUNITY ASSET PRESERVATION CORPORATION AS  
REDEVELOPER OF VARIOUS PROPERTIES (53, 55 AND 59 KLAGG AVENUE, 90 POPLAR  
STREET AND 25 HART AVENUE) AND APPROVING AND AUTHORIZING THE  
EXECUTION OF A PURCHASE AND SALE AND REDEVELOPMENT AGREEMENT FOR  
SAID PROPERTIES LOCATED WITHIN THE NORTH CLINTON AVENUE  
REDEVELOPMENT AREA FOR THE TOTAL PURCHASE PRICE OF \$25,000.00**

**WHEREAS**, the City of Trenton (the “City”) has designated those certain areas known as the North Clinton Avenue Redevelopment Area and the Hermitage Avenue Redevelopment Area (the “Redevelopment Areas”) as areas in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”); and

**WHEREAS**, in accordance with the criteria set forth in the Redevelopment Law, the City has enacted a Redevelopment Plan entitled the “North Clinton Avenue Redevelopment Area Plan” (as amended and supplemented from time to time, the “Redevelopment Plan”) to effectuate the redevelopment of the North Clinton Avenue Redevelopment Area; and

**WHEREAS**, Community Asset Preservation Corporation, (“CAPC”) proposes to purchase and redevelop Block 22502, Lots 27, 26, 24; Block 21402, Lot 5; Block 1801, Lot 37 commonly known as 53, 55, 59 Klagg Avenue, 90 Poplar Street and 25 Hart Avenue (collectively the “Properties”) (See Application to Purchase City-owned Property appended hereto as Attachment “A”); and

**WHEREAS**, the Redeveloper proposes to pay the following for each property;

1. **53, 55, 59 Klagg Avenue-\$5,000.00 (\$15,000.00)**
2. **90 Poplar Street- \$5,000.00**
3. **25 Hart Avenue- \$5,000.00-totaling \$25,000.00 (Twenty-Five Thousand Dollars), (the “Purchase Price”); and**

**WHEREAS**, in accordance with the Redevelopment Plan, among other things, CAPC has proposed to renovate the Properties as high-quality affordable homes and make them available for home ownership; and

**WHEREAS**, the City wishes to designate CAPC as the Redeveloper (the “Redeveloper”) of the Properties and to approve and authorize the execution of the negotiated Purchase and Sale and Redevelopment Agreement (the “PSARA”) attached hereto in substantial form as “Exhibit A”

# RESOLUTION

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

1. The aforementioned recitals are incorporated by reference as though fully set forth at length herewith.
2. Community Asset Preservation Corporation is hereby designated as the Redeveloper of the Project for a period of 120 days from the date hereof, unless extended for a period of no more than sixty (60) days by the Director of Housing and Economic Development at his sole discretion.
3. The City, by and through the Director of Housing and Economic Development is hereby authorized to negotiate the terms of a redevelopment agreement with the Redeveloper. Said agreement shall be brought to City Council in final form for approval prior to execution.
4. This Resolution shall take effect immediately.

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

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

---

President of Council

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City Clerk

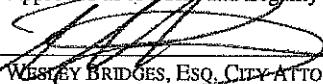
# RESOLUTION

No. 24-022

Date of Adoption 2/1

Factual content certified by JB

JAMES BEACH, INTERIM DIRECTOR  
Department of Housing and Economic Development

Approved as to Form and Legality  
  
WESLEY BRIDGES, ESQ., CITY ATTORNEY  
Department of Law

Councilman /woman \_\_\_\_\_

presents the following Resolution:

**RESOLUTION RE-DESIGNATING 116 E HANOVER LLC, AS REDEVELOPER OF  
CERTAIN PROPERTY COMMONLY KNOWN 130 EAST HANOVER STREET,  
LOCATED WITHIN THE CANAL BANKS REDEVELOPMENT AREA, AND  
APPROVING THE PURCHASE AND SALE AND REDEVELOPMENT  
AGREEMENT FOR THE PROPERTY AND AUTHORIZING THE EXECUTION OF  
SAID AGREEMENT**

**WHEREAS**, the City of Trenton (the "City") has determined a certain area known as the Central East Redevelopment Area (the "Redevelopment Area") an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law"); and

**WHEREAS**, in accordance with the criteria set forth in the Redevelopment Law, the City has enacted a Redevelopment Plan entitled the "Canal Banks Redevelopment Area Plan" (as amended and supplemented from time to time, the "Redevelopment Plan"), to effectuate the redevelopment of the Central East Redevelopment Area; and

**WHEREAS**, the City is the fee simple owner of certain property identified on the City's tax maps as Block 503, Lot 5, commonly known as 130 East Hanover Street, Trenton, New Jersey, respectively (hereinafter referred to as the "Property"); and

**WHEREAS**, the Properties are within the Redevelopment Area; and

**WHEREAS**, 116 E Hanover LLC., in accordance with the Redevelopment Plan, proposes to purchase and redevelop the Property by way of demolition of the current structure(s) and paving of the land for use as a parking lot to support current redevelopment projects owned by the Redeveloper and serve the need for additional residential parking for said redevelopment project (the "Project"), while creating temporary jobs related to the demolition and paving; and

**WHEREAS**, the Redeveloper has proposed to pay Twelve Thousand Five Hundred (\$12,500.00) Dollars for the Property; and

**WHEREAS**, the City designated the 116 E Hanover LLC., as Redeveloper (the "Redeveloper"), of the Property pursuant to Resolution No.: 23-285, which expired prior to the final negotiation of the Purchase Sale and Redevelopment Agreement (the "PSARA"), attached hereto in substantial form as "Attachment A"; and

**WHEREAS**, the City wishes to re-designate the Redeveloper to rehabilitate the Property and approve the PSARA and authorize the execution of said Agreement

# RESOLUTION

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

1. The aforementioned recitals are incorporated by reference as though fully set forth herewith.
2. 116 E Hanover LLC., is hereby re-designated as Redeveloper for certain city-owned property identified on the City's tax maps as Block 503, Lot 5, commonly known as 130 East Hanover Street Trenton, New Jersey.
3. The final negotiated Purchase and Sale and Redevelopment Agreement ("PSARA") between the City and the Redeveloper is hereby approved.
4. The Mayor and the City Clerk are hereby authorized to take all actions to execute the PSARA, and any and all documents necessary to effectuate the transfer and redevelopment of the Property.
5. A copy of this Resolution shall be filed in the Office of the City Clerk in accordance with applicable law.

MOTION:					SECOND:									
	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
EDWARDS					GONZALEZ					FRISBY				
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. 24 - 023

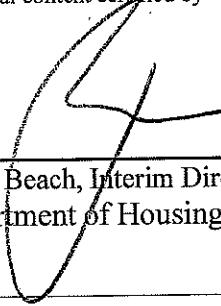
Date of Adoption \_\_\_\_\_

Approved as to Form and Legality



Wesley Bridges, City Attorney

Factual content certified by



James Beach, Interim Director  
Department of Housing & Economic Development

Councilman/Woman \_\_\_\_\_

\_\_\_\_ presents the following Resolution:

**RESOLUTION DESIGNATING TRENTON REDEVELOPMENT 11756 LLC., AS  
REDEVELOPER OF VARIOUS PROPERTIES (44 BREUNIG AVENUE, 317, 319, 321, 323 ST  
JOES AVENUE AND 14 GENERAL GREEN AVENUE) AND TO AUTHORIZE THE  
EXECUTION OF A REDEVELOPMENT AND PURCHASE AGREEMENT FOR THOSE  
PROPERTIES LOCATED WITHIN THE NORTH CLINTON AVENUE AND THE  
HERMITAGE AVEUNE REDEVELOPMENT AREAS FOR THE TOTAL PURCHASE PRICE  
OF \$30,000.00**

**WHEREAS**, the City of Trenton (the “City”) has designated those certain areas known as the North Clinton Avenue Redevelopment Area and the Hermitage Avenue Redevelopment Area (the “Redevelopment Areas”) as areas in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”); and

**WHEREAS**, in accordance with the criteria set forth in the Redevelopment Law, the City has enacted a Redevelopment Plan entitled the “Central East Redevelopment Area Plan” (as amended and supplemented from time to time, the “Redevelopment Plan”) to effectuate the redevelopment of the Central East Redevelopment Area; and

**WHEREAS**, Trenton Redevelopment 11756 LLC., (the “Redeveloper”) proposes to purchase and redevelop Block 22504, Lot 53; Block 22504, Lot/s 40, 39, 38 37; Block 3202, Lot 58 commonly known as 44 Breunig Avenue, 317, 319, 321, 323 St Joes Avenue and 14 General Green Avenue (the “Properties”) (See Application to Purchase City-owned Property appended hereto as Attachment “A”); and

**WHEREAS**, the Redeveloper proposes to pay the following for each property;

<b>44 Bruenig Avenue- \$10,000.00 (Ten Thousand Dollars)</b>	<b>\$10,000.00</b>
<b>317, 319, 321, 323 St. Joes Avenue- \$3,000.00 each (Three Thousand Dollars)</b>	<b>\$12,000.00</b>
<b>14 General Green Avenue- \$8,000.00 (Eight Thousand Dollars)</b>	<b>\$8,000.00</b>
<b>totaling \$30,000.00 (Thirty Thousand Dollars); and</b>	

**WHEREAS**, in accordance with the Redevelopment Plan, among other things, the Redeveloper has proposed to renovate the Properties and make available on the local rental market; and

**WHEREAS**, the City wishes to designate the Redeveloper as the redeveloper of the Properties and to commence negotiations of a redevelopment agreement, including the terms of transfer of the Properties.

# RESOLUTION

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

1. The aforementioned recitals are incorporated by reference as though fully set forth herewith.
2. Trenton Redevelopment 11756 LLC., is hereby designated as Redeveloper for certain city-owned property identified on the City's tax maps as Block 22504, Lot 53; Block 22504, Lot(s) 40, 39, 38, 37; and Block 3202, Lot 58, commonly known as 44 Breunig Avenue, 317, 319, 321, and 323 St. Joes Avenue, and 14 General Green Avenue, Trenton, New Jersey.
3. The negotiated Purchase and Sale and Redevelopment Agreement (the "PASARA"), hereto attached as Attachment "B", between the City and the Redeveloper is hereby approved.
4. The Mayor and the City Clerk are hereby authorized to take all actions to execute the PASARA, and any and all documents necessary to effectuate the transfer and redevelopment of the City-Owned Properties.
5. This Resolution shall be filed in the Office of the City Clerk.

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

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

# RESOLUTION

No. 24-024

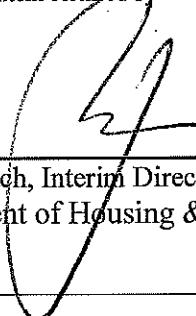
Date of Adoption \_\_\_\_\_

Approved as to Form and Legality



Wesley Bridges, City Attorney

Factual content certified by



James Beach, Interim Director  
Department of Housing & Economic Development

Councilman/Woman \_\_\_\_\_ presents the following Resolution:

**RESOLUTION DESIGNATING E. GILL DEVELOPMENT LLC., AS REDEVELOPER OF CERTAIN PROPERTY COMMONLY KNOWN AS 260, 262, 321 & 323 SPRING STREET, 31, 33, 35 PROSPECT STREET, 548, 617 WEST STATE STREET, 44, 46 WEST END AVENUE, 110 SOUTH OVERBROOK AVENUE AND 123-25 NORTH BROAD STREET LOCATED WITHIN THE HERMITAGE AVENUE, CANAL BANKS AND CENTRAL WEST REDEVELOPMENT AREAS, AND APPROVING THE PURCHASE SALE AND REDEVELOPMENT AGREEMENT FOR SAID PROPERTIES AND AUTHORIZING THE EXECUTION OF SAID AGREEMENT FOR THE TOTAL PURCHASE PRICE OF \$116,000.00**

**WHEREAS**, the City of Trenton (the “City”) has determined certain areas known as the Central West, Canal Banks and Hermitage Avenue Redevelopment Areas (the “Redevelopment Areas”) are areas in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”); and

**WHEREAS**, in accordance with the criteria set forth in the Redevelopment Law, the City has enacted Redevelopment Plans entitled the “Central West, Canal Banks and Hermitage Avenue Redevelopment Area Plan” (as amended and supplemented from time to time, the “Redevelopment Plan”), to effectuate the redevelopment of the Central West, Canal Banks and Hermitage Avenue Redevelopment Areas; and

**WHEREAS**, the City is the fee simple owner of certain property identified on the City’s tax maps as Block 2103, Lots 35 & 36; Block 2503, Lots 8 & 9; Block 2201, Lots 8, 9 & 10; Block 2605, Lot 32; Block 3101, Lot 1; Block 2202, Lots 31 & 32; Block 3302, Lot 23; Block 401, Lot 25 commonly known as 260, 262, 321, 323 Spring Street, 31, 33, 35 Prospect Street, 548, 617 West State Street, 44, 46 West End Avenue, 110 South Overbrook Avenue and 123-25 N. Broad Street, Trenton, New Jersey, respectively (hereinafter referred to as the “Properties”); and

**WHEREAS**, E. Gill Development LLC., (the “Redeveloper”) proposes to purchase and redevelop/rehabilitate the Properties (See application to purchase and redevelop city-owned Property appended hereto as “Attachment A”); and

**WHEREAS**, the Redeveloper proposes to pay the following for each property;

260, 262, 321 323 Spring Street- \$4,000.00 (Four Thousand Dollars) each totaling \$16,000.00	
31 (side-lot), 33, 35 Prospect Street-\$25,000.00 (Twenty Five Thousand Dollars)	\$25,000.00
548 West State Street-\$5,000.00 (Five Thousand Dollars)	\$5,000.00
617 West State Street-\$5,000.00 (Five Thousand Dollars)	\$5,000.00

# RESOLUTION

44 (side-lot), 46 West End Avenue-\$10,000.00 (Ten Thousand Dollars)	\$10,000.00
110 South Overbrook Avenue-\$5,000.00 (Five Thousand Dollars)	\$5,000.00
123-25 North Broad Street (commercial)- \$50,000.00 (Fifty Thousand Dollars) totaling (One Hundred Sixteen Thousand Dollars)	\$116,000.00

WHERAS, the City wishes to designate the Redeveloper as the redeveloper of the Properties and to commence negotiations of a redevelopment agreement, including the terms of transfer of the Properties.

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

1. The aforementioned recitals are incorporated by reference as though fully set forth herewith.
2. E. Gill Development LLC., is hereby designated as Redeveloper for certain city-owned property identified on the City's tax maps as Block 2103, Lots 35 & 36; Block 2503, Lots 8 & 9; Block 2201, Lots 8 , 9 & 10; Block 2605, Lot 32; Block 3101, Lot 1; Block 2202, Lots 31 & 32; 3302, Lot 23; Block 401, Lot 25, commonly known as 260, 262, 321, 323 Spring Street, 31, 33, 35 Prospect Street, 548, 617, West State Street, 44 , 46 West End Avenue, 110 South Overbrook Avenue, and 123-25 North Broad Street, Trenton, New Jersey.
3. The negotiated Purchase Sale and Redevelopment Agreement (PSARA) between the City and the Redeveloper are hereby approved.
4. The Mayor and the City Clerk are hereby authorized to take all actions to execute the PSARA, and any and all documents necessary to effectuate the transfer and redevelopment of the Property.

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

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

# RESOLUTION

No. 24-025

Date of Adoption \_\_\_\_\_

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, CITY ATTORNEY

JIM BEACH, ACTING DIRECTOR, HOUSING & ECON. DEV.

Councilman/woman \_\_\_\_\_ presents the following Resolution:

## **RESOLUTION AUTHORIZING THE CITY OF TRENTON TO EXECUTE THE CHOICE NEIGHBORHOOD IMPLEMENTATION AGREEMENT**

**WHEREAS**, The United States Department of Housing and Urban Development (“HUD”) has developed the Choice Neighborhoods Initiative (“CNI”), pursuant to which HUD makes CNI Grants to eligible applicants who have submitted comprehensive neighborhood revitalization strategies, called “Transformation Plans” that meet the criteria set forth in HUD’s Fiscal Year (FY) 2023 Notice of Funding Opportunity for the Choice Neighborhoods Implementation Grants (Docket No. FR-6700-N-34) (the “NOFO”); and

**WHEREAS**, the Trenton Housing Authority (“THA”) and the City of Trenton are co-applicants and are now moving forward with implementing a Transformation Plan, as defined in the NOFO, to revitalize and transform Donnelly Homes Public Housing (the “Target Housing Development”) of the North Trenton-Battle Monument neighborhood (the “Target Neighborhood”); and

**WHEREAS**, THA is the owner of the Target Housing Development and is submitting an application (the “Application”) to HUD for a CNI Grant (the “Grant”) in accordance with the NOFO. THA will serve as the Lead Applicant for the Grant.

**WHEREAS**, the City is the local government of the Target Neighborhood and will serve as the Co-Applicant and Neighborhood Implementation Entity for the Grant, and has committed to provide certain of its vacant properties located in the Target Neighborhood to be used for the Transformation Plan activities; and

**WHEREAS**, a requirement of the Application and the receipt of the CNI Grant is THA and the City’s execution of a Choice Neighborhood Implementation Agreement in the form attached as Exhibit A (the “Agreement”), along with other partners and consultants, including Trenton Public Schools.

**NOW THEREFORE BE IT RESOLVED** by the City Council for the City of Trenton that:

1. The Mayor is authorized to execute the Agreement in the form attached as Exhibit A; and
2. The appropriate City officers are authorized to take the actions required by the Agreement, subject to approval of the Governing Body where necessary.

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

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

President of Council

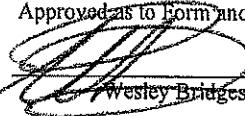
City Clerk

# RESOLUTION

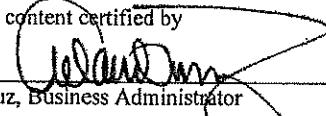
No. 24 - 0 2 6

Date of Adoption \_\_\_\_\_

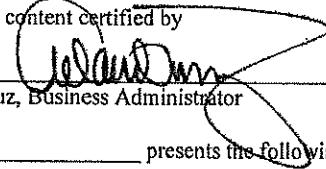
Approved as to Form and Legality

  
Wesley Bridges, City Attorney

Factual content certified by

  
Adam E. Cruz, Business Administrator

Councilman /woman \_\_\_\_\_

  
presents the following Resolution:

## **RESOLUTION MAKING TEMPORARY APPROPRIATIONS FOR INTEREST AND DEBT REDEMPTION CHARGES PRIOR TO THE FINAL ADOPTION OF THE CY 2024 BUDGET FOR THE CITY OF TRENTON IN THE AMOUNT OF \$24,885,628.01**

**WHEREAS**, N.J.S.A.40A:4-19 provides for appropriating in a temporary resolution the permanent debt service requirements for the calendar year; and

**WHEREAS**, principal and interest will be due on various dates from January 1, 2024 to December 31, 2024, inclusive, on all bonds and notes issued and outstanding;

**NOW THEREFORE BE IT RESOLVED** that the following appropriations be made to cover the period from January 1, 2024 to December 31, 2024 inclusive:

### **MUNICIPAL DEBT SERVICE**

Bond Anticipation Notes - Interest	\$	436,680.00
Green Acres Loans - Principal		23,660.04
Green Acres Loans - Interest		275.41
General OB Qualified Bonds - Principal		14,156,000.00
General OB Qualified Bonds - Interest		1,975,793.00
Water Qualified Bonds - Principal		3,006,000.00
Water Qualified Bonds - Interest		2,322,398.02
Sewer Qualified Bonds - Principal		477,000.00
Sewer Qualified Bonds - Interest		260,455.78
Parking Qualified Bonds - Principal		48,000.00
Parking Qualified Bonds - Interest		13,572.00
LYCDC Bonds - Principal		900,000.00
LYCDC Bonds - Interest		128,875.00
<b>TOTAL MUNICIPAL DEBT SERVICE</b>	\$	<b>23,748,709.25</b>

# RESOLUTION

2

## TYPE II SCHOOL DEBT

School Bonds - Principal	\$	875,000.00
School Bonds - Interest		<u>261,918.76</u>
<b>TOTAL TYPE II SCHOOL DEBT</b>	<b>\$</b>	<b>1,136,918.76</b>
<b>TOTAL MUNICIPAL AND SCHOOL DEBT SERVICE</b>	<b>\$</b>	<b>24,885,628.01</b>

MOTION:						SECOND:								
	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
EDWARDS					GONZALEZ					FELICIANO				
FIGUEROA KETTENBURG					HARRISON									
FRISBY					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. \_\_\_\_\_

24-028

Approved as to Form and Legality

Wesley Bridges, City Attorney

Date of Adoption \_\_\_\_\_

Factual content certified by

Adam Cruz, Business Administrator

Councilman /woman \_\_\_\_\_

presents the following Resolution:

## **RESOLUTION AUTHORIZING THE APPROPRIATION OF \$194,093.82 FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 FOR THE PURCHASE OF TRANSPORT BUSES FOR THE DEPARTMENT OF HEALTH & HUMAN SERVICES, OFFICE ON AGING**

**WHEREAS**, President Biden signed the American Rescue Plan Act of 2021 (ARPA-21) into law on March 11, 2021 and thereby sought to provide immediate and emergent aid to metropolitan cities adversely affected by the COVID-19 pandemic; and

**WHEREAS**, the United States Department of Treasury (DOT) has stated that, "From big cities to small towns, Americans – particularly people of color, immigrants, and low-wage workers – are facing a deep economic crisis"; and

**WHEREAS**, the Coronavirus State and Local Fiscal Recovery Funds (CSLFRF) established by ARPA-21 provide \$72,913,998.00 in aid to the City of Trenton (City) over the next two years, with \$36,456,999 having been distributed during the 2021 calendar year and \$36,456,999.00 having been distributed during the 2022 calendar year; and

**WHEREAS**, the Final Rule for the CSLFRF promulgated by the DOT authorizes "the use of payments from the Fiscal Recovery Funds to respond to the public health emergency with respect to COVID-19 or its negative economic impacts;" and

**WHEREAS**, the DOT Final Rule includes as an eligible use of ARPA-21 funds "A program, service, capital expenditure, or other assistance that is provided to a disproportionately impacted household, population, or community, including... [i]nvestments in communities to promote improved health outcomes..."; and

**WHEREAS**, the DOT has emphasized the money is designed to provide "immediate and direct relief" and substantial flexibility for each government to meet local needs;" and

**WHEREAS**, the use of ARPA-21 funds for the purchase of new transit buses are permitted expenditures as "a capital expenditure... that is provided to a disproportionately impacted household... community, including [as] [i]nvestments in communities to promote improved health outcomes..."; and

**WHEREAS**, the Department of Health & Human Services, Office on Aging provides transportation for City of Trenton senior citizens for various programming and activities such as: farmers markets, movies, plays, parks, doctors' visits, and educational and physical enrichment activities; and

**NOW THEREFORE BE IT RESOLVED** by the City of Trenton that ARPA-21 funds totaling **\$194,093.82** shall be appropriated to the Department of Health & Human Services, Office on Aging for the purchase of transport buses.

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

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

**CITY OF TRENTON**  
**DEPARTMENT OF FINANCE**

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**CERTIFICATION OF FUNDS**

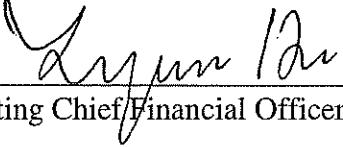
I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to Contract with:

Purpose: **Transport vehicles for Senior Services**

Fund: **GRANT**

Account Number: **R-01- 40-4040-299-**

Amount not to exceed: **\$194,093.82**

  
\_\_\_\_\_  
Acting Chief Financial Officer

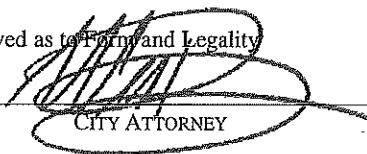
1/12/2024  
\_\_\_\_\_  
Date

# RESOLUTION

No. 24-029

Date of Adoption \_\_\_\_\_

Approved as to Form and Legality



Councilman/woman \_\_\_\_\_

Factual content certified by



Maria Richardson, Acting Director, Health & Human Services

presents the following Resolution:

**RESOLUTION AWARDING A CONTRACT TO H.A. DEHART SON, INC 311 CROWN POINT ROAD, THOROFARE, NJ 07094 FOR THE PURCHASE OF TWO 2023 FORD TRANSIT T350-148 EL HIGH ROOF DRW FOR THE DEPARTMENT OF HEALTH & HUMAN SERVICES, OFFICE ON AGING THROUGH THE HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION COOPERATIVE PURCHASING PROGRAM OF NEW JERSEY #HCESC-VEH-22-11 IN AN AMOUNT NOT TO EXCEED \$194,093.82**

**WHEREAS**, the Division of Purchasing has reviewed and verified Hunterdon County Educational Services Commission Cooperative Purchasing Program of New Jersey #HCESC-VEH-22-11 for the Department of Health & Human Services, Office on Aging to H.A. DeHart Son, Inc 311 Crown Point Road, Thorofare, NJ 07094. Each participant must enter into their own contract. This contract was awarded August 5, 2022 through August 5, 2024; and

**WHEREAS**, N.J.S.A. 40A:11-10 (a) (1) permits the City of Trenton Department of Health & Human Services, Office on Aging to purchase items and provide services without the necessity of competitive bidding under the Hunterdon County Educational Services Commission Cooperative Purchasing Program Of New Jersey #HCESC-VEH-22-11; and

**WHEREAS**, the Department of Health & Human Services, Office on Aging provides transportation for City of Trenton senior citizens for various programming and activities such as: farmers markets, movies, plays, parks, doctors' visits, and educational and physical enrichment activities; and

**WHEREAS**, funds have been certified to be available in an amount not to exceed \$194,093.82 in R-01-40-4040-299-.

**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 with H.A. DeHart Son, Inc 311 Crown Point Road, Thorofare, NJ 07094 in an amount not to exceed \$194,093.82 TWO 2023 FORD TRANSIT T350-148 EL HIGH ROOF DRW for the Department of Health & Human Services, Office on Aging.
2. The contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-10 (a) of the Local Public Contracts Law.

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

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

**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: **H.A. DeHART SON, INC**  
Address: **311 Crown Point Road, Thorofare, NJ 07094**  
Purpose: **Transport vehicles for Senior Services**  
Account Numbers: **R-01- -40-4040-299-**  
Vendor ID: **HADEH010**  
Requisition Number: **Q4-00022**  
Amount not to exceed: **\$194,093.82**

Lynn Au  
Acting Chief Financial Officer

1/12/2024

Date

# ORDINANCE

No. 24-002

1<sup>st</sup> Reading \_\_\_\_\_

Date to Mayor \_\_\_\_\_

Public Hearing \_\_\_\_\_

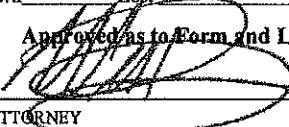
Date Returned \_\_\_\_\_

2<sup>nd</sup> Reading & Passage \_\_\_\_\_

Date Resubmitted to Council \_\_\_\_\_

Withdrawn \_\_\_\_\_ Lost \_\_\_\_\_

Approved as to Form and Legality

  
CITY ATTORNEY

Councilman /woman \_\_\_\_\_

Factual content certified by

  
LOURDES E. RODRIGUEZ, ASSISTANT CITY CLERK

presents the following Ordinance:

## AN ORDINANCE AMENDING AND SUPPLEMENTING THE TRENTON CITY CODE TO REGULATE THE USE OF FIREWORKS WITHIN THE CITY OF TRENTON

**WHEREAS**, State law permits the possession, sale and use of certain types of fireworks; and,

**WHEREAS**, even those fireworks permitted carry a substantial risk of injury, property damage, and if not used properly and safely, pose a threat to the public safety; and,

**WHEREAS**, the City Council of the City of Trenton has determined it necessary and desirable to impose reasonable regulations upon the use of legal fireworks;

**NOW IT IS HEREBY ORDAINED** by the City Council of the City of Trenton as follows:

1. Only those fireworks permitted by NJSA 21:3-2 may be possessed, sold or used within the City of Trenton.
2. No fireworks shall be discharged or used upon any street, sidewalk, public property, park, or recreation area within the City of Trenton.
3. No fireworks shall be discharged or used closer than ten (10) feet from any person, structure, animal, motor vehicle, church, school, business, or real property of another (unless the owner or person in charge of said property expressly consents thereto).
4. No fireworks shall be discharged or used in a manner which would violate any statute or Ordinance regulating Noise within the City of Trenton or would otherwise interfere with another individual's use or enjoyment of their property, or which would pose an unreasonable risk of harm to another's safety or real or personal property.
5. Fireworks are permitted on holidays recognized by the City of Trenton. If the holiday is on a day that falls Sunday through Thursday, all fireworks must cease by 10:00pm. If the holiday is on a Friday or Saturday, all fireworks must cease by 12 midnight.
6. Nothing herein shall apply to Public Displays of fireworks as set forth in NJSA 21:3-3.

**IT IS FURTHER ORDAINED** that for a violation of this Ordinance, the Court may impose a fine not to exceed \$2,000 and/or imprisonment not to exceed 90 days, and/or community service not to exceed 90 days; and,

# ORDINANCE

**IT IS FURTHER ORDAINED** that any Ordinance of the City of Trenton which are inconsistent with any of the provisions hereof are hereby repealed to the extent of such inconsistency; and,

**IT IS FUTHER ORDAINED** that this Ordinance shall take effect pursuant to NJSA 40:69A-181 and other applicable laws.

INTRODUCTION:	MOTION:				SECOND:				ORD. AUTHORED BY:	Councilwoman Feliciano								ADOPTION	MOTION:				SECOND:			
	INTRODUCTION				ADOPTION					INTRODUCTION				ADOPTION					INTRODUCTION				ADOPTION			
	AYE	NAY	NV	AB	AYE	NAY	NV	AB		AYE	NAY	NV	AB	AYE	NAY	NV	AB		AYE	NAY	NV	AB	AYE	NAY	NV	AB
EDWARDS									GONZALEZ																	
FELICIANO									HARRISON																	
FIGUEROA KETTENBURG									WILLIAMS																	
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. 24 - 0 06

1<sup>st</sup> Reading \_\_\_\_\_

Date to Mayor \_\_\_\_\_

Public Hearing \_\_\_\_\_

Date Returned \_\_\_\_\_

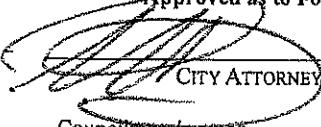
2<sup>nd</sup> Reading & Passage \_\_\_\_\_

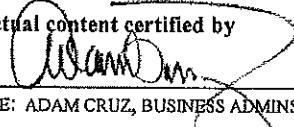
Date Resubmitted to Council \_\_\_\_\_

Withdrawn \_\_\_\_\_ Lost \_\_\_\_\_

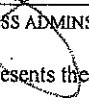
Approved as to Form and Legality

Factual content certified by

  
CITY ATTORNEY

  
TITLE: ADAM CRUZ, BUSINESS ADMINISTRATOR

Councilman/woman \_\_\_\_\_

  
presents the following Ordinance:

## CALENDAR YEAR 2024 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) IN THE AMOUNT OF \$6,811,066.85

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS**, N.J.S.A.40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding year; and

**WHEREAS**, the City of Trenton of the State of New Jersey in the County of Mercer finds it advisable and necessary to increase its CY 2024 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

**WHEREAS**, the City of Trenton hereby determines that a 1.0% increase in the budget for said year, amounting to \$1,946,019.10 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS**, the City of Trenton hereby determines that any amount authorized above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years as a CAP Bank.

**NOW, THEREFORE, IT IS ORDAINED**, by the City Council of the City of Trenton in the County of Mercer, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2024 budget year, the final appropriations of the City of Trenton shall in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$6,811,066.85 and that the CY 2024 municipal budget for the City of Trenton be approved and adopted in accordance with this ordinance; and

# ORDINANCE

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**BE, IT FURTHER, ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years as a CAP Bank; and

**BE, IT FURTHER, ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

**BE, IT FURTHER, ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

INTRODUCTION:	MOTION:				SECOND:				ORD. AUTHORED BY:								ADOPTION				MOTION:				SECOND:					
	INTRODUCTION				ADOPTION				INTRODUCTION				ADOPTION				INTRODUCTION				ADOPTION									
	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYB	NAY	NV	AB		
EDWARDS									GONZALEZ												FELICIANO									
FIGUEROA KETTENBURG									HARRISON																					
FRISBY									WILLIAMS																					
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  
AYB  
NAY

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
City Clerk