


<p style="text-align: center;">MEMBERS JASI M. EDWARDS CRYSTAL M. FELICIANO JENNA L. FIGUEROA KETTENBURG TESKA T. FRISBY YAZMINELLY GONZALEZ JOSEPH A. HARRISON JENNIFER C. WILLIAMS</p>		<p style="text-align: center;">CITY COUNCIL OFFICE: (609) 989-3147 FAX: (609) 989-3190</p> <p style="text-align: center;">CITY CLERK BRANDON L. GARCIA OFFICE: (609) 989-3187 FAX: (609) 989-3190</p>
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TRENTON CITY COUNCIL CONFERENCE SESSION
TRENTON CITY HALL, CITY COUNCIL CHAMBERS,
319 EAST STATE STREET
TUESDAY, MAY 7, 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, posted on the first floor bulletin board in City Hall, and filed in the City Clerk’s Office. Formal action will be taken.

IV. ROLL CALL

V. INVOCATION

VI. PRESENTATION:

A RESOLUTION AUTHORIZING THE REMOVAL PROCESS FOR CHERIE GARRETTE, A MEMBER OF THE CITY OF TRENTON HOUSING AUTHORITY

VII. PUBLIC COMMENT

VIII. CIVIC COMMENTS

IX. COMMUNICATIONS/PETITIONS/REPORTS

X. OLD BUSINESS [Ordinances 2nd Reading and Public Hearing]

XI. NEW BUSINESS:

- a. RESOLUTIONS**
- b. ORDINANCES [1st Reading and Introduction]**
- c. OTHER**

XII EXECUTIVE SESSION: 24-156 AUTHORIZING THE CITY COUNCIL OF THE CITY OF TRENTON TO HOLD AN EXECUTIVE SESSION WHICH EXCLUDES THE PUBLIC (HEIDI-US CHAN V. THE CITY OF TRENTON – RAY WASHINGTON V. THE CITY OF TRENTON – DONALD KELLY V. THE CITY OF TRENTON – BRANDEN WILSON V. THE CITY OF TRENTON)

XIII. ADJOURNMENT

NEXT COUNCIL MEETING - THURSDAY, MAY 9, 2024

The public can join the City Council meeting by going to ZOOM.COM go to join meeting and type the meeting ID number 16003746800. The Agenda is subject to change at the discretion of Council leadership.

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
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CITY CLERK

BRANDON L. GARCIA
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**TRENTON CITY COUNCIL
REGULAR MEETING**

TRENTON CITY HALL, CITY COUNCIL
CHAMBERS, 319 EAST STATE STREET
THURSDAY, MAY 9, 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. COUNCIL RECOGNITIONS**
Kayla Taylor, Coordinator, Mercer Street Friends
PRESENTED BY: COUNCILWOMAN FRISBY
- VII. PRESENTATIONS**
- VIII. PUBLIC COMMENT**
- IX. CIVIC COMMENTS**
- X. OLD BUSINESS [Ordinances 2nd Reading and Public Hearing]**
- XI. NEW BUSINESS:**
 - a. RESOLUTIONS**
 - b. ORDINANCES [1st Reading and Introduction]**
 - c. OTHER**
- 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.

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

**DOCKET FOR CONFERENCE MEETING
THURSDAY, MAY 9, 2024**

1. MINUTES FOR APPROVAL

- i. MINUTES DATE

2. COMMUNICATIONS AND PETITIONS

- 2a
- 2b
- 2c

3. REPORTS

None

4. ORDINANCES - 2nd Reading and Public Hearing

- 24-014 AN ORDINANCE OF THE CITY OF TRENTON AMENDING CHAPTER 10, "ALCOHOLIC BEVERAGES," SECTION 10-5, "RESTRICTIONS," OF THE CODE OF THE CITY OF TRENTON TO PERMIT A WAIVER OF DISTANCE RESTRICTIONS UNDER CERTAIN CIRCUMSTANCES
- 24-018 ORDINANCE AUTHORIZING THE SALE OF CITY-OWNED PROPERTY COMMONLY KNOWN AS BAKER ALLEY, AND IDENTIFIED ON THE CITY TAX MAP, BLOCK 23803, LOT 19, PURSUANT TO N.J.S.A. 40A:12-13(B)(5), TO EL CATADOR BAR & GRILL FOR THE SALE PRICE OF ONE THOUSAND (\$1,000,00) DOLLARS
- 24-026 AN ORDINANCE TO REVISE CERTAIN POSITIONS, FIXING THE SALARY RANGES, THEREFORE, AND SETTING CERTAIN REGULATIONS FOR THE IMPLEMENTATION OF THE SAME (CONSTRUCTION OFFICIAL)
- 24-028 AN ORDINANCE TO AMEND CHAPTER 222 OF THE CODE OF THE CITY OF TRENTON ("RENT CONTROL") TO FIX RENTAL INCREASE AT FOUR PERCENT
- 24-029 AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING ILLICIT CONNECTIONS TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM AND TO AMEND CHAPTER 254 OF THE CODE OF THE CITY OF TRENTON
- 24-030 AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING LITTERING AND TO AMEND CHAPTER 150 OF THE CODE OF THE CITY OF TRENTON
- 24-031 AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING PET WASTE AND TO AMEND CHAPTER 21 OF THE CODE OF THE CITY OF TRENTON

- 24-032 AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING FEEDING OF WILDLIFE AND TO AMEND CHAPTER 21 OF THE CODE OF THE CITY OF TRENTON
- 24-033 AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING PRIVATELY-OWNED REFUSE CONTAINERS AND DUMPSTERS AND TO AMEND CHAPTER 254 OF THE CODE OF THE CITY OF TRENTON
- 24-034 AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING YARD WASTE AND TO AMEND CHAPTER 312 AND 248 OF THE CODE OF THE CITY OF TRENTON
- 24-035 AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING SPILLING, DUMPING OR DISPOSAL OF MATERIALS OTHER THAN STORMWATER AND TO AMEND CHAPTER 254 OF THE CODE OF THE CITY OF TRENTON
- 24-036 AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING PRIVATELY-OWNED SALT STORAGE AND TO AMEND CHAPTER 254 OF THE CODE OF THE CITY OF TRENTON
- 24-037 AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING RETROFITTING OF STORM DRAIN INLETS AND TO AMEND CHAPTER 254 OF THE CODE OF THE CITY OF TRENTON
- 24-038 AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING TREE REMOVAL AND REPLACEMENT TO AMEND CHAPTER 287 OF THE CODE OF THE CITY OF TRENTON

5. RESOLUTIONS

CITY CLERK'S OFFICE

- 24-156 AUTHORIZING THE CITY COUNCIL OF THE CITY OF TRENTON TO HOLD AN EXECUTIVE SESSION WHICH EXCLUDES THE PUBLIC (HEIDI-US CHAN V. THE CITY OF TRENTON – RAY WASHINGTON V. THE CITY OF TRENTON – DONALD KELLY V. THE CITY OF TRENTON – BRANDEN WILSON V. THE CITY OF TRENTON)
- 24-161 RESOLUTION CONFIRMING THE GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT
- 24-185 RESOLUTION OF SUPPORT OF THE CREATE A RESPECTFUL AND OPEN WORKSPACE FOR NATURAL HAIR ACT (CROWN ACT) WITHIN THE CITY OF TRENTON, NJ
- 24-186 RECOGNIZING THE 55TH ANNUAL PROFESSIONAL MUNICIPAL CLERKS WEEK MAY 5TH - 11TH , 2024

DEPARTMENT OF ADMINISTRATION, ADAM E. CRUZ, BUSINESS ADMINISTRATOR

- 24-162 RESOLUTION TO PROVIDE EMERGENCY APPROPRIATIONS TO THE SCY 2024 TEMPORARY BUDGETS OF THE CITY OF TRENTON CURRENT FUND FOR GRANT APPROPRIATIONS IN THE AMOUNT OF \$2,730,579.12
- 24-163 RESOLUTION AUTHORIZING THE SETTLEMENT OF A WORKER'S COMPENSATION CLAIM IN THE MATTER OF RAY WASHINGTON VS. THE CITY OF TRENTON, CLAIM PETITION NUMBER 2021-8691 IN THE CLAIM AMOUNT OF \$45,186.00 INCLUDING ATTORNEY FEES AND COSTS
- 24-164 RESOLUTION AUTHORIZING THE SETTLEMENT OF A WORKER'S COMPENSATION CLAIM IN THE MATTER OF DONALD KELLY VS. THE CITY OF TRENTON, CLAIM PETITION NUMBER 2020-19055 IN THE CLAIM AMOUNT OF \$29,058.00 INCLUDING ATTORNEY FEES AND COSTS
- 24-165 RESOLUTION AUTHORIZING THE SETTLEMENT OF A WORKER'S COMPENSATION CLAIM IN THE MATTER OF BRANDEN WILSON VS. THE CITY OF TRENTON, CLAIM PETITION NUMBER 2019-12606 IN THE CLAIM AMOUNT OF \$30,057.96 INCLUDING ATTORNEY FEES AND COSTS
- 24-166 RESOLUTION AUTHORIZING THE APPROPRIATION OF \$100,000.00 FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 TO THE NEIGHBORHOOD IMPROVEMENT ASSOCIATION
- 24-167 RESOLUTION AUTHORIZING THE APPROPRIATION OF \$100,000.00 FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 FOR FUNDING PUBLIC SAFETY MESSAGING OR COMMUNICATIONS TO PROMOTE AND ENCOURAGE PUBLIC SAFETY
- 24-168 RESOLUTION AUTHORIZING THE APPROPRIATION OF \$100,000.00 FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 FOR THE FUNDING OF PUBLIC ART BY LOCAL ARTISTS TO PROMOTE CULTURE, HISTORY AND TOURISM IN TRENTON
- 24-169 RESOLUTION AUTHORIZING THE APPROPRIATION OF \$100,000.00 FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 TO THE EMPOWERMENT HOUSE, INC.
- 24-170 RESOLUTION AUTHORIZING THE APPROPRIATION OF \$75,000.00 FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 TO JAMES R. HALSEY FOUNDATION OF THE ARTS

DEPARTMENT OF LAW, WES BRIDGES, DIRECTOR

- 24-154 RESOLUTION AUTHORIZING SETTLEMENT OF A CIVIL ACTION IN THE MATTER OF HEIDI-US CHAN V. CITY OF TRENTON, IN THE TOTAL AMOUNT OF \$935,000.00

**DEPARTMENT OF HOUSING & ECONOMIC DEVELOPMENT
MASSIEL M. FERRARA, INTERM DIRECTOR**

- 24-171 RESOLUTION DESIGNATING ORCHID HOUSE CAFÉ LLC AS REDEVELOPER OF CITY OWNED PROPERTY (231-235 ACADEMY STREET) AND APPROVING AND AUTHORIZING THE EXECUTION OF A PURCHASE AND SALE AND REDEVELOPMENT AGREEMENT FOR SAID PROPERTIES LOCATED WITHIN THE CANAL BANKS REDEVELOPMENT AREA FOR THE TOTAL PURCHASE PRICE OF \$12,000.00
- 24-172 RESOLUTION DESIGNATING BELLEVUE AVENUE LLC, AS REDEVELOPER OF CERTAIN CITY-OWNED PROPERTY (249 & 265 BELLEVUE AVENUE) AND APPROVING AUTHORIZING THE EXECUTION OF A PURCHASE AND SALE AND REDEVELOPMENT AGREEMENT FOR SAID PROPERTY LOCATED WITHIN THE CENTRAL WEST REDEVELOPMENT AREA IN THE TOTAL AMOUNT OF \$40,000.00
- 24-173 RESOLUTION DESIGNATING TANGLE LAW AS REDEVELOPER OF CITY OWNED PROPERTY COMMONLY KNOWN AS 288 BELLEVUE AVENUE, AND LOCATED WITHIN THE CENTRAL WEST REDEVELOPMENT AREA, AND APPROVING AND AUTHORIZING THE EXECUTION OF A PURCHASE AND SALE AND REDEVELOPMENT AGREEMENT FOR SAID PROPERTY FOR THE TOTAL PURCHASE PRICE OF \$5,500.00

**DEPARTMENT OF RECREATION, NATURAL RESOURCES AND CULTURE,
MARIA RICHARDSON, DIRECTOR**

- 24-174 RESOLUTION APPROVING THE FY2024 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG), HOME INVESTMENT PARTNERSHIP PROGRAM (HOME), AND EMERGENCY SOLUTIONS GRANT PROGRAM (ESG) ANNUAL ACTION PLAN

DEPARTMENT OF WATER AND SEWER, SEAN SEMPLE, DIRECTOR

- 24-175 RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO AEGIS SECURITY FOR ARMED SECURITY GUARD SERVICES AT THE TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$269,346.00 – BID2023-76
- 24-176 RESOLUTION EXERCISING THE OPTION TO EXTEND THE CONTRACT AWARDED TO A.A. DUCKETT, INC., FOR HVAC SYSTEMS MAINTENANCE FOR THE TRENTON WATER WORKS DISTRIBUTION COMPLEX LOCATED AT 333 CORTLAND STREET, TRENTON, NJ FOR A PERIOD OF ONE (1) YEAR FROM MARCH 24, 2024, TO MARCH 23, 2025, IN AN AMOUNT NOT TO EXCEED \$61,600.00 – BID 2022-68
- 24-177 RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO UNIVAR SOLUTIONS USA, INC. FOR THE FURNISHING AND DELIVERY OF 15% SODIUM HYPOCHLORITE, FOR TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$621,250.00 – BID2024-06

- 24-178 RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO ACB SERVICES, INC. FOR CLEANING SERVICES AT THE TRENTON WATER WORKS, DISTRIBUTION COMPLEX, 333 CORTLAND STREET, TRENTON, NJ IN AN AMOUNT NOT TO EXCEED \$56,200.00 FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD – BID2023-87
- 24-179 RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO MUNICIPAL MAINTENANCE COMPANY FOR AIR VACUUM HANDLING, FOR TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$47,576.00 – BID2024-08
- 24-180 RESOLUTION AUTHORIZING A PRICE AMENDMENT TO RESOLUTION 23-463 AWARDING A CONTRACT TO TAILORED BUSINESS SYSTEMS D/B/A HARRIS LOCAL GOVERNMENT FOR A PERIOD OF TWO (2) YEARS FROM DATE OF AWARD WITH AN OPTION TO EXTEND TWO (2) ADDITIONAL YEARS BID 2023-51
- 24-181 RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO MUNICIPAL MAINTENANCE COMPANY FOR INSPECTION, DISASSEMBLY, REHABILITATION, AND RE-ASSEMBLY OF FIVE (5) PUMPS, FOR TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$131,000.00 – BID2024-13
- 24-182 RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO SHERWOOD-LOGAN & ASSOCIATES FOR THE SUPPLY OF HAYWARD/GORDON & WATSON MARLOW PUMPS & SUPPLIES FOR TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$268,870.00 – BID2024-05
- 24-183 RESOLUTION AUTHORIZING A CONTRACT AWARDED TO INNVOKE, LLC, FOR PRINTING AND MAILING SERVICES INCLUDING CERTIFIED MAIL PREPARATION ON AN AS NEEDED BASIS FOR TRENTON WATER WORKS; THROUGH EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY #ESC NJ 21/22-02; FOR A PERIOD OF ONE (1) YEAR FROM DATE OF AWARD, IN AN AMOUNT NOT TO EXCEED \$250,000.00
- 24-184 RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO BCHG, INC. FOR POTABLE WATER RESIDUALS DISPOSAL, BLENDING AND BENEFICIAL REUSE, FOR TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$707,700.00 – BID2024-09
- 24-187 RESOLUTION AWARDING A COMPETITIVE CONTRACTING REQUEST FOR PROPOSAL THROUGH A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44 A-20.4 ET SEQ TO CDM SMITH, INC., FOR ENGINEERING AND PROCEAM MANAGEMENT SERVICES FOR THE LEAD SERVICE LINE REPLACEMENT PROGRAM – PHASE 4 FOR A PERIOD OF TWO (2) YEARS FROM DATE OF AWARD IN AM AMOUNT NOT TO EXCEED \$1,458,500.00 -CC 2024-02

6. ORDINANCES - 1st Reading and Introduction

- 24-039 AN ORDINANCE PROHIBITING THE DAMAGING, DEFACING OR REMOVAL OF STREET SIGNS WITHIN THE CITY OF TRENTON CHAPTER 54, ARTICLE V
- 24-40 AN ORDINANCE REQUIRING THE CITY OF TRENTON TO DISSEMINATE CERTAIN INFORMATION AND DOCUMENTATION IN BOTH THE ENGLISH AND SPANISH LANGUAGE

5. RESOLUTION TO ENTER EXECUTIVE SESSION

- 24-156 AUTHORIZING THE CITY COUNCIL OF THE CITY OF TRENTON TO HOLD AN EXECUTIVE SESSION WHICH EXCLUDES THE PUBLIC (HEIDI-US CHAN V. THE CITY OF TRENTON – RAY WASHINGTON V. THE CITY OF TRENTON – DONALD KELLY V. THE CITY OF TRENTON – BRANDEN WILSON V. THE CITY OF TRENTON)
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ORDINANCE

No. 24-014

1st Reading APR 18 2024

Date to Mayor _____


Public Hearing _____

Date Returned _____

2nd Reading & Passage _____

Date Resubmitted to Council _____

Withdrawn _____

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 10, "ALCOHOLIC BEVERAGES," SECTION 10-5, "RESTRICTIONS," OF THE CODE OF THE CITY OF TRENTON TO PERMIT A WAIVER OF DISTANCE RESTRICTIONS UNDER CERTAIN CIRCUMSTANCES

WHEREAS, Chapter 10 of the Code of the City of Trenton, entitled "Alcoholic Beverages," Article I, entitled "Licensing; Regulation of Establishments," sets forth the licensing regulations and restrictions applicable to liquor establishments in the City; and

WHEREAS, Section 10-5(H)(2) of the Code of the City of Trenton prohibits new plenary retail consumption or plenary retail distribution licenses from being issued where the proposed location is "within 1,000 feet of another premises holding either of said licenses, said distance being measured in the normal way that a pedestrian would probably walk from the nearest entrance from one premises to the other, except that this restriction shall not apply within a portion of the Roebing Entertainment District as defined in § 10-5D"; and

WHEREAS, the Code of the City of Trenton does not currently permit a waiver of the above-mentioned location restriction; and

WHEREAS, there are certain situations in which a waiver of this location restriction would be warranted and beneficial to the City, particularly in instances where the proposed location previously was the site of a licensed liquor establishment; and

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

Section 1. Chapter 10, "Alcoholic Beverages," Article I, "Licensing; Regulation of Establishments," Section 10-5, "Restrictions," of the Code of the City of Trenton shall be amended as follows (additions are **emboldened and underlined** and deletions are ~~struck through~~):

§ 10-5 Restrictions.

A. Hours.

(1) Excluded hours of sale. No alcoholic beverages shall be sold, served, delivered or consumed, nor shall any licensee suffer or permit the sale, service, delivery or consumption of, any alcoholic beverage, directly or indirectly, upon the licensed premises between the following hours, prevailing time, unless otherwise exempted:

(a) Monday through Saturday: 2:00 a.m. and 9:00 a.m.

ORDINANCE

(b) Sundays: 2:00 a.m. and 12:00 noon.

(c) "Sunday Brunch" exemption. Any plenary retail consumption licensee may permit any person, patron, or customer to consume alcoholic beverages upon the licensed premises and remain upon the licensed premises during "Sunday Brunch" hours, defined as 9:00 a.m. through 12:00 noon on Sundays. Such establishments may sell, serve, and deliver alcohol to be consumed on the premises, provided that those establishments meet the definition of a "restaurant" as defined in § 10-1 as "a business establishment which is devoted to the serving of food and in which the selling and serving of alcoholic beverages for consumption by the public, guests or patrons is only incidental to the sale or consumption of food products."

(2) Closing of premises. No licensee shall permit any person, patron or customer to consume any alcoholic beverages upon the licensed premises during the hours when the sale, delivery, service or consumption of alcoholic beverages is forbidden, and said premises must remain closed and locked to all persons except for employees who clean or perform other necessary work in and about the premises during such prohibited hours, and no person other than such employees shall be permitted to remain on the premises. Exemptions to the restriction for allowance of any person, patron or customer in licensed premises are restaurants and public dining rooms in hotels and premises operated by club licenses or other licensees who could qualify for club licenses.

(3) New Year's Day exception.

(a) Any plenary retail consumption licensee may permit any person, patron or customer to consume alcoholic beverages upon the licensed premises and remain upon the licensed premises until 4:00 a.m. on New Year's Day, provided they have first registered their intent to extend their hours with the office of the City Clerk, prior to December 15 and having provided an executed contract with a certified security agency for the provision of no less than one armed security guard, to be stationed on the exterior of the licensed premises and one additional security guard on the interior of the licensed premises, for every 45 people or part thereof, allowed to legally occupy that location, between the hours of 12:00 midnight and 4:00 a.m. (i.e., if the occupancy limit is 150 people, you will be required to have four security guards).

(b) Any licensee who either by conviction or by settlement agreement, of an ABC violation, has a current and active special condition levied onto their license will remain subject to the terms and conditions outlined in the special condition and will not be permitted an exemption if it is in conflict with those terms (i.e., if the special condition requires you to close at 12:00 midnight, you must continue to close at 12:00 midnight on New Year's Eve).

ORDINANCE

(c) Any licensee who, either by conviction or by settlement agreement, has had a finding of "guilty" as to any ABC violation within the past two years shall be ineligible for the New Year's Eve exception under this section.

(d) Any person or entity who violates any provision of this section, upon conviction, shall pay a fine of not less than \$750 nor more than \$2,000 [Trenton City Code], plus costs of prosecution per violation. This shall include the business owner, person in charge, individual operator, manager, or patron as appropriate.

(e) Enforcement shall be by the Trenton Police Department, Trenton ABC Officer or the Trenton Code Enforcement Officer or their respective designee.

B. License limits. No person shall acquire a beneficial interest in more than two alcoholic beverage retail licenses. Nothing herein shall require any person who had an effective interest in two licenses on or before August 3, 1962, to surrender, dispose of or release his/her interest in any license. The provisions of this subsection shall not apply in the case of a hotel containing at least 50 sleeping rooms, or for use in connection with the operation of a restaurant, nor shall the provisions of this subsection affect the right of any person to dispose of an interest in a license by will or to transfer the same by dissent and distribution, provided that a license acquired for use in connection with a restaurant pursuant to the above exception shall be limited to the sale of alcoholic beverages for consumption on the licensed premises.

C. District regulations.

(1) Restaurant District (B Zone). Nothing contained in Subsection B above shall prevent an otherwise valid place-to-place transfer to occur to a location which is at least 400 feet from another premises holding a sale or consumption license if said premises is suitable for dining facilities and used as a restaurant with more than 50 seats or a banquet hall with a seating capacity of more than 150 people and is located in a Business B Zone. The playing of live music or the use of a DJ shall be restricted to the hire for catered events and shall not include concerts or events that require cover charges or ticket sales.

D. Building specifications. All establishments must provide for an unobstructed clear window, door, or other viable view point into the establishment from the street, except for those establishments within a portion of the district known as the "Roebing Entertainment District," which shall be known as the "Wire Rope District" and is defined as Block 15704, Lot 1, Block 15704, Lot 1.01, Block 15704, Lot 1.02, Block 15704, Lot 1.03, Block 15704, Lot 1.04, Block 15704, Lot 1.05, Block 15704, Lot 1.06, Block 15704, Lot 1.07, Block 15704, Lot 1.08, Block, 15901, Lot 1, Block 15901, Lot 2, Block 15901, Lot 3, Block 15901, Lot 4, Block 16001, Lot 1, Block 16001, Lot 10, Block 16001, Lot 12, Block, 16001, Lot 13, Block 16001, Lot 2, Block 16001, Lot 3, Block 16001, Lot 4, Block 16001, Lot 5, Block, 16001, Lot 6, Block 16001, Lot 6.01, Block 16001, Lot 6.02, Block 16001, Lot 6.03, Block 16001, Lot 7, Block 16001, Lot 8, Block 16001, Lot 9 and set forth on the attached map.¹¹ Such window, door, or view point shall be no less than 216 square inches (or 12 inches by 18 inches) at a height of between four feet to six feet from the floor level of the premises, so as not to prevent an examination of the interior from the entrance by a police officer, inspector, or other public official. The view must not be obstructed by goods, blinds, shade, advertisement or any other signage. Establishments that do not

ORDINANCE

structurally comply with this code as of June 30, 2016, shall be given an additional one-year period to meet the standard. No establishment shall be given a "grandfathered" exemption for compliance with this section at the conclusion of the June 30, 2016, to June 30, 2017, amortization period.

E. Adult entertainment. No establishment may provide entertainment, live or recorded, that involves lewd or immoral activity as defined under "adult entertainment" in § 10-1 herein.

F. Distilling apparatus. No person shall have in his/her possession or custody or under his/her control any still or distilling apparatus set up, dismantled or in the process of construction, or parts thereof, without having registered the same in accordance with the provisions of the Alcoholic Beverage Control Act.

G. Signage. No establishment shall post or allow a third party to post advertisement of special events, happy hour, live shows or any such activity that is to occur at the establishment on any public street, building (other than their own), pole or billboard.

H. Location. No new plenary retail consumption or plenary retail distribution license shall be hereafter issued, nor shall a place-to-place transfer of a license be granted, to any person, corporation or group of persons, under the following circumstances:

(1) For the sale or consumption of alcoholic beverages within 200 feet of any church or public school or private school not conducted for pecuniary profit, said distance being measured in the normal way that a pedestrian would properly walk from the nearest entrance of said church or school to the nearest entrance of the premises sought to be licensed, and in accordance with N.J.S.A. 33:1-76; provided, however, that the foregoing provision shall not prevent the future renewal or person-to-person transfer of any plenary retail distribution license that is in existence at the time of adoption of this section.

(2) For the sale or consumption of alcoholic beverages within 1,000 feet of another premises holding either of said licenses, said distance being measured in the normal way that a pedestrian would probably walk from the nearest entrance from one premises to the other, except that this restriction shall not apply within a portion of the Roebling Entertainment District as defined in § 10-5D. **Notwithstanding the foregoing, the local ABC Board may approve an application for a new license or place-to-place transfer for a licensed premises within 1,000 feet of another premises holding either of said licenses, upon adoption of a resolution by the City Council, finding that the proposed premises had previously been licensed for the sale of alcoholic beverages, and good cause exists to waive the distance requirement.**

ORDINANCE

No. 24-018

1st Reading APR 18 2024

Public Hearing _____

2nd Reading & Passage _____

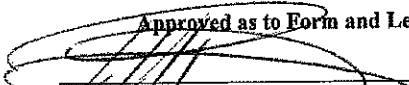
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Date to Mayor _____

Date Returned _____

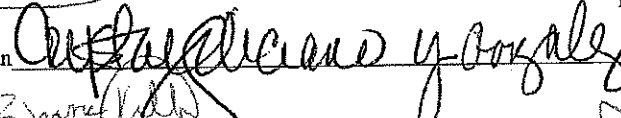
Date Resubmitted to Council _____

Approved as to Form and Legality


WESLEY BRIDGES, CITY ATTORNEY

Factual content certified by


JAMES BEACH, INTERIM DIRECTOR
DEPT. OF HOUSING & ECONOMIC DEVELOPMENT

Councilman / woman  presents the following Ordinance:

**ORDINANCE AUTHORIZING THE SALE OF CITY-OWNED PROPERTY
COMMONLY KNOWN AS BAKER ALLEY, AND IDENTIFIED ON THE CITY TAX
MAP, BLOCK 23803, LOT 19, PURSUANT TO N.J.S.A. 40A:12-13(b)(5), TO EL
CATADOR BAR & GRILL FOR THE SALE PRICE OF ONE THOUSAND (\$1,000.00)
DOLLARS**

WHEREAS, there is within the City of Trenton certain city-owned real property located at Baker Alley (Mulberry Street side), designated as Block 23803, Lot 19 on the City of Trenton Tax Map (hereinafter, the "Parcel"); and

WHEREAS, the Parcel is a small narrow strip of land measuring 12 feet long on the side of the contiguous property owner that has been unused by the public for a several decades, does not meet the minimum lot size requirements for development under the municipal zoning ordinance, and thereby, does not allow for any other viable use other than a side lot for the contiguous property (See image, appended hereto as "Exhibit A"; and

WHEREAS, the City of Trenton (the "City"), pursuant to N.J.S.A. 40A:12-13(b)(5), has the statutory authority to sell undersized, vacant, city-owned property to the contiguous property owner for the fair market value, which may be negotiated when there is only one contiguous owner; and

WHEREAS, El Catador Bar & Grill Properties, the contiguous property owner on all sides (hereinafter, the "Purchaser"), submitted an application to purchase the Parcel for the stated purpose of expanding the outdoor seating section of the restaurant and constructing rooftop seating above that area. (See Application to Purchase city-owned Property, appended hereto as "Attachment A"); and

WHEREAS, upon negotiation between Purchaser and the City, the Parties have agreed to a purchase price of One Thousand Dollars (\$1,000.00), which the City deems reasonable based upon the size, location, and condition of the Parcel.

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

1. The above recitals are incorporated herein as if set forth at length herewith.
2. Pursuant to N.J.S.A. 40A:12-13(b)(5), the City is authorized to convey the Parcel, Baker Alley (Mulberry Street side), designated as Block 23803, Lot 19, at private sale to the Purchaser, El Catador Bar & Grill Properties for One Thousand Dollars (\$1,000.00).

ORDINANCE

3. The Mayor is hereby authorized, upon compliance by the Purchaser with the terms and conditions of the sale, to execute any documents necessary for the conveyance of the Parcel to the Purchaser.
4. The City Clerk is hereby directed to publish this Ordinance as required by applicable law.
5. This Ordinance shall take effect after final reading, adoption and the expiration of twenty (20) days and, shall be filed in the Office of the City Clerk in accordance with applicable law.

INTRODUCTION:	MOTION: <i>Feliciano</i>								SECOND: <i>Figueroa</i>								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	AYE	NAY	NV					
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 APR 18 2024

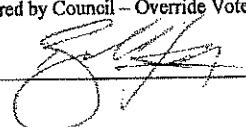
Adopted on second reading after the public hearing on _____

 Mayor

APPROVED
 REJECTED

 Reconsidered by Council -- Override Vote

 AYE
 NAY

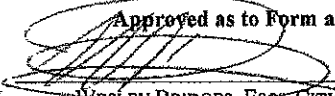


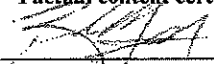
ORDINANCE

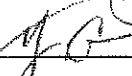
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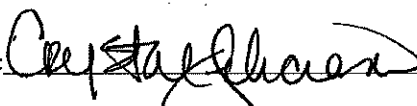
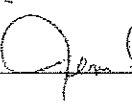
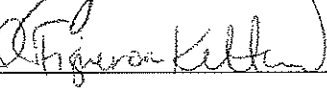
1st Reading APR 18 2024
Public Hearing _____
2nd Reading & Passage _____
Withdrawn _____ Lost _____

No. _____
Date to Mayor _____
Date Returned _____
Date Resubmitted to Council _____

Approved as to Form and Legality

WESLEY BRIDGES, ESQ., CITY ATTORNEY

Factual content certified by

BRANDON GARCIA, CITY CLERK.

COUNCILMAN / WOMAN _____ YAZMINELLY GONZALEZ  PRESENTS THE FOLLOWING ORDINANCE:

SPONSORED BY:   

AN ORDINANCE TO AMEND CHAPTER 222 OF THE CODE OF THE CITY OF TRENTON (“RENT CONTROL”) TO FIX RENTAL INCREASE AT FOUR PERCENT

WHEREAS, Chapter 222 of the Code of the City of Trenton (the “City”) addresses Rent Control and other landlord/tenant issues in the City; and

WHEREAS, the stated purpose of the Rent Control provisions, in Code Section 222-1, recognizes that “Without some controls, such shortage will lead to excessive and unconscionable rents and rent increases”; and

WHEREAS, the City Council agrees that it is necessary to fix the allowable rent increase at a reasonable rate; and

WHEREAS, it is in the best interest of the City to fix maximum rental increases at four percent (4%) for a regular tenant, and two percent (2%) for a senior citizen tenant or a disabled tenant in order to protect the health and welfare of City residents; and

WHEREAS, currently, Code Section 222-6 allows for a maximum rental increase based on the “rent index,” which is a statistical index computed by taking the twelve-month average of the United States Housing Component of the Consumer Price Index-U for rent, and is subject to change every six months; and

WHEREAS, the current “rent index,” (i.e. allowable rent increase) for January 1, 2024 through June 30, 2024 is seven point five percent (7.5%); and

WHEREAS, the chart below shows the rent index (i.e. allowable rent increase) history for the past seven years; and

Year	January 1 to June 30 Index	July 1 to December 31 Index
2023	7.9%	7.5%
2022	2.2%	3.6%
2021	2.2%	2.3%
2020	2.9%	2.6%
2019	2.3%	2.3%
2018	1.8%	2.2%
2017	0.6%	1.5%

ORDINANCE

WHEREAS, it is apparent that the rent index (i.e. allowable rent increase) has increased significantly over the past two years, so it is counter to keeping rents affordable in the City.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Trenton that the Code of the City of Trenton shall be amended as follows to remove references to the "rent index" and to indicate that maximal rental increases are capped at four percent (4%) for a regular tenant and two percent (2%) for a senior citizen tenant or a disabled tenant (deletions are ~~struck through~~ and additions are underlined):

Section 1. Amend Chapter 222 (Rent Control)

§ 222-2 Definitions

* * *

RENT INDEX

~~The statistical index governing rent increases under this chapter. The rent index shall be subject to change every six months commencing with January 1 and July 1 of each year, and shall remain unchanged during each six-month period. The rent index shall be computed by taking the twelve-month average of the United States Housing Component of the Consumer Price Index-U for Rent (Residential) immediately preceding the beginning of each six-month period. For example: if the twelve-month average of the United States Housing Component of the Consumer Price Index-U for Rent (Residential) for the period of January 1 through December 31, 1995, was 2.83%, then the rent index in effect for the period January 1 through June 30, 1996, would be 2.83%. If the twelve-month average of the United States Housing Component of the Consumer Price Index-U for Rent (Residential) for the period July 1, 1995, through June 30, 1996, is 2.90%, then the rent index for the six-month period commencing July 1, 1996, will be 2.90%.~~

DISABLED TENANT

A person who has been deemed 100% disabled by the United States government or an agency operating under its authority.

REGULAR TENANT

A person who is under 62 years of age on the date of the expiration or termination of a formal lease or a periodic tenancy.

SENIOR CITIZEN TENANT

A person who is at least 62 years of age on the date of the expiration or termination of a formal lease or a periodic tenancy.

* * *

§ 222-6 ~~Rent index increase~~ Rental increase fixed rate.

At the expiration or termination of a formal lease or a periodic tenancy, no landlord may receive a percentage increase in rent for that housing space from any a regular tenant which is greater than four

ORDINANCE

~~percent (4%), and two percent (2%) for a senior citizen tenant or disabled tenant the rent index based upon the rent index in effect 90 days prior to the expiration or termination of the lease. For a periodic tenant whose base sum shall be less than one year, such tenant shall not be caused to pay any increase in any rent based upon a rent index more than once during any twelve-month period, and may only be caused to pay a rent increase based upon the rent index in effect 90 days prior to the effective date of the proposed increase.~~

§ 222-7 Tax increase.

A. In accordance with the procedural provisions of this chapter and such procedural regulations as may be adopted by the Board, a landlord may receive an increase in excess of that permitted by § 222-6 above in the rent of any dwelling unit because of a current increase in local property taxes directly affecting that dwelling, but only when such taxes increase by a percentage greater than the applicable ~~rent index~~ percentage increase last applied to the dwelling unit under § 222-6 over the twelve-month period immediately preceding.

B. The increase permitted under this section shall be computed in the following manner: the percentage increase in the ~~rent index~~ used in § 222-6 shall be subtracted from the percentage increase in property taxes for the dwelling. The percentage difference shall then be multiplied by the appropriate unit tax burden to determine the amount of increase allowable as a result of a property tax increase. If the percentage increase used in § 222-6 ~~in the rent index used in this computation~~ is greater than the percentage increase in property tax, no increase in rent shall be permitted. The landlord, prior to the imposition of any such increase in rent, shall notify the tenant in the manner prescribed in § 222-14 hereinafter of his/her intentions and shall provide a clear statement of the manner in which the increase was calculated.

C. No rent increase under this section may take effect until or unless the landlord has documented the increase on a form which the Board shall prescribe and make available, a copy of which form shall be completed in full and filed with the Board and copies served on all tenants affected by the rent increase prior to the effective date of the increase.

§ 222-9 Sewer and water charge increase.

A. In accordance with the procedural provision of this section and such procedural regulations as may be adopted by the Board, a landlord may receive an increase exceeding the limitation of § 222-6 above in the rent of any dwelling unit because of a current increase in local sewer and water charges directly affecting his/her dwelling only when such charges increase by a percentage greater than the applicable ~~rent index~~ percentage increase last applied to the dwelling unit, pursuant to § 222-6, over the twelve-month period immediately preceding. The increase permissible under this section shall be computed in the following manner.

ORDINANCE

1. Where the increase applies to a single unit, or where all of the units to which the increase applies contain the same number of bedrooms, the increase shall be applied as in § 222-7.

2. Where the increase applies to a building containing more than one unit and where units in such building contain different numbers of bedrooms, the landlord shall total the number of bedrooms in the building and divide the number of bedrooms in each unit by that total in order to obtain the pro rata share for each unit. The landlord shall allocate the increase calculated as in § 222-7 among the units in the building according to the pro rata share of each as so determined.

B. No sewer or water charge increase under this section may take effect until or unless the landlord has documented the increase on a form which the Board shall prescribe and make available, a copy of which

ORDINANCE

form shall be completed in full and filed with the Board and copies served on all tenants affected by the increase prior to the effective date of the increase.

§ 222-15 Maintenance of services.

During the term of this chapter, the landlord shall maintain the same standards of service, maintenance, furniture, furnishings and equipment in the housing space and dwelling as was provided or was required to be provided by law or lease at the date the lease was entered into. Any transfer from the landlord to the tenant of the costs or responsibilities for supplying essential services such as public utilities and heat shall be deemed a rental increase, the amount of which shall be determined by computing or estimating the average monthly costs of providing the same projected on the basis of current costs for such services or supplies and upon prior actual consumption rates to the extent known. It shall be the responsibility of the landlord to produce adequate records of prior costs and volumes equitably allocated for each rental unit for which such a transfer is sought. The projected amount of the increase in rent resulting from such transfer shall not exceed the amount resulting from application of the rent index permitted by § 222-6, except where the landlord has obtained approval of an a greater increase ~~greater than the index~~ under the provisions of § 222-10.

Section 2. Severability. Should any section, clause, sentence, phrase or provision of this article be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this article.

Section 3. Repealer. All prior ordinances or parts of same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

Section 4. Effective Date. This Ordinance shall take effect upon final adoption and publication in accordance with law.

INTRODUCTION:	MOTION:				SECOND:				ORD. AUTHORED BY:	INTRODUCTION:				ADOPTION:				ADOPTION MOTION:	SECOND:							
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EDWARDS	✓								CONZALEZ	✓								FELICIANO	✓							
FIGUEROA	✓								HARRISON	✓																
KETTENBURG	✓								WILLIAMS	✓																
FRISBY	✓																									
NV - NO VOTE				AB - ABSENT																						

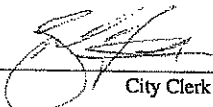
Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on APR 18 2024

Adopted on second reading after the public hearing on _____

 AYE APPROVED
 Mayor REJECTED
 NAY

Reconsidered by Council - Override Vote

 President of Council


 City Clerk

ORDINANCE

No. 24-029

1st Reading APR 18 2024

Date to Mayor _____

Public Hearing _____

Date Returned _____

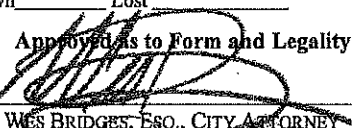
2nd Reading & Passage _____


Date Resubmitted to Council _____

Withdrawn _____ Lost _____

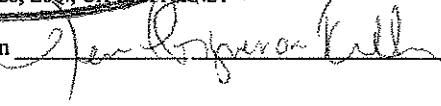
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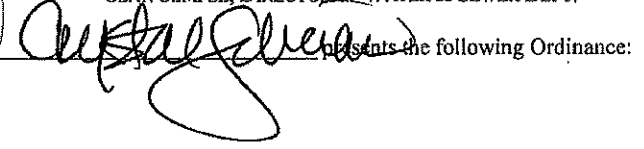
Factual content certified by


WES BRIDGES, ESQ., CITY ATTORNEY


SEAN SEMPLE, DIRECTOR OF WATER & SEWER DEPT.

Councilman/woman



 presents the following Ordinance:

AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING ILLICIT CONNECTIONS TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM AND TO AMEND CHAPTER 254 OF THE CODE OF THE CITY OF TRENTON

WHEREAS, the City of Trenton, as a Tier A municipality with respect to Stormwater Quality Management, is required by the New Jersey Department of Environmental Protection ("NJDEP") to periodically adopt certain model ordinances; and

WHEREAS, the City is required to adopt NJDEP's model ordinance regarding illicit connections to the municipal separate storm sewer system; and

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

Section 1. Chapter 254 ("Stormwater Management"), Article V ("Illicit Connections") of the Code of the City of Trenton shall be amended as follows (deletions are ~~struck through~~ and additions are underlined):

§ 254-30 Purpose.

The purpose of this article is to prohibit illicit connections to the municipal separate storm sewer system operated by the City of Trenton, so as to protect the environment, public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 254-31 Definitions.

- A. For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this article clearly demonstrates a different meaning.
- B. The word "shall" is always mandatory and not merely directory.
- C. The definitions below are the same as or based on corresponding definitions in the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A-1.2.

ORDINANCE

ILLICIT CONNECTION

Any physical or nonphysical connection that discharges domestic sewage, noncontact cooling water, process wastewater, or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by the City of Trenton, unless that discharge is authorized under a NJPDES permit other than the Tier A Municipal Stormwater General Permit (NJPDES Permit Number NJ0141852). Nonphysical connections may include, but are not limited to, leaks, flows, or overflows into the municipal separate storm sewer system.

INDUSTRIAL WASTE

Nondomestic waste, including, but not limited to, those pollutants regulated under Section 307 (a), (b), or (c) of the Federal Clean Water Act [(33 U.S.C. § 1317(a), (b), (c))].

MUNICIPAL SEPARATE STORM SEWER SYSEM (MS4)

A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the City of Trenton or other public body, and is designed and used for collecting and conveying stormwater. MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.

NJPDES PERMIT

A permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A.

NONCONTACT COOLING WATER

Water used to reduce temperature for the purpose of cooling. Such waters do not come into direct contact with any raw material, intermediate product (other than heat) or finished product. Noncontact cooling water may, however, contain algacides or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of the State of New Jersey subject to municipal jurisdiction.

PROCESS WASTEWATER

Any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct, or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than noncontact cooling water.

STORMWATER

Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities or is conveyed by snow removal equipment.

DOMESTIC SEWAGE

Waste and wastewater from humans or household operations that is discharged to or otherwise enters a treatment works.

ORDINANCE

§ 254-32 Regulated Activity Prohibited Conduct.

No person shall discharge or cause to be discharged through an illicit connection to the municipal separate storm sewer system operated by the City of Trenton any domestic sewage, noncontact cooling water, process wastewater, or other industrial waste (other than stormwater). There are no exemptions.

§ 254-33 Enforcement.

This article shall be enforced by the City of Trenton Police Department.

§ 254-34 Violations and penalties.

Any person who is found to be in violation of the provisions of this article shall be subject to a fine not to exceed \$2,000, as stated in Chapter 1, Article III (General Penalty), § 1-17, and such other penalties as prescribed thereunder.

§ 254-35 Severability.

Each section, subsection, sentence, clause and phrase of this article is declared to be an independent section, subsection, clause and phrase, and the finding or holding of any such portion of this article to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this article.

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:	MOTION:				SECOND:				ORD. AUTHORED BY:	ADOPTION				MOTION:	SECOND:							
	INTRODUCTION				ADOPTION					INTRODUCTION					ADOPTION							
	AYE	NAY	NV	AB	AYE	NAY	NV	AB		AYE	NAY	NV	AB		AYE	NAY	NV	AB	AYE	NAY	NV	AB
	<i>Feliciano</i>				<i>HARRISON</i>																	
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 APR 18 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

No. 24-030

1st Reading APR 18 2024

Date to Mayor _____

Public Hearing _____

Date Returned _____

2nd Reading & Passage _____

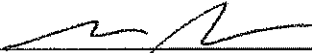
Date Resubmitted to Council _____

Withdrawn _____

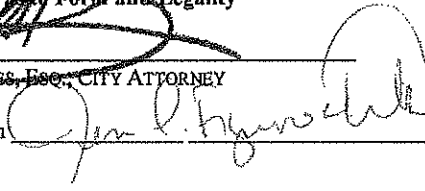
Approved as to Form and Legality

Factual content certified by


WES BRIDGES, Esq., CITY ATTORNEY


SEAN SEMPLE, DIRECTOR OF WATER & SEWER DEPT.

Councilman /woman

presents the following Ordinance:

AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING LITTERING AND TO AMEND CHAPTER 150 OF THE CODE OF THE CITY OF TRENTON

WHEREAS, the City of Trenton, as a Tier A municipality with respect to Stormwater Quality Management, is required by the New Jersey Department of Environmental Protection ("NJDEP") to periodically adopt certain model ordinances; and

WHEREAS, the City is required to adopt NJDEP's model ordinance regarding spilling, dumping or disposal of materials other than stormwater; and

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

Section 1. Chapter 150 ("Littering") of the Code of the City of Trenton shall be amended as follows (deletions are ~~struck through~~ and additions are underlined):

§ 150-1 Purposes.

The following regulations are established to prohibit the throwing or depositing of litter in public places in the City of Trenton; to protect the environment, public health, safety and welfare; to regulate the handling, storage, collection and disposal of municipal waste, litter and other waste materials; to authorize fees for permits issued hereunder (~~she~~ ~~rounder~~); to control the depositing of litter on private premises; to provide a lien for City clearance; to prevent the generation of loose trash and debris by the upsetting and unpackaging of containerized waste set out at the curb for pickup for excessive periods of time prior to the scheduled pickup; to prescribe responsibilities for owners and occupants of property within the City; and to prescribe penalties for violations.

§ 150-2 Definitions.

For the purpose of this chapter, the following terms, phrases, words and their derivations shall have the meanings given herein:

APPROVED

That which the enforcing officer designates as acceptable having been, by demonstration and/or test in the City, proven workable and safe for its intended use.

ORDINANCE

AUTHORIZED APPROVED CONTAINER

A litter storage and collection receptacle weighing not more than 50 pounds when filled, constructed of galvanized metal or plastic of equivalent strength, leakproof, not more than 34 inches in height with handles and having a tight-fitting cover, maintained in a sanitary condition. Other containers may be approved by the enforcing officer. The location of approved containers shall be subject to approval of the enforcing officer or his/her agent or agents.

COMMERCIAL ESTABLISHMENTS

Any building, structure or premises not a residence, and shall include places of business, institutions, motels, hotels, motor courts or motor hotels.

COMMERCIAL WASTE

The miscellaneous waste resulting from operation of business enterprises and institutions, including garbage, rubbish and ashes from offices and stores or the like, and construction waste, but excluding trade wastes resulting from industrial operations.

CONSTRUCTION WASTE

Waste from building construction, alteration, demolition or repair and dirt from excavations.

DOMESTIC WASTE

Waste material resulting from the usual routine of housekeeping, and shall include garbage, rubbish and ashes.

DUMPING

A. The unauthorized throwing or depositing of litter and/or other waste material in a public place or upon private premises, where the nature and/or quantity of the litter and/or waste is such as to require the use of a mechanical means of transport.

B. The unauthorized throwing or depositing of commercial waste and/or construction waste and/or industrial waste and/or solid market waste in a public place or upon private premises, where the nature and/or quantity of the litter and/or waste is such as to require the use of a mechanical means of transport.

GARBAGE

Putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

LITTER

Any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.

~~Garbage, refuse and rubbish as such are defined herein, and all other waste material which, if improperly stored and thrown or deposited as herein prohibited, tends to create a danger to public health, safety and~~

ORDINANCE

welfare. "Litter" shall also mean and include domestic garbage and trash placed for curbside or alley pickup in violation of the approved regulations for such pickup, either as to set-out time or manner, as prescribed in Chapter 248, Solid Waste, of the Code of the City of Trenton, and all amendments thereto.

LITTER RECEPTACLE

A container suitable for the depositing of litter.

MUNICIPAL WASTES

Certain discarded products incident to household keeping and commercial enterprises, and further defined as commercial waste or domestic waste and construction waste.

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

PRIVATE PREMISES

Any dwelling house, building or other structure, designed or used either wholly or in part for private residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, and shall include any yard, grounds, walks, driveway, garage, porch, steps, vestibule, mailbox, alleyway or easement belonging or appurtenant to such dwelling house, building or other structure.

PUBLIC PLACE

All streets, sidewalks, boulevards, alleys or other public ways and all public parks, squares, spaces, grounds and buildings.

REFUSE

All putrescible and nonputrescible solid wastes, except body wastes, including garbage, rubbish, ashes, street cleanings, dead animals and solid market and industrial wastes, specifically including abandoned furniture and household equipment and scrap building materials.

RUBBISH

Nonputrescible solid wastes consisting of both combustible and noncombustible wastes, such as paper, wrappings, cigarettes, cigars and tobacco wastes, leaves, wood, glass, bedding, crockery and similar materials.

§ 150-3 Regulated Activities Public places.

A. No person shall throw or deposit litter in or upon any street, alley, sidewalk or other public place, except in authorized receptacles for collection or in official municipal disposal areas.

B. Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this ordinance, the operator or owner, or both, of the motor vehicle or boat shall be deemed to have violated this ordinance.

C. There are no exemptions.

§ 150-4 Occupied private property.

No person shall throw or deposit litter on any occupied private property, whether owned by him/her or not, except that the owner or person in control of private property shall maintain authorized private receptacles for collection in such a manner that litter will not be carried or deposited by the elements upon any other public place or private premises.

§ 150-5 Owner to maintain premises free of litter.

ORDINANCE

The owner, agent or occupant of any private property shall at all times maintain the premises free of litter. This section shall not be construed to prohibit the storage of litter in authorized private receptacles for collection, but shall be construed to prohibit the placing of garbage, litter, rubbish and refuse out for collection at any times other than those specified in Chapter 248, Solid Waste, of this Code, or any other law or regulation of the City.

§ 150-6 Vacant lots.

- A. Litter on vacant lots. No person shall throw or deposit litter on any open or vacant private property, whether owned by such person or not, nor in or upon any publicly owned open vacant property.
- B. Grass, weeds and other impediments. It shall be the duty of the owner or owners of all vacant or unoccupied lands, and of the tenant or tenants of all occupied lands abutting or bordering upon the sidewalks and gutters of any of the public streets, avenues or highways of the City, to remove from the sidewalks and gutters all grass, weeds and other impediments.

§ 150-7 Clearing of litter from open private property by City.

A. Notice to remove. The enforcing officer, or his/her duly designated agent or agents, is authorized and empowered to notify the owner of any open or vacant private property, or the lessee or agent of the owner, to properly dispose of litter or remove grass, weeds or other impediments located on the property which is dangerous to public health, safety and welfare.

B. Service of notice. Notice shall be by registered or certified mail, addressed to the lessee, owner or his/her agent at his/her last known address, or served personally upon the lessee, owner or agent.

C. Noncompliance. Upon the failure, neglect or refusal of any lessee, owner or agent so notified to properly dispose of any litter, grass, weeds or other impediments within 10 days after receipt of the written notice specified in Subsection A of this section; or within 10 days after the date of the notice in the event it is returned to the City by the Post Office Department because of inability to make delivery thereof, provided that the notice was properly addressed to the last known address of the lessee, owner or agent. Whenever in the opinion of the Health Officer such nuisance constitutes an actual menace to health, (s)he shall proceed forthwith to cause the nuisance to be abated.

D. Charges added to tax bill. When the City has effected the removal of litter and grass, weeds or other impediments, or has paid for its removal, the actual cost thereof shall, unless paid by the owner prior thereto, be charged to the owner of the property on the next regular tax bill forwarded to the owner by the City. The charge shall be due and payable by the owner at the time set for payment of the tax bill.

E. Recorded statement constitutes lien. Where the full amount due the City is not paid by the owner within 30 days after the disposal of such litter or removal of grass, weeds or other impediments as specified in Subsections A, B and C of this section, then and in that case the Director of Public Works shall cause to be recorded in the City Clerk's office a sworn statement showing the cost and expense incurred for the work, the date the work was done and the location of the property on which the work was done. The recording of this sworn statement shall constitute a lien on the property and shall remain in full force and effect for the amount due in principal and interest, plus costs of court, if any, for collection, until final payment has been made. The costs and expenses shall be collected in the manner fixed by law for the collection of taxes and shall be subject to a delinquent penalty at the same rate of taxes in the event they are not paid in full on or before the date the tax bill upon which the charge appears becomes delinquent. Sworn statements recorded in accordance with the provisions hereof shall be prima facie evidence that all legal formalities have been complied with and that the work has been done properly and satisfactorily, and shall be full notice to every person concerned that the amount of the statement, plus interest, constitutes a charge against the property designated or described in the statement and that the same is due and collectible as provided by law.

ORDINANCE

§ 150-8 Sweeping litter into gutters.

No person shall sweep into or deposit in any gutter, street or other public place the accumulation of litter from any building or lot or from any public or private sidewalk or driveway. Every person who owns, occupies or is responsible for property shall keep the sidewalk and curb area in front of his/her premises clean and free of litter and weeds. This is meant to include the rear of his/her property and adjoining alleyway and/or easement as well. Nothing contained herein shall require the abatement of natural leaf accumulation in streets, sidewalks or gutters, nor shall any person deposit leaves in such places to facilitate leaf collection, or other forms of disposal, within a reasonable time of such deposit.

§ 150-9 Placement in approved containers.

A. Prevention of scattering. Litter shall be placed in approved containers in such a manner as to prevent it from being scattered, carried or deposited by the elements upon any street, sidewalk or other public place or private premises.

B. Public receptacles and approved containers.

(1) Litter other than garbage shall be placed in public receptacles or in approved containers. Commercial or manufacturing establishments shall flatten all cartons, crates, boxes, etc., and prepare such litter for convenient loading and removal. Such establishments may use cardboard boxes to contain litter if collections are made daily, but the boxes must be of sufficient strength and securely tied so as to prevent the contents from being scattered, carried or deposited by the elements upon any street, sidewalk or any public place or private premises.

(2) No person shall drop, throw, place or deposit any collected rubbish, garbage, household or commercial refuse or other waste products of any kind in any open mesh litter baskets or in any other receptacles placed in the streets or upon the sidewalks by the Department of Public Works. The use of such receptacles shall be limited as containers for newspapers, paper scraps, candy wrappers, cigarette packages and containers, fruit skins and other personal trash items.

C. Prohibitions. No person shall place any trash, refuse or garbage receptacle on any property adjacent to a residential property in such a manner that it is closer than six feet from any property line at its closest point and in such a manner that it is visible from ground level or from any portion of the improvement of the residential property. Appropriate screening materials shall conform to existing code requirements. This subsection shall not pertain to thirty-two-gallon or smaller domestic waste receptacles, nor larger receptacles while temporarily in active use in connection with any building project for which a permit has been issued.

§ 150-10 Truck loads causing litter.

No person shall drive or move any truck or other vehicle unless the vehicle is so constructed or loaded as to prevent leakage and any contents from being blown or deposited upon any street, alley or other public place or private premises. No person shall drive or move any vehicle or truck if the wheels or tires carry onto or deposit in any street, alley or public place, any mud, dirt, sticky substances or foreign matter of any kind. Contractors are responsible for the cleanliness of streets during and upon completion of construction.

§ 150-11 Litter thrown by persons in vehicles.

No person, while a driver or passenger in a vehicle, shall throw or deposit litter upon any street or other public place within the City or upon private property.

§ 150-12 Handbills and circulars.

ORDINANCE

No person shall cast or place, or cause to be cast or placed, in any of the streets of the City or on the sidewalks thereof, or into vestibules or yards, or upon porches of any dwelling houses or other buildings, or on private property within the limits of the City or into any vehicle while on the public highways or public places thereof any paper, advertisement, handbill, circular or wastepaper; provided, however, that nothing contained herein shall be held to apply to newspapers and addressed envelopes delivered to subscribers and addressees.

§ 150-13 Violations and penalties.

A. Any person who violates the provisions of this chapter with respect to litter shall be subject to a fine of \$100 for a first offense and, for subsequent offenses, shall be subject to the penalties provided in Chapter 1, Article III, General Penalty, provided that the court shall have the discretion in all cases to modify any penalties provided herein upon a showing by the defendant that the offense occurred despite reasonable and diligent efforts made to prevent the offense from occurring and/or to maintain the property in compliance with the trash set-out regulations.

B. Any person who violates the provisions of this chapter with respect to dumping shall be subject to a fine of \$2,500 for a first offense and, for subsequent offenses, to a fine not exceeding \$10,000 pursuant to N.J.S.A. 40:49-5.

§ 150-14 Enforcement.

This chapter shall be enforced by the Police Department of the City of Trenton and/or other designated City officials.

ORDINANCE

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:	MOTION: <i>Feliciano</i>								SECOND: <i>Harrison</i>								ORD. AUTHORED BY:	ADOPTION	MOTION:								SECOND:							
	INTRODUCTION				ADOPTION				INTRODUCTION				ADOPTION						INTRODUCTION				ADOPTION											
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EDWARDS	✓																GONZALEZ	✓								FELICIANO	✓							
IGUEROA JETTENBURG	✓																HARRISON	✓																
TRISBY	✓																WILLIAMS	✓																
IV - NO VOTE	AB - ABSENT																																	

Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on APR 18 2024

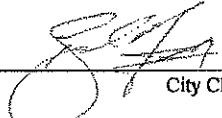
Adopted on second reading after the public hearing on _____

AYE
 Mayor
NAY

APPROVED
 REJECTED

 Reconsidered by Council – Override Vote

 President of Council



 City Clerk

ORDINANCE

No. 24-031

1st Reading APR 18 2024

Date to Mayor _____

Public Hearing _____

Date Returned _____

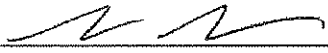
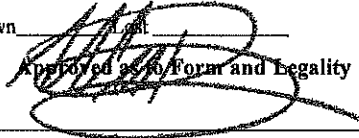
2nd Reading & Passage _____

Date Resubmitted to Council _____

Withdrawn _____

Approved as to Form and Legality

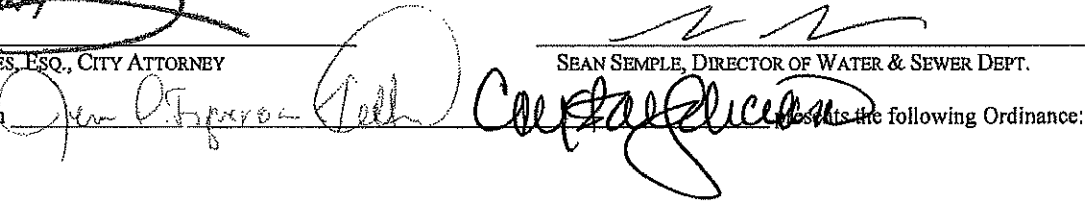
Factual content certified by



WES BRIDGES, ESQ., CITY ATTORNEY

SEAN SEMPLE, DIRECTOR OF WATER & SEWER DEPT.

Councilman /woman



submits the following Ordinance:

AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING PET WASTE AND TO AMEND CHAPTER 21 OF THE CODE OF THE CITY OF TRENTON

WHEREAS, the City of Trenton, as a Tier A municipality with respect to Stormwater Quality Management, is required by the New Jersey Department of Environmental Protection ("NJDEP") to periodically adopt certain model ordinances; and

WHEREAS, the City is required to adopt NJDEP's model ordinance regarding pet waste; and

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

Section 1. Chapter 21 ("Animals"), Article II ("Removal of Waste"), comprised of Sections 21-17, 21-18, 21-19 and 21-20, **shall be repealed in its entirety** and replaced with the following:

Article II – Pet Waste

§ 21-17 Purpose

An ordinance to establish requirements for the proper disposal of pet solid waste in the City of Trenton to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

§ 21-18 Definitions

PET

Any domesticated animal kept for companionship.

PET SOLID WASTE

Feces from any domesticated animal.

ORDINANCE

§ 21-19 Regulated Activities

All pet owners and keepers are required to immediately and properly dispose of their pet's solid waste deposited on any property, public or private, not owned or possessed by that person.

§ 21-20 Exemptions

Any owner or keeper who requires the use of a disability assistance animal for disabilities such as vision and/or hearing loss, or other physical disabilities, shall be exempt from the provisions of this section while such animal is being used for that purpose. This exemption is not applicable to pets that are exclusively emotional support animals.

§ 21-21 Enforcement

The inclusion of this provision within this chapter shall not be considered to vest exclusive jurisdiction to the Department of Health in terms of enforcement of this provision; violations of this article may be enforced by other City officials, including the uniformed members of the Police Department.

§ 21-22 Violations and Penalties

Violations of this Article shall be punishable as provided in Chapter 1, Article III, General Penalty.

Section 2. The remainder of the codified sections in Chapter 21 ("Animals") shall be renumbered as follows:

Article III – Keeping of Birds and Animals

- § 21-23 Keeping of birds and animals regulated.
- § 21-24 Exceptions.
- § 21-25 Sanitary requirements.
- § 21-26 License required; inspections; suspension of license.
- § 21-27 Nuisances declared.
- § 21-28 License fees.
- § 21-29 Limitation on number of animals.
- § 21-30 Administrative hearing.
- § 21-31 Violations and penalties.

Article IV – Feeding of Wildlife

- § 21-32 Purpose.
- § 21-33 Definitions.
- § 21-34 Regulated Activities.
- § 21-35 Exemptions
- § 21-36 Enforcement
- § 21-37 Violations and penalties.

ORDINANCE

Article V – Humane Treatment

- § 21-38 Reporting animals hit by motor vehicles.
- § 21-39 Tethering.
- § 21-40 Leaving animals outdoors.
- § 21-41 Collars.
- § 21-42 Prohibited activities and treatment.
- § 21-43 Outdoor animal enclosures.
- § 21-44 Enforcement.
- § 21-45 Notice of seizure and impoundment.
- § 21-46 Violations and Penalties

Section 3. 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 4. 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 5. Effective date. This ordinance shall take effect upon its passage and publication and as otherwise provided for by law.

INTRODUCTION:	MOTION: <i>Feliciano</i>				SECOND: <i>Edwards</i>				ORD. AUTHORED BY:	ADOPTION				MOTION:	SECOND:							
	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	✓								GONZALEZ	✓				FELICIANO	✓							
IGUEROA JETTENBURG	✓								HARRISON	✓												
RISBY	✓								WILLIAMS	✓												
IV - NO VOTE	AB - ABSENT																					

Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on APR 18 2024

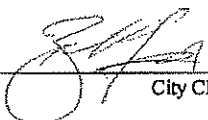
Adopted on second reading after the public hearing on _____

AYE
 Mayor
NAY

APPROVED
REJECTED

Reconsidered by Council – Override Vote

 President of Council


 City Clerk

ORDINANCE

No. 24-032

1st Reading APR 18 2024

Date to Mayor _____

Public Hearing _____

Date Returned _____

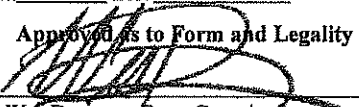
2nd Reading & Passage _____

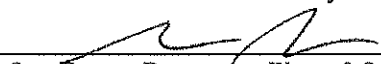
Date Resubmitted to Council _____

Withdrawn _____ Lost _____

Approved as to Form and Legality

Factual content certified by


WES BRIDGES, ESQ., CITY ATTORNEY


SEAN SEMPLE, DIRECTOR OF WATER & SEWER DEPT.

Councilman /woman   presents the following Ordinance:

AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING FEEDING OF WILDLIFE AND TO AMEND CHAPTER 21 OF THE CODE OF THE CITY OF TRENTON

WHEREAS, the City of Trenton, as a Tier A municipality with respect to Stormwater Quality Management, is required by the New Jersey Department of Environmental Protection ("NJDEP") to periodically adopt certain model ordinances; and

WHEREAS, the City is required to adopt NJDEP's model ordinance regarding the feeding of wildlife; and

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

Section 1. Chapter 21 ("Animals"), Article IV ("Feeding of Wildlife") of the Code of the City of Trenton shall be renamed and amended as follows (deletions are ~~struck through~~ and additions are underlined):

§ ~~21-30~~ 21-32 Purpose.

The purpose of this article is to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by the City of Trenton, so as to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

§ ~~21-31~~ 21-33 Definitions.

For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this article clearly demonstrates a different meaning. The word "shall" is always mandatory and not merely directory.

FEED

To give, place, expose, deposit, distribute or scatter any edible material with the intention of feeding, attracting or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

ORDINANCE

WILDLIFE

All animals that are neither human nor domesticated.

§ ~~21-32~~ 21-34 ~~Regulated Activities Prohibited conduct.~~

No person shall feed, in any public park or on any other property owned or operated by the City of Trenton, any wildlife, ~~excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers).~~

§ ~~21-33~~ 21-35 ~~Exemptions.~~

Exemptions include unconfined wildlife at environmental education centers and feral cats as part of an approved Trap-Neuter-Release program.

§ ~~21-33~~ 21-36 ~~Enforcement.~~

A. This article shall be enforced by the City of Trenton Police Department.

B. Any person found to be in violation shall be ordered to cease the prohibited activity immediately.

§ ~~21-34~~ 21-37 ~~Violations and penalties.~~

Any person who is found to be in violation of the provisions of this article shall be subject to a fine not to exceed \$2,000, as stated in Chapter 1, Article III, General Penalty, § 1-17.

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.

ORDINANCE

No. 24-033

1st Reading APR 18 2024

Date to Mayor _____

Public Hearing _____

Date Returned _____

2nd Reading & Passage _____

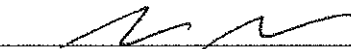
Date Resubmitted to Council _____

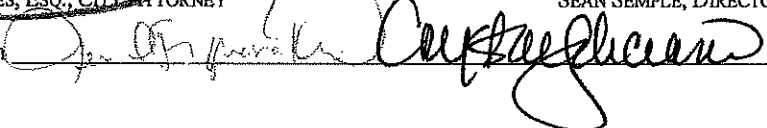
Withdrawn _____ Lost _____

Approved as to Form and Legality

Factual content certified by


WES BRIDGES, ESQ., CITY ATTORNEY


SEAN SEMPLE, DIRECTOR OF WATER & SEWER DEPT.

Councilman /woman  presents the following Ordinance:

AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING PRIVATELY-OWNED REFUSE CONTAINERS AND DUMPSTERS AND TO AMEND CHAPTER 254 OF THE CODE OF THE CITY OF TRENTON

WHEREAS, the City of Trenton, as a Tier A municipality with respect to Stormwater Quality Management, is required by the New Jersey Department of Environmental Protection ("NJDEP") to periodically adopt certain model ordinances; and

WHEREAS, the City is required to adopt NJDEP's model ordinance regarding privately-owned refuse containers and dumpsters; and

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

Section 1. Chapter 254 ("Stormwater Management"), Article IV ("Covering of Dumpsters and Other Refuse Containers") of the Code of the City of Trenton shall be renamed and amended as follows (deletions are ~~struck through~~ and additions are underlined):

Article IV Privately-Owned Refuse Containers and Dumpsters ~~Covering of Dumpsters and Other Refuse Containers~~

§ 254-24 Purpose.

The purpose of this article is to require dumpsters and other refuse containers that are outdoors or exposed to stormwater to be covered at all times and to prohibit the spilling, dumping, leaking, or otherwise discharging of liquids, semi-liquids or solids from the containers to the municipal separate storm sewer system operated by the City of Trenton and the waters of the State of New Jersey so as to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

§ 254-25 Definitions and word usage.

For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this article clearly demonstrates a different meaning. The word "shall" is always mandatory and not merely directory.

ORDINANCE

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)

A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the City of Trenton or other public body and is designed and used for collecting and conveying stormwater. MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of the State of New Jersey subject to municipal jurisdiction.

REFUSE

Matter thrown away or rejected as waste, trash.

REFUSE CONTAINER

Any waste container that a person controls, whether owned, leased, or operated, including dumpsters, trash cans, garbage pails, and plastic trash bags.

STORMWATER

Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

WATERS OF THE STATE

The ocean and its estuaries, all springs, streams and bodies of surface water or groundwater, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

§ 254-26 Regulated Activities ~~Prohibited conduct.~~

- A. Any person who controls, whether owned, leased, or operated, a refuse container or dumpster must ensure that such container or dumpster is covered at all times and shall prevent refuse from spilling out or overflowing.
- B. Any person who owns, leases or otherwise uses a refuse container or dumpster must ensure that such container or dumpster does not leak or otherwise discharge liquids, semi-liquids or solids to the municipal separate storm sewer system operated by the City of Trenton.

§ 254-27 Exemptions. ~~Exceptions to prohibitions.~~

- A. Permitted temporary demolition containers.
- B. Litter receptacles (other than dumpsters or other bulk containers).
- C. Individual homeowner trash and recycling containers.
- D. Refuse containers at facilities authorized to discharge stormwater from dumpsters at a site that is authorized under a valid NJPDES permit.

ORDINANCE

No. 24-034
Date to Mayor _____
Date Returned _____
Date Resubmitted to Council _____

APR 18 2024
1st Reading _____
Public Hearing _____
2nd Reading & Passage _____
Withdrawn _____ Lost _____

Approved as to Form and Legality

Factual content certified by

WES BRIDGES, ESQ., CITY ATTORNEY

SEAN SEMPLE, DIRECTOR OF WATER & SEWER DEPT.

Councilman /woman _____ presents the following Ordinance:

AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING YARD WASTE AND TO AMEND CHAPTERS 312 AND 248 OF THE CODE OF THE CITY OF TRENTON

WHEREAS, the City of Trenton, as a Tier A municipality with respect to Stormwater Quality Management, is required by the New Jersey Department of Environmental Protection ("NJDEP") to periodically adopt certain model ordinances; and

WHEREAS, the City is required to adopt NJDEP's model ordinance regarding yard waste; and

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

Section 1. Chapter 312 ("Yard Waste") of the Code of the City of Trenton shall be amended as follows (deletions are ~~struck through~~ and additions are underlined):

§ 312-1 Purpose.

The purpose of this chapter is to establish requirements for the proper handling of yard waste in the City of Trenton, so as to protect the environment, public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 312-2 Definitions and word usage.

For the purpose of this chapter, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this chapter clearly demonstrates a different meaning. The word "shall" is always mandatory and not merely directory.

CONTAINERIZED

The placement of yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and contaminating stormwater. ~~coming into contact with stormwater.~~

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

ORDINANCE

STREET

Any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing state, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.

YARD WASTE

Loose leaves and grass clippings.

§ 312-3 Regulated Activities Prohibited conduct; exceptions.

A. No person shall sweep, rake, blow, or otherwise place yard waste into the street unless it is for a scheduled collection. The owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care or landscaping services, shall not sweep, rake, blow or otherwise place yard waste, unless the yard waste is containerized, in the street. If yard waste that is not containerized is placed in the street, the party responsible for placement of yard waste must remove the yard waste from the street or said party shall be deemed in violation of this chapter.

B. For non-containerized (loose) yard waste collection: Placement of loose yard waste must be at least 10 feet away from any storm drain inlet and no sooner than 7 days prior to a scheduled and announced collection. Exceptions: Areas scheduled for leaf collection through the Leaf Collection Program are exempt from the containerized yard waste ordinance, provided that the noncontainerized yard waste placed at the curb or along the street is more than 10 feet away from any storm drain inlet. Additionally, noncontainerized yard waste cannot be placed at the curb or along the street at any time prior to the scheduled pick-up date, except as described in the Leaf Collection Program.

C. For containerized yard waste collection: Yard waste shall be placed in an appropriate container at the curb or along the street for collection.

D. For information on the procedure for leaf collection for residential premises, see Section 248-18 of this Code.

Placement of such yard waste on the street at any other time or in any other manner is a violation of this ordinance. If such placement of yard waste occurs, the person responsible for placement of the yard waste shall be in violation of this ordinance and must remove the yard waste immediately. There are no exemptions.

§ 312-4 Enforcement.

This chapter shall be enforced by the City of Trenton Police Department.

§ 312-5 Violations and penalties.

Any person who is found to be in violation of the provisions of this chapter shall be subject to a fine not to exceed \$2,000, as stated in Chapter 1, Article III, General Penalty, § 1-17.

Section 2. Chapter 248 ("Solid Waste"), Article II ("Recycling"), Section 248-18 of the Code of the City of Trenton shall be amended as follows (deletions are struck through and deletions are underlined):

§ 248-18 Leaf collection system for residential premises.

ORDINANCE

A. All residents, including residents of multifamily complexes, shall source-separate leaves from solid waste generated at those premises, and, unless such leaves are stored for recycling, composting or mulching by the generator, shall place the leaves for collection in the manner provided below.

B. The Director of the Department of Public Works shall collect leaves generated from residential premises from September 1 to December 31 of each year. The Director of the Department of Public Works shall dispose of all leaves so collected in a manner consistent with the recycling plan.

C. For information on yard waste collection generally, see Chapter 312 of this Code.

Section 3. 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 4. 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 5. Effective date. This ordinance shall take effect upon its passage and publication and as otherwise provided for by law.

INTRODUCTION:	MOTION: <i>Feliciano</i>				SECOND: <i>Harrison</i>				ORD. AUTHORED BY:	ADOPTION				MOTION:	SECOND:							
	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	✓								GONZALEZ	✓				FELICIANO	✓							
IGURROA	✓								HARRISON	✓												
LETTENBURG	✓								WILLIAMS	✓												
TRISBY	✓																					
IV - NO VOTE	AB - ABSENT																					

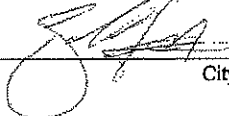
Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on APR 18 2024

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

No. 24-035

1st Reading APR 18 2024

Date to Mayor _____

Public Hearing _____

Date Returned _____

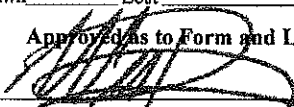
2nd Reading & Passage _____

Date Resubmitted to Council _____

Withdrawn _____ Lost _____

Approved as to Form and Legality

Factual content certified by


WES BRIDGES, ESQ., CITY ATTORNEY


SEAN SEMPLE, DIRECTOR OF WATER & SEWER DEPT.

Councilman /woman _____

_____ presents the following Ordinance:

AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING SPILLING, DUMPING OR DISPOSAL OF MATERIALS OTHER THAN STORMWATER AND TO AMEND CHAPTER 254 OF THE CODE OF THE CITY OF TRENTON

WHEREAS, the City of Trenton, as a Tier A municipality with respect to Stormwater Quality Management, is required by the New Jersey Department of Environmental Protection ("NJDEP") to periodically adopt certain model ordinances; and

WHEREAS, the City is required to adopt NJDEP's model ordinance regarding spilling, dumping or disposal of materials other than stormwater; and

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

Section 1. Chapter 254 ("Stormwater Management"), Article VI ("Spilling, Dumping or Disposal of Materials other than Stormwater") of the Code of the City of Trenton shall be amended as follows (deletions are ~~struck through~~ and additions are underlined):

§ 254-36 Purpose.

The purpose of this article is to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm system (MS4) operated by the City of Trenton, so as to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

§ 254-37 Definitions.

For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this article clearly demonstrates a different meaning. The word "shall" is always mandatory and not merely directory.

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)

A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the City of Trenton or other public body, and is designed and used for collecting and conveying stormwater. MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.

ORDINANCE

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of the State of New Jersey subject to municipal jurisdiction.

STORMWATER

Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

§ 254-38 Regulated Activities Prohibited conduct.

The spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system operated by the City of Trenton is prohibited. The spilling, dumping, or disposal of materials other than storm water in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system is also prohibited.

§ 254-39 Exceptions to prohibition.

A. Potable water line flushing and discharges from potable water sources, excluding the discharge of filter backwash and first flush water from potable well development/redevelopment activities utilizing chemicals in accordance with N.J.A.C. 7:9D. The volume of first flush water, which is a minimum of three times the volume of the well water column, shall be handled and disposed of properly. Water line flushing and discharges from potable water sources.

B. Uncontaminated groundwater (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising groundwaters).

C. Air-conditioning condensate (excluding contact and non-contact cooling water; and industrial refrigerant condensate) including landscape and lawn watering runoff).

D. Irrigation water (including landscape and lawn watering runoff). (excluding contact and noncontact cooling water).

E. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows.

F. Residential car-washing water, and dechlorinated residential swimming pool discharges from single-family residential homes.

G. Sidewalk, driveway and street wash water.

H. Flows from firefighting activities including the washing of fire-fighting vehicles.

I. Flows from rinsing of the following equipment with clean water:

(1) Beach maintenance equipment immediately following their use for their intended purposes, such that rinsing of beach maintenance equipment is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery; and

(2) Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications.

ORDINANCE

(a) Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from the equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded.

(b) Rinsing of equipment, as noted in the above situation, is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

§ 254-40 Enforcement

A. This article shall be enforced by the City of Trenton Police Department.

B. Any person found to be in violation shall be ordered to cease the prohibited activity immediately.

§ 254-41 Violations and penalties.

Any person who is found to be in violation of the provisions of this article shall be subject to a fine not to exceed \$2,000, as stated in Chapter 1, Article III (General Penalty), § 1-17, and such other penalties as prescribed thereunder.

§ 254-42 Severability.

Each section, subsection, sentence, clause and phrase of this article is declared to be an independent section, subsection, clause and phrase, and the finding or holding of any such portion of this article to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this article

ORDINANCE

Section 3. 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 4. 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 5. Effective date. This ordinance shall take effect upon its passage and publication and as otherwise provided for by law.

INTRODUCTION:	MOTION: <i>Harrison</i>								SECOND: <i>Gonzalez</i>								ORD. AUTHORED BY:	ADOPTION	MOTION:								SECOND:							
	INTRODUCTION				ADOPTION				INTRODUCTION				ADOPTION						INTRODUCTION				ADOPTION											
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EDWARDS	✓								GONZALEZ	✓								FELICIANO	✓															
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RISBY	✓								WILLIAMS	✓																								
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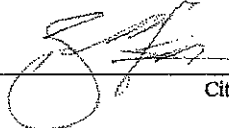
Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on APR 18 2024

Adopted on second reading after the public hearing on _____

AYE APPROVED
Mayor
NAY REJECTED

 Reconsidered by Council – Override Vote

 President of Council



 City Clerk

ORDINANCE

No. 24-036
Date to Mayor _____
Date Returned _____
Date Resubmitted to Council _____

1st Reading APR 18 2024

Public Hearing _____

2nd Reading & Passage _____

Withdrawn _____ Lost _____

Approved as to Form and Legality

WES BRIDGES, ESQ., CITY ATTORNEY

Factual content certified by

SEAN SEMPLE, DIRECTOR OF WATER & SEWER DEPT.

Councilman /woman _____ presents the following Ordinance:

AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING PRIVATELY-OWNED SALT STORAGE AND TO AMEND CHAPTER 254 OF THE CODE OF THE CITY OF TRENTON

WHEREAS, the City of Trenton, as a Tier A municipality with respect to Stormwater Quality Management, is required by the New Jersey Department of Environmental Protection ("NJDEP") to periodically adopt certain model ordinances; and

WHEREAS, the City is required to adopt NJDEP's model ordinance regarding privately-owned salt storage; and

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

Section 1. Chapter 254 ("Stormwater Management"), Article VII ("Privately-Owned Salt Storage") shall be added to the Code of the City of Trenton as follows:

Article VII Privately-Owned Salt Storage

§ 254-43 Purpose.

The purpose of this ordinance is to prevent stored salt and other solid de-icing materials from being exposed to stormwater. This ordinance establishes requirements for the storage of salt and other solid de-icing materials on properties not owned or operated by the municipality (privately-owned), including residences, in the City of Trenton to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

§ 254-44 Definitions and word usage.

For the purpose of this article, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this article clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

ORDINANCE

DE-ICING MATERIALS

Any granular or solid material such as melting salt or any other granular solid that assists in the melting of snow.

IMPERVIOUS SURFACE

A surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.

PERMANENT STRUCTURE

A. A permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind-driven rainfall).

B. A fabric frame structure is a permanent structure if it meets the following specifications:

- (1) Concrete blocks, jersey barriers or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing materials;
- (2) The design shall prevent stormwater run-on and run-through, and the fabric cannot leak;
- (3) The structure shall be erected on an impermeable slab;
- (4) The structure cannot be open-sided; and
- (5) The structure shall have a roll-up door or other means of sealing the access way from wind-driven rainfall.

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

STORM DRAIN INLET

The point of entry into the storm sewer system

§ 254-44 Deicing Material Storage Requirements

A. Temporary outdoor storage of de-icing materials in accordance with the requirements below is allowed between October 15th and April 15th:

1. Loose materials shall be placed on a flat, impervious surface in a manner that prevents stormwater run-through;
2. Loose materials shall be placed at least 50 feet from surface water bodies, storm drain inlets, ditches and/or other stormwater conveyance channels;

ORDINANCE

3. Loose materials shall be maintained in a cone-shaped storage pile. If loading or unloading activities alter the cone-shape during daily activities, tracked materials shall be swept back into the storage pile, and the storage pile shall be reshaped into a cone after use;

4. Loose materials shall be covered as follows:

- a. The cover shall be waterproof, impermeable, and flexible;
- b. The cover shall extend to the base of the pile(s);
- c. The cover shall be free from holes or tears;
- d. The cover shall be secured and weighed down around the perimeter to prevent removal by wind; and
- e. Weight shall be placed on the cover(s) in such a way that minimizes the potential of exposure as materials shift and runoff flows down to the base of the pile.

(1) Sandbags lashed together with rope or cable and placed uniformly over the flexible cover, or poly-cord nets provide a suitable method. Items that can potentially hold water (e.g., old tires) shall not be used;

5. Containers must be sealed when not in use; and

6. The site shall be free of all de-icing materials between April 16th and October 14th.

B. De-icing materials should be stored in a permanent structure if a suitable storage structure is available. For storage of loose de-icing materials in a permanent structure, such storage may be permanent, and thus not restricted to October 15 - April 15.

C. All such temporary and/or permanent structures must also comply with all other local ordinances, including building and zoning regulations, in this Code.

D. The property owner, or owner of the de-icing materials if different, shall designate a person(s) responsible for operations at the site where these materials are stored outdoors, and who shall document that weekly inspections are conducted to ensure that the conditions of this ordinance are met. Inspection records shall be kept on site and made available to the municipality upon request.

1. Residents who operate businesses from their homes that utilize de-icing materials are required to perform weekly inspections.

§ 254-45 Exemptions.

A. Residents may store de-icing materials outside in a solid-walled, closed container that prevents precipitation from entering and exiting the container, and which prevents the de-icing materials from leaking or spilling out. Under these circumstances, weekly inspections are not necessary, but repair or replacement of damaged or inadequate containers shall occur within 2 weeks.

B. If containerized (in bags or buckets) de-icing materials are stored within a permanent structure, they are not subject to the storage and inspection requirements in Section 254-44 above. Piles of de-icing materials are not exempt, even if stored in a permanent structure.

ORDINANCE

C. This ordinance does not apply to facilities where the stormwater discharges from de-icing material storage activities are regulated under another NJPDES permit.

§ 254-46 Enforcement.

This article shall be enforced by the City of Trenton Police Department.

§ 254-47 Violations and penalties.

Any person who is found to be in violation of the provisions of this article shall be subject to a fine not to exceed \$2,000, as stated in Chapter 1, Article III, General Penalty, § 1-17.

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:	MOTION: <i>Harrison</i>				SECOND: <i>Edwards</i>				ORD. AUTHORED BY:	ADOPTION				MOTION:	SECOND:							
	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	✓								GONZALEZ	✓				FELICIANO	✓							
IGUEROA	✓								HARRISON	✓												
RETTENBURG	✓																					
RISBY	✓								WILLIAMS	✓												
IV - NO VOTE	AB - ABSENT																					

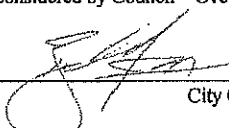
Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on APR 18 2024

Adopted on second reading after the public hearing on _____

AYE APPROVED
NAY Mayor
NAY REJECTED

Reconsidered by Council – Override Vote

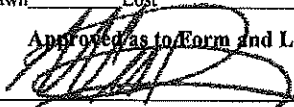
 President of Council



 City Clerk

ORDINANCE

No. 24-037
Date to Mayor _____
Date Returned _____
Date Resubmitted to Council _____

1st Reading APR 18 2024
Public Hearing _____
2nd Reading & Passage _____
Withdrawn _____ Lost _____

Approved as to Form and Legality

WES BRIDGES, ESQ., CITY ATTORNEY

Factual content certified by

SEAN SEMPLE, DIRECTOR OF WATER & SEWER DEPT.

Councilman /woman  presents the following Ordinance:

AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING RETROFITTING OF STORM DRAIN INLETS AND TO AMEND CHAPTER 254 OF THE CODE OF THE CITY OF TRENTON

WHEREAS, the City of Trenton, as a Tier A municipality with respect to Stormwater Quality Management, is required by the New Jersey Department of Environmental Protection ("NJDEP") to periodically adopt certain model ordinances; and

WHEREAS, the City is required to adopt NJDEP's model ordinance regarding retrofitting of storm drain inlets; and

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

Section 1. Chapter 254 ("Stormwater Management"), Article II ("Retrofitting of Storm Drain Outlets") of the Code of the City of Trenton shall be amended as follows (deletions are ~~struck through~~ and additions are underlined):

Article II Retrofitting of Storm Drain Inlets ~~Outlets~~

§ 254-12 Purpose.

The purpose of this article is to require the retrofitting of existing storm drain inlets which are in direct contact with repaving, repairing, reconstruction, or resurfacing or alterations of facilities on private property, to prevent the discharge of solids and floatables (such as plastic bottles, cans, food wrappers and other litter) to the municipal separate storm sewer system operated by the City of Trenton so as to protect the environment, public health, safety and welfare, and to prescribe penalties for the failure to comply. Installation of all new storm drain inlets must include a catch basin or other BMP designed for solids collection in areas which drain to surface waters and that do not have any other downstream BMPs prior to the surface water discharge.

§ 254-13 Definitions and word usage.

For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein, unless their use in the text of this article clearly demonstrates a different meaning. The word "shall" is always mandatory and not merely directory.

ORDINANCE

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)

A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the City of Trenton or other public body and is designed and used for collecting and conveying stormwater. MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of the State of New Jersey subject to municipal jurisdiction.

STORM DRAIN INLET

An opening in a storm drain used to collect stormwater runoff and includes, but is not limited to, a grate inlet, curb-opening inlet, slotted inlet, and combination inlet.

WATERS OF THE STATE

The ocean and its estuaries, all springs, streams and bodies of surface water or groundwater, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

§ 254-14 Regulated Activities, Prohibited conduct:

A. No person in control of private property (except a residential lot with one single-family house) shall authorize the repaving, repairing (excluding the repair of individual potholes), resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen) reconstructing or altering any surface that is in direct contact with an existing storm drain inlet on that property unless the storm drain inlet either:

1. Already meets the design standard below to control passage of solid and floatable materials; or
2. Is retrofitted or replaced to meet the standard herein in § 254-15 below prior to the completion of the project.

B. The below design standard applies to the following types of storm drain inlet retrofit projects unless a more stringent standard is specified by the City's Stormwater Control Ordinance:

1. Privately-owned or operated storm drain inlets (e.g., condominium association) must be retrofitted where the storm drains are:

a. In direct contact with any repaving, repairing (excluding individual pothole repair), or resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen); or

b. In direct contact with any reconstruction or alteration of facilities. This does not include single family homes.

C. Grates in pavement or other ground surfaces shall meet either of the following standards:

1. The New Jersey Department of Transportation (NJDOT) bicycle safe grate standards described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning

ORDINANCE

and Design Guidelines (see www.state.nj.us/transportation/about/publicat/pdf/BikeComp/introtofac.pdf); or

2. A grate where each individual clear space in that grate has an area of no more than seven (7.0) square inches or is not greater than 0.5 inches across the smallest dimension. Note that the Residential Site Improvement Standards at N.J.A.C. 5:21 include requirements for bicycle safe grates.

a. Examples of grates subject to this standard include grates in grate inlets; the grate portion (non-curb opening portion) of combination inlets; grates on storm sewer manholes; ditch grates; trench grates; and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads, (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater basin floors used to collect stormwater from the surface into a storm drain or surface water body.

b. For curb-openings inlets, including curb-opening inlets in combination inlets, the clear space in the curb opening, or each individual clear space if the curb opening has two or more clear spaces, shall have an area of no more than seven (7.0) square inches or be no greater than two (2.0) inches across the smallest dimension.

§ 254-15 Exemptions. Design standard; exceptions.

The following exemptions from the design standard apply:

A. Where each individual clear space in the curb opening in existing curb-opening inlets does not have an area of more than nine (9.0) square inches;

B. Where the review agency determines that the standards would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets;

C. Where flows from the water quality design storm as specified in N.J.A.C. 7:8 are conveyed through any device (e.g., manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:

1. A rectangular space four and five-eighths inches long and one and one-half inches wide; or

2. A bar screen having a bar spacing of 0.5 inches;

a. Note that these exemptions do not authorize any infringement of requirements in the Residential Site Improvement Standards for bicycle safe grates in new residential development (N.J.A.C. 5:21-4.18(b)2 and 7.4(b)1).

D. Where flows are conveyed through a trash rack that has parallel bars with one inch (1") spacing between the bars, to the elevation of the water quality design storm as specified in N.J.A.C. 7:8; or

E. Where the Department determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet the standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

ORDINANCE

~~A. Storm drain inlets identified in § 254-14 above shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this section, "solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids.~~

~~(1) Design engineers shall use either of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:~~

~~(a) The New Jersey Department of Transportation (NJDOT) bicycle-safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle-Compatible Roadways and Bikeways Planning and Design Guidelines (April 1996); or~~

~~(b) A different grate, if each individual clear space in that grate has an area of no more than seven square inches or is no greater than 0.5 inch across the smallest dimension.~~

~~(2) Whenever design engineers use a curb opening inlet, the clear space in that curb opening (or each individual clear space, if the curb opening has two or more clear spaces) shall have an area of no more than seven square inches or be no greater than two inches across the smallest dimension.~~

~~B. This standard does not apply:~~

~~(1) Where the Municipal Engineer agrees that this standard would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets that meet these standards;~~

~~(2) Where flows are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solids and floatable materials that could not pass through one of the following:~~

~~(a) A rectangular space 4 5/8 inches long and 1 1/2 inches wide; or~~

~~(b) A bar screen having a bar spacing of 0.5 inch.~~

§ 254-16 Enforcement.

This article shall be enforced by the City of Trenton Police Department.

§ 254-17 Violations and penalties.

Any person who is found to be in violation of the provisions of this article shall be subject to a fine not to exceed \$2,000, as stated in Chapter 1, Article III, General Penalty, § 1-17.

ORDINANCE

No. 24-038

1st Reading APR 18 2024

Date to Mayor _____

Public Hearing _____

Date Returned _____

2nd Reading & Passage _____

Date Resubmitted to Council _____

Withdrawn _____

[Signature]
Approved as to Form and Legality
WESLEY BRIDGES, ESQ. CITY ATTORNEY

Factual content certified by
[Signature]
SEAN SEMPLE, DIRECTOR WATER & SEWER DEPT.

COUNCILMAN / WOMAN _____

PRESENTS THE FOLLOWING ORDINANCE:

SPONSORED BY: *[Signature]* *[Signature]*

AN ORDINANCE OF THE CITY OF TRENTON TO ADOPT NJDEP'S MODEL ORDINANCE REGARDING TREE REMOVAL AND REPLACEMENT TO AMEND CHAPTER 287 OF THE CODE OF THE CITY OF TRENTON

WHEREAS, the City of Trenton, as a Tier A municipality with respect to Stormwater Quality Management, is required by the New Jersey Department of Environmental Protection ("NJDEP") to periodically adopt certain model ordinances; and

WHEREAS, the City is required to adopt NJDEP's model ordinance regarding tree removal and replacement; and

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

Section 1. Chapter 287 ("Trees"), of the Code of the City of Trenton, shall be repealed and replaced in its entirety by the following:

§ 287-1 Purpose

An ordinance to establish requirements for tree removal and replacement in the City of Trenton to reduce soil erosion and pollutant runoff, promote infiltration of rainwater into the soil, and protect the environment, public health, safety, and welfare.

The Department of Recreation, Natural Resources and Culture shall have complete power and authority to control tree removal and replacement for all types of properties where the City of Trenton has jurisdiction.

§ 287-2 Definitions

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this ordinance clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The use of the word "shall" means the requirement is always mandatory and not merely directory.

ORDINANCE

APPLICANT

Any "person," as defined below, who applies for approval to remove trees regulated under this ordinance.

CRITICAL ROOT RADIUS (CRR)

The zone around the base of a tree where the majority of the root system is found. This zone is calculated by multiplying the diameter at breast height (DBH) of the tree by 1.5 feet. For example: a tree with a 6" DBH would have a CRR = 6"x1.5' = 9'.

DEPARTMENT

Department of Recreation, Natural Resources and Cultural

DIAMETER AT BREAST HEIGHT (DBH)

The diameter of the trunk of a mature tree generally measured at a point four and a half feet above ground level from the uphill side of the tree. For species of trees where the main trunk divides below the 4 ½ foot height, the DBH shall be measured at the highest point before any division.

HAZARD TREE

A tree or limbs thereof that meet one or more of the criteria below. Trees that do not meet any of the criteria below and are proposed to be removed solely for development purposes are not hazard trees.

1. Has an infectious disease or insect infestation;
2. Is dead or dying;
3. Obstructs the view of traffic signs or the free passage of pedestrians or vehicles, where pruning attempts have not been effective;
4. Is causing obvious damage to structures (such as building foundations, sidewalks, etc.);
or
5. Is determined to be a threat to public health, safety, and/or welfare by a certified arborist or Licensed Tree Expert (LTE).

OFFICIAL

The designated representative from the Department of Recreation, Natural Resources and Culture.

PERSON

Any individual, resident, corporation, utility, company, partnership, firm, or association.

PLANTING STRIP

the part of a street right-of-way between the public right-of-way and the portion of the street reserved for vehicular traffic or between the abutting property line and the curb or traveled portion of the street, exclusive of any sidewalk.

RESIDENT

An individual who resides on the residential property or contractor hired by the individual who resides on the residential property where a tree(s) regulated by this ordinance is removed or proposed to be removed.

STREET TREE

A tree planted in the sidewalk, planting strip, and/or in the public right-of-way adjacent to (or specified distance from) the portion of the street reserved for vehicular traffic. This also includes trees planted in planting strips within the roadway right-of-way, i.e., islands, medians, pedestrian refuges.

TREE

A woody perennial plant typically having a single stem or trunk growing to a considerable height and bearing lateral branches at some distance from the ground. For trees having more than one trunk, each shall be measured independently and then summed together to determine the size of the tree.

TREE CALIPER

The diameter of the trunk of a young tree, measured six (6) inches from the soil line. For young trees whose caliper exceeds four (4) inches, the measurement is taken twelve (12) inches above the soil line.

TREE REMOVAL

To kill or to cause irreparable damage that leads to the decline and/or death of a tree. This includes, but is not limited to, excessive pruning, application of substances that are toxic to the tree, over-mulching or improper mulching, and improper grading and/or soil compaction within the critical root radius around the base of the tree that leads to the decline and/or death of a tree. Removal does not include responsible pruning and maintenance of a tree, or the application of treatments intended to manage invasive species.

§ 287-3 Regulated Activities

A. Application Process:

1. Any person planning to remove a street tree, as defined as Tree removal, with DBH of 2.5" or more or any non-street tree with DBH of 6" or more on their property shall submit a Tree Permit to the City of Trenton. No tree shall be removed until City officials have reviewed and approved the removal.

B. Tree Replacement Requirements

1. Any person who removes one or more street tree(s) with a DBH of 2.5" or more, unless exempt under Section 287-14 below, shall be subject to the requirements of the Tree Replacement Requirements Table below.
2. Any person who removes one or more tree(s), as defined as Tree removal, with a DBH of 6" or more per acre, unless otherwise detailed under Section 287-14, shall be subject to the requirements of the Tree Replacement Requirements Table.
3. Replacement trees shall:
 - (a) Be replaced in kind with a tree that has an equal or greater DBH than the tree removed or meet the Tree Replacement Criteria in the table below;
 - (b) Be planed within twelve (12) months of the date of removal of the original tree(s) or at an alternative date specified by the City of Trenton;
 - (c) Be monitored by the applicant for a period of two (2) years to ensure their survival and shall be replaced as needed within twelve (12) months; and
 - (d) Shall not be planted in temporary containers or pots, as these do not count towards tree replacement requirements.

ORDINANCE

Tree Replacement Requirements Table:

Category	Tree Removed (DBH)	Tree Replacement Criteria	Application Fee
1	DBH of 2.5" (for street trees) or 6" (for non-street trees) to 12.99"	Replant 1 tree with a minimum tree caliper of 2.5" for each tree removed	\$25
2	DBH of 13" to 22.99"	Replant 2 trees with minimum tree calipers of 2.5" for each tree removed	\$50
3	DBH of 23" to 32.99"	Replant 3 trees with minimum tree calipers of 2.5" for each tree removed	\$75
4	DBH of 33" or greater	Replant 4 trees with minimum tree calipers of 2.5" for each tree removed	\$100

C. Replacement Alternatives

If the official determines that some or all required replacement trees cannot be planted on the property where the tree removal activity occurred, then the applicant shall do one of the following:

1. Plant replacement trees in a separate area(s) approved by the Official.
2. Pay a fee of \$300 per tree removed. This fee shall be placed into a fund dedicated to tree planting and continued maintenance of the trees.

§ 287-4 Permits required.

- A. No person shall cut, climb, break, trim, remove or in any way injure, deface or destroy the vegetation, tree posts or tree guards located within any of all the types of properties where the City of Trenton has jurisdiction without first having obtained a permit from the Department or without complying with its terms.
- B. No person, without a written permit from the Department shall attach or keep attached to a tree or plant, or to the guard or stake intended for its protection, a rope, wire, sign, placard, thing, object or any other device located within any of all the types of properties where the City of Trenton has jurisdiction.
- C. No person, without a written permit of the Department shall place or maintain on the ground of any sidewalk, stone, cement, or other substance which shall impede or prevent the free access of water or air to the roots of any tree or plant located within any of all the types of properties where the City of Trenton has jurisdiction.
- D. No person shall plant or set out any shade tree or plant located within any of all the types of properties where the City of Trenton has jurisdiction without first having obtained a written permit therefor from the Department, which permit shall set forth the kinds of trees or plants which may be set out and the conditions under which they may be planted or located, and any other terms and conditions deemed necessary by the Department.

- E. No person, without the written permit of the Department, shall attach to any tree growing or planted within any of all the types of properties where the City of Trenton has jurisdiction any electric wire or insulator or any device for holding any electrical wire or bracing the poles carrying the wire.

§ 287-5. Tree trimming at City's direction.

- A. Whenever the limbs, branches or other parts of trees extend over or into any public thoroughfare so as to interfere with its free and uninterrupted use, the Department may give notice to the owner or other person in control of the property to trim such trees within the time specified in the notice which shall not be less than 10 days.
- B. If the owner or person in control served with notice as set forth in Subsection A above fails to comply with the terms of the notice within the time prescribed, it shall be the duty of the Department to trim or detach any limbs, branches or other parts of such tree or trees. Upon completion of the work required to be done under the terms of this section, the owner(s) of the premises upon which such work was done shall be billed for the amount of money so expended by the City of Trenton. Unless reimbursement is received from the owner billed for the services within 30 days from the date of billing, suit shall be brought in the name of the City of Trenton for the amount due in any court of competent jurisdiction, and all sums realized either by suit or payment shall be placed in the municipal funds to the credit of the appropriation from which the cost of doing such work shall have been expended.
- C. If such limbs or branches of any tree or trees so extending are required to be cut off or detached for any other purpose than for ordinary travel on the surface of the thoroughfare, the expense of detaching or cutting off such projecting limbs or branches on any tree or trees shall be defrayed by the person whose use of such thoroughfare shall require the detaching or trimming of such limbs as project into the thoroughfare. The detaching or trimming of such limbs or branches of any tree or trees projecting into a highway shall be done under the direction and supervision of the Department, and no limbs or branches of any tree or trees so projecting into a highway.

§ 287-6. Removal or pruning of trees endangering safety.

A. Private property.

- 1. Whenever the Department determines that any tree in or upon any private premises in the City of Trenton is in danger of falling in or across any public thoroughfare, or is a danger to public safety because of decay or lack of proper support, it shall be the duty of the Department to notify the owner or other person in control of the property on or in front of which any such tree may be located that a hearing shall be held by the Department to consider the removal, pruning or cutting down in whole or in part any such dangerous, decayed or improperly supported tree. The notice shall state the date, time and place of the hearing, at which the affected owner shall be given an opportunity to appear in person or be represented by an attorney. If after hearing and investigation the Director, or his/her designee, determines that any such tree shall be removed, pruned or cut down in whole or in part, it shall be the duty of the owner of the premises affected to remove, prune or cut down such tree or part of such tree in accordance with the determination of the Department. Tree replacement shall be followed.
- 2. If the affected owner does not comply with the determination of the Department, the Director shall immediately cause the required work to be done, thereafter rendering a bill to the affected owner for costs of services and materials resulting from such work. Unless reimbursement is received from the owner within 30 days of billing, a suit at law shall thereafter be instituted for the collection of the amount so due for work done and money so expended in any court of competent jurisdiction.

ORDINANCE

B. Public property.

1. Notice. Except as provided in Subsection B(3) below, no tree shall be removed prior to the posting of a notice that a public hearing may be requested to determine whether removal of the tree is necessary to protect the health, safety or welfare of the residents of the City of Trenton. Notice that such a hearing may be requested shall be given by posting a placard affixed to the tree in question. The notice shall advise interested parties that they may file a request for a public hearing with the City Clerk within 14 days of the posting of such notice. If a request for a hearing is timely received by the City Clerk within 14 days of the posting of the notice, then a public hearing to determine the matter will be scheduled by the City Clerk.
2. Hearing. The hearing shall be called on notice to all those filing requests or comments and shall be conducted by the Open Space Advisory Board. At the public hearing, the Department of the City or members of the public seeking to have the tree removed shall explain the reasons for such removal. Members of the public shall then have an opportunity to present evidence and argument in opposition to the removal of the tree. The Board shall make a determination within 15 days of the date of the public hearing as to whether the public health, safety and welfare require the removal of the tree.
3. Exception. Notwithstanding Subsection A(1) and (2) above, a tree may be removed without the posting of a notice if in the discretion of the Shade Tree Superintendent removal of the tree prior to a public hearing is necessary to alleviate a hazardous or dangerous situation and constitutes an imminent threat to public health, safety and welfare; or, following posting, but without a public hearing, in the event no request or comment is timely filed.

§ 287-7 Open space around base of trees or plants.

Unless otherwise provided for in the written permit required by § 287-4, there must be maintained about the base of the trunk of each shade tree or plant in the streets of the City of Trenton 16 square feet of open ground for a tree of up to six inches in diameter, and for every three inches of increase of such diameter there must be an increase of at least one square foot of open ground. Where any tree in or upon any public highway of or within the City of Trenton may now or hereafter be surrounded at the base of its trunk by ground which is not open, or by open ground of less quantity of measurement than that required by the subsection, it shall be the duty of the Department of Recreation, Natural Resources and Culture to notify the owner of the property on or in front of which any such tree may be to remove, within a time fixed in the notice, so much of the cement, brick or other covering as may be necessary to give the space of open ground required herein. If the person notified shall not remove the covering by the time fixed, the Department may do so or cause to have it done and charged to the person notified for the work done and the money expended therefor, and if payment shall not be made 30 days from the date of billing, suit at law shall be instituted in the name of the City of Trenton for the collection of the amount due in any court of competent jurisdiction which, when realized, shall be placed in the municipal fund to the credit of the appropriation from which the cost of doing such work shall have been expended.

§ 287-8 Protection of trees during construction.

- A. In the erection or repair of a building or structure the owner, contractor or other person in charge shall place such guards around all nearby trees located within any of all the types of properties where the City of Trenton has jurisdiction, as shall effectually prevent injury to them.

- B. No person shall do any excavating or operate heavy equipment within six feet of any tree without permission of the Department.
- C. No person shall use or operate any power shovels, bulldozers or any other implement or tool in such a manner as to damage or destroy any tree or tree roots.

§ 287-9 Control of animals.

No person shall permit any animal owned by him/her, or under his/her control, to damage or destroy any tree or plant located within any of all the types of properties where the City of Trenton has jurisdiction, nor shall any person fasten any animal to any such tree or plant.

§ 287-10 Protection against electrical wiring.

Every person having control over any wire charged with electricity running through any of all the types of properties where the City of Trenton has jurisdiction, shall securely fasten such wire so that it shall not come in contact with any tree or plant.

§ 287-11 Gas or other substances deleterious to tree life.

It shall be unlawful for any person owning, using or having control of gas or other substance deleterious to tree life to allow such gas or other substance to come in contact with the soil surrounding the roots of any tree or plant located within any of all the types of properties where the City of Trenton has jurisdiction, in such manner as may injure or destroy the tree or plants.

§ 287-12 Brine water, oil, liquid dye or other deleterious liquid.

It shall be unlawful for any person to cause any brine water, oil, liquid dye or other substance deleterious to tree life to flow into the soil about the base of a tree, or onto a sidewalk, road or pavement at a point from which such substance may seep into the soil or in any other manner injure such tree located within any of all the types of properties where the City of Trenton has jurisdiction.

§ 287-13 Interference with official duties.

No person shall in any way interfere or cause or permit any interference with the officer or employee of the City in the planting, mulching, protection, care or removal of any tree or plant, or in removing any stone, cement sidewalk or other substance about the trunk of any such tree or plant located within any of all the types of properties where the City of Trenton has jurisdiction.

§ 287-14 Exemptions.

All persons shall comply with the tree replacement standard outlined above, except in the cases detailed below. Proper justification shall be provided, in writing, to the Department by all persons claiming an exemption including photos and statements from an NJ Licensed tree expert or arborist.

- A. Residents who remove less than four (4) trees per acre that fall into category 1, 2, or 3 of the Tree Replacement Requirements Table within a five-year period. [The number of trees removed is a rolling count across a five-year period. For example, if 3 trees from category 1 are removed in July 2023, the 'count' resets to zero in July 2028. However, if 1 tree from category 1 is removed in July 2023 and another in July of 2025 the first tree will come off the count in July 2028 and the second in July 2030.]
- B. Tree farms in active operation, nurseries, fruit orchards, and garden centers;

ORDINANCE

- C. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan that is active and on file with the City of Trenton;
- D. Any trees removed as part of a municipal or state decommissioning plan. This exemption only includes trees planted as part of the construction and predetermined to be removed in the decommissioning plan.
- E. Any trees removed pursuant to a New Jersey Department of Environmental Protection (NJDEP) or U.S. Environmental Protection Agency (EPA) approved environmental clean-up, or NJDEP approved habitat enhancement plan;
- F. Approved game management practices, as recommended by the State of New Jersey Department of Environmental Protection, Division of Fish, Game and Wildlife;
- G. Hazard trees may be removed with no fee or replacement requirement.

§ 287-15 Enforcement.

The Superintendent of Trees and the Superintendent of Parks are charged with the responsibility to serve summonses and to issue citations for violations of this Chapter, subject to the jurisdiction of the Trenton Municipal Court.

§ 287-16 Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this Chapter shall be punished as provided in Chapter 1, Article III, General Penalty, but the fine shall not be less than the amount of the required replacement tree(s) and cost of planting.

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.

ORDINANCE

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

INTRODUCTION:	MOTION: <i>Harrison</i>				SECOND: <i>Williams</i>				ORD. AUTHORED BY:	ADOPTION				MOTION:	SECOND:							
	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	✓								GONZALEZ	✓				FELICIANO	✓							
IGUEROA	✓								HARRISON	✓												
JETTENBURG	✓								WILLIAMS	✓												
RISBY	✓																					

IV - NO VOTE AB - ABSENT

Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on APR 18 2024

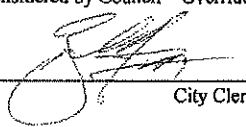
Adopted on second reading after the public hearing on _____

AYE
Mayor
NAY

APPROVED
REJECTED

Reconsidered by Council – Override Vote

President of Council



 City Clerk

RESOLUTION No. 24-156

Date of Adoption _____

Approved as to Form and Legality

Factual content certified by

CITY ATTORNEY

BRANDON L. GARCIA, 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 May 7, 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 SETTLEMENT OF A CIVIL ACTION IN THE MATTER OF HEIDI-US CHAN V. CITY OF TRENTON, IN THE TOTAL AMOUNT OF \$935,000.00

RESOLUTION AUTHORIZING THE SETTLEMENT OF A WORKER’S COMPENSATION CLAIM IN THE MATTER OF RAY WASHINGTON VS. THE CITY OF TRENTON, CLAIM PETITION NUMBER 2021-8691 IN THE CLAIM AMOUNT OF \$45,186.00 INCLUDING ATTORNEY FEES AND COSTS

RESOLUTION AUTHORIZING THE SETTLEMENT OF A WORKER’S COMPENSATION CLAIM IN THE MATTER OF DONALD KELLY VS. THE CITY OF TRENTON, CLAIM PETITION NUMBER 2020-19055 IN THE CLAIM AMOUNT OF \$29,058.00 INCLUDING ATTORNEY FEES AND COSTS

RESOLUTION AUTHORIZING THE SETTLEMENT OF A WORKER’S COMPENSATION CLAIM IN THE MATTER OF BRANDEN WILSON VS. THE CITY OF TRENTON, CLAIM PETITION NUMBER 2019-12606 IN THE CLAIM AMOUNT OF \$30,057.96 INCLUDING ATTORNEY FEES AND COSTS

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					HARRISON									
KETTENBURG														
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. 24-161

Date of Adoption _____

Approved as to Form and Legality

Factual content certified by _____


WESLEY BRIDGES, CITY ATTORNEY

BRANDON GARCIA, MUNICIPAL CLERK

COUNCILMAN / WOMAN _____

PRESENTS THE FOLLOWING RESOLUTION:

SPONSORED BY: _____

RESOLUTION CONFIRMING THE GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year *2022 Calendar Year* has been filed by a Registered Municipal Accountant with the *Municipal Clerk* pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the City Council of the City of Trenton, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON _____.

Brandon Garcia, RMC
Municipal Clerk

CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT
GROUP AFFIDAVIT FORM

STATE OF NEW JERSEY
COUNTY OF MERCER

We, members of the governing body of the CITY OF TRENTON, in the County of *Mercer*, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the City Council of the City of Trenton in the county of *Mercer*;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year *CY 2022*;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

Jasi Mikae Edwards

Crystal Feliciano

Jenna Figueroa kettenburg

Teska Frisby

Yazminelly Gonzalez

Joseph Harrison

Jennifer Williams

Brandon Garcia, RMC
Municipal Clerk

Sworn to and subscribed before me this
_____ Day of _____

Notary Public of New Jersey

RESOLUTION

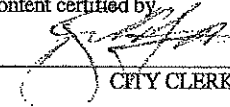
No. 24-185

Date of Adoption _____

Approved as to Form and Legality

Factual content certified by

CITY ATTORNEY


CITY CLERK

COUNCILMAN / WOMAN _____ CRYSTAL M. FELICIANO _____ PRESENTS THE FOLLOWING RESOLUTION:

SPONSORED BY: _____

RESOLUTION OF SUPPORT OF THE CREATE A RESPECTFUL AND OPEN WORKSPACE FOR NATURL HAIR ACT (CROWN ACT) WITHIN THE CITY OF TRENTON, NJ

WHEREAS, in 2019, legislature in New Jersey passed the Create a Respectful and Open Workspace for Natural Hair Act (CROWN Act); and,

WHEREAS, New Jersey became the third state to pass this important piece of legislation; and,

WHEREAS, the CROWN Act amends the New Jersey Law Against Discrimination (NJ LAD) so that the term "race" includes traits historically associated with race including, but not limited to, hair texture, hair type, and, "protective hairstyles;" and,

WHEREAS, "protective hairstyles" includes but is not limited to braids, locks, and twists; and,

WHEREAS, the National Association for the Advancement of Colored People (NAACP) Trenton Chapter is working in conjunction with the NJ Division on Civil Rights as well as other municipalities and organizations to educate communities about the CROWN ACT and hair discrimination.

NOW, THEREFORE, BE IT RESOLVED, the Trenton City Council, County of Mercer, State of New Jersey, hereby supports the CROWN ACT and stands and affirms its unwavering support for such work that seeks to eradicate discrimination in all forms.

MOTION:					SECON D:									
	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

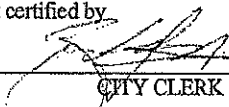
No. 24-186

Date of Adoption _____

Approved as to Form and Legality

Factual content certified by

CITY ATTORNEY



 CITY CLERK

COUNCILMAN/WOMAN CRYSTAL M. FELICIANO PRESENTS THE FOLLOWING RESOLUTION:

SPONSORED BY: _____

**RECOGNIZING THE 55th ANNUAL PROFESSIONAL MUNICIPAL CLERKS WEEK
MAY 5th - 11th, 2024**

WHEREAS, The Office of the Professional Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

WHEREAS, The Office of the Professional Municipal Clerk is the oldest among public servants, and;

WHEREAS, The Office of the Professional Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and

WHEREAS, Professional Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

WHEREAS, The Professional Municipal Clerk serves as the information center on functions of local government and community; and

WHEREAS, Professional Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Professional Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations; and

WHEREAS, It is most appropriate that we recognize the accomplishments of the Office of the Professional Municipal Clerk.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Trenton, County of Mercer, State of New Jersey, that we recognize the week of May 5 through 11, 2024, as Professional Municipal Clerks Week, and further extend appreciation to our Professional Municipal Clerk, *Mr. Brandon L. Garcia* and to all Professional Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

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

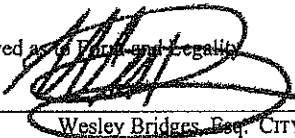
This Resolution was adopted at a Meeting of the City Council of the City of Trenton on _____

President of Council

City Clerk

RESOLUTION No. 24-162

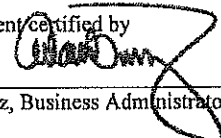
Approved as to Form and Legality



Wesley Bridges, Esq. CITY ATTORNEY

Date of Adoption _____

Factual content certified by



Adam E. Cruz, Business Administrator

Councilman/woman _____ presents the following Resolution:

**RESOLUTION TO PROVIDE EMERGENCY APPROPRIATIONS TO THE SCY 2024
TEMPORARY BUDGETS OF THE CITY OF TRENTON CURRENT FUND FOR GRANT
APPROPRIATIONS IN THE AMOUNT OF \$2,730,579.12.**

WHEREAS, an emergency has arisen with respect to providing funds for the operation of the City of Trenton Grant Fund, and no adequate provision has been made in the SCY 2024 Temporary Budget for grant purposes, and N.J.S.A. 40A:4-20 provides for creation of an emergency appropriation for the certain purposes as listed below, and

WHEREAS, the total emergency temporary resolutions adopted for grants the CY 2024 year pursuant to the provisions of Chapter 96, P.L. 1951 including this resolution for grants total \$2,876,286.62.

NOW, THEREFORE BE IT RESOLVED, BY THE City Council of the City of Trenton, (by not less than two-thirds of all members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-20 the following emergency appropriations for grants are hereby adopted as follows.

PHYSICAL PROGRAMS

NJDLPs – Body Armor CY24	18,992.57
SNJDCA – Admin UEZ	218,626.00
SNJDCA – UEZ Marketing	300,000.00
SNJ State Police Opioid Enforcement Task Force	70,000.00
USDOJ Marshal's Service	15,000.00
SNJDEP Tonnage Grant	43,148.48
DVRPC - GIS	14,000.00
SNJDCA UEZ Business attraction Project	150,000.00
SNJDCA UEZ Wayfinding Project	95,220.00
SNJDCA UEZ Business Competition	20,000.00
SNJDEP Water Quality Restoration	562,060.07
HUD Multiuse recreational facility	1,000,000.00

SOCIAL SERVICES PROGRAMS

COUNTY OF MERCER – Title III Elderly Services	50,000.00
COUNTY OF MERCER – Title XX Elderly Services	173,532.00

REVENUE

\$2,730,579.12

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. 24-163

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:

SPONSORED BY: _____

RESOLUTION AUTHORIZING THE SETTLEMENT OF A WORKER'S COMPENSATION CLAIM IN THE MATTER OF RAY WASHINGTON vs. THE CITY OF TRENTON, CLAIM PETITION NUMBER 2021-8691 IN THE CLAIM AMOUNT OF \$45,186.00 INCLUDING ATTORNEY FEES AND COSTS

WHEREAS, Ray Washington, commenced the above Workers Compensation claim against the City of Trenton in Workers Compensation Court of New Jersey, Mercer County; and

WHEREAS, the complaint arose from allegations made by the plaintiff of work-related injuries as it purportedly relates to their employment; and

WHEREAS, said action has been reviewed and assessed by the City's Workers Compensation Attorney, Khalifah L. Shabazz-Charles, Esq., and the Workers Compensation Attorney is of the opinion that it is in the best interest of the City of Trenton to settle the case in the total amount of \$45,186.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the Workers Compensation Self-Insurance Fund, Account Number 4-01-80-8030-688 for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that said action Ray Washington vs. City of Trenton, is disposed of by way of settlement in the total amount of \$45,186.00 including attorney fees and costs, in accordance with the stipulation of settlement executed by the parties.

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

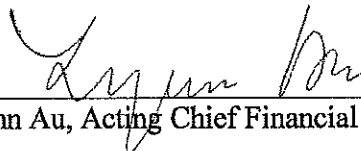
 City Clerk

**CITY OF TRENTON
DEPARTMENT OF FINANCE**

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief that there now exists adequate funds to award the settlement in the matter of Ray Washington vs. the City of Trenton, et al bearing Claim Petition Number 2021-8691 in the amount of \$45,186.00. Such funds for said settlement aware are available in the Workers Compensation Self-Insurance Fund, Account Number 4-01-80-8030-688.

Dated: 4/27/24



Lynn Au, Acting Chief Financial Officer

RESOLUTION No. 24-164

Date of Adoption _____

Approved as to Form and Legality

Factual content certified by


WESLEY BRIDGES, CITY ATTORNEY


ADAM E. CRUZ, BUSINESS ADMINISTRATOR

COUNCILMAN / WOMAN _____

PRESENTS THE FOLLOWING RESOLUTION:

SPONSORED BY: _____

RESOLUTION AUTHORIZING THE SETTLEMENT OF A WORKER'S COMPENSATION CLAIM IN THE MATTER OF DONALD KELLY vs. THE CITY OF TRENTON, CLAIM PETITION NUMBER 2020-19055 IN THE CLAIM AMOUNT OF \$29,058.00 INCLUDING ATTORNEY FEES AND COSTS

WHEREAS, Donald Kelly, commenced the above Workers Compensation claim against the City of Trenton in Workers Compensation Court of New Jersey, Mercer County; and

WHEREAS, the complaint arose from allegations made by the plaintiff of work-related injuries as it purportedly relates to their employment; and

WHEREAS, said action has been reviewed and assessed by the City's Workers Compensation Attorney, Khalifah L. Shabazz-Charles, Esq., and the Workers Compensation Attorney is of the opinion that it is in the best interest of the City of Trenton to settle the case in the total amount of \$29,058.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the Workers Compensation Self-Insurance Fund, Account Number 4-01-80-8030-688 for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that said action Donald Kelly vs. City of Trenton, is disposed of by way of settlement in the total amount of \$29,058.00 including attorney fees and costs, in accordance with the stipulation of settlement executed by the parties.

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

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

President of Council

City Clerk

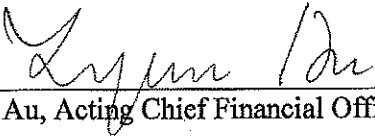
**CITY OF TRENTON
DEPARTMENT OF FINANCE**

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief that there now exists adequate funds to award the settlement in the matter of Donald Kelly vs. the City of Trenton, et al bearing Claim Petition Number 2020-19055 in the amount of \$29,058.00. Such funds for said settlement are available in the Workers Compensation Self-Insurance Fund, Account Number 4-01-80-8030-688.

Dated: _____

4/23/24



Lynn Au, Acting Chief Financial Officer

RESOLUTION No. 24-165

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:

SPONSORED BY: _____

RESOLUTION AUTHORIZING THE SETTLEMENT OF A WORKER'S COMPENSATION CLAIM IN THE MATTER OF BRANDEN WILSON vs. THE CITY OF TRENTON, CLAIM PETITION NUMBER 2019-12606 IN THE CLAIM AMOUNT OF \$30,057.96 INCLUDING ATTORNEY FEES AND COSTS

WHEREAS, Branden Wilson, commenced the above Workers Compensation claim against the City of Trenton in Workers Compensation Court of New Jersey, Mercer County; and

WHEREAS, the complaint arose from allegations made by the plaintiff of work-related injuries as it purportedly relates to their employment; and

WHEREAS, said action has been reviewed and assessed by the City's Workers Compensation Attorney, Khalifah L. Shabazz-Charles, Esq., and the Workers Compensation Attorney is of the opinion that it is in the best interest of the City of Trenton to settle the case in the total amount of \$30,057.96; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the Workers Compensation Self-Insurance Fund, Account Number 4-01-80-8030-688 for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that said action Branden Wilson vs. City of Trenton, is disposed of by way of settlement in the total amount of \$30,057.96, including attorney fees and costs, in accordance with the stipulation of settlement executed by the parties.

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

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

 President of Council

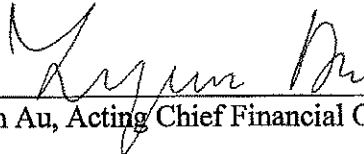
 City Clerk

**CITY OF TRENTON
DEPARTMENT OF FINANCE**

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief that there now exists adequate funds to award the settlement in the matter of Branden Wilson vs. the City of Trenton, et al bearing Claim Petition Number 2019-12606 in the amount of \$30,057.96. Such funds for said settlement aware are available in the Workers Compensation Self-Insurance Fund, Account Number 4-01-80-8030-688.

Dated: 4/27/24



Lynn Au, Acting Chief Financial Officer

RESOLUTION No. 24-166

Date of Adoption _____

Approved as to Form and Legality

WESLEY BRIDGES, CITY ATTORNEY

Factual content certified by

ADAM CRUZ, BUSINESS ADMINISTRATOR

COUNCILMAN / WOMAN _____

PRESENTS THE FOLLOWING RESOLUTION:

SPONSORED BY: _____

RESOLUTION AUTHORIZING THE APPROPRIATION OF \$100,000.00 FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 TO THE NEIGHBORHOOD IMPROVEMENT ASSOCIATION

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 over the next two years, with \$36,456,999 having been distributed for the 2021 calendar year and \$36,456,999.00 to be distributed for the 2022 calendar year; and

WHEREAS, the Final Rule for the CSLFRF promulgated by the DOT (Final Rule) 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 Final Rule generally includes as an eligible use of ARPA-21 funds assistance to not-for-profit entities (Expenditure Category (EC) 2.34) and specifically for Healthy Childhood Environments (EC 2.14), Strong Healthy Communities (EC 2.22), and Addressing Educational Disparities (academic, social, emotional) (EC 2.25); 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, in July 2022, the City of Trenton introduced a fund totaling \$2,000,000 to extend the opportunity for ARP funding to certified 501(c)(3), not-for-profit organizations who either operate in Trenton or serve Trenton residents (subrecipient program); 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

RESOLUTION

community, including . . . [i]nvestments in communities to promote improved health outcomes and public safety”; and

WHEREAS, Neighborhood Improvement Association (NIA) is a certified 501(c)(3) not-for-profit organization, which since 2003, has worked to open doors and build communities in the Central West Redevelopment Zone to enhance the quality of living by bringing new life and new residents to communities that are environmentally and publicly safe to live, work, and play in; and

WHEREAS, NIA seeks a \$100,000.00 grant to support the rehabilitation of 12 properties to put them back on the City tax rolls and create affordable housing for first-time buyers. They would also utilize their increase in finances to assist this neighborhood by providing access to existing resources meant to facilitate positive parenting skills, a community that grows organically and sustainably, and new ways to communicate effective and sustainable opportunities available to its members.

WHEREAS, NIA has submitted the required documentation, and its proposal has received a score of 88 from the Proposal Review Team, making it eligible for consideration by City Council; and

WHEREAS, NIA will be required to sign a grant agreement as a condition of receiving the ARPA-21 funds and abide by the conditions of the grant agreement; and

WHEREAS, this City Council agrees that the project funding sought by NIA is consistent with the goals of the City’s Subrecipient Coronavirus Local Fiscal Recovery Program.

NOW THEREFORE BE IT RESOLVED by the City of Trenton that ARPA-21 funds not to exceed the amount of \$100,000.00 shall be appropriated to NIA on a *reimbursement basis* for eligible costs incurred, subject to NIA:

- 1) Complying with all laws, contractual requirements, guidelines, and agreements;
- 2) Completing projects in accordance with the approved scope of work and agreed upon timeline; and
- 3) Maintaining good standing with the State of New Jersey and the City of Trenton, including being current with applicable prerequisites, e.g., 501(c)(3) status

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

CERTIFICATION OF FUNDS

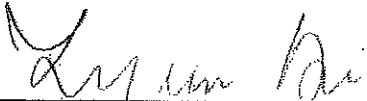
I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to:

Purpose: GRANT TO APPROPRIATE \$100,000.00 FROM THE FUNDS
ALLOCATED TO THE CITY OF TRENTON UNDER
THE AMERICAN RESCUE PLAN ACT OF 2021 TO THE
NEIGHBORHOOD IMPROVEMENT ASSOCIATION

Fund: GRANT

Account Numbers: R-01- -

Amount not to exceed: \$ 100,000.00



Lynn Au
Acting Chief Financial Officer
City of Trenton

4/24/2024

Date

RESOLUTION No. 24-167

Approved as to form and legality

Wesley Bridges, City Attorney

Councilman /woman _____

Date of Adoption _____

Factual content certified by

Steve Wilson, Director, Police

_____ presents the following Resolution:

**RESOLUTION AUTHORIZING THE APPROPRIATION OF \$100,000.00
FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER
THE AMERICAN RESCUE PLAN ACT OF 2021 FOR FUNDING
PUBLIC SAFETY MESSAGING OR COMMUNICATIONS TO PROMOTE AND
ENCOURAGE PUBLIC SAFETY**

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 over the next two years, with \$36,456,999 having been distributed for the 2021 calendar year and \$36,456,999.00 to be distributed for the 2022 calendar year; and

WHEREAS, the Final Rule for the CSLFRF promulgated by the DOT (Final Rule) 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 public safety"; 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, as a Qualified Census Tract, the City of Trenton is by definition a "disproportionately impacted community" of the pandemic; and

WHEREAS, the use of ARPA-21 funds for public safety messaging or communications to promote and encourage public safety are permitted expenditures as a "service . . . that is provided to a disproportionately impacted . . . community [as] [i]nvestments in communities to promote improved health outcomes and public safety"; and

WHEREAS, through the means of brochures, social media, ads, billboards, mailers or other methods of public communication, the City of Trenton will be able to promote and encourage message or communications of public safety with communications being directed by the Trenton Police and Fire Departments; and

WHEREAS, messages or communications will encourage public compliance with littering/illegal dumping laws, encourage youth to avoid gang/gun activity, enforce curfews, stem quality of life complaints as well as promote police “tip” lines, police recruiting, fire safety campaigns, and other such public safety purposes; and

WHEREAS, as with other internal City ARPA-21-funded projects, the use of ARPA-21 funds for the funding of public safety messaging or communications was reviewed and evaluated by members of the Mayor’s Administration and now comes before this City Council for approval of funding.

NOW THEREFORE BE IT RESOLVED by the City of Trenton that ARPA-21 funds in the amount of \$100,000.00 shall be appropriated for the funding of public safety messaging or communications through means of brochures, social media, ads, billboards, mailers or other methods in order to encourage public compliance with littering/illegal dumping laws, encourage youth to avoid gang/gun activity, enforce curfews, stem quality of life complaints as well as promote police “tip” lines, police recruiting, fire safety campaigns, and other such public safety purposes.

BE IT FURTHER RESOLVED that the Trenton Police and Fire Departments shall be authorized to take all required actions to appropriate funds in an amount not to exceed \$100,000.00 from ARPA-21 funds received by the City of Trenton through the City Budget in account R-01- -xx-xxxx-xxx.

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

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF FUNDS

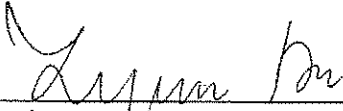
I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to:

Purpose: FUNDING PUBLIC SAFETY MESSAGING OR COMMUNICATIONS FOR
THE PURPOSE OF ENOURAGING AND PROMOTING PUBLIC SAFETY

Fund: GRANT

Account Numbers: R-01- -xx-xxxx-xxx

Amount not to exceed: \$100,000.00



Lynn Au
Acting Chief Financial Officer
City of Trenton

4/24/2024

Date

RESOLUTION No. 24-168

Approved as to Form and Legality

Wesley Bridges, City Attorney

Councilman /woman _____

Date of Adoption _____

Factual content certified by

Adam Cruz, Business Administrator

_____ presents the following Resolution:

RESOLUTION AUTHORIZING THE APPROPRIATION OF \$100,000.00 FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 FOR THE FUNDING OF PUBLIC ART BY LOCAL ARTISTS TO PROMOTE CULTURE, HISTORY AND TOURISM IN TRENTON

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 over the next two years, with \$36,456,999 having been distributed for the 2021 calendar year and \$36,456,999.00 to be distributed for the 2022 calendar year; and

WHEREAS, the Final Rule for the CSLFRF promulgated by the DOT (Final Rule) 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 generally includes as an eligible use of ARPA-21 funds building Strong Healthy Communities (Expenditure Category (EC) 2.22), Aid to Tourism (EC 2.35) as well as other Economic Impact Assistance (EC 2.37); 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, as a Qualified Census Tract, the City of Trenton is by definition a "disproportionately impacted community" of the pandemic; and

WHEREAS, the use of ARPA-21 funds for the funding of public art projects by local artists to promote culture, history, and tourism are permitted expenditures as "a program . . . that is provided to a disproportionately impacted . . . community [as] [i]nvestments in communities to promote improved health outcomes and public safety" along with "Assistance to tourism . . . and other impacted industries for programs, services"; and

WHEREAS, the public art will be completed by local artists to promote culture, history, and tourism in the City of Trenton through projects such as murals or other such "street art" in public places that represent the diversity and spirit of the city; and

WHEREAS, the projects would be considered by the Department of Recreation, Natural Resources, and Culture; and

WHEREAS, as with other internal City ARPA-21-funded projects, the use of ARPA-21 funds for the funding of public art by local artists to promote culture, history, and tourism was reviewed and evaluated by members of the Mayor's Administration and now comes before this City Council for approval of funding.

NOW THEREFORE BE IT RESOLVED by the City of Trenton that ARPA-21 funds in the amount of \$100,000.00 shall be appropriated for the funding of public art by local artists through projects such as murals or other "street art" in public places that represent the diversity and spirit of the city in order to promote culture, history, and tourism in the City of Trenton.

BE IT FURTHER RESOLVED that the Department of Recreation, Natural Resources, and Culture shall be authorized to take all required actions to appropriate funds in an amount not to exceed \$100,000.00 from ARPA-21 funds received by the City of Trenton through the City Budget in account R-01- -xx-xxxx-xxx.

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

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF FUNDS

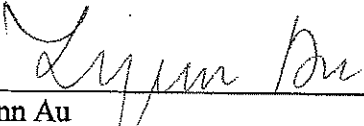
I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to:

Purpose: FUNDING PUBLIC ART BY LOCAL ARTISTS TO PROMOTE CULTURE, HISTORY, AND TOURISM IN THE CITY OF TRENTON

Fund: GRANT

Account Numbers: R-01- -xx-xxxx-xxx

Amount not to exceed: \$100,000.00



Lynn Au
Acting Chief Financial Officer
City of Trenton

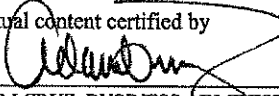
4/24/2024

Date

RESOLUTION No. 24-169

Approved as to form and legality

WESLEY BROGGES, CITY ATTORNEY

Date of Adoption _____
Factual content certified by

ADAM CRUZ, BUSINESS ADMINISTRATOR

Councilman/woman _____ presents the following Resolution:

SPONSORED BY: _____

**RESOLUTION AUTHORIZING THE APPROPRIATION OF \$100,000.00
FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER
THE AMERICAN RESCUE PLAN ACT OF 2021 TO
THE EMPOWERMENT HOUSE, INC.**

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 over the next two years, with \$36,456,999 having been distributed for the 2021 calendar year and \$36,456,999.00 to be distributed for the 2022 calendar year; and

WHEREAS, the Final Rule for the CSLFRF promulgated by the DOT (Final Rule) 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 Final Rule generally includes as an eligible use of ARPA-21 funds assistance to not-for-profit entities (Expenditure Category (EC) 2.34) and specifically for Strong Healthy Communities (EC 2.22), and Assistance to Unemployed or Underemployed Workers (EC 2.10); 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, in July 2022, the City of Trenton introduced a fund totaling \$2,000,000 to extend the opportunity for ARP funding to certified 501(c)(3), not-for-profit organizations who either operate in Trenton or serve Trenton residents (subrecipient program); 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

RESOLUTION

community, including . . . [i]nvestments in communities to promote improved health outcomes and public safety”; and

WHEREAS, The Empowerment House, Inc. is a certified 501(c)(3) not-for-profit organization which operates at 1314 South Clinton Avenue in Trenton, who since 2019, has strived to assist individuals who are recovering from adversity, addiction, and incarceration by providing traditional housing and educational workshops on Anger Management, Relapse Prevention, Financial Literacy, and more; and

WHEREAS, The Empowerment House, Inc. seeks a \$100,000.00 grant to expand its program further to include and reach more Trenton residents as well as to support the extensive training and education, necessary for the program, that the participants undergo; and

WHEREAS, The Empowerment House, Inc. has submitted the required documentation, and its proposal has received a score of 80 from the Proposal Review Team, making it eligible for consideration by City Council; and

WHEREAS, The Empowerment House, Inc. will be required to sign a grant agreement as a condition of receiving the ARPA-21 funds and abide by the conditions of the grant agreement; and

WHEREAS, this City Council agrees that the project funding sought by The Empowerment House, Inc. is consistent with the goals of the City’s Subrecipient Coronavirus Local Fiscal Recovery Program.

NOW THEREFORE BE IT RESOLVED by the City of Trenton that ARPA-21 funds not to exceed the amount of \$100,000.00 shall be appropriated to The Empowerment House, Inc. on a *reimbursement basis* for eligible costs incurred, subject to The Empowerment House, Inc.:

- 1) Complying with all laws, contractual requirements, guidelines, and agreements;
- 2) Completing projects in accordance with the approved scope of work and agreed upon timeline; and
- 3) Maintaining good standing with the State of New Jersey and the City of Trenton, including being current with applicable prerequisites, e.g., 501(c)(3) status

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

CERTIFICATION OF FUNDS

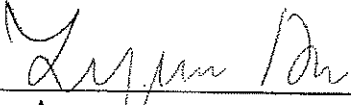
I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to:

Purpose: GRANT TO APPROPRIATE \$100,000.00 FROM THE FUNDS
ALLOCATED TO THE CITY OF TRENTON UNDER
THE AMERICAN RESCUE PLAN ACT OF 2021 TO THE
EMPOWERMENT HOUSE, INC.

Fund: GRANT

Account Numbers: R-01- -

Amount not to exceed: \$ 100,000.00



Lynn Au
Acting Chief Financial Officer
City of Trenton

4/24/2024

Date

RESOLUTION No. 24-170

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:

SPONSORED BY: _____

**RESOLUTION AUTHORIZING THE APPROPRIATION OF \$75,000.00
FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER
THE AMERICAN RESCUE PLAN ACT OF 2021 TO
JAMES R. HALSEY FOUNDATION OF THE ARTS**

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 over the next two years, with \$36,456,999 having been distributed for the 2021 calendar year and \$36,456,999.00 to be distributed for the 2022 calendar year; and

WHEREAS, the Final Rule for the CSLFRF promulgated by the DOT (Final Rule) 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 Final Rule generally includes as an eligible use of ARPA-21 funds assistance to not-for-profit entities (Expenditure Category (EC) 2.34) and specifically for Strong Healthy Communities (EC 2.22), and Addressing Educational Disparities (academic, social, emotional) (EC 2.25); 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, in July 2022, the City of Trenton introduced a fund totaling \$2,000,000 to extend the opportunity for ARP funding to certified 501(c)(3), not-for-profit organizations who either operate in Trenton or serve Trenton residents (subrecipient program); 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

RESOLUTION

community, including . . . [i]nvestments in communities to promote improved health outcomes and public safety”; and

WHEREAS, James R. Halsey Foundation of the Arts is a certified 501(c)(3) not-for-profit organization, which since 2017, has operated a film program for Trenton youths ages 14-18 that provides opportunities for students to learn every aspect of filmmaking as well as giving the youths a “voice” which fosters social awareness and allows them address the impacts of Covid-19 and generational trauma, equipping the youths with practical and socio-emotional skills; and

WHEREAS, the foundation recognizes potential food insecurities and provides the youth meals at the weekly meetings as well as conducting weekly check-ins outside program hours to ensure continued support and offer resources to both the youths and their families; and

WHEREAS, James R. Halsey Foundation of the Arts seeks a \$75,000.00 grant to support the program as with the staff of the foundation who work proficiently to be able to provide for the Trenton youths as well as with operational costs-such as meals, Theater rentals, and supplies for film making-that are needed to support the youths as they engage in film making; and

WHEREAS, James R. Halsey Foundation of the Arts has submitted the required documentation, and its proposal has received a score of 85 from the Proposal Review Team, making it eligible for consideration by City Council; and

WHEREAS, James R. Halsey Foundation of the Arts will be required to sign a grant agreement as a condition of receiving the ARPA-21 funds and abide by the conditions of the grant agreement; and

WHEREAS, this City Council agrees that the project funding sought by James R. Halsey Foundation of the Arts is consistent with the goals of the City’s Subrecipient Coronavirus Local Fiscal Recovery Program.

NOW THEREFORE BE IT RESOLVED by the City of Trenton that ARPA-21 funds not to exceed the amount of \$75,000.00 shall be appropriated to James R. Halsey Foundation of the Arts on a *reimbursement basis* for eligible costs incurred, subject to James R. Halsey Foundation of the Arts:

- 1) Complying with all laws, contractual requirements, guidelines, and agreements;
- 2) Completing projects in accordance with the approved scope of work and agreed upon timeline; and
- 3) Maintaining good standing with the State of New Jersey and the City of Trenton, including being current with applicable prerequisites, e.g., 501(c)(3) status

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

CITY OF TRENTON DEPARTMENT OF FINANCE

CERTIFICATION OF FUNDS

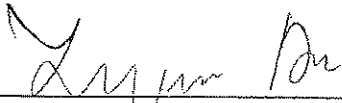
I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now sufficient funds to:

Purpose: GRANT TO APPROPRIATE \$75,000.00 FROM THE FUNDS ALLOCATED TO THE CITY OF TRENTON UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 TO JAMES R. HALSEY FOUNDATION OF THE ARTS

Fund: GRANT

Account Numbers: R-01- -

Amount not to exceed: \$ 75,000.00



Lynn Au
Acting Chief Financial Officer
City of Trenton

4/24/2024

Date

MOTION:						SECOND:								
	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
EDWARDS					GONZALEZ					FELICIANO				
FIGUEROA					HARRISON									
KETTENBURG														
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. 24-154

Approved as to Form and Legality

Wes Bridges, Director of Law

Date of Adoption _____

Factual content certified by

Adam E. Cruz, Business Administrator

Councilman/woman _____ presents the following Resolution:

RESOLUTION AUTHORIZING SETTLEMENT OF A CIVIL ACTION IN THE MATTER OF HEIDI-US CHAN v. CITY OF TRENTON, IN THE TOTAL AMOUNT OF \$935,000.00

WHEREAS, Heidi-US Chan, commenced a civil suit against the City of Trenton, et al in the Superior Court of New Jersey, Mercer County, Docket No. MER-L-1523-21; and

WHEREAS, the complaint arose from a civil law suit whereby plaintiff alleges that an auto incident causing severe injuries at the intersection of Prospect and Bellevue Avenue; 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 in the total amount of nine hundred, thirty-five thousand dollars (\$935,000.00); and

WHEREAS, it has been agreed that the City of Trenton will pay its self-insured retention of five hundred thousand dollars (\$500,000.00) towards the settlement and the City's excess carrier will pay four hundred, thirty-five thousand dollars (\$435,000.00); and

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

WHEREAS, the settlement in the total amount of nine hundred, twenty-five thousand dollars \$935,000.00 is inclusive of costs and attorney's fees; and

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

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that said action of Heidi-US Chan v. City of Trenton, et al be disposed of by way of settlement in the total amount of \$935,000.00 in accordance with the general release and settlement agreement executed by plaintiff(s).

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. 24-171

Date of Adoption _____

Approved as to Form and Legality

Wesley Bridges, CITY ATTORNEY

Factual content certified by

Massiel Medina-Ferrara, Acting Director
Department of Housing & Economic Development

Councilman/woman _____ presents the following Resolution:

RESOLUTION DESIGNATING ORCHID HOUSE CAFÉ LLC AS REDEVELOPER OF CITY OWNED PROPERTY (231-235 ACADEMY STREET) AND APPROVING AND AUTHORIZING THE EXECUTION OF A PURCHASE AND SALE AND REDEVELOPMENT AGREEMENT FOR SAID PROPERTIES LOCATED WITHIN THE CANAL BANKS REDEVELOPMENT AREA FOR THE TOTAL PURCHASE PRICE OF \$12,000.00

WHEREAS, the City of Trenton (the "City") has designated those certain areas known as the Canal Banks Redevelopment Area (the "Redevelopment Area") 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 "Canal Banks Redevelopment Area Plan" (as amended and supplemented from time to time, the "Redevelopment Plan") to effectuate the redevelopment of the Canal Banks Redevelopment Area; and

WHEREAS, Orchid House Café LLC., proposes to purchase the vacant parcels, Block 601, Lots 1 and 1.01, commonly known as 231-235 Academy Street (collectively the "Parcels") (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. 231 Academy Street-\$6,000.00
- 2. 233-235 Academy Street- \$6,000.00-totaling \$12,000.00 (Twelve Thousand Dollars), (the "Purchase Price"); and

WHEREAS, in accordance with the Redevelopment Plan, among other things, Orchid House Café LLC has proposed to purchase the Parcels in furtherance of their plan to create Trenton's first farm-to-table social enterprise. The acquisition of the Parcels will allow Orchid Café to continue to facilitate their growing operation (fresh fruits, herbs and vegetables) in support of their Café located at 134 East Hanover Street, Trenton NJ. Four new part time jobs will be created totaling 8 jobs in total; and

RESOLUTION

WHEREAS, the City wishes to designate Orchid House Café LLC 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 “**PASARA**”) attached hereto in substantial form as “**Exhibit A**”

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. Orchid House Café LLC., is hereby designated as Redeveloper for certain city-owned property identified on the City’s tax maps as Block 601, Lots 1 and 1.01, commonly known as 231-235 Academy Street, 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					FELICIANO					
FIGUEROA KETTENBURG					HARRISON										
FRISBY					WILLIAMS										

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

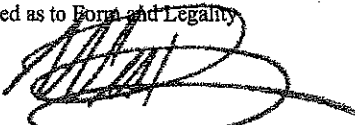
President of Council

City Clerk

RESOLUTION No. 24-172

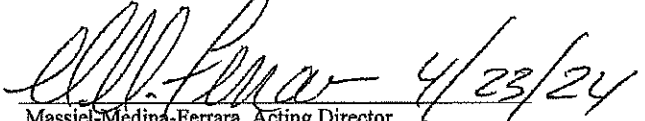
Date of Adoption _____

Approved as to Form and Legality



Wesley Bridges, CITY ATTORNEY

Factual content certified by



Massiel Medina-Ferrara, Acting Director
Department of Housing & Economic Development

COUNCILMAN / WOMAN _____ PRESENTS THE FOLLOWING RESOLUTION:

SPONSORED BY: _____

RESOLUTION DESIGNATING BELLEVUE AVENUE LLC, AS REDEVELOPER OF CERTAIN CITY-OWNED PROPERTY (249 & 265 BELLEVUE AVENUE) AND APPROVING AUTHORIZING THE EXECUTION OF A PURCHASE AND SALE AND REDEVELOPMENT AGREEMENT FOR SAID PROPERTY LOCATED WITHIN THE CENTRAL WEST REDEVELOPMENT AREA IN THE TOTAL AMOUNT OF \$40,000.00

WHEREAS, the City of Trenton (the "City") has designated certain areas known as the Central West Redevelopment Area (the "Redevelopment Area") as 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 adopted a Redevelopment Plan entitled the "Central West Redevelopment Area Plan" (as amended and supplemented from time to time, the "Redevelopment Plan") to effectuate the redevelopment of the Central West Redevelopment Area; and

WHEREAS, 249 Bellevue Avenue LLC, (the "Applicant") proposes to purchase and redevelop Block 4704, Lots 21 & 13, commonly known as 249 & 265 Bellevue Avenue (the "Property") (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. 249 Bellevue Avenue - Ten Thousand Dollars (\$10,000.00)
2. 265 Bellevue Avenue - Thirty Thousand Dollars (\$30,000.00)

totaling Forty Thousand Dollars (\$40,000.00); and

WHEREAS, in accordance with the Redevelopment Plan, among other things, the Applicant has proposed to renovate the Property and make available for home ownership opportunities; and

RESOLUTION

WHEREAS, the City wishe to designate 249 Bellevue Avenue LLC as Redeveloper (the Redeveloper”) of the Property and to commence negotiations of a redevelopment agreement, including terms of transfer of the Property.

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. 249 Bellevue Avenue LLC., is hereby designated as Redeveloper for certain city-owned property identified on the City’s tax maps as Block 4704, Lots 21 & 13, commonly known as 249 & 265 Bellevue 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					FELICIANO					
FIGUEROA					HARRISON										
KETTENBURG															
FRISBY					WILLIAMS										

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

President of Council

City Clerk

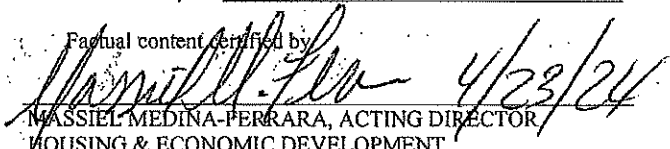
RESOLUTION No. 24-173

Date of Adoption _____

Approved as to Form and Legality


WESLEY BRIDGES, CITY ATTORNEY

Factual content certified by


MASSIEL MEDINA-FERRARA, ACTING DIRECTOR
HOUSING & ECONOMIC DEVELOPMENT

COUNCILMAN / WOMAN _____

PRESENTS THE FOLLOWING RESOLUTION:

SPONSORED BY: _____

RESOLUTION DESIGNATING TANGIE LAW AS REDEVELOPER OF CITY OWNED PROPERTY COMMONLY KNOWN AS 288 BELLEVUE AVENUE, AND LOCATED WITHIN THE CENTRAL WEST REDEVELOPMENT AREA, AND APPROVING AND AUTHORIZING THE EXECUTION OF A PURCHASE AND SALE AND REDEVELOPMENT AGREEMENT FOR SAID PROPERTY FOR THE TOTAL PURCHASE PRICE OF \$5,500.00

WHEREAS, the City of Trenton (the "City") has designated those certain areas known as the Central West Redevelopment Area (the "Redevelopment Area") as 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 "Central West Redevelopment Area Plan" (as amended and supplemented from time to time, the "Redevelopment Plan") to effectuate the redevelopment of the Central West Redevelopment Area; and

WHEREAS, Tangie Law, (the "Applicant") having an address at 28 General Green Avenue, Trenton New Jersey, a lifelong city resident and current City of Trenton employee proposes to purchase and redevelop city-owned property identified as Block 4702, Lot 9 on the tax map, and commonly known as 288 Bellevue Avenue (the "Property") (See application to purchase city-owned property appended hereto as "Attachment A"); and

WHEREAS, the Applicant proposes to pay **Five Thousand Five Hundred Dollars (\$5,500.00)** for the Property, which the City deems to be a fair value taking into account the fact that the Property has been vacant and dilapidated for many years contributing to the blight of the neighborhood; and

WHEREAS, in accordance with the Redevelopment Plan, among other things, the Applicant has proposed to renovate the Property and use it an owner-occupied residence; and

WHEREAS, the Applicant has the requisite cash, collateral and resources to effectuate the redevelopment of the Property as set forth in Attachment A; and

WHEREAS, the City wishes to designate Tangie Law as the Redeveloper (the "Redeveloper") of the Property 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

Page 2

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. Tangie Law is hereby designated as Redeveloper for certain city-owned property identified on the City's tax map as Block 4702, Lot 19, and commonly known as 288 Bellevue Avenue, Trenton, New Jersey.
3. The PSARA, hereto attached in substantial form as Attachment "B", between the City and the Redeveloper is hereby approved.
4. The Mayor and the City Clerk are hereby authorized to take action to execute the PSARA, and any and all documents necessary to effectuate the transfer and redevelopment of the Property.
5. This Resolution shall take effect and 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					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. 24-174

Date of Adoption _____

Approved as to Form and Legality


CITY ATTORNEY

Factual content certified by


MARIA RICHARDSON, DIRECTOR
DEPARTMENT OF RECREATION, NATURAL RESOURCES AND CULTURE

COUNCILMAN / WOMAN _____ PRESENTS THE FOLLOWING RESOLUTION:

SPONSORED BY: _____

**RESOLUTION APPROVING THE FY2024
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG),
HOME INVESTMENT PARTNERSHIP PROGRAM (HOME), AND EMERGENCY SOLUTIONS GRANT
PROGRAM (ESG) ANNUAL ACTION PLAN**

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to communities in the elimination or prevention of slums or urban blight, or activities which will benefit low- and moderate- income persons, or other urgent community development needs; and

WHEREAS, under the HOME Investment Partnerships Program created by the National Affordable Housing Act of 1990 (NAHA) and amended by the Housing and Community Development Act of 1992, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to participating jurisdictions to expand the supply of decent, safe, sanitary, and affordable housing; and

WHEREAS, under the Emergency Solutions Grants Program contained in the Stewart B. McKinney Homeless Assistance Act of 1987 as amended, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to grantees and non-profit agencies which provide essential services, operations, homeless prevention, and shelter rehabilitation for homeless or near homeless persons; and

WHEREAS, the U.S. Department of Housing and Urban Development has advised the City that FY2024 allocations are as follows: CDBG \$2,688,187; HOME \$995,689; and ESG \$253,147; and

WHEREAS, the City of Trenton Department of Recreation, Natural Resources, and Culture has prepared an Annual Action Plan for the FY2024 funding year, being the 5th and final year of the five-year Consolidated Plan for 2020-2024 period, which assesses the housing needs of extremely low, low, and moderate income households, homeless families and individuals, and others with special needs; and

WHEREAS, a summary of the activities for which the FY2024 allocations will be obligated has been attached to this Resolution as Attachment A; and

WHEREAS, a draft of the Annual Action Plan for FY2024 was on display from March 30th to April 30th of 2024, and the City held a virtual public needs hearing on said Annual Action Plan on

RESOLUTION

March 5, 2024 and a second public hearing on April 2, 2024. The comments of various agencies, groups and citizens were taken into consideration in the preparation of the final document.

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

1. The above recitals are incorporated by reference as if set forth at length herewith.
2. That the Annual Action Plan for the FY2024 CDBG, ESG and HOME Programs is hereby in all respects approved and the City Clerk is hereby directed to file a copy of said Annual Action Plan with minutes of this meeting.
3. That the City Council is cognizant of the conditions that are imposed in the undertaking and carrying out of community development, affordable housing, and emergency homeless activities with federal financial assistance, including those relating to (a) the relocation of site occupants, (b) the prohibition of discrimination because of race, color, age, religion, sex, disability, familial status, or national origin and other assurances as set forth under the certifications.
4. That the Mayor is authorized to file the Annual Action Plan for FY2024 with the U.S. Department of Housing and Urban Development and is further authorized to act as an authorized representative of the City of Trenton to sign any and all documents in regard to these programs.
5. That the Mayor, is hereby authorized to provide such assurances and/or certifications as required by the Housing and Community Development Act of 1974, as amended, the National Affordable Housing Act of 1990, as amended and the Stewart B. McKinney Homeless Assistance Act of 1988, as amended, and also any supplemental or revised data which HUD may request in connection with the review of this Application.
6. That the Mayor is authorized to execute on behalf of the City the contracts, subrecipient agreements, amendments, and other documents relating to the City's FY 2024 Annual Action Plan.

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. 24-175

Date of Adoption _____

[Signature]
Approved as to Form and Legality

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

Factual content certified by

[Signature]
SEAN SEMPLE, DIRECTOR OF WATER AND SEWER

Councilman /woman _____ presents the following Resolution:

**RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO
AEGIS SECURITY FOR ARMED SECURITY GUARD SERVICES AT THE TRENTON WATER
WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM DATE OF
AWARD IN AN AMOUNT NOT TO EXCEED \$269,346.00 – BID2023-76**

WHEREAS, six (6) sealed bids were received in the Division of Purchasing on November 30, 2023, at 11:00am, by the Purchasing Agent for Armed Security Guard Services for the City of Trenton, Department of Water & Sewer, Trenton Water Works, Water Filtration Plant for a period of one (1) year from the date of award with an option to extend the contract for one (1) additional year; and

WHEREAS, the low bidder, Watchdog Security Group, 331 Newman Springs Road, Bldg. 143, Red Bank, New Jersey will bill the city for overtime rates. Per the specifications, a guard is to work an eight-hour shift at regular time. It is in the best interest of the City of Trenton to award the contract to the second low bidder; and

WHEREAS, the second low bidder, Aegis Security, 22 Smallbrook Circle, Randolph, New Jersey 07869 is made pursuant to advertisement, be and is hereby accepted, as the lowest, responsible, responsive bidder complying with terms and specifications on file in the Division of Purchasing; and

WHEREAS, funds in an amount not to exceed \$269,346.00 at an hourly rate of \$32.47 have been certified to be available in the following account number: 4-05- -55-5501-841-001 contingent upon the temporary and final adoption of CY'2024 budget. This contract shall be awarded for a period of (1) year from the date of award; with an option to extend the contract for an additional year contingent upon the temporary and final adoption of CY'2025 budget.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to execute a contract with Aegis Security, 22 Smallbrook Circle, Randolph, New Jersey 07869 for armed security guard services in an amount not to exceed \$269,346.00 for the City of Trenton, Department of Water and Sewer, Trenton Water Works, Water Filtration Plant for the said purposes in the manner prescribed by 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 _____

President of Council

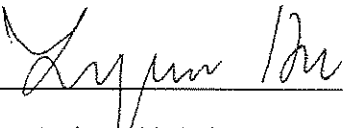
City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

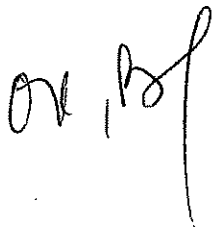
CERTIFICATION OF AVAILABILITY OF FUNDS

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

Vendor Name: Aegis Security
Address: 22 Smallbrook Circle
City/State/Zip: Randolph, NJ 07869
Purpose: CY'2024 Armed Security Guard Service, Water Filtration Plant
Bid No. 2023-76
Fund: Operating
Account Number: 4-05- -55-5501-841-001
Vendor ID: AESA001
Requisition Number: Q4-00421
Amount not to exceed: \$269,346.00



Acting Chief Financial Officer



3/13/2024

Date

RESOLUTION No. 24-176

Date of Adoption _____

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

SEAN SEMPLÉ, DIRECTOR OF WATER & SEWER

Councilman /woman _____ presents the following Resolution:

**RESOLUTION EXERCISING THE OPTION TO EXTEND THE CONTRACT AWARDED TO
A.A. DUCKETT, INC., FOR HVAC SYSTEMS MAINTENANCE FOR THE TRENTON WATER
WORKS DISTRIBUTION COMPLEX LOCATED AT 333 CORTLAND STREET, TRENTON, NJ
FOR A PERIOD OF ONE (1) YEAR FROM MARCH 24, 2024, TO MARCH 23, 2025,
IN AN AMOUNT NOT TO EXCEED \$61,600.00 - BID 2022-68**

WHEREAS, on March 23, 2023, Resolution No. 23-119 awarded a contract to A. A. Duckett, Inc., 134 Maple Leaf Court, Glassboro, New Jersey 08028 for HVAC Systems Maintenance for Trenton Water Works Distribution Complex in an amount not to exceed \$61,600.00 for a period of one (1) year with an option to extend the contract for an additional one (1) year in an amount not to exceed \$61,600.00 for the City of Trenton, Department of Water and Sewer, Trenton Water Works Distribution Complex ; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15 provides that service contracts may be extended for no more than (1) one two-year or (2) two one-year extensions; and

WHEREAS, The City of Trenton, Department of Water and Sewer, Trenton Water Works Distribution Complex, has determined that A. A. Duckett, Inc., 134 Maple Leaf Court, Glassboro, New Jersey 08028 has performed the HVAC Systems Maintenance in a satisfactory manner, and it is in the best interest of the city to exercise the option to extend the contract for an additional one (1) year from March 24, 2024, to March 23, 2025; and

WHEREAS, funds in an amount not to exceed \$61,600.00 have been certified to be available in the following account numbers: CY2024' 4-05- -55-5501-866-009. The City of Trenton shall extend this contract from March 24, 2024, to March 23, 2025.

NOW, THEREFORE, IT IS RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to exercise the option to extend the contract for an additional one (1) year from March 24, 2024 to March 23, 2025 awarded to A. A. Duckett, Inc., 134 Maple Leaf Court, Glassboro, New Jersey 08028 00 for HVAC Systems Maintenance for the City of Trenton, Department of Water and Sewer, Trenton Water Works Distribution Complex, for the said purpose in the manner prescribed by 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 _____

President of Council

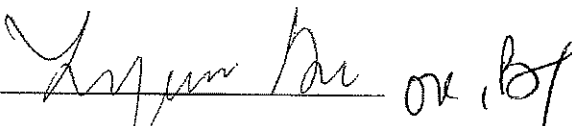
City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

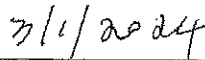
CERTIFICATION OF AVAILABILITY OF FUNDS

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

Vendor Name: A.A. Duckett, Inc.
Address: 134 Maple Leaf Court
City/State/Zip: Glassboro, NJ 08028
Purpose: CY'2024 Heating, Ventilation & Air Conditioning (HVAC) for Trenton Water Works, Distribution Complex, Contract Extension Bid No. 2022-68
Fund: Operating
Account Number: 04-05- -55-5501-866-009
Vendor ID: AADUC010
Requisition Number: Q4-00229
Amount not to exceed: \$61,600.00



Acting Chief Financial Officer



Date

RESOLUTION No. 24-177

Date of Adoption _____

(Signature)
 Approved as to Form and Legality

 WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

(Signature)
 Factual content certified by

 SEAN SEMPLE, DIRECTOR OF WATER AND SEWER

 Councilman /woman _____ presents the following Resolution:

RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO UNIVAR SOLUTIONS USA, INC. FOR THE FURNISHING AND DELIVERY OF 15% SODIUM HYPOCHLORITE, FOR TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$621,250.00 – BID2024-06

WHEREAS, four (4) sealed bids were received in the Division of Purchasing on February 21, 2024, at 11:00am, by the Purchasing Agent for the Furnishing and Delivery of 15% Sodium Hypochlorite for the City of Trenton, Department of Water and Sewer, Trenton Water Works, Water Filtration Plant for a period of one (1) year from the date of award with an option to extend the contract for one (1) additional year; and

WHEREAS, the low bidder, Univar Solutions USA, Inc., 13009 Collections Center Drive, Chicago, Illinois 60693 is made pursuant to advertisement, be and is hereby accepted, as the lowest, responsible, responsive bidder complying with terms and specifications on file in the Division of Purchasing; and

WHEREAS, funds in an amount not to exceed \$621,250.00 have been certified to be available in the following account number: 4-05- -55-5506-821-014 contingent upon the temporary/final adoption of CY'2024 budget. This contract shall be awarded for a period of one (1) year from the date of award; with an option to extend the contract for an additional one (1) year contingent upon the temporary/final adoption of CY'2025 budget.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to execute a contract with Univar Solutions USA, Inc., 13009 Collections Center Drive, Chicago, Illinois 60693 for the Furnishing and Delivery of 15% Sodium Hypochlorite; in an amount not to exceed \$621,250.00 for the City of Trenton, Department of Water and Sewer, Trenton Water Works, Water Filtration Plant for the said purposes in the manner prescribed by 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 _____

 President of Council

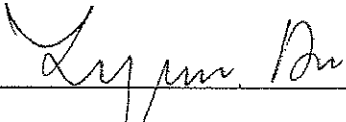
 City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

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

Vendor Name: Univar USA Inc.
Address: 13009 Collections Center Dr.
City/State/Zip: Chicago, IL 60693
Purpose: CY' 2024 Furnishing & Delivery of 15% Sodium Hypochlorite
Bid No. 2024-06
Fund: Operating
Account Number: 4-05- -55-5506-821-014
Vendor ID: UNIVA007
Requisition Number: Q4-01385
Amount not to exceed: \$621,250.00



Acting Chief Financial Officer

OK, BT

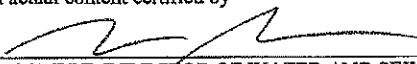
4/9/2024

Date

RESOLUTION No. 24-178

Approved as to Form and Legality


 WESLEY BRIDGES, ESQ. DIRECTOR OF LAW

Date of Adoption _____
 Factual content certified by


 SEAN SEMPLE, DIRECTOR OF WATER AND SEWER

Councilman /woman _____ presents the following Resolution:

**RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO
 ACB SERVICES, INC. FOR CLEANING SERVICES AT THE TRENTON WATER WORKS,
 DISTRIBUTION COMPLEX, 333 CORTLAND STREET, TRENTON, NJ IN AN AMOUNT
 NOT TO EXCEED \$56,200.00 FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF
 AWARD – BID2023-87**

WHEREAS, eight (8) sealed bids were received in the Division of Purchasing on December 28, 2023, at 11:00am, by the Purchasing Agent for Cleaning Services at the Trenton Water Works, Distribution Complex, 333 Cortland Street, Trenton, NJ for a period of one (1) year from the date of award with an option to extend an additional one (1) year for the Department of Water and Sewer, Trenton Water Works, Distribution Complex; and

WHEREAS, the low bid of ACB Services, Inc. 37 Schoolhouse Road, Cream Ridge, NJ 08514 is made pursuant to advertisement, be and is hereby accepted, as the lowest, responsible, responsive bidder complying with terms and specifications on file in the Division of Purchasing; and

WHEREAS, funds in an amount not to exceed \$56,200.00 have been certified to be available in the following account number: 4-05 - -55-5501-834-004 contingent upon the temporary and final adoption of CY'2024 budget. This contract shall be awarded for a period of (1) year from the date of award; with an option to extend the contract for an additional one (1) year contingent upon the temporary and final adoption of CY'2025 in an amount not to exceed \$66,250.00.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to execute a contract with ACB Services, Inc. 37 Schoolhouse Road, Cream Ridge, NJ 08514 1 for Cleaning Services for the Department of Water and Sewer, Trenton Water Works, Distribution Complex, for the said purposes in the manner prescribed by law.

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

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

 President of Council

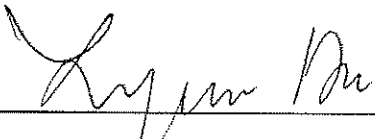
 City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

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

Vendor Name: ACB Services, Inc.
Address: 37 Schoolhouse Road
City/State/Zip: Cream Ridge, NJ 08514
Purpose: CY' 2024 Cleaning Service Contract Bid No. 2023-87
Fund: Operating
Account Number: 4-05- -55-5501-834-004
Vendor ID: ACBSE005
Requisition Number: Q4-01870
Amount not to exceed: \$56,200.00



Acting Chief Financial Officer

OK, BT

4/8/2024

Date

RESOLUTION

No. 24-179

Date of Adoption _____

(Signature)
Approval as to Form and Legality

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

(Signature)
Factual content certified by

SEAN SEMPLE, DIRECTOR OF WATER AND SEWER

Councilman /woman

presents the following Resolution:

RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO MUNICIPAL MAINTENANCE COMPANY FOR AIR VACUUM HANDLING, FOR TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$47,576.00 – BID2024-08

WHEREAS, one (1) sealed bid was received in the Division of Purchasing on February 22, 2024, at 11:00am, by the Purchasing Agent for Air Vacuum Handling for the City of Trenton, Department of Water & Sewer, Trenton Water Works, Water Filtration Plant for a period of one (1) year from the date of award with an option to extend the contract for one (1) additional year; and

WHEREAS, the sole bidder, Municipal Maintenance Company, 1352 Taylor's Lane, Cinnaminson, New Jersey 08077 is made pursuant to advertisement, be and is hereby accepted, as the lowest, responsible, responsive bidder complying with terms and specifications on file in the Division of Purchasing; and

WHEREAS, funds in an amount not to exceed \$47,576.00 have been certified to be available in the following account number: 4-05- -55-5506-823-006 contingent upon the temporary/final adoption of CY'2024 budget. This contract shall be awarded for a period of one (1) year from the date of award; with an option to extend the contract for an additional one (1) year in an amount not to exceed \$47,576.00 contingent upon the temporary/final adoption of CY'2025 budget.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to execute a contract with Municipal Maintenance Company, 1352 Taylor's Lane, Cinnaminson, New Jersey 08077 for Air Vacuum Handling in an amount not to exceed \$47,576.00 for the City of Trenton, Department of Water and Sewer, Trenton Water Works, Water Filtration Plant for the said purposes in the manner prescribed by 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 _____

President of Council

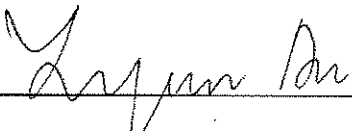
City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

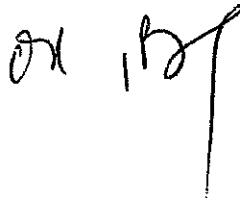
CERTIFICATION OF AVAILABILITY OF FUNDS

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

Vendor Name: Municipal Maintenance Company
Address: 1352 Taylors Lane
City/State/Zip: Cinnaminson, NJ 08077
Purpose: CY'2024 Air Vacuum Handling Contract, Bid No. 2024-08
Fund: Operating
Account Number: 04-05- -55-5506-823-006
Vendor ID: MUNIC030
Requisition Number: Q4-01290
Amount not to exceed: \$ 47,576.00



Acting Chief Financial Officer



4/9/2024

Date

RESOLUTION No. 24-180

Date of Adoption _____

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

SEAN SEMPLE, DIRECTOR OF WATER AND SEWER

Councilman/woman _____ presents the following Resolution:

**RESOLUTION AUTHORIZING A PRICE AMENDMENT TO RESOLUTION 23-463
AWARDING A CONTRACT TO TAILORED BUSINESS SYSTEMS D/B/A HARRIS
LOCAL GOVERNMENT FOR A PERIOD OF TWO (2) YEARS FROM DATE OF
AWARD WITH AN OPTION TO EXTEND TWO (2) ADDITIONAL YEARS BID 2023-51**

WHEREAS, Resolution 23-463, adopted on October 19, 2023, awarded a bid to Tailored Business Systems, d/b/a Harris Local Government, 2017 E. Main Street, Easley, SC 29687. The initial contract amount was \$411,220.00 for a period of two (2) years from date of award, with an option to extend for an additional two years, in an amount not to exceed \$399,090.00; and

WHEREAS, it has been identified that the awarded amount in Resolution 23-463 and the option to extend amount were reversed; and

WHEREAS, the amendment is to accurately reflect the bid amount \$399,090.00 for years one (1) and two (2) at (\$199,545.00) per year with the option to extend two (2) additional years in an amount not to exceed \$411,220.00.

WHEREAS, the correct funds in the amended amount not to exceed \$399,090.00 has been certified to be available in the following account numbers: CY' 2023, 3-05- -55-5502-852-002 (year 1 - \$199,545.00) and CY' 2024, 4-05- -55-5502-852-002 (year 2- \$199,545.00) contingent upon the temporary and final adoption of CY'2023 budget and CY' 2024 budget. The amended contract shall be awarded for a period of two (2) years from date of award with an option to extend two (2) additional years, not to exceed \$411,220.00 (at \$205,610.00 per additional year); and

NOW, THEREFORE, IT IS RESOLVED, by City Council of the City of Trenton that the amount of the contract award of Resolution 23-463 is hereby amended, for the said purpose in the manner prescribed by law.

MOTION:						SECON D:								
	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

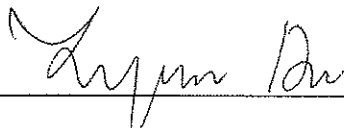
City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

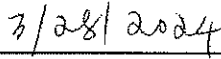
I, Lynn Au, Acting Chief Financial Officer of the City of Trenton, do hereby certify, to the best of my knowledge and belief, that there are now adequate funds to contract with:

Vendor Name: Tailored Business Systems d/b/a Harris Local Government
Address: 2017 E. Main St
City/State/Zip: Easley, SC 29687
Purpose: CY'2023 Printing & Mailing Services Contract, Bid No. 2023-51
Fund: Operating
Account Number: 03-05- -55-5502-852-002 (year 1) \$199,545.00
04-05- -55-5502-852-002 (year 2) \$199,545.00
Vendor ID: TAILO005
Requisition Number: Q3-04851
Amount not to exceed: \$ 399,090.00



Acting Chief Financial Officer

OK, BT



Date

RESOLUTION No. 24-181

Date of Adoption _____

[Signature]
 Approved as to Form and Legality

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

Factual content certified by *[Signature]*

SEAN SEMPLE, DIRECTOR OF WATER AND SEWER

 Councilman /woman _____ presents the following Resolution:

RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO MUNICIPAL MAINTENANCE COMPANY FOR INSPECTION, DISASSEMBLY, REHABILITATION, AND RE-ASSEMBLY OF FIVE (5) PUMPS, FOR TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$131,000.00 – BID2024-13

WHEREAS, two (2) sealed bids were received in the Division of Purchasing on March 12, 2024, at 11:00am, by the Purchasing Agent for Inspection, Disassembly, Rehabilitation, and Re-assembly of Five (5) Pumps for the City of Trenton, Department of Water and Sewer, Trenton Water Works, Water Filtration Plant for a period of one (1) year from the date of award; and

WHEREAS, the low bidder, Municipal Maintenance Company, 1352 Taylor’s Lane, Cinnaminson, New Jersey 08077 is made pursuant to advertisement, be and is hereby accepted, as the lowest, responsible, responsive bidder complying with terms and specifications on file in the Division of Purchasing; and

WHEREAS, funds in an amount not to exceed \$131,000.00 have been certified to be available in the following account number: 4-05- -55-5506-823-014 contingent upon the temporary/final adoption of CY’2024 budget. This contract shall be awarded for a period of (1) year from the date of award.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to execute a contract with Municipal Maintenance Company, 1352 Taylor’s Lane, Cinnaminson, New Jersey 08077 for Inspection, Disassembly, Rehabilitation, and Re-assembly of Five (5) Pumps in an amount not to exceed \$131,000.00 for the City of Trenton, Department of Water and Sewer, Trenton Water Works, Water Filtration Plant for the said purposes in the manner prescribed by law.

MOTION:					[REDACTED]	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

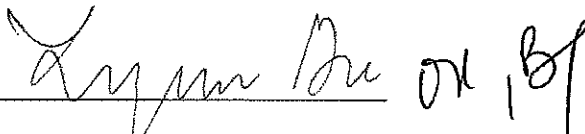
 City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

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

Vendor Name: Municipal Maintenance Company
Address: 1352 Taylors Lane
City/State/Zip: Cinnaminson, NJ 08077
Purpose: CY'2024 Inspection, Disassembly, Rehabilitation and Re-assembly of Five (5) Pumps Contract. Bid No. 2024-13.
Fund: Operating
Account Number: 4-05- -55-5506-823-014
Vendor ID: MUNIC030
Requisition Number: Q4-01690
Amount not to exceed: \$ 131,000.00



Acting Chief Financial Officer

4/9/2024

Date

RESOLUTION No. 24-182

Date of Adoption _____

Approved as to Form and Legality
[Signature]

Factual content certified by
[Signature]

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

SEAN SEMPLE, DIRECTOR OF WATER AND SEWER

Councilman /woman

presents the following Resolution:

RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO SHERWOOD-LOGAN & ASSOCIATES FOR THE SUPPLY OF HAYWARD/GORDON & WATSON MARLOW PUMPS & SUPPLIES FOR TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$268,870.00 – BID2024-05

WHEREAS, one (1) sealed bid was received in the Division of Purchasing on February 21, 2024, at 11:00am, by the Purchasing Agent for the Supply of Hayward/Gordon & Watson Marlow Pumps & Supplies for the City of Trenton, Department of Water & Sewer, Trenton Water Works, Water Filtration Plant for a period of one (1) year from the date of award with an option to extend the contract for one (1) additional year; and

WHEREAS, the sole bidder, Sherwood-Logan & Associates, 2140 Renard Court, Annapolis, MD 21401 is made pursuant to advertisement, be and is hereby accepted, as the lowest, responsible, responsive bidder complying with terms and specifications on file in the Division of Purchasing; and

WHEREAS, funds in an amount not to exceed \$268,870.00 have been certified to be available in the following account number: 4-05- -55-5506-813-014 contingent upon the temporary/final adoption of CY'2024 budget. This contract shall be awarded for a period of one (1) year from the date of award; with an option to extend the contract for an additional one (1) year in an amount not to exceed \$295,757.00 contingent upon the temporary/final adoption of CY'2025 budget.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to execute a contract with Sherwood-Logan & Associates, 2140 Renard Court, Annapolis, MD 21401 for the Supply of Hayward/Gordon & Watson Marlow Pumps & Supplies in an amount not to exceed \$268,870.00 for the City of Trenton, Department of Water and Sewer, Trenton Water Works, Water Filtration Plant for the said purposes in the manner prescribed by 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 _____

President of Council

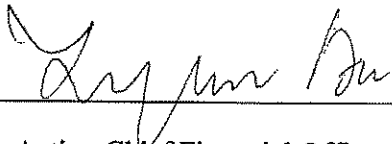
City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

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

Vendor Name: Sherwood-Logan & Associates
Address: 2140 Renard Court
City/State/Zip: Annapolis, MD 21401
Purpose: CY'2024 Supply of Hayward Gordon & Watson Marlow Pumps & Supplies, Bid No. 2024-05.
Fund: Operating
Account Number: 4-05- -55-5506-813-014
Vendor ID: SHERW015
Requisition Number: Q4-01261
Amount not to exceed: \$ 268,870.00



Acting Chief Financial Officer

OK, POT

4/9/2024

Date

RESOLUTION No. 24-183

[Signature]
Approved as to Form and Legality

WESLEY BRIDGES, ESQ. DIRECTOR OF LAW

Date of Adoption _____

Factual content certified by _____

SEAN SEMPLE, DIRECTOR OF WATER AND SEWER

Councilman /woman _____ presents the following Resolution:

RESOLUTION AUTHORIZING A CONTRACT AWARDED TO INNVOKE, LLC, FOR PRINTING AND MAILING SERVICES INCLUDING CERTIFIED MAIL PREPARATION ON AN AS NEEDED BASIS FOR TRENTON WATER WORKS; THROUGH EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY #ESC NJ 21/22-02; FOR A PERIOD OF ONE (1) YEAR FROM DATE OF AWARD, IN AN AMOUNT NOT TO EXCEED \$250,000.00

WHEREAS, the Division of Purchasing has reviewed and verified Educational Services Commission of New Jersey #ESC NJ 21/22-02 for printing and mailing services awarded to Innvoke, LLC, 6 Corporate Drive, Cranbury, New Jersey 08812 for the City of Trenton, Department of Water and Sewer, Trenton Water Works. Each participant must enter into their own contract. Educational Services Commission of New Jersey #ESC NJ 21/22-02 has extended this contract from September 1, 2023, to August 31, 2024, with an option to extend the contract in accordance with NJ law, unless terminated, cancelled, or extended with the same terms and conditions as stated in the original bid, in accordance with N.J.A.C. 18A:18A-42 by mutual agreement; and

WHEREAS, N.J.S.A.40A:11-10 (a) (1) permits the City of Trenton to purchase items and provide services without the necessity of competitive bidding under the Educational Regional Educational Services Commission Cooperative Pricing Agreement ESCNJ#21/22-02; and

WHEREAS, the City of Trenton, Department of Water and Sewer, Trenton Water Works has a need for printing and mailing services including certified mail preparation on an as needed basis. This contract has been awarded to Innvoke, LLC, 6 Corporate Drive, Cranbury, New Jersey 08812 through Educational Services Commission of New Jersey #ESC NJ 21/22-02 in an amount not to exceed \$250,000.00 for a period of one (1) year from date of award; and

WHEREAS, funds have been certified to be available in an amount not to exceed \$250,000.00 in the following account# 4-05- -55-5501-866-009. This contract shall be awarded for a period of one (1) year from date of award; and

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

1. The Purchasing Agent is hereby authorized to execute a purchase order to Innvoke, LLC, 6 Corporate Drive, Cranbury, New Jersey 08812 in an amount not to exceed \$250,000.00 for printing and mailing services including certified mail preparation on an as needed basis for the City of Trenton, Department of Water and Sewer, Trenton Water Works.
2. The contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-10 (a) (1) of the Local Public Contracts Law.

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

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

President of Council

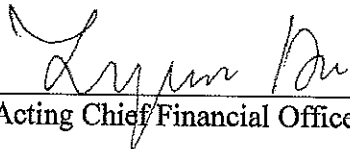
City Clerk

CITY OF TRENTON
DEPARTMENT OF FINANCE

CERTIFICATION OF AVAILABILITY OF FUNDS

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

Vendor Name: INNVOKE LLC
Address: 6 Corporate Drive
City: Cranbury
State: New Jersey
Zip Code: 08512
PURPOSE: Printing & Mailing Services Including Certified Mail Preparation State Contract #ESCNJ 21/22-02
REQ: Q4-01283
TOTAL: \$250,000.00
Fund: Operating
Account Number: 4-05-55-5501-866-009
Vendor ID: INNVO005



Acting Chief Financial Officer

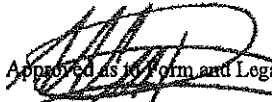
OK BY

4/4/2024

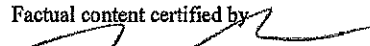
Date

RESOLUTION No. 24-184

Date of Adoption _____


Approved as to Form and Legality

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

Factual content certified by 

SEAN SEMPLE, DIRECTOR OF WATER AND SEWER

Councilman /woman

presents the following Resolution:

RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO BCHG, INC. FOR POTABLE WATER RESIDUALS DISPOSAL, BLENDING AND BENEFICIAL REUSE, FOR TRENTON WATER WORKS, WATER FILTRATION PLANT FOR A PERIOD OF ONE (1) YEAR FROM THE DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$707,700.00 – BID2024-09

WHEREAS, two (2) sealed bids were received in the Division of Purchasing on February 27, 2024, at 11:00am, by the Purchasing Agent for Potable Water Residuals Disposal, Blending and Beneficial Reuse for the City of Trenton, Department of Water & Sewer, Trenton Water Works, Water Filtration Plant for a period of one (1) year from the date of award with an option to extend the contract for one (1) additional year; and

WHEREAS, the low bidder, Anthony Yaros Industries, 350 Basin Road, Trenton, NJ 08619, did not comply with the terms and specifications on file in the Division of Purchasing. The specification states the bidder shall demonstrate seven (7) years' experience in transporting and beneficially reusing potable water residuals. Specifications also state that the documents shall list the water utilities, the magnitude of the contract, and the years that the service was performed. The purpose of having this requirement in the specifications is for the company to be able to demonstrate that they can meet the compliance requirements for our NJPDES permits, NJ0240133 and NJG0224952 with the NJ Department of Environmental Protection. Specifications state that the bidders shall furnish a list of three (3) references of water treatment residuals clients that they have performed services in the past. The low bidder, Anthony Yaros Industries, did not provide any experience with handling potable water residuals. Therefore, the recommendation of award, shall be awarded to the second low bidder, BCHG Inc. which provided all documentation meeting the requirements of the bid specifications; and

WHEREAS, the second low bidder, BCHG, Inc., 747 Cherry Street, South Hampton, New Jersey, 08088 is made pursuant to advertisement, be and is hereby accepted, as the lowest, responsible, responsive bidder complying with terms and specifications on file in the Division of Purchasing; and

WHEREAS, funds in an amount not to exceed \$707,700.00 have been certified to be available in the following account number: 4-05- -55-5506-826-005 contingent upon the temporary and final adoption of CY'2024 budget. This contract shall be awarded for a period of one (1) year from the date of award; with an option to extend the contract for an additional one (1) year in an amount not to exceed \$729,125.00 contingent upon the temporary and final adoption of CY'2025 budget.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the Mayor is hereby authorized to execute a contract with BCHG, Inc., 747 Cherry Street, South Hampton, New Jersey, 08088 for Potable Water Residuals Disposal, Blending and Beneficial Reuse in an amount not to exceed \$707,700.00 for the City of Trenton, Department of Water and Sewer, Trenton Water Works, Water Filtration Plant for the said purposes in the manner prescribed by 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 _____

President of Council

City Clerk

RESOLUTION No. 24-187

Date of Adoption _____

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, ESQ. CITY ATTORNEY



SEAN SEMPLE, DEPARTMENT OF WATER AND SEWER

Councilman/woman _____ presents the following Resolution:

SPONSORED BY: _____

RESOLUTION AWARDING A COMPETITIVE CONTRACTING REQUEST FOR PROPOSAL THROUGH A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44 A-20.4 ET SEQ TO CDM SMITH, INC., FOR ENGINEERING AND PROGRAM MANAGEMENT SERVICES FOR THE LEAD SERVICE LINE REPLACEMENT PROGRAM – PHASE 4 FOR A PERIOD OF TWO (2) YEARS FROM DATE OF AWARD IN AN AMOUNT NOT TO EXCEED \$1,458,500.00 – CC2024-02

WHEREAS, the City of Trenton, Department of Water and Sewer, Trenton Water Works, has a need for Engineering and Program Management Services for the Lead Service Line Replacement Program – Phase 4 for a period of two (2) years; and

WHEREAS, the United States Environmental Protection Agency (the “USEPA”) adopted regulations to control lead and copper in drinking water, and, in 1986, Congress passed the Safe Drinking Water Act Amendments, banning the use of lead solder on pipes in the construction of new homes; and

WHEREAS, N.J.S.A. 2021, Ch. 183, enacted by the New Jersey Legislature on July 22, 2021, and codified at N.J.S.A. 58:12A-40 et al., requires all community water systems to replace their inventory of lead service lines (both the private side, and the TWW-owned side) within 10 years of the effective date of the legislation at a rate of 10% per annum; and

WHEREAS, The City has a need for Engineering and Program Management Services for the Lead Service Line Replacement Program – Phase 4, for a period of two years, for the City of Trenton, Department of Water and Sewer; and

WHEREAS, a request for competitive contracting request for proposal was advertised in accordance with N.J.S.A. 19:44A-20.4 et seq, and four (4) proposals were received on April 30, 2024 at 11:00am in the Division of Purchasing; by the Purchasing Agent and were evaluated by the evaluation committee based on criteria that included, experience, understanding of requirements and cost; and

WHEREAS, the proposal of CDM Smith, Inc., 110 Fieldcrest Avenue #8-6th Floor, Edison, NJ 08837 was deemed to have the necessary qualifications and expertise for the performance of the services at the rates budgeted; and

WHEREAS, funds in an amount not to exceed \$1,458,500.00 for a period of two (2) years are available in account number: C-06-24-55-028A-300 contingent upon the adoption of the temporary and/final budget of CY'24 and CY'25, for a period of two (2) years from date of award; and

NOW THEREFORE IT IS RESOLVED, by the City Council of Trenton that the Mayor is hereby authorized to execute a contract with CDM Smith, Inc., 110 Fieldcrest Avenue #8-6th Floor, Edison, NJ 08837 in an amount not to exceed \$1,458,500 for Engineering and Program Management Services for the Lead Service Line Replacement Program – Phase 4, for the City of Trenton, Department of Water and Sewer, Trenton Water Works, for a period of two (2) years for the said purposes in the manner prescribed by law;

1. This contract is awarded pursuant to the authority set forth in the Local Public Contracts Law at N.J.S.A. 40A:11-5.
2. A Notice of this action shall be printed once in the official newspaper for the City of Trenton and the Resolution and contract shall remain on file in the City Clerk's Office.

MOTION:					SECOND									
	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent					
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

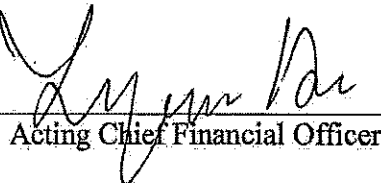
City Clerk

**CITY OF TRENTON
DEPARTMENT OF FINANCE**

CERTIFICATION OF AVAILABILITY OF FUNDS

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

Vendor Name: CDM Smith Inc
Address: 110 Fieldcrest Avenue #8 6th Floor
City: Edison
State: New Jersey
Zip Code: 08837
PURPOSE: Engineering Services and Program Management – Phase 4 Lead Service Line Replacement (LSLR)
REQ: Q4-02638
TOTAL: \$1,458,500.00
Fund: Capital
Account Number: C-06-24-55-028A-300
Vendor ID: CDMSM001



Acting Chief Financial Officer

OK, BY

5/21/2024

Date

ORDINANCE

No. 24-39

1st Reading _____

Date to Mayor _____

Public Hearing _____

Date Returned _____

2nd Reading & Passage _____

Date Resubmitted to Council _____

Withdrawn _____ Lost _____

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, ESQ., CITY ATTORNEY

BRANDON GARCIA, CITY CLERK

COUNCILMAN / WOMAN _____ CRYSTAL M. FELICIANO _____ PRESENTS THE FOLLOWING ORDINANCE:

SPONSORED BY: _____

AN ORDINANCE PROHIBITING THE DAMAGING, DEFACING OR REMOVAL OF STREET SIGNS WITHIN THE CITY OF TRENTON CHAPTER 54, ARTICLE V (NEW)

WHEREAS, the City of Trenton recognizes the importance of maintaining public infrastructure for the safety and well-being of its residents, visitors, and motorists; and

WHEREAS, street signs and poles installed by the City of Trenton or any other entity, provide essential information and guidance to pedestrians and drivers; and

WHEREAS, the damage or destruction of street signs and poles results in an unnecessary financial burden on the city's resources, while also causing safety risks to drivers and pedestrians.

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

1. It shall be unlawful for any person, within the jurisdiction of the City of Trenton to willfully damage, deface, destroy, remove, or tamper any street signs, or poles installed within the City of Trenton, whether by painting, graffiti, removal, or any other means.
2. Violations of this Ordinance shall result in penalties as prescribed in the General Penalty Provision of the Trenton Code as well as the remedies set forth in Paragraph 4 below.
3. This Ordinance shall be enforced by The Trenton Police Department action against violators in accordance with the law.
4. The City of Trenton may pursue civil remedies against individuals or entities responsible the damage to city-installed infrastructure as noted above to recover the costs of repair or replacement or may seek restitution in the Municipal Court as part of the sentence of a compliant.

ORDINANCE

IT IS FURTHER ORDAINED that the Ordinance shall take effect pursuant to N.J.S.A. 40:69A-181 and other applicable law.

INTRODUCTION:	MOTION:	SECOND:	ORD. AUTHORED BY:	ADOPTION	MOTION:	SECOND:										
INTRODUCTION				ADOPTION				INTRODUCTION				ADOPTION				
AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	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 Reconsidered by Council -- Override Vote AYE
REFLECTED NAY

 President of Council City Clerk

ORDINANCE

No. 24-40

1st Reading _____

Date to Mayor _____

Public Hearing _____

Date Returned _____

2nd Reading & Passage _____

Date Resubmitted to Council _____

Withdrawn _____ Lost _____

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, ESQ., CITY ATTORNEY

BRANDON GARCIA, CITY CLERK.

COUNCILMAN / WOMAN _____ YAZMINELLY GONZALEZ _____ PRESENTS THE FOLLOWING ORDINANCE:

SPONSORED BY: _____

AN ORDINANCE REQUIRING THE CITY OF TRENTON TO DISSEMINATE CERTAIN INFORMATION AND DOCUMENTATION IN BOTH THE ENGLISH AND SPANISH LANGUAGE

WHEREAS the City of Trenton is a diverse community, with a large segment of its residents who primarily speak and write Spanish and English; and

WHEREAS effective communication with our residents is crucial to fostering inclusivity, understanding, and unity within our community, and linguistic diversity enhances the cultural richness of the City by providing a sense of belonging for all residents; and

WHEREAS providing official City information and documentation in both the Spanish and English languages will ensure that all residents have equal access to and understanding of essential services, resources, and civic engagement opportunities, and underscores the City of Trenton's unwavering commitment to embracing the inherent benefits of a diverse citizenry;

IT IS HEREBY ORDAINED by the City Council of the City of Trenton that there is hereby created a Policy by which official Municipal information and documentation will be provided, translated, and disseminated to the residents of the City of Trenton in both the Spanish and English languages; and

IT IS FURTHER ORDAINED that the information and documentation referenced above shall include but not be limited to the City's Website; platforms; official notices regarding available resources and opportunities; violations; fines; applications; tax sales; notices of cancellations or approvals; official advertisements; complaint forms; intake forms; letters or notices pertaining to eligibility for services or benefits, or which pertain to rights or to the reduction, denial or termination of services or benefits or which require a response from the person who may have limited English proficiency; general information; events; and any other matters that affect or provide legal information about access to, retention of or exclusion from program services or benefits which are required by law, or which explain legal rights; and

IT IS FURTHER ORDAINED that the information and documentation referenced above shall not include vital records or certified copies thereof, including birth certificates, marriage licenses, death certificates or government issued licenses or permits; and

IT IS FURTHER ORDAINED that the Administration and all City Departments, Offices, Boards and Commissions shall implement and effectuate the foregoing not later than eighteen (18) months from the effective date of this Ordinance, and are hereby empowered to take all necessary action to ensure that the mandates of this Ordinance are fully implemented; and

