

**CITY COUNCIL - ELIZABETH, N. J.**

**REGULAR MEETING - TUESDAY, FEBRUARY 8, 2011**

**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. 4186 - Authorize the establishment of a personalized handicapped parking space for Juana Zuloaga, 326 Amity Street.

ORD. NO. 4187 - Grant an encroachment permit to GEI Consultants, Inc., 18000 Horizon Way, Mt. Laurel, N.J., on behalf of AGL Resources, for repair and improvement to existing drainage swale work at Erie Street in compliance with N.J. DEP requirements.

**PETITIONS, COMMUNICATIONS, ETC.**

By the Clerk:

Letter dated January 26, 2011, from the Business Administrator requesting authorization for the proper City officials to enter into and sign all necessary documents with the City of Linden for an Intergovernmental Services Agreement for License Inspectors, for the period December 15, 2010 through December 14, 2011 for a fee of \$10,000.00.

Which was received.

By the Clerk:

Letter dated January 26, 2011, from the Business Administrator requesting authorization to enter into an EMS Mobile Intensive Care Unit Interface Agreement with University of Medicine and Dentistry of New Jersey EMS to allow billing rights, in order for them to bill Medicare for Mobile Intensive Care Unit and Advanced Life Support services, provided by their paramedics within the City of Elizabeth, to patients who are Medicare beneficiaries.

Which was received.

By the Clerk:

Letter dated January 26, 2011, from the Business Administrator requesting authorization for E & A Transportation to operate a Transport Company in the City of Elizabeth.

Which was received.

**PETITIONS, COMMUNICATIONS, ETC.**

By the Clerk:

Letter dated January 28, 2011, from the Business Administrator requesting authorization for the final premium adjustment payment to Regional Risk Managers, LLC, a Sirroco Group member submitted as a result of an audit regarding the Excess Workers Compensation Insurance Policy covering the period July 1, 2009 to July 1, 2010, in the total sum of \$19,967.00.

Which was received.

By the Clerk:

Letter dated January 28, 2011, from the Business Administrator recommending the award of a contract to Verizon Select Services, Inc., 201 Centennial Avenue, Piscataway, NJ, for the purchase of Maintenance for the 911 System for the Police and Fire Departments for the period March 1, 2011 through September 30, 2011 at an individual cost of \$21,525.05 for the Police Department and \$27,317.55 for the Fire Department, totaling \$48,842.60.

Which was received.

By the Clerk:

Letter dated January 31, 2011, from the Business Administrator recommending the award of a contract to Storr Tractor Co., 3191 U.S. Highway 22, Branchburg, NJ, for the purchase of Parts and Repairs for Lawn and Grounds Equipment for various departments for the period January 31, 2011 through January 31, 2013, at a cost not to exceed \$150,000.00.

Which was received.

By the Clerk:

Letter dated January 31, 2011, from the Business Administrator recommending the award of a contract to Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, NJ, for the implementation of an Employee Assistance Program (EAP) & Alcohol Education Program for the period commencing January 1, 2011 through December 31, 2011, at a cost not to exceed \$40,000.00.

Which was received.

By the Clerk:

Letter dated January 31, 2011, from the Business Administrator recommending the award of a contract to Birdsall Services Group, Inc., 65 Jackson Drive, P.O. Box 5000, Cranford, NJ, to provide professional services in connection with the Health & Safety Compliance Programs for the Year 2011 at a cost not to exceed \$70,000.00.

Which was received.

By the Clerk:

Letter dated February 1, 2011, from the Business Administrator recommending the award of a contract to Apple Computer Inc., 12545 Riata Vista Circle, Austin, TX, for the purchase of one (1) MacBook Pro Computer and Accessories at a cost of \$5,938.80.

Which was received.

By the Clerk:

Letter dated February 1, 2011, from the Business Administrator recommending the award of a contract to International Salt Company, LLC., The Wellesley Building, 655 Northern Blvd., Box 540, Clarks Summit, PA, for the purchase of Bulk Rock Salt for the period February 1, 2011 through November 30, 2011, at a cost not to exceed \$500,000.00.

Which was received.

**PETITIONS, COMMUNICATIONS, ETC.**

By the Clerk:

Letter dated February 1, 2011, from the Chief Financial Officer advising that additional grants may be appropriated in the 2011 SFY Budget by budget amendments Which was received.

By the Clerk:

Letter dated February 1, 2011, from the Chief Financial Officer requesting your Honorable Body to consider the approval of a bond ordinance authorizing the development of the Elizabeth River Walkway Project, Phase I, between Bridge Street and South Broad Street, in the amount of \$1,200,000.00, with a down payment of \$60,000.00. Which was received.

By the Clerk:

Letter dated February 1, 2011, from the Chief Financial Officer requesting your Honorable Body to consider an Ordinance to fund Accumulated Absence Liabilities over five years resulting from the retirement of employees and pursuant to the adoption of this Ordinance, City Council shall consider the adoption of a resolution setting forth the amount of accumulated absence liability and setting forth the method of funding which shall be by the issuance of five year notes. Which was received.

By the Clerk:

Letter dated January 26, 2011, from the Director of Planning and Community Development requesting authorization to execute an agreement between the City of Elizabeth and the United Youth Council, Inc., 513 Richmond Street, Elizabeth, NJ, for funds to help defray costs for its Citywide Youth/Family Summit and Health Festival Programs for the period July 1, 2010 until June 30, 2011 in the amount of \$1,000.00. Which was received.

By the Clerk:

Letter dated January 27, 2011, from the Director of Planning and Community Development requesting authorization to amend the amended resolution adopted May 25, 2010, between the City of Elizabeth and Groundwork Elizabeth, Inc., for Caldwell Park Improvements to increase the contract amount by \$7,078.52 for a total contract amount not to exceed \$52,078.52 and to extend the contract term to August 31, 2010, specifically to extend the contract to June 30, 2011 in order to complete the restoration and landscaping of Caldwell Park. Which was received.

By the Clerk:

Letter dated January 27, 2011, from the Director of Planning & Community Development requesting authorization to amend the amended resolution adopted on December 11, 2009 between the City of Elizabeth and Groundwork Elizabeth, Inc., for a total contract amount not to exceed \$45,000.00 and to extend the contract to February 28, 2010, specifically to extend the contract to June 30, 2011 in order to complete the Elizabeth Nature Center and South Wilson Park Projects. Which was received.

By the Clerk:

Letter dated January 28, 2011, from the Director of Public Works requesting permission to have liens placed against 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 \$2,131.30. Which was received.

**PETITIONS, COMMUNICATIONS, ETC.**

By the Clerk:

Letter dated January 28, 2011, from the Director of Public Works requesting permission to have liens placed against properties listed on Schedule A attached hereto and made a part hereof for the boarding up of said properties in the amount of \$1,715.99.

Which was received.

By the Clerk:

Letter dated January 4, 2011, from EnviroTrac Environmental Services, 3 Terri Lane, Suite 8, Burlington, NJ, requesting an encroachment permit, on behalf of D & K Fueling Station, to conduct a remedial investigation at 845-849 Summer Street.

Which was received.

By the Clerk:

Letter dated January 11, 2011, from Phoenix Environmental Management, Inc., 3525 Quakerbridge Road, Suite 907, Hamilton, NJ, requesting an encroachment permit to install one (1) monitoring well in the public right-of-way near the southwest corner of the intersection of South Fifth Street and Fourth Avenue.

Which was received.

**REPORTS OF CITY OFFICERS**

By the Clerk:

Letter February 8, 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, February 4, 2011.

Which was received.

**ORDINANCES ON FIRST READING**

- ORD. NO. 4188 - Authorize an amendment to Chapter 5.24 of the Code of the City of Elizabeth, entitled "Barbershops and Beauty Shops/Salons," specifically to permit 6:00 a.m. opening on Saturdays and Sundays.
- ORD. NO. 4189 - Authorize an amendment to Chapter 8.36 of the Code of the City of Elizabeth, entitled "Mandatory Recycling Program," specifically to comply with New Jersey's Administrative Code and ensure said ordinance is consistent with the Union County Recycling Plans.
- ORD. NO. 4190 - Adopt an Ordinance authorizing a special emergency appropriation pursuant to N.J.S.A. 40A:4-53, to fund Accumulated Absence Liabilities resulting from the retirement of employees.
- ORD. NO. 4191 - Grant an encroachment permit to EnviroTrac Environmental Services, 3 Terri Lane, Burlington, N.J., on behalf of D & K Fueling Station, to conduct a remedial investigation at 845-849 Summer Street.
- ORD. NO. 4192 - Grant an encroachment permit to Phoenix Environmental Management, Inc., 3525 Quakerbridge Road, Hamilton, N.J., to install one (1) monitoring well in the public right-of-way at the intersection of South Fifth Street and Fourth Avenue.

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

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, FEBRUARY 22, 2011, AT 7:30 P.M.**

ORD. NO. 4193 - Authorize a Bond Ordinance in the amount of \$1,200,000.00, with a down payment of \$60,000.00, for the development of the Elizabeth River Walkway Project, Phase I, between Bridge Street and South Broad Street.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, MARCH 8, 2011, AT 7:30 P.M.**

**ORDINANCES ON FINAL PASSAGE**

ORD. NO. 4186 - Authorize the establishment of a personalized handicapped parking space for Juana Zuloaga, 326 Amity Street.

ORD. NO. 4187 - Grant an encroachment permit to GEI Consultants, Inc., 18000 Horizon Way, Mt. Laurel, N.J., on behalf of AGL Resources, for repair and improvement to existing drainage swale work at Erie Street in compliance with N.J. DEP requirements.

**NEW BUSINESS**

Authorize an amendment to the Fiscal Year 2011 Capital Budget in the amount of \$1,200,000.00.

Authorize the proper City officials to execute an Intergovernmental Services Agreement between the City of Linden and City of Elizabeth for License Inspectors to provide services for taxicab and limousine enforcement for the period December 15, 2010 to December 14, 2011, at a cost of \$10,000.00 to the City of Linden.

Authorize the proper City officials to enter into an EMS Mobile Intensive Care Unit Interface Agreement with the University of Medicine and Dentistry of New Jersey EMS to allow billing rights to Medicare for services provided to City of Elizabeth Medicare patients.

Authorize the proper City officials to approve an application submitted by E & A Transportation and More to operate an autobus pursuant to requirements set forth in Chapter 5.16 of the Code of the City of Elizabeth.

Authorize the payment of a final premium adjustment for the Excess Workers Compensation Insurance Policy covering the period July 1, 2009 to July 1, 2010, in the total amount of \$19,967.00.

Authorize the award of a contract to Storr Tractor Company, 3191 Route 22, Branchburg, N.J., for the purchase of parts and repairs for Lawn and Grounds Equipment for various departments for the period January 31, 2011 through January 31, 2013, at a cost not to exceed \$150,000.00.

**NEW BUSINESS (Cont'd.)**

Authorize the award of a contract to Verizon Select Services, Inc., 201 Centennial Avenue, Piscataway, N.J., for the purchase of maintenance for the 9-1-1 System for the Fire Department and the Police Department for the period March 1, 2011 through September 30, 2011, in the total amount of \$48,842.60.

Authorize the award of a contract to Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, for the implementation of an Employee Assistance Program and an Alcohol Education Program for the period January 1, 2011 through December 31, 2011, at a cost not to exceed \$40,000.00.

Authorize the award of a contract to the Birdsall Service Group, Inc., 65 Jackson Drive, Cranford, N.J., to provide professional services in connection with the Health and Safety Compliance Programs for Year 2011 in an amount not to exceed \$70,000.00.

Authorize the award of a contract to Apple Computer, Inc., 12545 Riata Vista Circle, Austin, Texas, for the purchase of one (1) MacBook Pro Computer and accessories for the Fire Department, at a cost of \$5,938.80.

Authorize the award of a contract to International Salt Company, LLC, 655 Northern Boulevard, Clarks Summit, PA, for the purchase of bulk rock salt for the Department of Public Works for the period February 1, 2011 through November 30, 2011, at a cost not to exceed \$500,000.00.

Authorize the proper City officials to execute an agreement with the United Youth Council, Inc., 513 Richmond Street, Elizabeth, to provide funds in the amount of \$1,000.00 to help defray costs of the citywide Youth/Family Summit and Health Festival for the period July 1, 2010 to June 30, 2011.

Authorize an amendment to the amended resolution adopted May 25, 2010, awarding a contract to Groundwork Elizabeth, Inc., for improvements at Caldwell Park, specifically to extend the term of the contract to June 30, 2011.

Authorize an amendment to the amended resolution adopted December 11, 2009, awarding a contract to Groundwork Elizabeth, Inc., to complete the Elizabeth Nature Center and South Wilson Park Projects, specifically to extend the term of the contract to June 30, 2011.

Establish liens for the removal and disposal of debris on properties listed on Schedule A in the total amount of \$2,847.29

Establish liens for the boarding up of properties listed on Schedule A in the total amount of \$1,715.99.

Authorize settlement in the workers compensation litigation matter of Victor Matos vs. the City of Elizabeth, in the total amount of \$19,416.52.

Authorize settlement in the workers compensation litigation matter of Raymond K. Smith vs. the City of Elizabeth, in the total amount of \$10,398.26.

Pay utility bills.

**COMMENDATIONS**

**MEMORIALS**

Gerardina Vella