

PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Evening
April 27, 2010
7:30 p.m.

A regular meeting of the City Council was held this evening in the City Council Chamber, City Hall.

President Frank J. Cuesta announced that this regular meeting is listed in the "Annual Notice", as defined by Chapter 231, P.L. 1975, and that copies of the "Annual Notice" have been mailed or delivered to the Star Ledger, Home News and Tribune, and Cablevision of Elizabeth and posted and filed in the City Clerk's Office in compliance with the terms of the Open Public Meetings Law, Chap. 231, P.L. 1975 on December 23, 2009.

PRESENT: Council Members-at-Large: Patricia Perkins-Auguste; Edward Jackus;
Council Members: ~~XXXXXXXXXX~~, 1st Ward;
Nelson Gonzalez, 2nd Ward; Joseph Keenan, 3rd Ward;
Carlos Cedeno, 4th Ward; William Gallman, Jr., 5th Ward;
Frank O. Mazza, 6th Ward; and
President Frank J. Cuesta, Council Member-at-Large - ~~8~~ 8

ABSENT: Grova - 1

ALSO PRESENT: Raymond T. Bolanowski, First Assistant City Attorney

Councilman Gonzalez delivered the opening prayer and led all present in the Pledge of Allegiance to the American Flag.

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PUBLIC SPEAKING

Ms. Pia Carbajal, 9 DeHart Place, the PTO President for School No. 14, queried to what the outcome will be for the children next year. She continued that she came here tonight to listen and learn. She stated further that she hopes City Council will consider the children in their review of the defeated School Budget and would like for City Council to consider children with special needs.

Council President Cuesta announced that City Council is taking this responsibility very seriously.

Isaiah Rivera, Bayway Avenue, stated that he would like to learn the role of government.

There being no one else present who desired to be heard, Council President Cuesta declared the public speaking portion of the meeting closed.

PUBLIC HEARINGS

Council President Cuesta announced that the next business in order would be a public hearing on **Ordinance No. 4130**, entitled:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO LANGAN ENGINEERING AND ENVIRONMENTAL SERVICES, INC., RIVER DRIVE CENTER ONE, ELMWOOD PARK, NEW JERSEY ON BEHALF OF ELIZABHTOWN GAS, TO PERFORM ENVIRONMENTAL WORK AT THE FORMER MGP SITE WITHIN THE PUBLIC RIGHT OF WAY OF SOUTH STREET.

This ordinance was adopted on its first reading at the meeting of City Council held on **April 13, 2010**.

The Notice of Public Hearing was published in the Star Ledger issue of **April 19, 2010**.

The Clerk read the foregoing ordinance by title and Council President Cuesta asked if there was anyone present who wished to speak either for or against the adoption of the ordinance.

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Council President Cuesta announced that the next business in order would be a public hearing on **Ordinance No. 4131**, entitled:

AN ORDINANCE TO AMEND CHAPTER 10.16.010 OF THE CODE OF THE CITY OF ELIZABETH SPECIFICALLY RELATING TO FOUR-TON WEIGHT LIMIT, STREETS AFFECTED, EXCEPT FOR PICK-UP AND DELIVERIES.

This ordinance was adopted on its first reading at the meeting of City Council held on **April 13, 2010**.

The Notice of Public Hearing was published in the Star Ledger issue of **April 19, 2010**.

The Clerk read the foregoing ordinance by title and Council President Cuesta asked if there was anyone present who wished to speak either for or against the adoption of the ordinance.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated April 14, 2010, from the Business Administrator requesting permission for the Purchasing Agent to make the necessary arrangements to auction impounded property in the possession of the Elizabeth Police Department and obsolete computer equipment in the possession of Data Processing 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 Star Ledger. Which was received.

By the Clerk:

Letter dated April 16, 2010, from the Business Administrator requesting of your Honorable Body to resolve and agree to become a member in the New Jersey Sustainable Energy Joint Meeting (NJSEM) for the purpose of joining with other Local Units in the State to aggregate purchasing power of energy so as to achieve financial savings and to encourage Local Units to cooperate in ways to jointly implement sustainable energy alternatives, at an initial membership fee of \$600.00. Which was received.

By the Clerk:

Letter dated April 16, 2010, from the Business Administrator requesting authorization for the proper City officials to enter into a Joint Contract Joinder Agreement with New Jersey Sustainable Energy Joint Meeting, 250 Pehle Avenue, Suite 701, Saddle Brook, N.J., to aggregate purchasing power of energy so as to achieve financial savings and to encourage Local Units to cooperate in ways to jointly implement sustainable energy alternatives. Which was received.

~~BUSINESS ADMINISTRATOR'S REPORT~~

By the Clerk:

Letter dated April 16, 2010, from the Business Administrator recommending the award of a contract to First Independent Auto Repair Svc. LLC, 410 East Westfield Avenue, Roselle Park, N.J., for transmission repairs for various departments for the period April 7, 2010 through April 7, 2012, at a cost not to exceed \$100,000.00. Which was received.

By the Clerk:

Letter dated April 16, 2010, from the Business Administrator requesting authorization to submit an Urban Enterprise Zone Proposal for \$222,750.00 in Zone Assistance Funds to provide for matching funds for the Elizabeth Avenue Partnership Special Improvement District for the period July 1, 2010 through June 30, 2011. Which was received.

By the Clerk:

Letter dated April 16, 2010, from the Business Administrator requesting authorization to submit an Urban Enterprise Zone Proposal for \$457,432.00 in Zone Assistance Funds with the City providing a 20% match of \$114,357.00 for funding the Elizabeth's Graffiti & Litter Removal Program – Phase 4, for the period July 1, 2010 through June 30, 2011, at a total project cost of \$571,789.00. Which was received.

By the Clerk:

Letter dated April 19, 2010, from the Business Administrator recommending the award of a contract to Crimson Fire, 907 7th Avenue North, Brandon, SD, for the furnishing of a Marine Emergency Response Vehicle (MERV) in the amount of \$494,703.00. Which was received.

By the Clerk:

Letter dated April 19, 2010, from the Business Administrator recommending the award of a contract to Garden State Fireworks, Inc., Carlton Road, Millington, N.J., for the furnishing of Fireworks in the amount of \$17,500.00. Which was received.

By the Clerk:

Letter dated April 19, 2010, from the Business Administrator recommending the award of a contract to Public Service Electric & Gas Co., 472 Weston Canal Road, Somerset, N.J., for the purchase of fifty-one (51) 25 foot Deco Poles with attachments and thirty-five (35) 14 foot Classic I Poles with attachments for the Broad Street Streetscape in the amount of \$363,479.49, and for the purchase of fourteen (14) 14 foot Classic I Poles with attachments for the Elizabeth Avenue Streetscape in the amount of \$28,217.22, at a total cost of \$391,696.71. Which was received.

By the Clerk:

Letter dated April 19, 2010, from the Business Administrator requesting authorization for the Police Department to accept \$50,000.00 from the Community Foundation of New Jersey, Gun Buy Back Program. Which was received.

[REDACTED]

[REDACTED]

By the Clerk:

Letter dated April 12, 2010, from the Chief Financial Officer requesting authorization for the Tax Collector to refund/cancel all open taxes on the property located at PT 1053-1061 North Broad Street, including any tax liens and late fees for Calendar Years 2005, 2006, 2007, 2008 and 2009. Which was received.

By the Clerk:

Letter dated April 13, 2010, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel/credit an over billing of taxes for the 2009 Tax Year on the property located at 1119-1125 Elizabeth Avenue in the amount of \$23,670.21, said property should have been exempt from taxes. Which was received.

By the Clerk:

Letter dated April 20, 2010, from the Chief Financial Officer requesting authorization to request of the Director of the Division of Local Government Services to approve the insertion of an Item of Revenue in the budget of the Fiscal Year 2010, New Jersey Division of Criminal Justice Body Armor 2009, in the total sum of \$8,655.58. Which was received.

By the Clerk:

Letter dated April 16, 2010, from the Department of Planning and Community Development requesting authorization to enter into a Memorandum of Agreement with Groundwork Elizabeth, Cooperative Partner in the Elizabeth River Trail Project. Which was received.

By the Clerk:

Letter dated April 19, 2010, from the Department of Planning and Community Development requesting authorization to amend and for the proper City officials to sign all appropriate documents related to the Memorandum of Understanding in the Elizabethport Brownfield Development area to include an additional site at 205-215 First Street. Which was received

By the Clerk:

Letter dated April 21, 2010, from the Department of Planning and Community Development requesting authorization for the proper City officials to execute an agreement with the Bureau of Cultural Affairs to provide funds to be used to defer the recreation costs associated with the Elizabethport Community Day Parade to be held on May 15, 2010 for the period May 1, 2010 through August 31, 2010 in the amount of \$4,620.00. Which was received.

By the Clerk:

Letter dated April 21, 2010, from the Department of Planning and Community Development requesting authorization for the proper City officials to execute an agreement with Groundwork Elizabeth, Inc., 288 North Broad Street, Elizabeth, to provide funds for the Spring 2010 Planter Beautification Program for the period May 1, 2010 through May 1, 2011 in the amount of \$14,320.00. Which was received.

[REDACTED]

By the Clerk:

Letter dated April 12, 2010, from the Director of Public Works recommending the award of a contract to Rich Picerno Builders, LLC, 500 Hoiles Drive, Kenilworth, N.J., for the construction of a new playground at Grier Park, 511-519 South Park Street, at a cost of \$130,127.50.

Which was received.

By the Clerk:

Letter dated April 20, 2010, from the Director of Public Works recommending the award of a contract to The Musial Group, PA, 191 Mill Lane, Mountainside, N.J., to provide construction management services in connection with the Elizabeth Avenue Streetscape Project – Phase 1, at a cost not to exceed \$64,000.00.

Which was received.

By the Clerk:

Letter dated April 12, 2010, from the Director of Recreation requesting authorization for the Mayor to enter into an agreement with the State of New Jersey, Department of Education Sponsor Management Plan for the 2010 Summer Food Service Program which will commence on July 6, 2010 and conclude August 26, 2010, at no cost to the City.

Which was received.

By the Clerk:

Letter dated April 12, 2010, from the Director of Recreation requesting authorization for the proper City officials to execute an agreement with the State of New Jersey for funding the Summer Food Nutrition Program during the period July 6, 2010 and ending on August 26, 2010, at no cost to the City.

Which was received.

By the Clerk:

Letter dated April 12, 2010, from the Director of Recreation recommending the award of a contract to the Board of Education for the purpose of providing Food Vendor services in conjunction with the Summer Food Nutrition Program from July 6, 2010 through August 26, 2010, at no cost to the City.

Which was received.

By the Clerk:

Letter dated April 13, 2010, from the Police Department, Traffic Division, recommending the establishment of a loading zone in front of the premises located at 224 Rahway Avenue, from Monday to Friday, between the hours of 10:00 a.m. to 5:00 p.m.

Which was received.

By the Clerk:

Letter dated April 13, 2010, from the Police Department, Traffic Division, recommending the establishment of a loading zone in front of the premises located at 701 Monroe Avenue, between the hours of 8:00 a.m. and 4:00 p.m.

Which was received.

By the Clerk:

Letter dated April 13, 2010, from the Fire Director requesting authorization for the proper City officials to accept and sign all appropriate documents for the Elizabeth Medical Service (EMS) Mass Care Unit, as well as associated EMS equipment and supplies through the Urban Areas Security Initiative (UASI) local share and purchased by the State of New Jersey Department of Health and Senior Services, in an amount not to exceed \$283,000.00.

Which was received.

By the Clerk:

Letter dated April 14, 2010, from the Planning Board recommending an ordinance Amending & Superseding the Official City of Elizabeth "Zoning Map" for parcels along South First Street to be placed in the MRC Zone, a parcel along Elizabeth Avenue to be placed in the MRC Zone, and parcels along South Front Street to be placed in the C-2 Zone; an ordinance Amending & Superseding Planning Area #10 of the Official City of Elizabeth "Zoning Map" for parcels along Relocated Atlantic Street to be placed in the Public & Quasi-Public Zone, and a parcel along Atlantic Street to be placed in the C-5 Zone.

Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated April 15, 2010, from Melly Mell Productions, Inc. in conjunction with the Elizabeth Cubanos Lions Club, respectfully requests permission to present the 17th annual Elizabeth Waterfront Festival at the "Veterans Memorial Waterfront Park" on May 29 and 30, 2010, from 1 p.m. to 9 p.m.; music from both stages will cease at 7 p.m., beer at 8 p.m., and vendors at 9 p.m..

Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter April 27, 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, April 23, 2010.

Which was received.

By the Clerk:

Minutes: Zoning Board of Adjustment meetings held April 8, 2010.

Which was received.

ORDINANCES ON FINAL PASSAGE

Council President Cuesta announced that the next business in order would be the adoption of **Ordinance No. 4130**, which was seconded by Councilman Keenan:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO LANGAN ENGINEERING AND ENVIRONMENTAL SERVICES, INC., RIVER DRIVE CENTER ONE, ELMWOOD PARK, NEW JERSEY ON BEHALF OF ELIZABHTOWN GAS, TO PERFORM ENVIRONMENTAL WORK AT THE FORMER MGP SITE WITHIN THE PUBLIC RIGHT OF WAY OF SOUTH STREET.

WHEREAS, Mr. William M. Lyon, Project Manager, Langan Engineering and Environmental Services, Inc., River Drive Center One, Elmwood Park, New Jersey is requesting an encroachment permit on behalf of Elizabeth Gas to perform work within the public right-of-way or on City owned property on South Street between Fourth Avenue and the Elizabeth River, within the public right-of-way on Centre Street between Fourth Avenue and the Elizabeth River; three storm water retention basins located on City property on Block 9, Lots 1151A, 1151B, and 186; and

WHEREAS, the support documentation including a set of plans signed, sealed and latest revision dated January 25, 2010 prepared by Gerard M. Cocia, PE and a Certificate of Insurance from the construction contractor Creamer Environmental, Inc., 215 Union Street, Hackensack, New Jersey 07601 naming the City of Elizabeth as additional insured and certificate holder appear to be in order; now, therefore, be it

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH:

SECTION 1. - That an encroachment permit be granted to Langan Engineering and Environmental Services, Inc., River Drive Center One, Elmwood Park, New Jersey on behalf of Elizabethtown Gas to perform for work within the public right-of-way or on City owned property on South Street between Fourth Avenue and the Elizabeth River, within the public right-of-way on Centre Street between Fourth Avenue and the Elizabeth River; three storm water retention basins located on City property on Block 9, Lots 1151A, 1151B, and 186. The support documentation including a set of plans signed, sealed and latest revision dated January 25, 2010 prepared by Gerard M. Cocia, PE

SECTION 2. - The Permittee shall provide a liability insurance certificate in the aggregate amount determined by the City Engineer for property damage and personal injury naming the City of Elizabeth as an additional insured and giving the City a 30-day notice of cancellation of policy.

SECTION 3. - All ordinances or parts of ordinance inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 4. - If any portion or clause of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this ordinance.

SECTION 5. - The effective date of this ordinance shall be twenty (20) days after its final passage by City Council and approval by the Mayor at the time and in the manner provided by law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held .
April 13, 2010.

Annexed to the ordinance was an affidavit from the publisher of the Star Ledger certifying the publication of the ordinance and notice of public hearing thereon in its issue of **April 19, 2010.**

The ordinance was then adopted on its final passage by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~Greva~~,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - **X 8**

NEGATIVE: None

Council President Cuesta announced that the next business in order would be the adoption of **Ordinance No. 4131**, which was seconded by Councilman Keenan:

AN ORDINANCE TO AMEND CHAPTER 10.16.010 OF THE CODE OF THE CITY OF ELIZABETH SPECIFICALLY RELATING TO FOUR-TON WEIGHT LIMIT, STREETS AFFECTED, EXCEPT FOR PICK-UP AND DELIVERIES.

BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF ELIZABETH:

SECTION 1. That Chapter 10.16.010 of the Code of the City of Elizabeth is hereby amended to add the following:

<u>STREET</u>	<u>LOCATION</u>
Monmouth Road	From Emerson Road to Westfield Avenue.

SECTION 2. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 3. If any portion or clause of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this ordinance.

SECTION 4. The effective date of this ordinance shall be twenty (20) days after its final passage by City Council and approval by the Mayor at the time and in the manner provided by law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held **April 13, 2010.**

Annexed to the ordinance was an affidavit from the publisher of the Star Ledger certifying the publication of the ordinance and notice of public hearing thereon in its issue of **April 19, 2010.**

The ordinance was then adopted on its final passage by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~Greve~~, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - **A 8**

NEGATIVE: None

NEW BUSINESS

By City Council as a Whole:

WHEREAS, N.J.S. 40A 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Elizabeth will receive an amount of \$8,655.58 for the Body Armor 2009 Grant awarded by the New Jersey Division of Criminal Justice and wishes to amend its FY2010 budget to include these amounts as revenue:

NOW, THEREFORE, BE IT RESOLVED that the council of the City of Elizabeth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the fiscal year 2010 in the total sum of \$8,655.58 which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

State and Federal Revenues Off-set with Appropriations:

New Jersey Division of Criminal Justice
Body Armor 2009 \$8,655.58

BE IT FURTHER RESOLVED, that a like sum of \$8,655.58 be and the same is hereby appropriated under the caption of :

General Appropriations
(a) Operations Excluded from 3 ½ % Caps
State and Federal Programs Offset by Revenues:

New Jersey Division of Criminal Justice
Body Armor 2009
Other Expenses \$8,655.58

BE IT FURTHER RESOLVED, that City Clerk forward two copies of this resolution to the Director of Local Government Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - 8

NEGATIVE: None

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BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended an award of contract be made to **Louis C. Mai, CPA & Associates, P. O. Box 624, Pompton Plains, New Jersey 07444**, for the purpose of auditing and analyzing the Elizabeth Board of Education's Budget for 2010-2011 as a result of the voter's defeat of the budget. The period of the audit is from April 27, 2010 to April 26, 2011 at a cost not to exceed \$10,000.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-08775 , charging the amount of \$10,000.00 to Account No. 0-01-35-470 of the Municipal Budget is on file in the office of the City Clerk; and

WHEREAS, Professional Service contracts are exempt from the provisions of Chapter 2.92 of the Code of the City of Elizabeth; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth as follows:

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a contract with **Louis C. Mai, CPA & Associates, P. O. Box 624, Pompton Plains, New Jersey 07444** for the purpose of auditing and analyzing the Elizabeth Board of Education's Budget for 2010-2011 as a result of the voter's defeat of the budget. The period of the audit is from April 27, 2010 to April 26, 2011 at a cost not to exceed \$10,000.00.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-2(6) of the Local Public Contracts Law because the **Louis C. Mai, CPA & Associates, P. O. Box 624, Pompton Plains, New Jersey 07444**, Certified Public Accountants, are exempted by the provisions of the Local Public Contracts Law.
3. A notice of this action shall be printed once in The Star Ledger.

Council President Cuesta stated that the Board of Education budget was defeated by the taxpayers. He continued that he would like to explain the steps that City Council will take in reviewing the School Board's budget.

Council President Cuesta announced that after City Council receives the recommendations of the CPA, City Council will invite the Superintendent and Board of Education members to a meeting. He continued that City Council will also have in the dialogue members of the Teachers Union and the Administrator's Union because it is the right thing to do. He stated further that City Council will also invite the public for comments and recommendations..

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~Novak~~,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, this Municipality is authorized to dispose of surplus personal property in the possession of the Elizabeth Police Department P.L. 2001,C.30 by sale at public auction in accordance with the provisions of N.J.S.A.40A:14-157; and

WHEREAS, certain tangible property has come into the possession of the Elizabeth Police Department, which includes but is not limited to electronics, home goods, clothing, jewelry, shoes and power tools; and

WHEREAS, the said property has been in the possession of the Elizabeth Police Department for more than six months; and

WHEREAS, the surplus personal property are no longer needed for public use; and

WHEREAS, the sale is being conducted pursuant to Local Finance Notice 2008-9; and

WHEREAS, the auction will conform to all State and Municipal regulations and can be disposed of in accordance with N.J.S.A. 40-157 and P.L.2001, c.30. The auction is being requested to be held by Property Room.com, State preapproved on-line auction site. The date of the sale will be set by the auction company and will be published in the "Newark Star Ledger"; and

WHEREAS, the terms of the agreement entered into with Property Room.com are available on its website and are available in the Office of the Purchasing Agent; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby authorizes the sale of the surplus personal property in possession of the Elizabeth Police Department set forth hereinabove by PropertyRoom.com State preapproved online auction site; and be it

FURTHER RESOLVED that viewing of the surplus personal property may be reviewed on the web-site of Property Room.com, State pre-approved on-line auction site; and be it

FURTHER RESOLVED that the net proceeds from the within sale shall be paid into the general municipal treasury of the City of Elizabeth.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - 8

NEGATIVE: None

13

**RESOLUTION TO JOIN
NEW JERSEY SUSTAINABLE ENERGY
JOINT MEETING**

WHEREAS, Local Units of the State of New Jersey are authorized to enter into a joint contract to provide for the formation of a joint meeting for the joint procurement of natural gas, electricity and other forms of energy as permitted by N.J.S.A. 40A:65-14 et seq.; and

WHEREAS, the statutes regulating the creation and establishment of a Joint Meeting contain a mechanism for local units to aggregate their collective energy consumption in order to negotiate and contract for energy in a cost-effective, environmentally sensitive manner, furthering the public interest entrusted to such a Joint Meeting; and

WHEREAS, the governing body of the City of Elizabeth has determined that membership in the Joint Meeting is in the best interest of the City of Elizabeth.

NOW THEREFORE, BE IT RESOLVED, that the governing body of the City of Elizabeth does hereby resolve and agree to become a member in the New Jersey Sustainable Energy Joint Meeting (NJSEM) for the purpose of joining with other Local Units in the State to aggregate purchasing power of energy so as to achieve financial savings and to encourage Local Units to cooperate in seeking ways to jointly implement sustainable energy alternatives;

BE IT FURTHER RESOLVED that the Mayor is authorized to execute the Joint Contract Joinder Agreement, attached hereto, and that Bridget S. Zellner is hereby designated to represent the Local Unit as a member of the State Management Committee of the NJSEM; and

BE IT FURTHER RESOLVED that the Mayor is authorized and directed to execute such other documents signifying their membership in the NJSEM, and make payment of the Initial Membership Fee of \$600 as required by the NJSEM's Bylaws and to deliver same to the Executive Director of the NJSEM.

NOTE: The above referenced "attachment" is on file in the City Clerk's Office.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta ✕ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, in accordance with NJAC 5:34 it is required that the award of any contract pursuant to NJSA 40A:11-12 be awarded by resolution of the Governing Body; and

WHEREAS, the Business Administrator and the Purchasing Agent have recommended an award of a contract be made to **FIRST INDEPENDENT AUTO REPAIR SVC. LLC, 410 East Westfield Avenue, Roselle Park, New Jersey 07204** for Transmission Repairs for the Various Departments for the period of April 7, 2010 through April 7, 2012 at a cost not to exceed \$100,000.00 under State Contract No. 76413; and

WHEREAS, State Contracts are exempt from the provisions of Chapter 2.92 of the Code of the City of Elizabeth; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30-14.4 as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it ,

RESOLVED that the City Council of the City of Elizabeth authorizes the award of a contract to **FIRST INDEPENDENT AUTO REPAIR SVC. LLC, 410 East Westfield Avenue, Roselle Park, New Jersey 07204** for Transmission Repairs for the Various Departments for the period of April 7, 2010 through April 7, 2012 at a cost not to exceed \$100,000.00 under State Contract No. 76413.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~_____~~, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, bids were received and opened on March 29, 2010 by the Purchasing Agent for the furnishing of MERV (Marine Emergency Response Vehicle) for the Fire Department; and

WHEREAS, the Business Administrator has requested an award of a contract be made to **CRIMSON FIRE, 907 7TH Avenue North, Brandon, South Dakota 57005** for the lowest responsible bidder for the furnishing of a MERV Response Vehicle for the Fire Department in the amount of \$494,703.00; and

WHEREAS, the amount of the contract in question exceeds \$50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have been complied with by **CRIMSON FIRE**; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-8437 charging the amount of \$494,703.00 to Account No. G-02-41-765-10, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the award of a contract to **CRIMSON FIRE, 907 7TH Avenue North, Brandon, South Dakota 57005** for the furnishing of a MERV Response Vehicle for the Fire Department in the amount of \$494,703.00.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - **8**

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have requested authorization to enter into an agreement with the sole responsible bidder **GARDEN STATE FIREWORKS, P. O. BOX 403, Carlton Road, Millington, New Jersey 07946** for the furnishing of Fireworks for the Recreation Department in the amount of \$17,500.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-8480, charging the amount of 17,500.00 to Account No. 0-01-28-370-REC-325, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the award of a contract to the sole responsible bidder **GARDEN STATE FIREWORKS, P. O. BOX 403, Carlton Road, Millington, New Jersey 07946** for the furnishing of Fireworks for the Recreation Department in the amount of \$17,500.00.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - ~~X~~ 8

NEGATIVE: None

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BY CITY COUNCIL AS A WHOLE:

WHEREAS, in accordance with NJAC 5:34 it is required that the award of **any contract pursuant to N.J.S.A. 40A:11-5(f)** – (exception to bidding) and exempt from Pay to Play regulations because the vendor’s rates are regulated through tariffs, approved by the Board of Public Utilities be awarded by the Governing Body; and

WHEREAS, the Business Administrator and the Purchasing Agent have requested authorization to award a contract to **PUBLIC SERVICE ELECTRIC & GAS COMPANY, 472 Weston Canal Road, Somerset, New Jersey 08873** for the purchase of (51) 25 Foot Deco Poles with attachments and (35) 14 foot Classic I Poles with attachments for the Broad Street Streetscape in the amount of \$363,479.49; and for the purchase of (14) 14 foot Classic I Poles with attachments for the Elizabeth Avenue Streetscape in the amount of \$28,217.22, for a total cost of \$391,696.71; and

WHEREAS, all public utilities subject to the jurisdiction of the Board of Public Utilities Commission in accordance with tariffs and schedules of charges made, charged or exacted, filed with the above board are exempt from the provisions of Chapter 2.92 of the Code of the City of Elizabeth; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-08426, charging the amount of \$363,479.49 to Account No. G-02-41-736, and Certification No. 10-08427, charging the amount of \$28,217.22 to Account No. G-02-41-760-10 of the Municipal Budget are on file in the Office of the City Clerk; and ; now, therefore, be it ,

RESOLVED that the City Council of the City of Elizabeth authorizes the award of a contract to **PUBLIC SERVICE ELECTRIC & GAS COMPANY, 472 Weston Canal Road, Somerset, New Jersey 08873** for the purchase, (51) 25 Foot Deco Poles with attachments and (35) 14 foot Classic I Poles with attachments for the Broad Street Streetscape in the amount of \$363,479.49; and for the purchase of (14) 14 foot Classic I Poles with attachments for the Elizabeth Avenue Streetscape in the amount of \$28,217.22, for a total cost of \$391,696.71.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~_____~~,
Gonzalez, Keenañ, Cedeno, Gallman, Mazza,
and President Cuesta - ~~X~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Acting Director of the Department of Planning and Community Development has requested authorization for the proper City Officials to enter into a Memorandum of Agreement with Groundwork Elizabeth. The City of Elizabeth and Groundwork Elizabeth have been awarded funds toward Phase I of the Elizabeth River Trail; and

WHEREAS, the City of Elizabeth will administer the project due to the size of the Groundwork Elizabeth staff of one. It would be beneficial that the City of Elizabeth: bid the project, and award a contract for the construction of the Trail. The City will be responsible for the maintenance of Phase I of the Elizabeth River Trail; and

WHEREAS, New Jersey Department of Transportation (NJDOT) awarded Groundwork Elizabeth funding. An agreement is necessary in order for the City of Elizabeth to be able to access these funds once construction begins; and

WHEREAS, Green Acres funding has been awarded to the City of Elizabeth for the Elizabeth River Trail Project. An agreement is necessary to show the project is being completed as cooperative partners for any expenses Groundwork Elizabeth may have incurred on the project provided they are eligible under N.J.A.C. 7:36 et seq and consistent with the approved project Scope; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City of Elizabeth Officials to enter into a Memorandum of Agreement with Groundwork Elizabeth and the City of Elizabeth, as cooperative partners, in the Elizabeth River Trail Project for the reasons stated hereinabove.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~Cueva~~,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta **8**

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Acting Director of the Director of Planning and Community Development has requested authorization to amend the Memorandum of Understanding between the City of Elizabeth and the Elizabeth Development Company, the Housing Authority and the New Jersey Department of Environmental Protection to include an additional site at 205-215 First Street in the Elizabethport Brownfield Development Area designation; and

WHEREAS, this Memorandum of Understanding (MOU) will govern the partnership formed by the City, EDC, Steering Committee, and the DEP to carry out the work related to the Brownfield Development Area designation; and

WHEREAS, this Memorandum of Understanding is renewable on an annual basis; and

WHEREAS, the Brownfield Development Area (BDA) designation helps remediate and revitalize our Elizabethport Area. The proposed additional site will help maintain the momentum of our Elizabethport efforts and ensure a positive impact on the surrounding area; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to amend a Memorandum of Understanding between the City and the Elizabeth Development Company, the Housing Authority and the New Jersey Department of Environmental Protection, to include an additional site at 205-215 First Street in the Elizabethport Brownfield Development Area designation; and be it

FURTHER RESOLVED that the Proper City Officials are authorized to execute any and all appropriate documents necessary for the renewal of said Memorandum of Understanding.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Acting Director of the Department of Planning and Community Development has requested authorization to execute an agreement with the **Bureau of Cultural Affairs** to provide funds in the amount of \$4,620.00 to help defray recreation costs associated with the Elizabethport Community Day Parade to be held on May 15, 2010 in the amount of \$4,620.00; and

WHEREAS, funds will be used to defer the recreation costs associated with the Elizabethport Community Day Parade to be held on May 15, 2010. The project will be administered by the Bureau of Cultural and Heritage Affairs; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-08655, charging the amount of \$4,620.00 to Account No. T-22-56-010-PBS-185 of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS the Director of Planning and Community Development has certified that this meets the statute and regulations governing the award of said contract; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth, New Jersey as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with the **Bureau of Cultural Affairs** to provide funds in the amount of

\$4,620.00 to help defray recreation costs associated with the Elizabethport Community Day Parade to be held on May 15, 2010 .

- 2. Quotations were not solicited because of the unique nature of the contractor as a non-profit agency, within the City of Elizabeth that hosts the Elizabethport Day Parade.
- 3. The nature of the service provided requires experience and extensive training in mentoring, and recreational development programs for low and moderate income youngsters.
- 4. The performance of the service cannot be reasonably described by written specifications as motivation, commitment, and skill varies amongst stakeholders.
- 5. A notice of this action shall be published in The Star Ledger.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - ~~8~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization for the proper City officials to enter into an agreement with **Groundwork Elizabeth, 288 North Broad Street, P. O. Box 512, Elizabeth, New Jersey 07207** for the Spring 2010 Planter Beautification Program. The Agency will purchase plant, fertilize and maintain fifty-seven (57) planters Citywide for the period May 1, 2010 through May 1, 2011 for the cost of \$14,320.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-08654 charging the amount of \$14,320.00 to Account No. T-22-56-010-PBF-184, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth, New Jersey as follows:

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a contract with **Groundwork Elizabeth, Inc. ,288 North Broad Street, P. O. Box 512, Elizabeth, New Jersey 07207** to for the Spring 2010 Planter Beautification Program. The Agency will purchase plant, fertilize and maintain fifty-seven (57) planters Citywide for the period May 1, 2010 through May 1, 2011 for the cost of \$14,320.00

2. Quotations were not solicited because of the unique nature of the contractor as a non-profit agency within the City of Elizabeth that transforms public space into valued community assets encourages environmental literacy as well as habitat protection. The agency is committed to engaging students, businesses, and community neighborhoods in promoting sustainable regeneration.

3. The nature of the service provided requires experience and extensive training in environmental protection, ecology, and research methods, land development, education, and environmental science.

4. The performance of the service cannot be reasonably described by written specifications as motivation, commitment, and skill varies amongst stakeholders.

5. A notice of this action shall be published in The Star Ledger.

Councilman Gallman believes that this request has come too late because the planting season has passed.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - ~~A~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, on April 7, 2010 the Director of the Department of Public Works received nine (9) bids for the Construction of the New Playground at Grier Park, 911-519 South Park Street, (Tax Account 3-985), Elizabeth, New Jersey ; and

WHEREAS, the Director of the Department of Public Works has requested authorization to authorize the award of a contract to the lowest responsible bidder **RICH PICERNO BUILDERS, LLC., 500 Hoiles Drive, Kenilworth, New Jersey 07033** for the construction of a new playground at Grier Park,(Tax Account No. 3-985), Elizabeth, New Jersey at a cost of \$130,127.50; and

WHEREAS, the City has received a matching grant from the Union County Kids Trust Fund in the amount of \$100,000.00 for this project; and

WHEREAS, the amount of the contract in question exceeds \$50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have been complied with by **RICH PICERNO BUILDERS, LLC. ;and**

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-08580 charging the amount of \$16,500.00 to Account No. 0-21-56-157; Certification No. 10-08581 charging the amount of \$57,525.00 to Account No. G-02-41-705-9; Certification No. 10-08582 charging the amount of \$56,102.50 to Account No. G-02-41-706-9, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of authorizes the award of a contract to **RICH PICERNO BUILDERS, LLC., 500 Hoiles Drive, Kenilworth, New Jersey 07033** for the construction of a new playground at Grier Park,(Tax Account No. 3-985), Elizabeth, New Jersey at a cost of \$130,127.50. The City has received a matching grant from the Union County Kids Trust Fund in the amount of \$100,000.00 for this project.

Councilman Gallman is quite pleased with this request because the playground will provide a safe environment for the children to play in.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta -A 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, on March 2, 2010, the Director of the Department of Public Works received qualification proposals for construction management. The request for qualifications was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et. Seq., and N.J.S.A. 40A:11-5 (a) (i); and

WHEREAS, the Director of the Department of Public Works has recommended the award of a contract to **THE MUSIAL GROUP, P.A., 191 MILL LANE, MOUNTAINSIDE, NEW JERSEY**, 191 Mill Lane, Mountainside, New Jersey 07092 to provide construction management services in connection with the Elizabeth Avenue Streetscape Project – Phase 1, at a cost not to exceed \$64,000.00; and

WHEREAS, this project has received a grant in the amount of \$500,000.00 from the Transportation Enhancement Program administered by the Federal Highway Administration through the New Jersey Department of Transportation with the remaining funding from the Urban Enterprise Zone Program Project No. 07-151 and City Funds. The Federal grant requires fulltime inspection as well as a substantial amount of reporting during construction; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-08777 charging the amount of \$64,000.00 to Account No. X-04-55-999-X08-008 of the Municipal Budget, is on file in the Office of the City Clerk; and

WHEREAS, Professional Service contracts are exempt from the provisions of Chapter 2.92 of the code of the City of Elizabeth; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth as follows:

1. The Mayor, and the Municipal Clerk are hereby authorized and directed to execute a contract with **THE MUSIAL GROUP, P.A., 191 MILL LANE, MOUNTAINSIDE, NEW JERSEY**, 191 Mill Lane, Mountainside, New Jersey 07092 to provide construction management services in connection with the Elizabeth Avenue Streetscape Project – Phase 1, at a cost not to exceed \$64,000.00.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11- 2(6) of the Local Public Contracts Law because these services require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training.
3. A notice of this action shall be printed once in The Star Ledger.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~Casta~~
 Gonzalez, Keenan, Cedeno, Gallman, Mazza,
 and President Cuesta - **8**

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Recreation has requested the execution of an Agreement between the State of New Jersey Department of Education and the City of Elizabeth regarding the Sponsor Management Plan for the 2010 Summer Food Service Program at no cost to the City of Elizabeth; and

WHEREAS, this Agreement shall be effective with respect to meals served during the period commencing July 6, 2010 and concluding August 26, 2010; now, therefore be it

RESOLVED by the City Council of the City of Elizabeth that the Mayor and the City Clerk are hereby authorized to execute an agreement with the State of New Jersey Department of Education regarding the Sponsor Management Plan for the 2010 Summer Food Service Program at no cost to the City; and be it

FURTHER RESOLVED that the Mayor and City Clerk and any other proper City officials are authorized to execute all documents in connection therewith.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - ✕ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Recreation has requested the execution of an Agreement between the State of New Jersey and the City of Elizabeth for funding for the Summer Food Nutrition Program at no cost to the City of Elizabeth; and

WHEREAS, this Agreement shall be effective with respect to meals served during the period commencing July 6, 2010 and ending August 26, 2010; now, therefore, be it

RESOLVED by the City Council of the City of Elizabeth that the Mayor and the City Clerk are hereby authorized to execute an agreement with the State of New Jersey regarding funding for the Summer Food Nutrition Program at no cost to the City of Elizabeth; and be it

FURTHER RESOLVED that the Mayor and City Clerk and any other proper City officials are authorized to execute all documents in connection therewith.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - ~~X~~8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Recreation has requested the execution of an Agreement with the Elizabeth Board of Education for the purpose of providing Food Vendor Services in conjunction with the Summer Food Nutrition Program from July 6, 2010 through August 26, 2010 at no cost to the City of Elizabeth; now, therefore, be it

RESOLVED by the City Council of the City of Elizabeth that the Mayor and the City Clerk are hereby authorized to execute an agreement with the Elizabeth Board of Education for the purpose of providing Food Vendor Services in conjunction with the Summer Food Nutrition Program from July 6, 2010 through August 26, 2010 at no cost to the City of Elizabeth; and be it

FURTHER RESOLVED that the Mayor and City Clerk and any other City officials are authorized to execute all documents in connection therewith.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, Grova,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - ~~1~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, as a result of the City of Elizabeth's designation as an Urban Enterprise Zone, qualified businesses are eligible to collect sales tax at the rate of 3.5%; and

WHEREAS, the monies collected at this reduced sales tax are deposited in the Urban Enterprise Zone Assistance Fund by the New Jersey Division of Taxation and are available for use by the City of Elizabeth for programs and projects designed to promote economic development; and

WHEREAS, the Business Administrator has requested authorization to submit a proposal to the New Jersey Urban Enterprise Zone Authority for \$222,750.00 in Zone Assistance Funds to provide for matching funds for the Elizabeth Avenue Partnership Special Improvement District; and

WHEREAS, these UEZ funds will be used to cover various costs within the 2010-11 fiscal budget year to include administration costs, operating expenses, security expenses, communication/public relations expenses as well as appearance and beautification expenses; and

WHEREAS, this contract shall cover the period July 1, 2010 to June 30, 2011; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the submittal of a proposal to the New Jersey Urban Enterprise Zone Authority, for Zone Assistance Funds in the amount of \$222,750.00 in Zone Assistance Funds to provide for matching funds for the Elizabeth Avenue Partnership Special Improvement District; and be it

FURTHER RESOLVED that the Mayor is authorized to execute all documents and to enter into any agreements with the Elizabeth Development Company (EDC), or any other party necessary to carry out this resolution.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████
Gonzalez, Keenan, Cedeno, Galiman, Mazza,
and President Cuesta - 48

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, as a result of the City of Elizabeth's designation as an Urban Enterprise Zone, qualified businesses are eligible to collect sales tax at the rate of 3.5%; and

WHEREAS, the monies collected at this reduced sales tax are deposited in the Urban Enterprise Zone Assistance Fund by the New Jersey Division of Taxation and are available for use by the City of Elizabeth for programs and projects designed to promote economic development; and

WHEREAS, the Business Administrator has requested authorization to submit a proposal to the New Jersey Urban Enterprise Zone Authority for \$442,821.00 in Zone Assistance Funds to provide for funding Elizabeth's Graffiti & Litter Removal Program – Phase 4; and

WHEREAS, these UEZ funds will be used to help eradicate graffiti and litter throughout the City of Elizabeth's UEZ Enterprise Zone. Specifically, the graffiti will be removed from properties located within Elizabeth's zone boundaries while the litter removal program will concentrate primarily on the City's major UEZ commercial corridors. The City will provide a 20% match of \$110,705.00 for personnel and \$10,000.00 for graffiti removal supply costs) for a total project cost of \$553,526.00; and

WHEREAS, this contract shall cover the period July 1, 2010 to June 30, 2011; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the submittal of a proposal to the New Jersey Urban Enterprise Zone Authority, for Zone Assistance Funds in the amount of \$442,821.00 in Zone Assistance Funds to provide for funding Elizabeth's Graffiti & Litter Removal Program – Phase 4. The City will provide a 20% match of \$110,705.00 for personnel and \$10,000.00 for graffiti removal supply costs) for a total project cost of \$553,526.00; and be it

FURTHER RESOLVED that the Mayor is authorized to execute all documents and to enter into any agreements with the Elizabeth Development Company (EDC), or any other party necessary to carry out this resolution.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~_____~~,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - ~~X~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Police Department has requested authorization to accept a donation of \$50,000.00 from the Community Foundation of New Jersey to the Elizabeth Police Department for a Gun Buy Back Program; and

WHEREAS, the purpose of the program is to garner public support in surrendering firearms, which may otherwise become available to criminals or persons not physically or mentally capable of safely handling them. The reduction of available guns in the community impacts on the risk of accidental injury, suicide, domestic violence and other forms of gun violence that present a danger to the general population and the law enforcement community within the City of Elizabeth and beyond; and

WHEREAS, the City of Elizabeth's Gun Buy-Back Program will enhance community awareness about the inherent dangers of firearms, while fostering a stronger bond between members of the community and the police, potentially resulting in increased trust, more cooperative crime prevention, and resolutions to a variety of issues; and

WHEREAS, this donation of \$50,000.00 are monies to be used for a Gun Buy Back Program from the Community Foundation of New Jersey, which has requested that at the end of a six-month period, any monies not utilized, shall be returned to the Community Foundation of New Jersey; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the acceptance of a donation of \$50,000.00 from the Community Foundation of New Jersey to the Elizabeth Police Department for a Gun Buy Back Program. In compliance with the request of The Gun Buy Back Program, the Community Foundation of New Jersey, at the end of a six-month period of operation of the Program any monies not utilized shall be returned to the Community Foundation of New Jersey; and be it

FURTHER RESOLVED that the City Council of the City of Elizabeth expresses its appreciation and thanks to the Community Foundation of New Jersey for its generous donation to the Elizabeth Police Department for the Gun Buy Back Program.

Councilwoman Perkins-Auguste commended the Police Department for acquiring \$50,000.00 for the Gun Buy Back.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - **A 8**

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Fire Department has requested authorization for the proper City Officials to accept and sign all appropriate documents for the EMS Mass Care Unit as well as associated EMS equipment and supplies, in an amount not to exceed \$283,000.00. This Unit, equipment and supplies are being funded through the Urban Areas Security Initiative (UASI) local share and purchased by the State of New Jersey Department of Health and Senior Services; and

WHEREAS, as an initiative within the Federal Emergency Management Agency's Homeland Security Grant Program, "the UASI program focuses on enhancing regional preparedness in major metropolitan areas. The UASI program directly supports the National Priority on expanding regional collaboration in the National Preparedness Guidelines and is intended to assist participating jurisdictions in developing integrated regional systems for prevention, protection, response, and recovery..."; and

WHEREAS, with UASI funds, the Elizabeth Medical Service within the Elizabeth Fire Department will accept the 2010 Freightliner M2, Rescue Body, Mass Care Unit, which will replace an existing vehicle within the EMS fleet, as well as associated equipment and supplies. The existing Vehicle is inefficient, as it is a former ambulance converted into a support vehicle, which lacks the capability to transport the required equipment for response; and

WHEREAS, in addition, as the Elizabeth Fire Department is part of the Union County Mutual Aid system and this request is being funded through the UASI program, the Mass Care Unit and associated equipment would also be utilized to provide assistance to surrounding municipalities in times of need; and

WHEREAS, the new Mass Care Unit, equipment and supplies will increase overall efficiency and effectiveness with reference to response, assistance and overall services provided throughout the community; now; therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to execute appropriate documents for Emergency Medical Service (EMS) Mass Care Unit, associated EMS equipment and supplies through the Urban Areas Security Initiative local share and purchased by the State of New Jersey Department of Health and Senior Services in an amount not to exceed \$283,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - 8

NEGATIVE: None

TO CITY COUNCIL AS A WHOLE:

WHEREAS, Manbar Developers, LLC is the owner of property located at PT-1053-1061 North Broad St. (Tax Account No. 11-1033), and

WHEREAS, said property was subdivided effective January 1, 2005 into four (4) individual lots, and

WHEREAS, Because of a computer glitch, said property was double taxed for Calendar years 2005, 2006, 2007, 2008, 2009. It was taxed once as four individual tax accounts (11-1032, 1032.A, 1032.B and 1032.C); and then taxed again as Tax Account # 11-1033 (original Tax Account before being subdivided), now therefore, be it

RESOLVED, that the Tax Collector be authorized to Refund/Cancel all open taxes for Tax Account # 11-1033 including any tax liens, and late fees for calendar years 2005, 2006, 2007, 2008 and 2009.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~_____~~,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - ~~X~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, Christ Fellowship, Inc. are the owner(s) of property located at 1119-25 Elizabeth Ave (Tax Account #9 - 485), and

WHEREAS, the property should have been exempt for the 2009 Tax year, and

WHEREAS, this resulted in an over billing for 2009 Tax Year in the amount of \$23,670.21 ,now, therefore, be it

RESOLVED, that the Tax Collector be authorized to cancel/credit the total sum of \$23,670.21. This amount represents an over billing of taxes for the 2009 Tax Year.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~_____~~,
Gonzalez, Keenan, ~~_____~~, Gallman, Mazza,
and President Cuesta - ~~X~~ 7

NEGATIVE: None

EXCUSED: CEDENO - 1

BY CITY COUNCIL AS A WHOLE:

RESOLVED by City Council of the City of Elizabeth that the following described location is hereby established as a designated Loading Zone for in front of 224 Rahway Avenue,

Elizabeth, New Jersey for the use of Super Value Liquors:

LOCATION: Along the south curb line of Rahway Avenue, beginning at a point 166 feet east of DeHart Place and continuing for a distance of 27 feet easterly thereof, between the hours of 10:00 a.m. to 5:00 p.m.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, [redacted], Gonzalez, Keenan, Ceden, Gallman, Mazza, and President Cuesta - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

RESOLVED by City Council of the City of Elizabeth that the following described location is hereby established as a designated Loading Zone in front of 701 Monroe Avenue, Elizabeth,

New Jersey for the use of the Daisy Supermarket:

LOCATION: Along the east curb line of Monroe Avenue, Beginning at a point 25 feet north of Louisa Street and Continuing for a distance of 35 feet northerly thereof, Between the hours of 8:00 a.m. to 4:00 p.m.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], Jackus, [redacted], Gonzalez, Keenan, Ceden, Gallman, Mazza, and President Cuesta - 7

NEGATIVE: None

EXCUSED: PERKINS-AUGUSTE - 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the **Elizabeth Cubanos Lions Club** in conjunction with **Melly Mell Productions, Inc., 812 East Jersey Street, Elizabeth, New Jersey** has requested permission to conduct the 17th Annual Elizabeth Waterfront Festival to be held at the Veterans Memorial Park on Front Street between Elizabeth Avenue and Broadway on May 29, 2010 and May 30, 2010, between the hours of 1:00 p.m. and 9:00 p.m.; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth does hereby grant permission to the **Elizabeth Cubanos Lions Club** in conjunction with **Melly Mell Productions, Inc., 812 East Jersey Street, Elizabeth, New Jersey**, to conduct the 17th Annual Elizabeth Waterfront Festival to be held at the Veterans Memorial Park, on Front Street between Elizabeth Avenue and Broadway, on May 29, 2010 and May 30, 2010, between the hours of 1:00 p.m. and 9:00 p.m., provided that they comply with the provisions of Chapter 12.56 of the Code of the City of Elizabeth; and be it

FURTHER RESOLVED that music from both stages shall cease at 7:00 p.m, the sale of beer shall cease at 8:00P.M. and the sale by vendors shall cease at 9:00 P.M. on each day of the festival.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ██████████
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - **8**

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, a case is currently pending in the Worker's Compensation Court under Claim Petition No. **2008-2933** entitled **Christopher G. Keller v. City of Elizabeth**; and

WHEREAS, the Law Department and Christopher J. Kinsella, Esq., recommend that this matter be settled at 47 ½% of the left leg or \$32, 293.50 less a credit of 30% for the price work-related accident or \$17,995.50 for a net of \$14,298.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-08578 charging the amount of \$14,298.00 to Account No. 10-01-55-249 of the Municipal Budget, is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby approves and authorizes the settlement of the claim made by **Christopher G. Keller** under **C.P. No.2008-2933**, for 47 ½% of the left leg or \$32, 293.50 less a credit of 30% for the price work-related accident or \$17,995.50 for a net of \$14,298.00; and payable to **Christopher G. Keller, 1137 Coolidge Road, Elizabeth, New Jersey** and **Attorney for the Plaintiff: BALK, GEDES & CISTRELLI, P.A., 2013 Morris Avenue, Second Floor, Union, New Jersey 07083.**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~_____~~, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta ~~4~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, a case is currently pending in the Worker's Compensation Court under Claim Petition No. **2008-29266** entitled **John Pinho v. City of Elizabeth**; and

WHEREAS, the Law Department and Christopher J. Kinsella, Esq., recommend that this matter be settled at 15% of partial total or \$17,100.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-08831 charging the amount of \$17,100.00 to Account No. 10-01-55-249 of the Municipal Budget, is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby approves and authorizes the settlement of the claim made by **John Pinho** under **C.P. No.2008-29266**, 15% of partial total or \$17,100.00; and payable to **John Pinho, 848 Sheridan Avenue, Elizabeth, New Jersey** and Attorney for the Plaintiff: **TURLIK & BUDANITSKY, 520 West First Avenue, Roselle, New Jersey 07208.**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~██████████~~,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta ~~X~~ 8

NEGATIVE: None

RESOLVED that City Council of the City of Elizabeth hereby confirms and approves the payment of all utility bills for the City of Elizabeth as indicated hereinbelow; and be it

FURTHER RESOLVED that the foregoing payments are excepted from the requirement of bidding by the provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(f); and be it

FURTHER RESOLVED that the following certifications of availability of funds are on file in the office of the City Clerk:

ELIZABETH TOWN GAS	0-01-31-446	\$ 58,158.45
PEPCO ENERGY SERVICES	0-01-31-446	\$ 13,378.21
PSE&G	0-01-31-430	\$ 34,943.15
SPRINT	0-01-31-440	\$ 1,620.80
USA MOBILITY	0-01-31-440	\$ 804.12
VERIZON 911	0-01-31-440	\$ 83,730.00
VERIZON	0-01-31-440	\$ 36,022.78
VERIZON ON LINE	0-01-31-440	\$ 107.58
VERIZON WIRELESS	0-01-31-440	\$ 672.16

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta - 8

NEGATIVE: None

~~April 27, 2010~~

BY COUNCIL AS A WHOLE:

RESOLVED that the following bingo and raffle licenses issued by the City Clerk are here by approved:

<u>ORGANIZATION</u>	<u>AG</u>	<u>B.L.</u>	<u>R.L.</u>	<u>DATE</u>
St. Mary of the Assumption		1315		4-28-10
St. Mary's Rosary Confraternity		1316		4-28-10
P.T.O. of St. Mary's High School		1317		4-28-10

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, ~~Crews~~,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta **A8**

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that one of the City of Elizabeth's bravest, Fire Chief Edward Sisk, has retired on April 1, 2010 from the Elizabeth Fire Department; and

WHEREAS, Chief Sisk is a lifelong resident and proud son of our City; and

WHEREAS, Chief Sisk commenced his career as a Firefighter on September 15, 1980 and served in the ranks of: Captain, Battalion Chief, Deputy Chief, Director and Chief; and

WHEREAS, Chief Sisk is a third generation member of the City's Fire Department. His father was also Chief of the Department, he has two fine sons currently on the Department and who now represent the fourth generation of Sisk men who have served and protected our City; and

WHEREAS, he has always demonstrated through his calm and composed demeanor that he is a true leader and pillar of our community and has demonstrated to our youth "What it means to be a gentleman." He has dedicated countless hours to our youth through his coaching and mentoring efforts; and

WHEREAS, Chief Sisk has protected our City during his years of tireless service and is a highly respected leader and innovator in the fire service; and

WHEREAS, he has always been involved in many community and civic based organizations. He has lived his life in faith and charity in every sense of the word; and

WHEREAS, Ed is the consummate father, husband, and devoted family man; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby extends its gratitude to Edward Sisk for his loyal service to the Elizabeth Fire Department and his dedicated service to the public safety of the citizens of the City of Elizabeth and wishes him health and happiness during his retirement years and success in all of his future endeavors; and be it

FURTHER RESOLVED that, as a token of appreciation to Edward Sisk, this resolution be spread in full upon the minutes of City Council and that the City Clerk be directed and authorized to forward a certified copy of this resolution to Edward Sisk.

Councilman Keenan stated that he has known Chief Sisk since 1991 and commended him for a job well done.

Councilman Jackus commended Chief Sisk on a stellar career in the City of Elizabeth. He continued that Chief Sisk was an excellent firefighter and he did everything that he would to keep this City safe. He stated further that Chief Sisk went to New York on September 11 and a gentleman wrote an article in "this" weekly newspaper attacking Chief Sisk and it was horrendous.

Councilwoman Perkins-Auguste commended Chief Sisk on his career and he served above board. She stated further that he is truly an Elizabethan.

Councilman Mazza stated that Chief Sisk is a great man and wished him well on his retirement.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Jackus, [redacted], Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Joaquim (Jack) T. Sousa, 83, of Elizabeth; and

WHEREAS, Jack was born in Ovar, Portugal. He came to this country and Elizabeth in 1945. He was a self-employed travel and insurance agent for the Jack Sousa Agency, Elizabeth; and

WHEREAS, he was a communicant of Our Lady of Fatima R.C. Church and he was the Past-President of the Church Council; and

WHEREAS, he was a member and Past-President of the Portuguese Instructive Social Club, Elizabeth. In 1952, he organized the Noite Portuguesa, he also was a Founding Member of the Grupo Cenico (a theatrical and dance group) for the Club. He was Past- President and Founding Member of the Associacao Filantropica Ovarense, Elizabeth; and

WHEREAS, he served as a Member of the Zoning Board of the City of Elizabeth; and

WHEREAS, he was a member of the Old Portuguese Youth of Elizabeth; and

WHEREAS, he was the Past-Treasurer of Local 21 of the Portuguese Continental Union and a Member of the Portuguese American Citizens Club; and

WHEREAS, he was predeceased by his wife, Sophie Onacki Sousa. He is survived by a son, Carl Sousa of Fayetteville, N.C.; a sister, Maria Alice DeSousa of Ovar, Portugal and several nieces and nephews; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Joaquim (Jack) T. Sousa and wishes to express sympathy to his family, relatives and friends at this time of their loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of the City Council and a certified copy be sent to his family.

Which was adopted unanimously by a standing vote and minute of silent prayer.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Deacon Howard Julius Lee, 75; and

WHEREAS, Deacon Howard Julius Lee was a man who was loved by the community and by his Liberty Church Family members; and

WHEREAS, Deacon Lee will be remembered by his loving family, his wife, Mary Lee, his children Nelson, Raymond, Dwayne, Eric, Thomas, Regina, Laura, Denise, Vicki and Theresa; brother, Daniel Curtis Lee; a sister, Veirla Lee Jackson and a host of grandchildren, great-grandchildren, great-great-grandchildren, loving relatives, dear friends and his Liberty Church family; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Deacon Howard Julius Lee and wishes to express sympathy to his family, relatives and friends at this time of their loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of the City Council and a certified copy be sent to his family.

Which was adopted unanimously by a standing vote and minute of silent prayer.

BY CITY COUNCIL AS WHOLE:

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WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Dorothy Height, 98, "Queen Mother" of seven decades of advocacy for civil rights ; and

WHEREAS, Ms. Height possessed a steadfast presence in the civil rights movement. Often the only woman at strategy meetings with the Reverend Martin Luther King, Jr., and other civil right leaders. She was a determined voice pressing the importance of issues affecting women and children, such as child care and education; and

WHEREAS, one of Ms. Height's most visible accomplishments was the Black Family Reunion Celebration, a three-day cultural event in Washington, D.C. with related events and conferences one for black leaders and another for whites, this conference helped local chapters implement the organization's interracial charter; and

WHEREAS, she was the President of the National Council of Negro Women, from 1957 to 1998 for forty-one years. She led the group to expand its mission. Her initiatives included training thousands of women, housewives, teachers, office workers, students to work as community advocates; and

WHEREAS, Ms. Height played a key role in integrating and shaping the YWCA National Agenda. She prodded local chapters to implement interracial charters at a time when racial segregation was still the order of the day and resistance to integration was often fierce; and

WHEREAS, she was a twenty-five year old Assistant Director at the YWCA in Harlem when then first lady Eleanor Roosevelt and National Council of Negro Women founder Mary McLeod Bethune paid a visit. Ms. Height was assigned the job of greeting and escorting the first lady, but a conversation with Bethune, the daughter of former slaves, altered the course of Ms. Height's life. When Bethune said to Ms. Height, "we need you at the Council." Ms. Height began volunteering at the Council and in 1957 became the organization's fourth President; and

WHEREAS, in 1965, Ms. Height was named head of the YWCA's newly established Office of Racial Justice, charged with leading the organization's campaign against discrimination. Through such work she collaborated with the civil rights movement's key leaders, including King, Roy Wilkins, James Farmer, John Lewis, A Philip Randolph and Whitney Young, a group often referred to as the Big Six. Ms. Height made seven; and

WHEREAS, as a tribute, the National Council of Negro Women, Greater Elizabeth Area Section, will hold a public official acknowledgement of Dorothy Height's life and legacy at a Memorial Service on Monday, May 10th from 6:00 p.m. - 8:00 pm. in City Council Chambers, Elizabeth, New Jersey; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Dorothy Height and wishes to express sympathy to the agencies for whom she pioneered their causes, for the lives of women for whom she strived to improve, the loss of "Queen Mother", Dorothy Height, is a great loss to all woman whose lives needed racial equality Dorothy Height was one of our nation's greatest civil rights advocates; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council .

Councilwoman Perkins-Auguste stated that on May 10, 2010, the NCNW will host a memorial for Dr. Dorothy Height, who did a lot of work for mankind.

Which was adopted unanimously by a standing vote and minute of silent prayer.

Councilman Keenan moved that City Council do now adjourn,
Which was carried unanimously.
Whereupon Council President Cuesta declared City Council adjourned at
7:55 p.m.

APPROVED

FRANK J. CUESTA
President of City Council

YOLANDA M. ROBERTS, R.M.C.
City Clerk