

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MARCH 23, 2010

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING: RESIDENTS AND TAXPAYERS ADDRESS THE CITY COUNCIL.

PUBLIC HEARINGS

ORD. NO. 4120 - Authorize the execution of a Temporary Construction Easement for construction of a 15" drainage pipeline/storm sewer and sewer manhole for water drainage from the City-owned parking lot located at 1160-1164 Elizabeth Avenue and a Permanent Easement for maintenance and repair of the sewer between the City of Elizabeth and Trinitas Regional Medical Center in a form approved by the City Attorney.

ORD. NO. 4121 - Authorize the establishment of a personalized parking space for Jamal R Bobbitt, 120 Franklin Street.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 12, 2010, from the Business Administrator requesting approval to submit a proposal to the New Jersey Urban Enterprise Zone Authority to provide for sponsorship of City of Elizabeth Festivals & Midtown Concert Series to promote the Urban Enterprise Zone program at various functions in Zone Assistance Funds in the amount of \$106,591.00.

Which was received.

By the Clerk:

Letter dated March 12, 2010, from the Business Administrator requesting approval to submit a proposal to the New Jersey Urban Enterprise Zone Authority for Elizabeth's Beautification Planters Program – Phase 4, to install and maintain 57 planters within several wards Commercial Business Districts for the period April 14, 2010 to June 30, 2011, in Zone Assistance Funds in the amount of \$16,110.00.

Which was received.

By the Clerk:

Letter dated March 12, 2010, from the Business Administrator requesting authorization to submit a proposal to the New Jersey Urban Enterprise Zone Authority to provide for funding the North Broad Street Streetscape project for the period April 14, 2010 to June 30, 2012, in Zone Assistance Funds in the amount of \$148,080.00, with 20% City match - \$3,520.00.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 12, 2010, from the Business Administrator requesting authorization for the proper City officials to enter into an agreement with Community Grants, Planning & Housing, 569 Abbington Drive, East Windsor, N.J., to conduct an Analysis of Impediments (AI) to Fair Housing Choice, within four (4) months of the award of the contract, and an annual update of same, each year for the next four (4) years, using Community Development Block Grant Funds for a period of one year at a cost not to exceed \$28,000.00; \$20,000.00 in Fiscal Year 2010 and \$8,000.00 in Fiscal Year 2011.

Which was received.

By the Clerk:

Letter dated March 16, 2010, from the Business Administrator recommending the award of a contract to Turn Out Fire & Safety, Inc., 3468 Kennedy Boulevard, Jersey City, N.J., for the purchase of Protective Clothing and Equipment for the Fire and Police Departments and the Division of Ambulance Service Bureau for the period March 1, 2010 to March 31, 2010 at a cost not to exceed \$15,000.00.

Which was received.

By the Clerk:

Letter dated March 16, 2010, from the Business Administrator recommending the award of a contract to IKON Office Solutions, Inc., 100 Passaic Avenue, Fairfield, N.J., for the maintenance and lease of the City's photocopiers and the lease of any necessary new or replacement copiers for a period of one year at a cost not to exceed \$75,000.00 per year.

Which was received.

By the Clerk:

Letter dated March 16, 2010, from the Business Administrator recommending the award of a contract to AAT Communications Systems Corporation, 3030 Veterans Road West, Staten Island, NY, for the purchase of one (1) Dynamic Instruments Digital Recorder and Accessories at a cost of \$61,079.00.

Which was received.

By the Clerk:

Letter dated March 16, 2010, from the Business Administrator recommending the award of a contract to Avaya, Inc., 161 Cliveden Drive, Newtown, PA, for the purchase of Telecommunications Wired for various departments for the period March 1, 2010 to May 31, 2010 at a cost not to exceed \$30,000.00.

Which was received.

By the Clerk:

Letter dated March 16, 2010, from the Chief Financial Officer requesting authorization to amend the Fiscal Year 2010 Budget to insert, as an Item of Revenue, a State of New Jersey, Department of Commerce & Economic Development, Urban Enterprise Zone Historic Midtown SID Grant in the amount of \$204,500.00.

Which was received.

By the Clerk:

Letter dated March 8, 2010, from the Director of Health and Human Services requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the New Jersey Transit Elderly and Persons with Disabilities Capital Assistance Program in an amount not to exceed \$200,000.00.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 11, 2010, from the Department of Neighborhood Services requesting permission to have a lien placed against the property situated at 450 East Jersey Street for the demolition of said premises in the amount of \$18,500.00. Which was received.

By the Clerk:

Letter dated March 5, 2010, from the Department of Planning and Community Development requesting authorization for the proper City officials to amend the contract adopted December 23, 2008, with Stanley Jay Appraisal Associates in an original amount of \$4,000.00, specifically to prepare an updated appraisal of 801-871 Livingston Street for an additional amount of \$2,000.00; raising the cost of the contract to \$6,000.00. Which was received.

By the Clerk:

Letter dated March 15, 2010, from the Department of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to authorize obligation extensions and budget revisions to State Neighborhood Stabilization Program (NSP), specifically to extend the date all Neighborhood Stabilization Program funds must be obligated from March 10, 2010 to June 12, 2010; reallocate funds for grant agreement #1746 so as to utilize the entire \$500,000.00 NSP grant for the construction of a senior building rather than \$300,000.00 for the senior building and \$200,000.00 for a supermarket; and reallocate funds for Grant Agreement #1752, so as to utilize the entire \$203,000.00 originally awarded for "redevelopment" of a residential property located at 807 Martin Street instead to rehabilitate a residential property located at 138 Smith Street. Which was received.

By the Clerk:

Letter dated March 15, 2010, from the Department of Planning and Community Development requesting authorization for the proper City officials to execute a Third Party Agreement with Magill Real Estate Holdings, LLC, for the rehabilitation of 138 Smith Street, Deferred Payment Neighborhood Stabilization Program Loan in the amount of \$203,000.00. Which was received.

By the Clerk:

Letter dated March 15, 2010, from the Department of Planning and Community Development requesting authorization for the proper City officials to execute a Third Party Agreement with 205 First Street Senior Housing Urban Renewal L.P., to construct 31 units of affordable housing and one (1) commercial space at 205-215 First Street; Deferred Payment Neighborhood Stabilization Program Loan in the amount of \$500,000.00. Which was received.

By the Clerk:

Letter dated March 12, 2010, from the Director of Public Works, on behalf of the Elizabeth Parking Authority, is requesting authorization to install a new storm water sewer consisting of approximately 200 linear feet of 15-inch reinforced concrete pipe (RCP) within the sidewalk area of the public right of way of Caldwell Place in the vicinity of Elizabethtown Plaza. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 2, 2010, from the Police Director requesting permission to accept a donation from PSE & G of a 1996 GMC Box Truck.
Which was received.

By the Clerk:

Letter dated February 24, 2010, from Tyree Environmental Corp, 2702 Cindel Drive, Suite 7, Cinnaminson, N.J., is requesting permission to perform soil sampling activities in East Jersey Street, as directed by the New Jersey Department of Environmental Protection, to complete additional remedial activities at the former Getty Service Station at 201 East Jersey Street.
Which was received.

By the Clerk:

Letter dated February 2, 2010, from Mr. Martinho Pereira, 661-665 Monroe Avenue, Elizabeth, N.J., requesting an encroachment permit to install in the public right-of-way a canopy, in front of Valenca Restaurant.
Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated February 28, 2010, from the Haitian Flag Day Planning Committee of New Jersey, Inc., P.O. Box 165, Elizabeth, N.J., requesting permission to host a flag raising to be held Tuesday, May 18, 2010, in front of City Hall at 9:30 a.m. to 10:30 p.m.; along with the use of a podium and sound system and to have the Public Works Department to post the Haitian Flags on Broad Street and across City Hall beginning on Monday, May 7 through Monday, May 31, 2010.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter March 23, 2010, from the Finance Department submitting a list of all bills, claims and vouchers which have been paid as of the close of business on Friday, March 19, 2010.
Which was received.

By the Clerk:

Letter dated February 9, 2010, from the Police Director submitting the sick and injury report for the month of February, 2010.
Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 4127 - Authorize an amendment to Chapter 10.08.010 of the Code of the City of Elizabeth, entitled "Four Way Stop Intersections," specifically to add Third Street and Fulton Street.
- ORD. NO. 4128 - Grant an encroachment permit to Tyree Environmental Corporation, 2702 Cindel Drive, Cinnaminson, N.J., on behalf of Getty Properties Corporation, to perform soil sampling at the former Getty Service Station at 201 East Jersey Street as directed by the New Jersey Department of Environmental Protection to complete additional remedial activities.

ORDINANCES ON FIRST (Cont'd.)

ORD. NO. 4129 - Grant an encroachment permit to Nordic Contracting, Inc., 111 Howard Boulevard, Ledgewood, N.J., on behalf of the Elizabeth Parking Authority, to install a new storm water sewer within the public right-of-way of Caldwell Place.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, APRIL 13, 2010, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 4120 - Authorize the execution of a Temporary Construction Easement for construction of a 15" drainage pipeline/storm sewer and sewer manhole for water drainage from the City-owned parking lot located at 1160-1164 Elizabeth Avenue and a Permanent Easement for maintenance and repair of the sewer between the City of Elizabeth and Trinitas Regional Medical Center in a form approved by the City Attorney.

ORD. NO. 4121 - Authorize the establishment of a personalized parking space for Jamal R Bobbitt, 120 Franklin Street.

*Under Suspensions:
Continuation of UEZ Programs*

NEW BUSINESS

Authorize an amendment to the Fiscal Year 2010 Budget to insert, as an Item of Revenue; a State of New Jersey, Department of Commerce & Economic Development, UEZ Historic Midtown SID grant in the amount of \$204,500.00.

Authorize the proper City officials to submit a proposal to the New Jersey Urban Enterprise Zone Authority for the use of City of Elizabeth Zone Assistance Funds in the amount of \$106,591.00, to provide for sponsorship of Festivals and Midtown Concert Series in the City.

Authorize the proper City officials to submit a proposal to the New Jersey Urban Enterprise Zone Authority for the use of City of Elizabeth Zone Assistance Funds in the amount of \$16,110.00 for Elizabeth's Beautification Planters Program – Phase 4, for the period April 14, 2010 to June 30, 2011.

Authorize the proper City officials to submit a proposal to the New Jersey Urban Enterprise Zone Authority for the use of City of Elizabeth Zone Assistance Funds in the amount of \$148,080.00, with 20% City match - \$3,520.00, to provide for funding the North Broad Street Streetscape Project for the period April 14, 2010 to June 30, 2012.

Authorize the proper City officials to submit an application to the New Jersey Transit Administration, Elderly and Persons with Disabilities Capital Assistance Program Grant, in an amount not to exceed \$200,000.00 for the purchase of equipment for transportation of senior citizens and people with disabilities.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to enter into an agreement with Community Grants, Planning & Housing, 569 Abbington Drive, East Windsor, N.J., to conduct an Analysis of Impediments to Fair Housing Choice and an update of same at a cost not to exceed \$28,000.00, using Community Development Block Grant funds and HOME funds pursuant to U.S. Department of Housing & Community Development (HUD) requirements.

Authorize the award of a contract to Turn Out Fire and Safety, Inc., 3468 Kennedy Boulevard, Jersey City, N.J., for the purchase of protective clothing and equipment for the Department of Fire and Police Departments and the Division of Ambulance Service Bureau, at a cost not to exceed \$15,000.00 for the period March 1, 2010 to March 31, 2010.

Authorize the award of a contract to IKON Office Solutions, Inc., 100 Passaic Avenue, Fairfield, N.J., for the maintenance and/or lease of new photocopiers for a one year period, at a cost not to exceed \$75,000.00.

Authorize the award of a contract to AAT Communications Systems Corporation, 3030 Veterans Road West, Staten Island, N.Y., for the purchase of one (1) Dynamic Instruments Digital Recorder and accessories for the Police Department at a cost of \$61,079.00.

Authorize the award of a contract to Avaya, Inc., 161 Cliveden Drive, Newton, PA, for the purchase of telecommunications wired for various departments for the period March 1, 2010 to May 31, 2010, at a cost not to exceed \$30,000.00.

Authorize an amendment to the contract awarded to Stanley Jay Real Estate Appraisal Associates, One Morton Place, Colonia, N.J., to provide appraisal services for the property located at 801-871 Livingston Street, at a cost of \$4,000.00, specifically to prepare an updated appraisal of said property, at an additional cost of \$2,000.00.

Authorize the proper City officials to execute all documents necessary for obligation extensions and budget revisions to State Neighborhood Stabilization Program pursuant to a request by the New Jersey Department of Community Affairs.

Authorize the proper City officials to execute a Third Party Agreement with Magill Real Estate Holdings, LLC., 806 East Jersey Street, Elizabeth, as required under the terms of the State Neighborhood Stabilization Program, for the rehabilitation of 138 Smith Street, for a Deferred Payment Neighborhood Stabilization Program Loan in the maximum amount of \$330,670.00.

Authorize the proper City officials to execute a Third Party Agreement with 205 First Street Senior Housing Urban Renewal, LP, 688 Maple Avenue, Elizabeth, as required under the terms of the State Neighborhood Stabilization Program, to construct thirty-one (31) units of affordable housing and one (1) commercial space at 205-215 First Street, for a Deferred Payment Neighborhood Stabilization Program Loan in the maximum amount of \$500,000.00.

Establish a lien on the property located at 450 East Jersey Street, in order to reimburse the City for the demolition of said property in the amount of \$18,500.00.

Authorize the acceptance of a donation of a 1996 GMC Box Truck from Public Service Electric & Gas Company, to the Police Department.

Establish a handicapped parking space in front of the premises located at 145 Marshall Street.

Permit the Haitian Day Planning Committee of New Jersey, Inc., P. O. Box 165, Elizabeth, N.J., to conduct their flag raising in front of City Hall on Tuesday, May 18, 2010, at 9:30 a.m. and declare the month of May as Haitian Heritage Month.

Removes

NEW BUSINESS (Cont'd.)

Pay utility bills.

Approve Bingo and Raffle licenses.

COMMENDATIONS

George Amabile

Brian Tanner

Morrison Management Specialist/ Compass Group

Athletic Hall of Fame recipients 2010

Valleese Association -

Speaker Nancy Pelosi

MEMORIALS

Carmine Crincoli

Randy Bruce Kleiner

James Michael Flood

Abraham Marcellino Reyes

ADJOURNMENT 7:55 pm.