

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

**REGULAR MEETING - TUESDAY, NOVEMBER 22, 2011**

**7:30 P. M.**

**AGENDA**

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

**PUBLIC HEARINGS**

- ORD. NO. 4262 - Adopt a Capital Ordinance in the amount of \$1,500,000.00, authorizing the purchase and installation of the 9-1-1 Sentinel Patriot System for upgrading from analog to digital and replacing the existing system.
- ORD. NO. 4263 - An ordinance to delete Chapter 2.36.070 of the Code of the City of Elizabeth, entitled "Department of Health and Human Services, Office of Relocation."
- ORD. NO. 4264 - An ordinance to create Chapter 2.48.043 of the Code of the City of Elizabeth, entitled "Department of Planning and Community Development, Office of Relocation."
- ORD. NO. 4265 - An ordinance to vacate a portion of New Point Road, between Sixth Street and Broadway.

**PUBLIC HEARING REGARDING THE FY 2012 BUDGET AMENDMENTS HAS BEEN CANCELLED AND IS RESCHEDULED FOR DECEMBER 6, 2011.**

**PUBLIC HEARING REGARDING THE FY 2012 BUDGET HAS BEEN CANCELLED AND IS RESCHEDULED FOR DECEMBER 6, 2011.**

**PETITIONS, COMMUNICATIONS, ETC.**

By the Clerk:

Letter dated November 4, 2011, from the Business Administrator requesting authorization for the proper City officials to renew the insurance policy with Fidelity & Deposit Company & Maryland, a member of Zurich Financial Services Group Zurich Towers, 1400 American Lane, Schaumburg, IL, through the agent-of-record Hughes Plumer Associates, covering the Fidelity Blanket Bond for Public employees dishonesty for the period of January 1, 2012 to January 1, 2013, at an annual premium of \$4,049.99.

Which was received.

**PETITIONS, COMMUNICATIONS, ETC.**

By the Clerk:

Letter dated November 9, 2011, from the Business Administrator requesting authorization for Premium Logistics, LLC, to operate as an Autobus, pursuant to Chapter 5.16 of the Code of the City of Elizabeth, traveling to and from Avenel, Secaucus, and Newark, NJ, and the van will be parked at 154 Virginia Street, Hillside, NJ.

Which was received.

By the Clerk:

Letter dated November 9, 2011, from the Business Administrator recommending the award of a contract to Jesco, Inc., 118 St. Nicholas Avenue, South Plainfield, NJ, to furnish parts and perform repairs on various John Deere construction/industrial and agricultural equipment for various departments for a period of two years, commencing December 1, 2011 through November 30, 2013, in an amount not to exceed \$84,500.00 per year, totaling \$169,000.00.

Which was received.

By the Clerk:

Letter dated November 10, 2011, from the Business Administrator recommending the award of a contract to Lawmen Supply Company, 5521 Whitehorse Pike, Egg Harbor City, NJ, for Sig Sauer P220 guns, Magani pouches and other equipment for the Police Department for the period of November 1, 2011 through April 30, 2012, at a cost not to exceed \$125,000.00.

Which was received.

By the Clerk:

Letter dated November 10, 2011, from the Business Administrator recommending the award of a contract to Lanigan Associates, Inc., 496 Shrewsbury Avenue, Tinton Falls, NJ, for Protective Vests and Crime Prevention Supplies for the Police Department for the period of November 1, 2011 through April 30, 2012, at a cost not to exceed \$100,000.00.

Which was received.

By the Clerk:

Letter dated November 14, 2011, from the Business Administrator recommending the award of a contract to Widger Chevrolet, 606 Route 10, Livingston, NJ, for the purchase of one (1) 2012 Chevrolet Tahoe 4 WD Special Service Vehicle for the Police Department at a cost of \$29,934.25, under the Cranford Cooperative Pricing System.

Which was received.

By the Clerk:

Letter dated October 25, 2011, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel/refund/credit an over billing of taxes for the 2011 Tax Year on the property located at 322 Third Street in the total sum of \$6,195.62.

Which was received.

By the Clerk:

Letter dated November 7, 2011, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel/refund/credit an over billing of taxes for the 2009, 2010 and 2011 Tax Years on the property located at 137-39 Seventh Street in the total sum of \$897.51.

Which was received.

**PETITIONS, COMMUNICATIONS, ETC.**

By the Clerk:

Letter dated November 14, 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 November 14, 2011, from the Chief Financial Officer advising that additional grants may be appropriated in the 2012 SFY Budget by budget amendments

Which was received.

By the Clerk:

Letter dated November 9, 2011, from the Director of Planning and Community Development requesting to rescind the resolution dated September 27, 2011, which authorized a Deferred Payment Loan to Brand New Day, Inc., for the 217-219 First Street Project under the Rental Housing Program in the amount of \$270,000.00 because this project will no longer move forward as planned.

Which was received.

By the Clerk:

Letter dated November 14, 2011, from the Director of Planning and Community Development requesting authorization to close-out the 2009 Urban Enterprise Zone Marketing Plan in the amount of \$257,225.51 and authorize reallocation of \$204,880.00 for the 2011 Urban Enterprise Zone Marketing Plan to cover costs associated with the promotion of Elizabeth's Urban Enterprise Zone program; the difference will be used for Urban Enterprise Zone programs and initiatives for the period of November 22, 2011 through December 31, 2013.

Which was received.

By the Clerk:

Letter dated November 7, 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 total amount of \$8,395.28.

Which was received.

By the Clerk:

Letter dated October 28, 2011, from the Police Director requesting the establishment of handicapped/personalized parking spaces and deletions on the following properties: 659 Madison Avenue (personalized), 1010 Florida Street, 1026 Grove St., 1<sup>st</sup> floor, 132 Port Avenue, 1019 Fanny Street, 955 Williams Street, 1<sup>st</sup> Floor, 744 Trumbull Street, 1048 Madison Avenue, 549 Third Avenue, 138 Smith Street; deletions: 447 Fulton Street, 581 Adams Avenue, 135 Jacques Street.

Which was received.

By the Clerk:

Letter dated November 7, 2011, from the Police Director recommending the establishment of a loading zone in front of 320 South 5<sup>th</sup> Street, between the hours of 7:30 a.m. and 4:00 p.m.

Which was received.

By the Clerk:

Letter received November 10, 2011, from Martin A. Grant Surveying, Inc., 239 Prospect Plains Road, Suite C203, Monroe Township, NJ, on behalf of Mr. Olivio E. Barardo, requesting the release of Bond for the setting of the fourth and final monument at 637-643 Jefferson Avenue in the amount of \$600.00.

Which was received.

**REPORTS OF CITY OFFICERS**

By the Clerk:

Letter November 22, 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, November 18, 2011.  
Which was received.

By the Clerk:

Letters dated November 1, 2011, from the Chief Financial Officer submitting the City Treasurer's report of Receipts and Disbursements for the month of August, 2011, and Statement of Bank Balances and Investments as of August 31, 2011.  
Which was received.

By the Clerk:

Minutes: Fair Rental Housing Board meeting held September 21, 2011.  
Which was received.

**ORDINANCES ON FIRST READING**

ORD. NO. 4266 - Authorize the establishment of a personalized handicapped parking space for Carmen Lopez, 659 Madison Avenue.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, DECEMBER 13, 2011, AT 7:30 P.M.**

**ORDINANCES ON FINAL PASSAGE**

ORD. NO. 4262 - Adopt a Capital Ordinance in the amount of \$1,500,000.00, authorizing the purchase and installation of the 9-1-1 Sentinel Patriot System for upgrading from analog to digital and replacing the existing system.

ORD. NO. 4263 - An ordinance to delete Chapter 2.36.070 of the Code of the City of Elizabeth, entitled "Department of Health and Human Services, Office of Relocation."

ORD. NO. 4264 - An ordinance to create Chapter 2.48.043 of the Code of the City of Elizabeth, entitled "Department of Planning and Community Development, Office of Relocation."

ORD. NO. 4265 - An ordinance to vacate a portion of New Point Road, between Sixth Street and Broadway.

**NEW BUSINESS**

Authorize the award of a contract to Jesco, Inc., 118 St. Nicholas Avenue, South Plainfield, N.J., for the furnishing of parts and repairs on various John Deere construction/industrial and agricultural equipment for various departments for a period of two years commencing December 1, 2011 through November 30, 2013, in an amount not to exceed \$84,500.00 per year, totaling \$169,000.00.

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

Authorize the award of a contract to Lawmen Supply Company NJ, Inc., 5521 Whitehorse Pike, Egg Harbor City, N.J., for the purchase of Sig Sauer P220 guns, Magani pouches and other equipment for the Police Department for the period November 1, 2011 through April 30, 2012, at a cost not to exceed \$125,000.00.

Authorize the award of a contract to Lanigan Associates, Inc., 496 Shrewsbury Avenue, Tinton Falls, N.J., for the purchase of protective vests and crime prevention supplies for the Police Department for the period November 1, 2011 through April 30, 2012, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Widger Chevrolet, 606 Route 10, Livingston, N.J., for the purchase of one (1) 2012 Chevrolet Tahoe 4WD Special Service vehicle, under the Cranford Cooperative Pricing System, for the Police Department, at a cost of \$29,934.25.

Authorize the award of a contract to Fidelity and Deposit Company of Maryland, a member of the Zurich Financial Services Group, 1400 American Lane, Schaumburg, IL., for the renewal of a policy of insurance covering the Fidelity Blanket Bond for public employees, for the period January 1, 2012 to January 1, 2013, at a cost of \$4,049.99.

Authorize the proper City officials to permit Premium Logistics, LLC., 154 Virginia Street, Hillside, N.J., to operate as an Autobus, pursuant to Chapter 5.16 of the Code of the City of Elizabeth, travelling to and from Avenel, Secaucus and Newark, N.J., and utilizing the parking of the van at 154 Virginia Street, Hillside,

Authorize the Tax Collector to cancel/refund/credit an overbilling of taxes on the property located at 322 Third Street for Tax Year 2011 in the total amount of \$6,195.62.

Authorize the Tax Collector to cancel/refund/credit an overbilling of taxes on the property located at 137-39 Seventh Avenue for Tax Years 2009, 2010 and 2011 in the total amount of \$897.51.

Rescind the resolution adopted September 27, 2011, authorizing a Deferred Payment loan to Brand New Day, Inc., for the 217-219 First Street Project, under the Rental Housing Program, in the amount of \$270,000.00, since this project will no longer move forward as planned.

Authorize the proper City officials to close out the 2009 Urban Enterprise Zone (UEZ) Marketing Plan in the amount of \$257,225.51, and authorize reallocation of \$204,880.00 for the 2011 Urban Enterprise Zone Marketing Plan to cover costs associated with the promotion of Elizabeth's Urban Enterprise Zone Program and the \$452,345.51 difference to be used for UEZ programs and initiatives for the period November 22, 2011 through December 31, 2013.

Establish liens for the removal and disposal of debris on properties listed on Schedule A on file in the City Clerk's Office in the total amount of \$8,395.28.

Authorize the establishment of a loading zone for the Armando and Paola Deli, located at 320 South Fifth Street, between the hours of 7:30 a.m. to 4:00 p.m..

Establish a handicapped parking space in front of the premises located at 1019 Fanny Street.

Establish a handicapped parking space in front of the premises located at 955 Williams Street.

Establish a handicapped parking space in front of the premises located at 744 Trumbull Street.

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

Establish a handicapped parking space in front of the premises located at 1016 Grove Street.

Establish a handicapped parking space in front of the premises located at 138 Smith Street.

Delete the following handicapped parking spaces from in front of the premises located at: 447 Fulton Street; 581 Adams Avenue; and 135 Jacques Street.

Authorize the Release of Bond in the amount of \$600.00 to Mr. Olivio E. Barardo, 284 Kipp Avenue, Elmwood Park, N.J, for the setting of the fourth and final monument at 637-643 Jefferson Avenue.

Authorize settlement in the litigation matter of Brown vs. the City of Elizabeth, in the total amount of \$1,500,000.00.

Authorize settlement in the litigation matter of Loukatos vs. the City of Elizabeth, in the total amount of \$40,000.00.

Authorize settlement in the workers compensation litigation matter of Longo vs. the City of Elizabeth, in the total amount of \$15,306.00.

Authorize settlement in the workers compensation litigation matter of McDonough vs. the City of Elizabeth, in the total amount of \$74,200.00.

Pay utility bills.

Approve Bingo and Raffle licenses.

**COMMENDATIONS**

**MEMORIALS**

Gladys Buchanan Esperon  
Jose Tenreiro

**ADJOURNMENT**