

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, AUGUST 24, 2010

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING: RESIDENTS AND TAXPAYERS ADDRESS THE CITY COUNCIL.

PUBLIC HEARINGS

- ORD. NO. 4144 - Authorize an amendment to Chapter 2.104.030 of the Code of the City of Elizabeth, entitled "Residence in City Required – Exception," specifically to waive the residency requirement for all employees after fifteen (15) years of permanent employment with the City.
- ORD. NO. 4145 - An Ordinance to establish the salary for certain unclassified positions for the period July 1, 2009 through June 30, 2013, and for a 1.5% contribution of their salary toward health benefits.
- ORD. NO. 4147 - Authorize the establishment of a personalized handicapped parking space for Nancy B. McDougald, 522 Marshall Street.
- ORD. NO. 4148 - Authorize the establishment of a personalized handicapped parking space for Manuela D. Freire, 806 Garden Street.
- ORD. NO. 4149 - Authorize amendments to various Chapters of the Code of the City of Elizabeth, specifically to revise fees and fines charged for services provided by the City.

**THE ELIZABETH AVENUE SPECIAL IMPROVEMENT DISTRICT FISCAL YEAR 2011 BUDGET IN THE AMOUNT OF \$469,500.00.**

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated August 3, 2010, from His Honor the Mayor that subject to confirmation, he herewith appoints William Reyes, Jr., 1035 Rutgers Road, Mountainside, N.J., to serve as Director of Planning and Community Development, effective August 30, 2010.  
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 13, 2010, from the Business Administrator recommending the award of a contract to Cleveland Auto and Tire Company, 462 Third Avenue, Elizabeth, N.J., for tires and tubes for the period July 8, 2010 to April 8, 2011, at a cost not to exceed \$200,000.00.

Which was received.

By the Clerk:

Letter dated July 23, 2010, from the Business Administrator recommending the award of a contract, under the Morris County Cooperative Purchasing Contract #10, to Bayway Lumber, 400 Ashton Avenue, Linden, N.J., for the purchase of lumber and associated materials for various departments for the period July 1, 2010 through June 30, 2011, at a cost not to exceed \$100,000.00.

Which was received.

By the Clerk:

Letter dated July 23, 2010 from the Business Administrator, advising that being satisfied that an emergency did exist, recommends the award of a contract to ESI Equipment, Inc., 440 Horsham Road, Suites 4 & 5, Horsham, PA, for repair parts and service to Holmatro Extrication Equipment in the amount of \$4,526.00.

Which was received.

By the Clerk:

Letter dated July 23, 2010, from the Business Administrator recommending the award of a contract to Firefighter One, 26 Gail Court, Suite 1, Sparta, N.J., for the purchase of Personal Protection Items and equipment for the period July 19, 2010 through June 30, 2011, in an amount not to exceed \$80,000.00.

Which was received.

By the Clerk:

Letter dated July 23, 2010, from the Business Administrator recommending the award of a contract to Fanwood Crushed Stone Company, Division of Weldon Materials, Inc., 141 Central Avenue, Westfield, N.J., under the Union County Cooperative Purchasing contract, for the purchase of road materials for the period June 6, 2010 through June 6, 2011, at a cost not to exceed \$65,000.00.

Which was received.

By the Clerk:

Letter dated July 26, 2010, from the Business Administrator requesting that City Council reject all bids received on July 21, 2010, for the furnishing of HZ9420 Multi-Threat Suits w/Chempak Ultra-Barrier Fabric or Equal for the Police Department and authorize the Purchasing Agent to re-advertise for same.

Which was received.

By the Clerk:

Letter dated July 29, 2010, from the Business Administrator requesting permission for the Purchasing Agent to make the necessary arrangements to conduct an auction of a seized vehicle in the possession of the Police Department to be held by Propertyroom.Com, State pre-approved on-line auction site; date of the sale will be set by the auction company and will be published in the Newark Star Ledger.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 29, 2010, from the Business Administrator requesting an amendment to the resolution adopted on December 9, 2008, with PSE&G, Somerset, N.J., to supply 79 Classic I poles for the Elizabeth Avenue Streetscape – Phase I, at a cost of \$61,468.19, specifically to change the style of 36 poles to Tall Deco Poles at an additional cost of \$26,237.58, raising the amount of the contract to \$287,705.77. Which was received.

By the Clerk:

Letter dated July 29, 2010, from the Business Administrator recommending the award of a contract to Capozzi Overhead Doors, Inc., 80 Howard Place, Nutley, N.J., under the Union County Cooperative Purchasing Contract, for the purchase of Door and Gate Systems Service-Overhead for various departments for the period July 6, 2010 through July 5, 2012, at a cost not to exceed \$120,000.00. Which was received.

By the Clerk:

Letter dated July 29, 2010, from the Business Administrator recommending the award of a contract to Allied Fire & Safety Equipment Co., 517 Green Grove Road, P.O. Box 607, Neptune, N.J., under the Union County Cooperative Purchasing Contract, for the purchase of Fire Sprinkler Service for the period June 18, 2010 through June 17, 2012, at a cost not to exceed \$120,000.00. Which was received.

By the Clerk:

Letter dated July 29, 2010, from the Business Administrator requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the N.J. Department of Transportation's Local Aid for the Transit Village Grant Program to implement the Midtown Train Station Streetscape, extending from Julian Place to Union Street and concluding on West Grand Street, in an amount not to exceed \$450,000.00. Which was received.

By the Clerk:

Letter dated July 29, 2010, from the Business Administrator requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the N.J. Department of Transportation's Bikeway Grant Program to construct an extension of the current Bike, Hike and Roll Throughway, which connects Slater Park via Slater Drive; proposed extension will be constructed from the end of the current bike path near Bond Street to the Recreation Pier, in an amount not to exceed \$400,000.00. Which was received.

By the Clerk:

Letter dated July 29, 2010, from the Business Administrator recommending the award of a contract to Snap On Tools, P.O. Box 9004, Crystal Lake, IL., for power tools, accessories and hand tools for various departments for the period August 1, 2010 through October 31, 2010, at a cost not to exceed \$6,000.00. Which was received.

By the Clerk:

Letter dated July 29, 2010, from the Business Administrator recommending the award of a contract to Royal Printing Service, P.O. Box 547, West New York, N.J., for the printing of 2010 Primary and General Election sample ballots in the amount of \$33,120.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 29, 2010, from the Business Administrator recommending the award of a contract to Independence Constructors, 1200 Route 22 East, Bridgewater, N.J., for the cleaning, inspections, monitoring of oil/water separators and Above and Underground tanks at various locations and for DEP Compliance for the period July 26, 2010 through November 30, 2011, at a cost not to exceed \$50,000.00.

Which was received.

By the Clerk:

Letter dated July 30, 2010, from the Business Administrator requesting authorization for the renewal of insurance with Hartford Insurance Company, Hartford, CT, through the agent-of-record, Hughes-Plumer Associates, covering Auxiliary Police Officers for the period July 1, 2010 through June 30, 2011, at an annual premium of \$310.00.

Which was received.

By the Clerk:

Letter dated July 30, 2010, from the Business Administrator requesting authorization to issue a policy of insurance with Evanston Insurance Company, 10 Parkway N, Suite 100, Deerfield, IL, through agent-of-record, Otterstedt Insurance Agency, covering City Nurses for the period August 3, 2010 to August 3, 2011, at an annual premium of \$13,646.00.

Which was received.

By the Clerk:

Letter dated July 30, 2010, from the Business Administrator requesting authorization for the proper City officials to issue a policy of insurance with Western Surety Bond Company of Sioux Falls, SD, through agent-of-record Hughes-Plumer Associates, covering the Public Officials Bond for Municipal Court Judges and the entire Municipal Court Personnel, for the period September 1, 2010 to September 1, 2011, at an annual premium of \$1,565.00.

Which was received.

By the Clerk:

Letter dated August 2, 2010, from the Business Administrator requesting authorization for the proper City officials to execute a contract with Union Square Medical Associates, 824 Elizabeth Avenue, Elizabeth, N.J., to provide professional services under the direction of Francisco Munoz, M.D., for the period September 1, 2010 to August 31, 2011, at a cost not to exceed \$95,000.00.

Which was received.

By the Clerk:

Letter dated August 3, 2010, from the Business Administrator requesting to allocate \$3,931,000 in Recovery Zone Facility Bonds to the Union County Improvement Authority to assist in the financing of a new 189 room Embassy Suites Hotel and Conference Center in the vicinity of the Jersey Gardens Mall.

Which was received.

By the Clerk:

Letter dated August 3, 2010, from the Business Administrator requesting authorization for the proper City officials to enter into 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 year effective July 1, 2010 through June 30, 2011, at a total monthly cost of \$8,025.00 or \$96,300.00 for one year.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated August 3, 2010, from the Business Administrator requesting of your Honorable Body to adopt four (4) ordinances and five (5) resolutions required for certification under Sustainable New Jersey for municipalities that want to go green. Which was received.

By the Clerk:

Letter dated August 3, 2010, from the City Attorney requesting that City Council authorize an amendment to the Baker Center Redevelopment Agreement adopted August 23, 2005, to provide funding to settle the litigation concerning the aborted condemnation of the property to the north of 1001 Newark Avenue. Which was received.

By the Clerk:

Letter dated July 21, 2010, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel said disallowed senior citizen deduction for the 2009 Tax Year for the property located at 431-435 Redcliffe Street in the sum of \$250.00. Which was received.

By the Clerk:

Letter dated July 22, 2010, from the Chief Financial Officer requesting authorization for the Tax Collector to credit/refund a Veteran Deduction to the owner of the property located at 1074 North Avenue for the 2010 Tax Year in the amount of \$250.00; to credit/refund a Disabled Person deduction to the owner of the property located at 841 Adams Avenue for the 2009 Tax Year in the amount of \$250.00 and for the 2010 Tax Year in the amount of \$250.00, totaling \$750.00.

By the Clerk:

Letter dated July 27, 2010, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel/credit an overbilling of taxes for the 2010 Tax Year on the property located at 945 Kenneth Avenue in the amount of \$1,873.93. Which was received.

By the Clerk:

Letter dated July 30, 2010, from the Chief Financial Officer requesting authorization to credit/refund a Widow of a Veteran Deduction to the owner of the property located at 1006-1008 Cross Avenue for Tax Years 2009 and 2010 in the total amount of \$500.00. Which was received.

By the Clerk:

Letter dated August 3, 2010, from the Chief Financial Officer advising that transfers for the 2010 SFY Municipal and Sewer Utility budgets may be necessary. Which was received.

By the Clerk:

Letter dated August 3, 2010, from the Chief Financial Officer advising that temporary emergency appropriations for the 2011 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated August 3, 2010, from the Chief Financial Officer requesting that City Council consider the approval of a temporary emergency appropriation for the 2011 SFY Municipal Budget that is necessary for the payment of the City's obligation under the Guslavage Judgment in the amount of \$1,215,000.00.  
Which was received.

By the Clerk:

Letter dated August 3, 2010, from the Finance Department requesting that City Council consider the approval of a bond ordinance authorizing the design and implementation of a solar panel system on the roofs of eligible municipal buildings pursuant to a feasibility study to determine eligible roof reinforcements to support solar panels in the amount of \$1,000,000.00 authorizing obligations of \$950,000.00 with a down payment of \$50,000.00.  
Which was received.

By the Clerk:

Letter dated August 3, 2010, from the Chief Financial Officer advising that the City Council must certify, by resolution, that they have familiarized themselves with the contents of the 2009 Annual Audit Report and have reviewed, as a minimum, the General Comments and Recommendations section of the audit.  
Which was received.

By the Clerk:

Letter dated July 19, 2010, from the Department of Planning and Community Development requesting authorization to amend the resolution adopted on July 28, 2009, authorizing an agreement with various non-profit organization for Homeless Prevention and Rapid Re-Housing Program funding, under the American Recovery and Reinvestment Act of 2009 (ARRA) commencing September 1, 2009 to August 31, 2010 and September 1, 2010 to August 31, 2011, specifically to accelerate the funds allocated for Brand New Day, Inc., for Year Two resulting in additional funding in the amount of \$9,000.00 and to extend the period to October 31, 2011.  
Which was received.

By the Clerk:

Letter dated July 22, 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 provide a Rental Housing Program, Deferred Payment Loan to New Jersey Community Development Group, LLC, 123 Town Square Place, Jersey City, N.J., for the acquisition of 1008-1014½ Emma Street and rehabilitation of 8 units of the 14 unit building in the amount of \$350,000.00.  
Which was received.

By the Clerk:

Letter dated July 22, 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 partially discharge the City's mortgage with Brand New Day on the property located at 144-152 First Street to construct 9 units of "For Sale" housing; this is the second unit that has been sold and the City now holds a mortgage on this property in the amount of \$54,444.00.  
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 26, 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 discharge the City's second mortgage and cancel the Deed of Easement and Restrictive covenant on the property located at 115 Livingston Street.

Which was received.

By the Clerk:

Letter dated July 26, 2010, from the Department of Planning and Community Development requesting an amendment to the resolution adopted September 8, 2009, which revised the amount of the County of Union Neighborhood Stabilization Program (NSP) grant for a Foreclosed and Abandoned Property Assistance Program, specifically to change the scope of the grant from a Homebuyer Program to a Rental Program – still affecting foreclosed and abandoned properties necessary to ensure utilization of funds in compliance with the Neighborhood Stabilization Program.

Which was received.

By the Clerk:

Letter dated August 3, 2010, from the Department of Planning and Community Development requesting authorization for the proper City officials to execute a CDBG agreement with Temple Community Development Corporation, Inc., 128-130 Broadway, Elizabeth, N.J., for an after school/summer camp program for the period September 13, 2010 through September 15, 2011, in the amount of \$7,500.00.

Which was received.

By the Clerk:

Letter dated August 3, 2010, from the Department of Planning and Community Development requesting authorization for the proper City officials to execute a CDBG agreement with The Salvation Army, 1005 East Jersey Street, Elizabeth, N.J., for emergency external and internal repairs to the facility for the period September 13, 2010 through September 15, 2011, in the amount of \$40,677.00.

Which was received.

By the Clerk:

Letter dated August 3, 2010, from the Department of Planning and Community Development requesting authorization for the proper City officials to execute a CDBG agreement with the United Youth of NJ, Corp., 548 Walnut Street, Elizabeth, N.J., for an Apple 17 inch Mac Book Pro Computer for the period September 13, 2010 through September 15, 2011, in the amount of \$4,613.95.

Which was received.

By the Clerk:

Letter dated July 12, 2010, from the Director of Public Works recommending the award of a contract to Magic Touch Construction, Co., Inc., 59 West Front Street, Keyport, N.J., for the repairs and maintenance of the plumbing systems at various public buildings owned by the City for a two (2) year period in the amount of \$475,550.00.

Which was received.

By the Clerk:

Letter dated July 26, 2010, from the Director of Public Works recommending the award of a contract to Hatch Mott MacDonald, 27 Bleeker Street, Millburn, N.J., to provide professional engineering services in connection with the investigation of design alternatives for drainage improvements in the area of North Avenue; the investigation of a Route 1 & 9 sewer interconnection, and the investigation of the cause of flooding on Park Avenue near Glenwood Road at a cost not to exceed \$69,800.00.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 26, 2010, from the Director of Public Works recommending the award of a contract to PMK Group, Inc., a Birdsall Service Group Business Unit, 65 Jackson Drive, Cranford, N.J., to provide professional mechanical, electrical and plumbing consulting engineering services in connection with the Police Headquarters FM-200 Control Room Fire Suppression System design at a cost not to exceed \$10,550.00.

Which was received.

By the Clerk:

Letter dated July 26, 2010, 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 \$7,172.78.

Which was received.

By the Clerk:

Letter dated July 27, 2010, from the Director of Public Works requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the N.J. Department of Transportation's Safe Streets to Transit Program to provide funding to implement flood relief improvements at the North Avenue Underpass, which is located in close proximity to the North Elizabeth Train Station; total grant amount not to exceed \$550,000.00.

Which was received.

By the Clerk:

Letter dated July 27, 2010, from the Director of Public Works requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the N.J. Department of Transportation's Local Aid for Centers of Place Program to provide funding to implement a streetscape project at City Hall Park and Winfield Scott Park; proposed improvements include, but are not limited to: sidewalks, street signs, wrought iron trash receptacles, trees, and lighting in a total grant amount not to exceed \$610,000.00.

Which was received.

By the Clerk:

Letter dated July 27, 2010, from the Director of Public Works requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the Fiscal Year 2011 State Aid to Counties and Municipalities Funding, under the New Jersey Department of Transportation Trust Fund Authority Act, for funds to mill and resurface Broad Street, from Elizabeth Avenue to Commerce Place; North Broad Street, from Commerce Place to Westfield Avenue, and West Jersey Street, from Broad Street to the Elizabeth River, in a total grant amount not to exceed \$575,000.00.

Which was received.

By the Clerk:

E-mail dated July 26, 2010, from the Elizabeth Parking Authority, 233 Commerce Place, Elizabeth, N.J., requesting that City Council appoint Carla A. Mazza, Hartley Samet, and Keith Chory as Parking Enforcement Officers for the Parking Authority of the City of Elizabeth effective September 1, 2010.

Which was received.

By the Clerk:

Letter dated July 26, 2010, from Mr. Rodney White, 861 E. Jersey Street, Elizabeth, N.J., requesting a reappointment as Constable for a three year term.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated August 2, 2010, from The Elizabeth Latin Chamber of Commerce, in conjunction with Melly Mell Productions, Inc., requesting permission to conduct the 28<sup>th</sup> annual Carnaval Elizabeth to be held on Labor Day Weekend (September 5 & 6, 2010), from 12 noon to 8 P.M. on Elizabeth Avenue from New Point Road to Fourth Street; music will cease at 7:30 p.m. each night, beer and vendors at 8:00 p.m. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter August 24, 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, August 20, 2010. Which was received.

By the Clerk:

Letter dated July 17, 2010, from the Chief Financial Officer submitting the City Treasurer's report of Receipts and Disbursements for the month of March, 2010, and Statement of Bank Balances and Investments as of March 31, 2010. Which was received.

By the Clerk:

Letter dated July 17, 2010, from the Chief Financial Officer submitting the City Treasurer's report of Receipts and Disbursements for the month of April, 2010, and Statement of Bank Balances and Investments as of April 30, 2010. Which was received.

By the Clerk:

Minutes: Fair Rental Housing Board, May 19, 2010. Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 4146 - Grant an encroachment permit to Mr. Stephen F. Hehl, Esq., 370 Chestnut Street, Union, on behalf of Metalico, Inc., 502 York Street, Elizabeth, for twenty (20) parking spaces in front of the building located partially in the public-right-of way of York Street.
- ORD. NO. 4150 - An ordinance authorizing the installation and operation of small wind energy systems in the City to become eligible for a \$500.00 financial incentive through the New Jersey Board of Public Utilities Community Partners Initiative.
- ~~ORD. NO. 4151~~ - An ordinance designed to protect various resources within the community from possible harmful effects caused by development by implementing a Natural Resource Inventory (NRI).
- ~~ORD. NO. 4152~~ - An ordinance designed to consider how development may affect the environment and quality of life in a community by implementing an Environmental Resource Inventory (ERI).
- ~~ORD. NO. 4153~~ - An ordinance designed to protect the trees within the community for the multitude of benefits for the environment.

**ORDINANCES ON FIRST (Cont'd.)**

- ORD. NO. 4154 - An ordinance establishing a moratorium on No Parking, 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m., on certain streets.
- ORD. NO. 4155 - Authorize the establishment of a personalized handicapped parking space for Maria Orozco, 455 First Avenue.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, SEPTEMBER 14, 2010, AT 7:30 P.M.**

- ORD. NO. 4156 - Authorize a Refunding Bond Ordinance providing for the funding of a Temporary Emergency appropriation in connection with Guslavage vs. the City in an amount not exceeding \$1,230,000.00.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, SEPTEMBER 28, 2010, AT 7:30 P.M.**

**ORDINANCES ON FINAL PASSAGE**

- ORD. NO. 4144 - Authorize an amendment to Chapter 2.104.030 of the Code of the City of Elizabeth, entitled "Residence in City Required – Exception," specifically to waive the residency requirement for all employees after fifteen (15) years of permanent employment with the City.
- ORD. NO. 4145 - An Ordinance to establish the salary for certain unclassified positions for the period July 1, 2009 through June 30, 2013, and for a 1.5% contribution of their salary toward health benefits.
- ORD. NO. 4147 - Authorize the establishment of a personalized handicapped parking space for Nancy B. McDougald, 522 Marshall Street.
- ORD. NO. 4148 - Authorize the establishment of a personalized handicapped parking space for Manuela D. Freire, 806 Garden Street.
- ORD. NO. 4149 - Authorize amendments to various Chapters of the Code of the City of Elizabeth, specifically to revise fees and fines charged for services provided by the City.

*Under Suspension:*

**NEW BUSINESS**

Adopt the Elizabeth Avenue Special Improvement District Fiscal Year 2011 Budget in the amount of \$469,500.00.

Authorize an amendment to the Fiscal Year 2010 Capital Budget in the amount of \$1,230,000.00.

Authorize Temporary Emergency appropriations for the 2011 Fiscal Year Municipal Budget in the amount of \$3,878,456.00

Authorize Temporary Emergency appropriation for the 2011 Fiscal Year Municipal Budget in the amount of \$1,215,000.00 necessary for the payment of the City's obligation under the Guslavage judgment.

NEW BUSINESS (Cont'd.)

Authorize an application to the Local Finance Board to review and approve the issuance of not to exceed \$1,230,000.00 in bonds and notes in order to provide money sufficient to cover the City's obligation under the Guslavage judgment Temporary Emergency appropriation and the costs of issuance of the bonds and notes.

Certify to the State of New Jersey Local Finance Board that each member of City Council has reviewed and is familiar with, as a minimum, the sections of the 2009 Annual Audit Report entitled: General Comments/Recommendations.

Confirm the appointment of Mr. William Reyes, Jr., 1035 Rutgers Road, Mountainside, N.J., to serve as Director of Planning and Community Development, effective August 30, 2010.

Accept the sole bid in the amount of \$25,000.00 for the purchase of City-owned property located at 827-831 Pearl Street (triangle) by Victor A. Vinanzaca, 414 Hamilton Street, Harrison, N.J., owner of Tequila's Grill, 824 Pearl Street, Elizabeth.

Authorize the proper City officials to allocate \$3,931,000.00 in Recovery Zone Facility Bonds to the Union County Improvement Authority to assist in the financing of a new 189 room Embassy Suites Hotel and Conference Center in the vicinity of the Jersey Gardens Mall.

Permit the Purchasing Agent to make the necessary arrangements with Property Room.com to auction a seized vehicle in the possession of the Elizabeth Police Department.

Reject all bids received on July 21, 2010, for the furnishing of Multi-Threat Suits with Chempak Ultra-barrier fabric for the Police Department and authorize the Purchasing Agent to readvertise for same.

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, 2010 to June 30, 2011, at an annual premium of \$310.00.

Authorize the award of a contract to Evanston Insurance Company, 10 Parkway N, Deerfield, IL, through the agent of record, Otterstedt Insurance Agency, Inc., for an insurance policy covering City Nurses, for the period August 3, 2010 to August 3, 2011, at an annual premium of \$13,646.00.

Authorize the award of a contract to Western Surety Bond Company of Sioux Falls, S. D., through the agent of record, Hughes-Plumer and Associates, Inc., to provide a policy of insurance covering the Municipal Court Judges and the entire Municipal Court personnel, for the period September 1, 2010 to September 1, 2011, at an annual premium of \$1,565.00.

Authorize the award of a contract to Cleveland Auto and Tire Company, 462 Third Avenue, Elizabeth, N.J., for the purchase of tires and tubes for vehicles for the Department of Public Works for the period July 8, 2010 to April 8, 2011, at a cost not to exceed \$200,000.00.

Authorize the award of a contract to Bayway Lumber, 400 Ashton Avenue, Linden, N.J., for the purchase of lumber and associated materials for various departments, under the Morris County CO-OP, for the period July 1, 2010 through June 30, 2011, at a cost not to exceed \$100,000.00.

NEW BUSINESS (Cont'd.)

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 Cooperative Purchasing Contract, for the Fire Department for the period July 1, 2010 through June 30, 2011, in an amount not to exceed \$80,000.00.

Authorize the award of a contract to Fanwood Crushed Stone Company, Division of Weldon Materials, Inc., 141 Central Avenue, Westfield, N.J., under the Union County Cooperative Purchasing Contract, for the purchase of road materials for the Department of Public Works for the period June 6, 2010 through June 6, 2011, in an amount not to exceed \$65,000.00.

Authorize the award of a contract to Capozzi Overhead Doors, Inc., 80 Howard Place, Nutley, N.J., under the Union County Cooperative Purchasing Contract, for the purchase of Door and Gate Systems Service – Overhead for various departments for the period June 6, 2010 through June 5, 2012, in an amount not to exceed \$120,000.00.

Authorize the award of a contract to Allied Fire and Safety Equipment Company, 517 Green Grove Road, Neptune, N.J., under the Union County Cooperative Purchasing Contract, for the purchase of Fire Sprinkler Service for the period June 19, 2010 through June 17, 2012, in an amount not to exceed \$120,000.00.

Authorize the award of a contract to Snap On Tools, P.O. Box 9004, Crystal Lake, Illinois, for the purchase of power tools and accessories and hand tools for various departments for the period August 1, 2010 through October 31, 2010, at a cost not to exceed \$6,000.00.

Authorize the award of a contract to Royal Printing Service, P.O. Box 547, West New York, N.J., for the printing of 2010 Primary and General Election sample ballots in the amount of \$33,120.00.

Authorize the award of a contract to Independence Constructors, 1200 Route 22 East, Bridgewater, N.J., for cleaning, inspections, monitoring of oil/water separators and above and underground tanks at various locations and for DEP compliance for the period July 26, 2010 through November 30, 2011, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to Union Square Medical Associates, 824 Elizabeth Avenue, Elizabeth, to provide for medical services for City employees and the Police and Fire Departments under the direction of Francisco Munoz, M.D., for the period September 1, 2010 to August 31, 2011, at a cost not to exceed \$95,000.00.

*Revised*  
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, 2010 through June 30, 2011, at a total cost of \$96,300.00.

Authorize the award of a contract to Magic Touch Construction Company, Inc., 59 West Front Street, Keyport, N.J., for the repairs and maintenance of the plumbing systems at various City-owned public buildings for a two year period in the amount of \$475,550.00.

Authorize the award of a contract to Hatch Mott MacDonald, 27 Bleeker Street, Millburn, N.J., to provide professional engineering services in connection with the investigation of design alternatives for drainage improvements in the area of North Avenue; the investigation of a Route 1 & 9 sewer interconnection, and the investigation of the cause of flooding on Park Avenue near Glenwood Road, at a cost not to exceed \$69,800.00.

Authorize the award of a contract to the PMK Group, Inc., a Birdsall Service Group, 65 Jackson Drive, Cranford, N.J., to provide professional mechanical, electrical and plumbing consulting engineering services in connection with the Police Headquarters FM-200 Control Room Fire Suppression System design at a cost not to exceed \$10,550.00.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to execute a CDBG agreement with Temple Community Development Corporation, Inc., 128-130 Broadway, Elizabeth, to provide funds in the amount of \$7,500.00, for an after school/summer camp program for the period September 13, 2010 through September 15, 2011.

Authorize the proper City officials to execute a CDBG agreement with the Salvation Army, Inc., 1005 East Jersey Street, Elizabeth, to provide funds in the amount of \$40,677.00 to help defray rehabilitation costs at the Emergency Shelter site for the homeless for the period September 13, 2010 through September 15, 2011.

Authorize the proper City officials to execute a CDBG agreement with the United Youth of New Jersey, Corp., 548 Walnut Street, Elizabeth, to provide funds in the amount of \$4,613.95 for the purchase of an Apple Computer for the period September 13, 2010 through September 15, 2011.

*Remove*  
Authorize the proper City officials to negotiate and execute an amendment to the Baker Center Redevelopment Agreement adopted August 23, 2005, to provide funding to settle the litigation concerning the aborted condemnation of the property north of 1001 Newark Avenue.

Authorize an amendment to a resolution adopted December 9, 2008, awarding a contract to Public Service Electric and Gas Company, to supply 79 Classic 1 poles for the Elizabeth Avenue Streetscape Project – Phase I, at a cost of \$61,468.19, specifically to change the style of 36 poles to Tall Deco Poles at an additional cost of \$26,237.58, raising the contract amount to \$287,705.77.

Amend a resolution adopted July 28, 2009, which provided funding to Brand New Day for Homeless Prevention and Rapid Re-Housing Program, under the American Recovery and Reinvestment Act, specifically to accelerate funds in the amount of \$9,000.00 allocated for Year Two by extending the term of the contract to October 31, 2011.

Amend a resolution adopted September 8, 2009, which revised the amount of the County of Union Neighborhood Stabilization Program grant for a Foreclosed and Abandoned Property Assistance Program, specifically to change the scope of the grant from a Homebuyer Program to a Rental Program, still affecting foreclosed and abandoned properties to ensure utilization of funds in compliance with the Neighborhood Stabilization Program.

Authorize the proper City officials to execute all necessary documents for the New Jersey Department of Transportation's Local Aid for the Transit Village Grant Program to implement the Midtown Train Station Streetscape Project, extending from Julian Place to Union Street and concluding on West Grand Street in an amount not to exceed \$450,000.00.

Authorize the proper City officials to execute all necessary documents for the New Jersey Department of Transportation's Bikeway Grant Program to extend the current Bike, Hike and Roll Throughway, which connects Slater Park via Slater Drive, by extending the end of the current bike path near Bond Street to the Recreation Pier, in an amount not to exceed \$400,000.00.

Authorize the proper City officials to execute all necessary documents for the New Jersey Department of Transportation's Safe Streets to Transit Program to provide funding to implement flood relief improvements at the North Avenue Underpass, located near the North Elizabeth Train Station, in an amount not to exceed \$550,000.00.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to execute all necessary documents for the New Jersey Department of Transportation's Local Aid for Centers of Place Program to provide funding to implement a streetscape project at City Hall and Winfield Scott Park, by improving the sidewalks, street signs, etc. in an amount not to exceed \$610,000.00.

Authorize the proper City officials to execute all necessary documents for the Fiscal Year 2011 State Aid to Counties and Municipalities Funding, under the New Jersey Department of Transportation Trust Fund Authority Act, for funds to mill and resurface Broad Street, from Elizabeth Avenue to Commerce Place; North Broad Street, from Commerce Place to Westfield Avenue, and West Jersey Street, from Broad Street to the Elizabeth River, in an amount not to exceed \$575,000.00.

Authorize the proper City officials to support green building design and operating practices for municipal facilities.

Authorize the proper City officials to support sustainable smart growth land-use policies.

Authorize the proper City officials to commit to seven essential principles aimed at incorporating the interests of New Jersey wildlife into municipal planning.

Authorize the proper City officials to establish behavioral policies for municipal buildings requiring electric/electronic equipment be turned off when not in use, double-sided printing and copying and thermostat adjustment to reduce energy usage.

Authorize the proper City officials to implement a Green Grounds and Maintenance Program that ensures municipally maintained parks, gardens and landscaped areas are managed efficiently and environmentally friendly manner.

Authorize the proper City officials to execute all documents necessary to provide a Rental Housing Program Deferred Payment loan to New Jersey Community Development Group, LLC, 123 Town Square Place, Jersey City, N.J., as required under the terms of the U.S. Department of Housing and Urban Development, for the acquisition of the property located at 1008-1014 ½ Emma Street, and rehabilitation of 8 units of the 14 unit building, in the maximum amount of \$350,000.00.

Authorize the partial discharge of a mortgage held by the City on the property located at 144-152 First Street, as Unit D was sold by Brand New Day to a qualified purchaser under the terms of HOME Funds "For Sale Housing".

Authorize the discharge of a second mortgage held by the City on the property located at 115 Livingston Street and further authorize the cancellation of the Deed of Easement and Restrictive Covenant.

Authorize the Tax Collector to cancel a disallowed senior citizen deduction for Tax Year 2009, on the property located at 431-435 Redcliff Street, in the sum of \$250.00.

Authorize the Tax Collector to credit/refund a veteran deduction for tax year 2010 in the amount of \$250.00 to the owner of the property located at 1074 North Avenue.

Authorize the Tax Collector to credit/refund a disabled person deduction for tax years 2009 and 2010 in the amount of \$500.00 to the owner of the property located at 841 Adams Avenue.

Authorize the Tax Collector to credit/refund a widow of a veteran deduction for tax years 2009 and 2010 in the amount of \$500.00 to the owner of the property located at 1006-1008 Cross Avenue.

NEW BUSINESS (Cont'd.)

Authorize the Tax Collector to refund/cancel an overbilling of taxes for the Tax Year 2010 on the property located at 945 Kenneth Avenue, in the amount of \$1,873.93.

Establish liens for the removal and disposal of debris on properties listed on Schedule A in the total amount of \$7,172.78.

Establish a handicapped parking space in front of the premises located at 715 Thomas Street.

Establish a handicapped parking space in front of the premises located at 324 Livingston Street.

Appoint the following employees of the Elizabeth Parking Authority as Parking Enforcement Officers: Carla A. Mazza, 1141 Seib Avenue; Hartley Samet, 160 Elizabeth Avenue; and Keith Chory, 1350 Garfield Place.

*Repealed*  
Authorize settlement in the litigation matter of the aborted condemnation of the property located at 700 Newark Avenue.

Reappoint Mr. Rodney White, 861 East Jersey Street, Elizabeth, to serve as a Constable in and for the City of Elizabeth for a term of three (3) years.

Permit Melly Mell Productions, Inc., on behalf of the Elizabeth Latin Chamber of Commerce, to conduct their 28<sup>th</sup> Annual Carnival Elizabeth, to be held on Labor Day Weekend, September 5 and 6, 2010, between the hours of 12:00 noon to 8:00 p.m., on Elizabeth Avenue, from New Point Road to Fourth Street.

Designate August 26, 2010, as "Women's Equality Day."

Pay Utility Bills.

Approve Bingo and Raffle licenses

COMMENDATIONS

N.J. Assembly Speaker Sheila Oliver, recipient of the Congressional Black Caucus Award

Denise Gaddy-Swan  
Mr. Brito  
Ella Connors-Russo  
Yolanda Muhammad  
John & Nancy DiCosmo

NATIONAL NIGHT OUT

MEMORIALS

Mrs. Mary Jane Dryer  
Michael Jaspan, son of former Councilman Robert Jaspan  
U.S. Army Specialist Pedro Millet, 20 year old Elizabethan, killed in Afghanistan  
*ALFONSO DiCOSMO*  
*GAETANO PRIDLO*  
*APOLONIA STANARZ*  
*JAMES MADORNA*  
*LOUIS VIDAL*

ADJOURNMENT 8:40 P.M.