

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, JULY 26, 2011

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4223 - Amend Bond Ordinance No. 3560, adopted November 12, 2003, providing for the construction of the Broad Street Streetscape, specifically appropriating \$1,500,000 for streetscape improvements to North Broad Street, Elizabeth Avenue, the Transit Village Midtown Train Station area and Morris Avenue. and providing for the issuance of \$1,425,000 in Bonds or Notes of the City to finance same.
- ORD. NO. 4224 - Amend Bond Ordinance No. 3661, adopted October 26, 2004, providing for the construction of the Broad Street Streetscape, specifically appropriating \$2,000,000 for streetscape improvements to North Broad Street, Elizabeth Avenue, the Transit Village Midtown Train Station area and Morris Avenue. and providing for the issuance of \$1,900,000 in Bonds or Notes of the City to finance same.
- ORD. NO. 4225 - Authorize a Bond Ordinance in the amount of \$1,000,000.00 for the design and implementation of a solar panel system on the roofs of eligible municipal buildings.
- ORD. NO. 4226 - Rescind Ordinance No. 3996, authorizing the establishment of a personalized handicapped parking space for Rosa E. Delfino, 617 Meadow Street.
- ORD. NO. 4227 - Rescind Ordinance No. 4038, authorizing the establishment of a personalized handicapped parking space for Ruben Lamaison, 35 Niles Street.
- ORD. NO. 4228 - Rescind Ordinance No. 4074, authorizing the establishment of a personalized handicapped parking space for Pedro Herrera, 922 Grove Street.
- ORD. NO. 4229 - Authorize the establishment of a personalized handicapped parking space for Francisco Milanes, 461 Franklin Street.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 23, 2011, from His Honor the Mayor advising that he has appointed Reverend Haneef R. Rashada, 126 Broadway, Elizabeth, to serve as a Member of the Human Rights Commission.
Which was received.

By the Clerk:

Letter dated June 30, 2011, from the Business Administrator recommending the award of a contract to Motorola Communications & Electronics Inc., P.O. Box 305, Bordentown, NJ, for the purchase of a Service Agreement for Communications Infrastructure and Maintenance on all portable radios for the Police and Fire Departments at a cost of \$101,483.88.
Which was received.

By the Clerk:

Letter dated June 30, 2011, from the Business Administrator requesting authorization for the proper City officials to execute an Indemnification Agreement with the Elizabeth Board of Education covering the City's utilization of their facilities during the 2011-2012 Fiscal Year.
Which was received.

By the Clerk:

Letter dated June 30, 2011, from the Business Administrator requesting authorization for the proper City officials to execute an agreement with the Elizabeth Parking Authority for the rental of 21 parking spaces in Lot No. 6 and 300 parking spaces in Lot No. 2 at a rate of \$25.00 per parking space per month for a period of one (1) year effective July 1, 2011 through June 30, 2012; total monthly cost will be \$8,025.00 or \$96,300.00 for one year.
Which was received.

By the Clerk:

Letter dated June 30, 2011, from the Business Administrator recommending the award of a contract to Firefighter One, 26 Gail Court, Suite 1, Sparta, NJ, for the purchase of personal protection items and equipment for the period of July 1, 2011 through June 30, 2012, in an amount not to exceed \$60,000.00.
Which was received.

By the Clerk:

Letter dated July 1, 2011, from the Business Administrator requesting authorization for the proper City officials to renew the policy of insurance to Midwest Employers Casualty Company, 13801 Riverport Drive, Maryland Heights, MO, through the agent-of-record Regional Risk Managers, LLC, covering the Excess Insurance on Workers Compensation for the period July 1, 2011 through June 30, 2012, at an annual premium of \$172,069.00.
Which was received.

By the Clerk:

Letter dated July 1, 2011, from the Business Administrator requesting authorization for the proper City officials to execute a contract with Kean University, 1000 Morris Avenue, Union, NJ, for Data Processing and Telecommunications Technical Services for a one year period commencing July 1, 2011 to June 30, 2012, at a cost not to exceed \$50,500.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 1, 2011, from the Business Administrator recommending the award of a professional service contract to Dr. Michael R. Zabolski, 240 Williamson Street, Suite 204, Elizabeth, NJ, as the Physician for the Elizabeth Police Department for the period of July 1, 2011 through June 30, 2012, at a total fee not to exceed \$18,000.00.

Which was received.

By the Clerk:

Letter dated July 1, 2011, from the Business Administrator recommending the award of a contract to William H. Malone, P.O. Box 586, Paramus, NJ, to provide insurance management consulting services for the period July 1, 2011 to June 30, 2012, at a total cost of \$25,000.00.

Which was received.

By the Clerk:

Letter dated July 1, 2011, from the Business Administrator requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the New Jersey Division of Highway Traffic Safety Project, Over the Limit Under Arrest 2011 Statewide Crackdown Grant in the amount of \$4,400.00.

Which was received.

By the Clerk:

Letter dated July 1, 2011, from the Business Administrator recommending the award of a contract to Bayway Lumber, 400 Ashton Avenue, Linden, NJ, under the Morris County Cooperative Purchasing Contract No. 10, for the purchase of lumber and associated materials for various departments for the period of July 1, 2011 through June 30, 2012, at a cost not to exceed \$150,000.00.

Which was received.

By the Clerk:

Letter dated July 1, 2011, from the Business Administrator recommending the award of a contract to AutoZone Northeast, Inc., 200 Rahway Avenue, Elizabeth, NJ, for the purchase of auto parts and accessories for various departments for the period of June 25, 2011 through September 25, 2011, at a cost not to exceed \$35,000.00.

Which was received.

By the Clerk:

Letter dated July 1, 2011, from the Business Administrator recommending the award of a contract to Certified Products Co., 400 West Side Avenue, Jersey City, NJ, for parts and repairs for road maintenance equipment for various departments for the period of June 30, 2011 through June 30, 2012, at a cost not to exceed \$150,000.00.

Which was received.

By the Clerk:

Letter dated July 1, 2011, from the Business Administrator recommending the award of a contract to American Hose & Hydraulics Co., 700 21st Avenue, Paterson, NJ, for the purchase of miscellaneous automotive and hydraulic truck parts and repairs for road maintenance equipment for various departments for the period of June 30, 2011 through June 30, 2012, at a cost not to exceed \$150,000.00.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 1, 2011, from the Business Administrator recommending the award of a contract to Royal Printing Service, P.O. Box 547, West New York, NJ, to purchase sample election ballots in the amount of \$37,502.00.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Business Administrator recommending the award of a contract to Old Dominion Brush Company, 5118 Glen Alden Drive, Richmond, VA, for the purchase of parts and repairs for road maintenance equipment for the period of June 30, 2011 through June 30, 2012, at a cost not to exceed \$250,000.00.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the City Attorney recommending the renewal of a contract with the law firm of LaCorte, Bundy, Varady & Kinsella, 989 Bonnel Court, Union, NJ, to provide the same civil litigation in auto and general liability cases, as well as matters included in the City's self-insurance program at a rate of \$175.00 per hour for the fiscal year July 1, 2011 through June 30, 2012, at a cost not to exceed \$450,000.00.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the City Attorney recommending the renewal of a contract with the law firm of LaCorte, Bundy, Varady & Kinsella, 989 Bonnel Court, Union, NJ, to provide the same defense of Workers' Compensation cases, as well as matters included in the City's self-insurance program at a rate of \$175.00 per hour for the fiscal year July 1, 2011 through June 30, 2012, at a cost not to exceed \$150,000.00.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the City Attorney recommending the award of a contract for legal representation of the City and City employees in litigation where LaCorte, Bundy, Varady & Kinsella have conflicts of interest, with an hourly rate of \$175.00; with a cap of \$65,000.00, for the period of July 1, 2011 through June 30, 2012, with the following attorneys: Kologi-Simitz, 923 North Wood Avenue, Linden, NJ, Robert F. Renaud, Palumbo & Renaud, Attorneys at Law, 190 North Avenue East, Cranford, NJ, Daniel Antonelli, Daniel Antonelli, LLC, 2004 Morris Avenue, Union, NJ, Peter H. Spaeth, Wolff, Helies, Duggan, Spaeth & Lucas, Counsellors at Law, Valley Park Professional Center, 2517 Highway 35, Building K, Suites 201 & 202, Manasquan, NJ, Guy P. Ryan, Secare, Ryan & Hensel, 16 Madison Avenue – Building 1, Toms River, NJ, Kraig M. Dowd, Weber Dowd Law, LLC, 365 Rifle Camp Road, Woodland Park, NJ, Alan C. Roth, Roth D'Aquanni, Counsellors at Law, 150 Morris Avenue, Suite 206, Springfield, NJ, Joseph A. Ascione & Janyce M. Wilson, Ascione & Wilson, 226 St. Paul Street, Westfield, NJ, Raymond S. Londa, Londa & Londa, 277 North Broad Street, Elizabeth, NJ, Edwin R. Matthews, Bourne, Noll & Kenyon, 382 Springfield Avenue, Box 690, Summit, NJ.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the City Attorney recommending the award of a contract to the law firm of Ascione & Wilson, 226 St. Paul Street, Westfield, NJ, as Midtown Redevelopment Counsel for the City of Elizabeth to maintain continuity of service for the period of July 1, 2011 through June 30, 2012, at the rate of \$175.00 per hour for an amount not to exceed \$90,000.00, without further authorization by your Honorable Body.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 22, 2011, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel/refund/credit an over billing of taxes on the property located at 734-736 Fay Avenue for the 2010 Tax Year in the amount of \$395.28.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer advising that Temporary Emergency Appropriations for the 2012 SFY Municipal and Sewer Utility Budgets may be necessary.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer advising that transfers for the 2011 SFY Municipal and Sewer Utility Budgets may be necessary.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer that City Council consider for introduction and approval the Elizabeth Avenue Special Improvement District 2012 Fiscal Budget.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract with DeCotiis, FitzPatrick and Cole, LLP, Glenpointe Centre West, 500 Frank W. Burr Boulevard, Suite 31, Teaneck, NJ, to provide bond counsel services to the City in connection with the City's issuance of debt obligations and to provide for the terms and security of such obligations in accordance with the law of the State of New Jersey in an amount not to exceed \$60,000.00.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract with Acacia Financial Group, Inc., Four Greentree Centre, 13000 Lincoln Drive West, Suite 206, Marlton, NJ, to provide financial advisory services to the City in connection with the City's issuance of municipal and sewer utility debt obligations including bonds and bond anticipation notes and any other financial analysis deemed necessary in an amount not to exceed \$40,000.00.

Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract with Powell Capital Markets, Inc., 280 Corporate Center, 3 Becker Farm Road, Roseland, NJ, to provide financial advisory services to the City in connection with the City's issuance of municipal and sewer utility debt obligations including bonds and bond anticipation notes and any other financial analysis deemed necessary in an amount not to exceed \$40,000.00.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract with Louis C. Mai, CPA & Associates, 6 Moonshadow Court, Kinnelon, NJ, to provide statutory audits of the General Funds, Sewer Utility Funds, Other Funds, the Single Audit and also for 5 year comparative statements in an amount not to exceed \$205,000.00. Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract with the law firm of Blau & Blau, 55 Morris Avenue, Springfield, NJ, to be the primary legal representative of the City in all matters relating to tax appeals including preparation for trials, discovery and motions, and the appearance at trials and other court appearances pertaining to tax appeals at the Union County Tax Board and New Jersey Tax Court and other venues. Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract with Stack, Coolahan & Stack, LLC, 90 Hudson Street, P.O. Box 731, Hoboken, NJ, to provide appraisal and consulting services to the City including testimony and attendance at conferences scheduled by the Court in connection with State Tax Court appeals, in an amount not to exceed \$78,000.00. Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer requesting authorization for the Mayor to have the City enter into a tax abatement agreement for thirty (30) years with the Westminster Heights Urban Renewal LLC, c/o Community Investment Strategies, 1970 Brunswick Avenue, Lawrenceville, NJ, for the renovation of 380 Irvington Avenue and the addition of a new structure at 400 Irvington Avenue. Which was received.

By the Clerk:

Letter dated July 5, 2011, from the Chief Financial Officer requesting authorization for the Mayor to have the City enter into a tax abatement agreement for thirty years (30) with the Oaks at Westminster Urban Renewal LLC, c/o Community Investment Strategies, 1970 Brunswick Avenue, Lawrenceville, NJ, for the renovation of 350 Irvington Avenue. Which was received.

By the Clerk:

Letter dated June 23, 2011, from the Director of Health and Human Services requesting authorization to expend \$21,474.00 to the Elizabeth Board of Education for the S.O.A.R. (Special Opportunities for Achievement & Reawakening) Summer Program for the use of custodial, security & bus services commencing July 5, 2011 and ending on August 12, 2011. Which was received.

By the Clerk:

Letter dated June 27, 2011, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to provide a Rental Housing Program, Deferred Payment Loan to Community Access Institute, Inc., 80 West Grand Street, Elizabeth, NJ, on the property located at 14-20 Jacques Street in the amount of \$50,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 1, 2011, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to submit to the U.S. Department of Housing and Urban Development (HUD) a Consolidated Plan for CD-37, Fiscal Year 2011, for Community Development Block Grant (CDBG) \$1,901,126, a decrease of \$369,819.00, Emergency Shelter Grant (ESG) \$92,006.00, an increase of \$714.00 and HOME Program \$1,325,212.00 a decrease of \$176,111.00 from Funding Year 2010. Which was received.

By the Clerk:

Letter dated June 29, 2011, from the Director of Public Works recommending the award of a contract to Supreme Conditioning Systems, Inc., P.O. Box 206, Hazlet, NJ, for Preventive Maintenance and Emergency Repair Service for Heating, Air Conditioning and Automatic Temperature Control for a two (2) year period, at a cost of \$608,467.08. Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated June 29, 2011, from the Director of Public Works requesting permission to have liens placed against the properties listed on Schedule A attached hereto and made a part hereof for the removal and disposal of debris from said properties in the amount of \$8,173.62. Which was received.

By the Clerk:

Letter dated June 30, 2011, from the Director of Public Works requesting approval of Contract Amendment No. 1 for the contract awarded to Toll Associates, PA, to provide construction management services in connection with the Broad Street Streetscape Project, at an original cost not to exceed \$64,350.00, to provide further for sixty (60) days of required additional field supervision, at an additional cost not to exceed \$45,000.00; raising the contract amount to \$109,350.00. Which Was Referred To Council As A Whole.

By the Clerk

Letter dated July 1, 2011, from the Director of Public Works recommending the award of a contract to Tilcon New York, Inc., 625 Mt. Hope Road, Wharton, NJ, for the resurfacing of portions of Amboy Avenue, Atlantic Street and Bayway at a cost of \$327,180.40. Which was received.

By the Clerk:

Letter dated July 1, 2011, from the Director of Public Works requesting authorization for the proper City officials to accept and sign all appropriate documents for the Oakmont Hayward I, LLC, 3520 Piedmont Road, Suite 100, Atlanta, Georgia, Developers Agreement to construct and install at their expense a new off-site storm sewer line in Fairmount Avenue extending approximately 2000 linear feet from the Oakmont complex to the connection to an existing storm sewer at the intersection of Fairmount Avenue and Division Street. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 30, 2011, from the Director of Recreation requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the Union County Open Space, Recreation & Historic Preservation Kids Recreation Trust Fund; anticipated funding will replace playground equipment at the Peterstown Community Center, participate in the Discover Our Parks Program at the Trailside Nature and Science Center; Elizabeth River Trail project by implementing Phase II of the initiative, to include design elements as well as the incorporation of benches, bike racks and garbage receptacles, in an amount not to exceed \$435,000.00 Which was received.

By the Clerk:

Letter dated June 29, 2011, from the Police Director requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the 2011 State Body Armor Replacement Fund Program. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter July 26, 2011, 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, July 22, 2011. Which was received.

By the Clerk:

Letters dated June 27, 2011, from the Chief Financial Officer submitting the City Treasurer's report of Receipts and Disbursements for the month of April, 2011, and Statement of Bank Balances and Investments as of April 30, 2011. Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 4230 - Authorize an ordinance to exceed the Fiscal Year 2012 Municipal Budget Cost of Living Allowance (COLA) and to establish a Cap Bank when the COLA is equal to or less than 2.5 per cent, pursuant to N.J.S.A. 40A:4-45.14.

ORD. NO. 4233 - Authorize the establishment of a personalized handicapped parking space for Rolando Anderson, 429 Marshall Street.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, AUGUST 23, 2011, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 4223 - Amend Bond Ordinance No. 3560, adopted November 12, 2003, providing for the construction of the Broad Street Streetscape, specifically appropriating \$1,500,000 for streetscape improvements to North Broad Street, Elizabeth Avenue, the Transit Village Midtown Train Station area and Morris Avenue. and providing for the issuance of \$1,425,000 in Bonds or Notes of the City to finance same.
- ORD. NO. 4224 - Amend Bond Ordinance No. 3661, adopted October 26, 2004, providing for the construction of the Broad Street Streetscape, specifically appropriating \$2,000,000 for streetscape improvements to North Broad Street, Elizabeth Avenue, the Transit Village Midtown Train Station area and Morris Avenue. and providing for the issuance of \$1,900,000 in Bonds or Notes of the City to finance same.
- ORD. NO. 4225 - Authorize a Bond Ordinance in the amount of \$1,000,000.00 for the design and implementation of a solar panel system on the roofs of eligible municipal buildings.
- ORD. NO. 4226 - Rescind Ordinance No. 3996, authorizing the establishment of a personalized handicapped parking space for Rosa E. Delfino, 617 Meadow Street.
- ORD. NO. 4227 - Rescind Ordinance No. 4038, authorizing the establishment of a personalized handicapped parking space for Ruben Lamaison, 35 Niles Street.
- ORD. NO. 4228 - Rescind Ordinance No. 4074, authorizing the establishment of a personalized handicapped parking space for Pedro Herrera, 922 Grove Street.
- ORD. NO. 4229 - Authorize the establishment of a personalized handicapped parking space for Francisco Milanes, 461 Franklin Street.

NEW BUSINESS

Introduce and approve the Elizabeth Avenue Special Improvement District Fiscal Year 2012 Budget in the amount of \$414,062.50.

(PUBLIC HEARING AND FURTHER CONSIDERATION TO BE HELD TUESDAY EVENING, AUGUST 23, 2011.)

Authorize Fiscal Year 2011 Municipal and Sewer Utility Budget transfers in the amount of \$xxxxxxxxxx.

Authorize Temporary Emergency appropriations for the 2012 Fiscal Year Municipal and Sewer Utility Budgets in the amount of \$714,469.10.

Authorize the award of a contract to Motorola Communications & Electronics, P.O. Box 305, Bordentown, N.J., for the purchase of a service agreement for Communications Infrastructure and Maintenance on all portable radios for the Police and Fire Departments, at a cost of \$101,483.88.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to execute an agreement with the Elizabeth Parking Authority for the rental of twenty-one (21) parking spaces in Lot #6 and three hundred (300) parking spaces in Lot #2 at a rate of \$25.00 per parking space per month for the period July 1, 2011 through June 30, 2012, at a total cost of \$96,300.00

Authorize the award of a contract to Firefighter One, 26 Gail Court, Sparta, N.J., for the purchase of personal protection items and equipment, under the Morris County CO-OP, for the Fire Department for the period July 1, 2010 through June 30, 2011, in an amount not to exceed \$60,000.00.

Authorize the proper City officials to execute a contract with Discovery Benefits, 3116 13th Avenue S, Fargo, ND, to provide billing services and premium collection in connection with the COBRA mandate, for the period July 1, 2011 to June 30, 2014, at a cost not to exceed \$1,750.00 per year.

Authorize the award of a contract to Hartford Insurance Company, Hartford, CT., through the agent-of-record, Hughes-Plumer Associates, to provide a policy of insurance covering Auxiliary Police Officers, for the period July 1, 2011 to June 30, 2012, at an annual premium of \$310.00.

Authorize the award of a contract to Kean University, 1000 Morris Avenue, Union, N.J., for Data Processing and Telecommunications Technical Services for the period July 1, 2011 to June 30, 2012, at a cost not to exceed \$50,500.00.

Authorize the award of a contract to Dr. Michael R. Zaboski, 240 Williamson Street, Elizabeth, N.J., to serve as the physician for the Elizabeth Police Department for the period July 1, 2011 to June 30, 2012, at a fee not to exceed \$18,000.00.

Authorize the award of a contract to William H. Malone, P. O. Box 586, Paramus, N.J., to provide the City with Insurance Management Consulting Services for the period July 1, 2011 through June 30, 2012, at a flat fee of \$25,000.00.

Authorize the award of a contract to Bayway Lumber, 400 Ashton Avenue, Linden, N.J., for the purchase of lumber and associated materials, under the Morris County CO-OP, for various departments, for the period July 1, 2011 through June 30, 2012, at a cost not to exceed \$150,000.00.

Authorize the award of a contract to AutoZone Northeast, Inc., 200 Rahway Avenue, Elizabeth, N.J., for the purchase of auto parts and accessories for various departments for the period June 25, 2011 through September 25, 2011, at a cost not to exceed \$35,000.00.

Authorize the award of a contract to Certified Products Company, 400 West Side Avenue, Jersey City, N.J., for the purchase of parts and repairs for road maintenance equipment for various departments for the period June 30, 2011 through June 30, 2012, at a cost not to exceed \$150,000.00.

Authorize the award of a contract to American Hose and Hydraulic Company, 700 21st Avenue, Paterson, N.J., for the purchase of miscellaneous automotive and hydraulic truck parts and repairs for road maintenance equipment for various departments for the period June 30, 2011 through June 30, 2012, at a cost not to exceed \$150,000.00.

Authorize the award of a contract to Royal Printing Service, P.O. Box 547, West New York, N.J., for the printing of primary and general election sample ballots in the amount of \$37,502.00.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Old Dominion Brush Company, 5118 Glen Alden Drive, Richmond, VA, for the purchase of parts and repairs for road maintenance equipment for the period June 30, 2011 through June 30, 2012, at a cost not to exceed \$250,000.00.

Authorize the award of a contract with the law firm of LaCorte, Bundy, Varady and Kinsella, Esqs., 989 Bonnel Court, Union, N.J., to provide the City with legal services in the defense of civil litigation in auto/general liability cases and matters included within the City's self-insurance program, for the period July 1, 2011 to June 30, 2012, at a cost not to exceed \$450,000.00, except as specifically authorized by City Council.

Authorize the award of a contract with the law firm of LaCorte, Bundy, Varady and Kinsella, Esqs., 989 Bonnel Court, Union, N.J., to provide the City with legal services in the defense of Workers' Compensation cases and matters included within the City's partial self-insurance program, for the period July 1, 2011 to June 30, 2012, at a cost not to exceed \$150,000.00, except as specifically authorized by City Council.

Authorize the award of respective contracts to: Kologi & Smitz, Esqs., Linden, N.J.; Robert F. Renaud, Esq., Cranford, N.J.; Daniel Antonelli, Esq., Union, N.J.; Peter H. Spaeth, Esq., Manasquan, N.J.; Guy P. Ryan, Esq., Toms River, N.J.; Kraig M. Dowd, Esq., Little Falls, N.J.; Allan C. Roth, Esq., Springfield, N.J.; Ascione and Wilson, Esqs., Westfield, N.J.; Raymond S. Londa, Esq., Elizabeth, N.J., and Edwin R. Matthews, Esq., Summit, N.J. to serve as legal counsel for representation of the City and City employees in tort litigation where the law firm of LaCorte, Bundy, Varady, and Kinsella, Esqs., have a conflict of interest, for the period July 1, 2011 to June 30, 2012, at a cost not to exceed \$65,000.00 per Attorney.

Authorize the award of a contract to Ascione and Wilson, Esqs., 226 St. Paul Street, Westfield, N.J., to provide the City with legal counsel for the Midtown Redevelopment Project for the period July 1, 2011 to June 30, 2012, at a cost not to exceed \$90,000.00, unless further authorized by City Council.

Authorize the award of a contract to the law firm of DeCotiis, Fitzpatrick, and Cole, LLP., 500 Frank W. Burr Boulevard, Teaneck, N.J., to provide the City with bond counsel services in connection with the City's issuance of debt obligations for Fiscal Year 2012, at a cost not to exceed \$60,000.00.

Authorize the proper City officials to enter into a contract with Acacia Financial Group, Inc., 13000 Lincoln Drive West, Marlton, N.J., to provide financial advisory services in connection with the City's issuance of municipal and sewer utility debt obligations, including bonds and bond anticipation notes, and any other financial analysis deemed necessary, for Fiscal Year 2012 in an amount not to exceed \$40,000.00.

Authorize the proper City officials to enter into a contract with Powell Capital Markets, Inc., 280 Corporate Center, 3 Becker Farm Road, Roseland, N.J., to provide financial advisory services in connection with the City's issuance of municipal and sewer utility debt obligations, including bonds and bond anticipation notes, and any other financial analysis deemed necessary, for the Fiscal Year 2012, in an amount not to exceed \$40,000.00.

Authorize the proper City officials to enter into a contract award with Louis C. Mai, CPA. and Associates, 6 Moonshadow Court, Kinnelon, N.J., to conduct statutory audits of the General Funds, Sewer Utility, other funds and single audit of Federal and State Grants for Fiscal Year 2012 and five year comparative statements in an amount not to exceed \$205,000.00.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to enter into a contract with the law firm of Blau and Blau, Esqs., 55 Morris Avenue, Springfield, N.J., to provide the City with legal services in conjunction with tax appeal cases for Fiscal Year 2012 in an amount not to exceed \$125,000.00.

Authorize the proper City officials to enter into a contract with Stack, Coolahan & Stack, LLC., 90 Hudson Street, Hoboken, N.J., to provide the City with expert real estate appraisal services in connection with State Tax Court appeals for Fiscal Year 2012, in an amount not to exceed \$78,000.00.

Authorize the award of a contract to Tilcon New York, Inc., 625 Mt. Hope Road , Wharton, N.J., for the resurfacing of portions of Amboy Avenue, Atlantic Street and Bayway, at a cost of \$327,180.40.

Authorize the proper City officials to execute a Developers Agreement with Oakmont Hayward 1, LLC., 3520 Piedmont Road, Atlanta, Georgia, to construct and install a new storm sewer line In Fairmount Avenue from the Oakmont Complex to the existing storm sewer at the intersection of Fairmount Avenue and Division Street at their expense.

Authorize the award of a contract to Supreme Conditioning Systems, Inc., P.O. Box 206, Hazlet, N.J., for the furnishing of preventive maintenance, emergency repair service for heating, air conditioning and automatic temperature control for a two year period at a cost not to exceed \$608,467.08.

Authorize Contract Amendment No. 1 awarded to Toll Associates, PA, to provide construction management services in connection with the Broad Street Streetscape project, at an original cost not to exceed \$64,350.00, to provide further for sixty (60) days of required field supervision, at an additional cost not to exceed \$45,000.00, raising the contract amount to \$109,350.00.

Authorize the proper City officials to execute all appropriate documents for the Union County Open Space, Recreation and Historic Preservation, Kids Recreation Trust Fund Program to replace playground equipment, participate in Discover Our Parks Program, as well as implementing Phase II of the Elizabeth River Trail Project in an amount not to exceed \$435,000.00.

Authorize the proper City officials to submit to the U.S. Department of Housing and Urban Development a Consolidated Plan for Fiscal Year 2011 incorporating single submission of applications for funding for Community Development Block Grants, Emergency Shelter Grants and Home Programs following grant allocations from Year 2010.

Authorize the proper City officials to execute all appropriate documents for the New Jersey Department of Transportation, Division of Highway Safety, Over the Limit Under Arrest 2011 Statewide Crackdown Grant, in the amount of \$4,400.00.

Authorize the proper City officials to execute all appropriate documents for the 2011 State of New Jersey Body Armor Replacement Fund Grant.

Authorize the proper City officials to execute an Indemnification Agreement with the Elizabeth Board of Education, covering the City's utilization of Board of Education facilities during the 2011-2012 school year.

Authorize the expenditure of \$21,474.00 to the Elizabeth Board of Education, 500 North Broad Street, Elizabeth, for security and custodial and bus services for the S.O.A.R. Summer Program utilizing Nicholas Murray Butler School #23 for the period July 5, 2011 to August 12, 2011.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to execute all necessary documents to provide a Rental Housing Program Deferred Payment loan to Community Access Institute, Inc., 80 West Grand Street, Elizabeth, for the rehabilitation of a condominium unit on the property located at 14-20 Jacques Street, in the amount of \$50,000.00

Authorize the award of a contract to Midwest Employers Casualty Company, 13801 Riverport Drive, Maryland Heights, MO, through the agent-of-record, Regional Risk Managers, LLC., for a policy of insurance covering Excess Insurance on Workers Compensation for the period July 1, 2011 to June 30, 2012 at an annual premium of \$172,069.00.

Authorize the Tax Collector to cancel/refund/credit an overbilling of taxes on the property located at 734-736 Fay Avenue for Tax Year 2010 in the total amount of \$395.28.

Establish liens for the removal and disposal of debris on properties listed on Schedule A, in the total amount of \$8,173.62.

Establish a handicapped parking space in front of the premises located at 37 Delaware Street.

Utility bills.

Approve Bingo and Raffle licenses.

COMMENDATIONS

Jorge Conde, Elizabeth Student, recipient of 2011 Merit Scholarship,
Research & Development Council of New Jersey and Exxon/Mobil

Stefanie Fletcher, Registered Nurse, Operation Saving Lives in Haiti

MEMORIALS

Emanuel C. Caravano, former City Weights & Measures Official

ADJOURNMENT