

PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Afternoon
May 25, 2010
2:00 p.m.

A regular meeting of the City Council was held this afternoon 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, and as amended by letter dated April 29, 2010.

PRESENT: Council Members-at-Large: ~~Patricia Perkins-Auguste~~ Edward Jackus;
Council Members: Manny Grova, Jr., 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

ABSENT: Perkins-Auguste - 1

ALSO PRESENT: Mayor J. Christian Bollwage
William R. Holzapfel, City Attorney
Raymond T. Bolanowski, First Assistant City Attorney

Student Kathleen Montoya (Councilwoman – Second Ward) delivered the opening prayer and led all present in the Pledge of Allegiance to the American Flag.

YOUTH IN CITY GOVERNMENT
TUESDAY, May 25, 2010

TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
<u>MAYOR</u>			
<u>CITY COUNCIL</u>			
President & Councilman-At-Large	Honorable J. Christian Bollwage	Asher Becker	RTMA/JEC
Councilwoman-At-Large	Frank J. Cuesta	Christian Mendoza	Elizabeth High School
Councilman-at-Large	Patricia Perkins-Auguste	Nyeema Thomas	Elizabeth High School
Councilman, First Ward	Edward Jackus	Eric Santos	Elizabeth High School
Councilman, Second Ward	Manny Grova, Jr.	Anthony Nardella	Saint Patrick H.S.
Councilman, Third Ward	Nelson Gonzalez	Kathleen Montoya	Elizabeth High School
Councilman, Fourth Ward	Joseph Keenan	Daniela Idarraga	Elizabeth High School
Councilman, Fifth Ward	Carlos Cedeño	<i>Barbara J. Martinez</i>	Elizabeth High School
Councilman, Sixth Ward	William Gallman, Jr.	Ebony Mayers	Elizabeth High School
City Clerk	Frank O. Mazza	Jahirah Williams	Elizabeth High School
	Yolanda M. Roberts	Melissa Aquiles	Elizabeth High School
<u>BOARD OF EDUCATION</u>			
Superintendent of Schools	Pablo Muñoz	Heidy Rivera	Elizabeth High School
Assistant Superintendent for Schools	Jennifer Barrett	Eli Weingast	RTMA/JEC
Assistant Superintendent for Family & Community Outreach	Jerome Dunn	Jean Claude Araque	Elizabeth High School
Assistant Superintendent for Schools	Aida Garcia	Antonio Reyes	Elizabeth High School
Assistant Superintendent for Teaching & Learning	Olga Hugelmeier	Nataisiah Davis	Saint Mary H.S.
Executive Director for Human Resources	Karen Murray	Luna-Toalongo, Luis Rodrigo	Elizabeth High School
School Business Administrator/Board Secretary	Harold E. Kennedy, Jr.	Luna-Toalongo, Francisco Xavier	Elizabeth High School
Assistant Board Secretary	Donald Goncalves	<i>Alicia Antunes</i>	Elizabeth High School
Comptroller	Dr. William Greene, Jr.	Gabrielle Tenorio	Elizabeth High School

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~~WINDHOLE CITY GOVERNMENT~~

~~THURSDAY, MAY 20, 2010~~

TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
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DEPARTMENT OF ADMINISTRATION

Business Administrator

Bridget S. Zellner

Andreia Perreira

Saint Patrick H.S.

DEPARTMENT OF NEIGHBORHOOD SERVICES

Chief License Inspector

Richard T. Lospinoso

Cristhian Chavarro

Elizabeth High School

DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

Director, Department, Planning & Community Development

Bridget S. Zellner

Ashlee Smith

Elizabeth High School

DEPARTMENT OF FINANCE

CFO/Comptroller

Anthony Zengaro

Bianca Dragone

Elizabeth High School

DEPARTMENT OF FIRE

Director, Department of Fire
Acting Fire Chief

Onofrio A. Vitullo
Thomas McNamara

Genesis Geronimo
Karim Gad

Elizabeth High School
Elizabeth High School

~~OFFICIALS OF THE CITY OF PHOENIX~~

~~OFFICIALS~~

~~OFFICIALS OF THE CITY OF PHOENIX~~

TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
<u>DEPARTMENT OF HEALTH & HUMAN SERVICES</u>			
Director, Department, Health & Human Services	Charlene Mason-Reese	Jacqueline Chavez	Elizabeth High School
<u>DEPARTMENT OF LAW</u>			
Director, Department of Law	William R. Holzapfel, Esq.	Darlene S. Curtis	Elizabeth High School
<u>DEPARTMENT OF POLICE</u>			
Director, Department of Police	James Cosgrove	Derling Sotelo	Elizabeth High School
*Police Chief	Ronald Simon	Daniel Guerrero	Saint Mary H.S.
<u>MUNICIPAL COURT</u>			
Presiding Judge, Municipal Court	Honorable Roman A. Montes	Nayelly Mexicano	Elizabeth High School
<u>DEPARTMENT OF PUBLIC WORKS</u>			
Director, Department of Public Works	John F. Papetti, Jr.	Leslie Giron	Elizabeth High School
City Engineer	Ernesto Maricorena	Heather Stiles	Elizabeth High School

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The following communication was forwarded to each City official participating in the Youth Day Program:

April 19, 2010

The 56th Annual "Youth in City Government Day" program will be held on **TUESDAY, MAY 25, 2010**. The program will commence at 9:00 A.M.

Students from Elizabeth's public and parochial schools will participate in the program. A student will be designated to act in your official capacity.

If you cannot be present for the assembly at 9:00 A.M. on May 25, 2010, please arrange to have a representative from your department in attendance.

A buffet luncheon will be served at **NOON** in the Aroma Restaurant, 624 Westfield Avenue, Elizabeth. The expense of the luncheon will be shared by the City officials - the students will be our guests. Kindly submit your \$25.00 contribution for the luncheon to the City Clerk's Office. Payment is to be made in **CASH ONLY**.

The regular meeting of the City Council will be held in City Council Chambers at 2:00 P.M. It is requested that you or your representative attend the meeting with your student.

A detailed program will be forwarded to you prior to May 25th.

Sincerely,

Joseph Keenan
Chairperson
Youth Day Program

~~JK~~

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YOUTH IN CITY GOVERNMENT DAY
ELIZABETH, NEW JERSEY

TUESDAY, MAY 25, 2010

PROGRAM

9 A.M. ASSEMBLY City Council Chambers, City Hall
Greeting by Councilman Joseph Keenan
Youth Day Chairman
Introduction of participating students
and City Officials by
City Clerk Yolanda M. Roberts

9:45 A.M. TO 10:45 A.M. STUDENTS TO SPEND THIS TIME IN THE
OFFICE TO WHICH THEY ARE ASSIGNED.
STUDENTS TO BE BRIEFED BY THEIR
RESPECTIVE CITY OFFICIAL ON THE
FUNCTION OF THE OFFICE/DEPARTMENT.

10:45 A.M. TO 11:45 A.M. BUS TOUR - THE BUS WILL BE PARKED
IN THE FRONT OF CITY HALL

11:45 A.M. Departure to the Aroma Restaurant & Lounge
624 Westfield Avenue, Elizabeth

NOON LUNCHEON Aroma Restaurant
624 Westfield Avenue, Elizabeth

Toastmaster Councilman Joseph Keenan

Superintendent
of Schools Pablo Munoz

Invocation Reverend Joseph L. Adair, Jr.

Announcement Buffet luncheon

Guest Speaker Dr. Dahwood Farahi, President
Kean University

Speaker Honorable J. Christian Bollwage, Mayor

Presentation Trophy - "Youth of the Year"

Benediction Reverend Joseph L. Adair, Jr.

2:00 P.M. CITY COUNCIL MEETING City Council Chamber, City Hall
City Officials and Students

Presentations "Certificate of Merit" to participating students
Councilman Joseph Keenan

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PUBLIC SPEAKING

Ms. Maria Darassi, 324 Franklin Street, stated that the Board of Education was blaming City Council for cutting the school budget at a meeting held by the Board. She continued that it was the Board of Education who supported the Governor. She also stated further that she could not support the Fourth Ward Councilman.

Ms. Darassi stated that very few council members are present at various community events throughout the City.

In closing, Ms.. Darassi asked City Council to keep corruption out of City Hall, not like the Board of Education.

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. 4132**, entitled:

AN ORDINANCE TO AMEND SECTION 13 OF ORDINANCE NO. 3730, ENTITLED AN ORDINANCE CREATING THE ELIZABETH AVENUE SPECIAL IMPROVEMENT DISTRICT WITHIN THE CITY OF ELIZABETH AND TO EXTEND THE EXPIRATION DATE TO AUGUST 31, 2015.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 11, 2010**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 17, 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.

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

Council President Cuesta announced that the next business in order would be a public hearing on **Ordinance No. 4133**, entitled:

AN ORDINANCE TO AUTHORIZE A PERSONALIZED HANDICAPPED PARKING SPACE FOR ELINA M. BELTRAN, 159 ELM STREET, ELIZABETH, NEW JERSEY

This ordinance was adopted on its first reading at the meeting of City Council held on **May 11, 2010**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 17, 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.

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

Council President Cuesta announced that the next business in order would be a public hearing on **Ordinance No. 4134**, entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 3640, AUTHORIZING THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR RONALD R. CIERPIAL, 634 GRIER AVENUE, ELIZABETH, NEW JERSEY.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 11, 2010**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 17, 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.

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

Council President Cuesta announced that the next business in order would be a public hearing on **Ordinance No. 4135**, entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 3930, AUTHORIZING THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR LOURDES HERNANDEZ, 614 MARSHALL STREET, ELIZABETH, NEW JERSEY.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 11, 2010.**

The Notice of Public Hearing was published in the Star Ledger issue of **May 17, 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.

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

Council President Cuesta announced that the next business in order would be a public hearing on **Ordinance No. 4136**, entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 3710, AUTHORIZING THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR ESTHER COFIELD, 553 COURT STREET, ELIZABETH, NEW JERSEY.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 11, 2010.**

The Notice of Public Hearing was published in the Star Ledger issue of **May 17, 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.

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

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PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 12, 2010, from the Business Administrator recommending the award of a contract to Snap On Tools, P.O. Box 9004, Crystal Lake, IL, for the purchase of power tools, accessories and hand tools for various Departments for the period May 1, 2010 through July 31, 2010, at a cost not to exceed \$10,000.00.
Which was received.

By the Clerk:

Letter dated May 12, 2010, from the Business Administrator recommending the award of a contract to WPCS International, Inc., 1985 Swarthmore Avenue, Suite 4, Lakewood, N.J., for the purchase of portable radios and accessories for the Fire Department and the Ambulance Service Bureau for the period May 4, 2010 through October 31, 2010, at a cost not to exceed \$50,000.00.
Which was received.

By the Clerk:

Letter dated May 12, 2010, from the Business Administrator recommending the award of a contract to AutoZone Northeast, Inc., 200 Rahway Avenue, Elizabeth, N.J., for the purchase of auto parts and accessories for various Departments for the period April 30, 2010 through June 25, 2011, at a cost not to exceed \$125,000.00.
Which was received.

By the Clerk:

Letter dated May 12, 2010, from the Business Administrator recommending the award of a contract to Aramsco, 1480 Grandview Avenue, Thorofare, N.J., for the purchase of rescue equipment for the Fire Department and the Ambulance Service Bureau for the period May 4, 2010 through December 31, 2010, at a cost not to exceed \$25,000.00.
Which was received.

By the Clerk:

Letter dated May 13, 2010, from the Business Administrator recommending the award of a contract to AAT Communications Systems Corp., 3030 Veterans Road West, Staten Island, NY, for the purchase of Conversion of Recorder to receive twenty-four (24) additional digital channels and one (1) Server Cabinet for 911 Police and Fire Dispatch at a cost of \$4,346.00.
Which was received.

By the Clerk:

Letter dated May 14, 2010, from the Business Administrator recommending the award of a contract to Olympia Diner, 460 Maple Avenue, Elizabeth, N.J., for prisoners' meals in an amount not to exceed \$150,000.00 for a period of two (2) years from the date of the award of contract.
Which was received.

By the Clerk:

Letter dated May 14, 2010, from the Business Administrator recommending the award of a contract to Main Pool and Chemical Company, Inc., 110 Commerce Road, Dupont, PA, under the Morris County Cooperative Purchasing Contract #17, for the purchase of chlorine for the Recreation Department for the period May 14, 2010 through December 31, 2010, at a cost not to exceed \$21,000.00.
Which was received.

By the Clerk:

Letter dated May 14, 2010, from the Business Administrator requesting authorization to submit an Urban Enterprise Zone Authority proposal for Zone Assistance funds in the amount of \$666,730.00 for continued funding for the Commercial District Security Program YR 15 with the City providing a 20% match of \$166,682.00 for a total project cost of \$833,412.00.
Which was received.

~~MAY 05 09 49~~

~~PLANNING COMMISSION~~

By the Clerk:

Letter dated May 17, 2010, from the Business Administrator requesting authorization to submit a Second Generation Funds Proposal to the Urban Enterprise Zone Authority for the Urban Enterprise Zone Financial Lending Programs-Phase IV in the amount of \$2,229,385.00.
Which was received.

By the Clerk:

Letter dated May 17, 2010, from the Business Administrator requesting approval for the 2010 Urban Enterprise Zone Administrative budget in the anticipated Urban Enterprise Zone Assistance funds not to exceed \$595,000.00 and authorization for the proper City officials to enter into an agreement with the Elizabeth Development Company for the administration of the Urban Enterprise Zone program, as well as, the Urban Enterprise Zone Second Generation funds for FY 2011 and authorization to submit the budget to the NJ Urban Enterprise Zone Authority for approval for the period July 1, 2010 through June 30, 2011.
Which was received.

By the Clerk:

Letter dated May 14, 2010, from the Business Administrator requesting authorization to submit an Urban Enterprise Zone Proposal for Zone Assistance Funds for Police Security to fund nine (9) Police Officers, salaries and benefits in the amount of \$812,626.00, with the City providing a 20% match of funding in the amount of \$203,157.00 for the period July 1, 2010 through June 30, 2011.
Which was received.

By the Clerk:

Letter dated April 28, 2010, from the Chief Financial Officer requesting authorization for the Tax Collector to refund/credit an overbilling of the 2009 Calendar Year property taxes on the property located at 969-981 South Street, Unit #A3, in the amount of \$4,333.97.
Which was received.

By the Clerk:

Letter dated May 18, 2010, from the Chief Financial Officer advising that additional grants may be appropriated in the 2010 SFY Budget by budget amendments
Which was received.

By the Clerk:

Letter dated May 18, 2010, from the Chief Financial Officer advising that transfers for the 2010 SFY Municipal and Sewer Utility Budgets may be necessary.
Which was received.

By the Clerk:

Letter dated May 18, 2010, from the Chief Financial Officer requesting authorization to request permission from the Director of the Division of Local Government Services for approval as a Dedication by Rider for donations-acceptance of bequests and gifts from Kinder Morgan Liquids Terminal, LLC.
Which was received.

By the Clerk:

Letter dated May 10, 2010, from the Director of Health and Human Services recommending the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, N.J., for the performance of Health Educator Services for the period May 1, 2010 through April 30, 2011, at a rate of \$70.00 per hour; total cost not to exceed \$10,395.00, unless further authorized by your Honorable Body.
Which was received.

[REDACTED]

[REDACTED]

By the Clerk:

Letter dated May 10, 2010, from the Director of Health and Human Services recommending the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, N.J., for the performance of Senior Health Promotion/Risk Reduction Services for the period May 1, 2010 through April 30, 2011, at a rate of \$80.00 per hour; total cost not to exceed \$11,520.00, unless further authorized by your Honorable Body. Which was received.

By the Clerk:

Letter dated May 10, 2010, from the Director of Health and Human Services recommending the award of a contract to Pedro Beckford, MD, 39 Third Street, Elizabeth, N.J., for Pediatric Physician Services for the period May 1, 2010 through April 30, 2011, at a rate of \$100.00 per hour; total cost not to exceed \$40,000.00, unless further authorized by your Honorable Body. Which was received.

By the Clerk:

Letter dated May 10, 2010, from the Director of Health and Human Services recommending the award of a contract to Stephen J. Hricko, MD, 227 Edgewood Road, Linden, N.J., for Pediatric Physician Services/Sexually Transmitted Disease Services for the period May 1, 2010 through April 30, 2011, at a rate of \$100.00 per hour; total cost not to exceed \$40,000.00, unless further authorized by your Honorable Body. Which was received.

By the Clerk:

Letter dated May 10, 2010, from the Director of Health and Human Services recommending the award of a contract to Francisco A. Saavedra, MD, 605 Irvington Avenue, Hillside, N.J., for Sexually Transmitted Disease Services for the period May 1, 2010 through April 30, 2011, at a rate of \$200.00 per hour; total cost not to exceed \$60,000.00, unless further authorized by your Honorable Body. Which was received.

By the Clerk:

Letter dated May 13, 2010, from the Director of Health and Human Services requesting authorization for the proper City officials to apply, accept and sign all appropriate documents in reference to Trinitas Regional Medical Center's WIC (Woman, Infant, and Children) and health care services programs. Which was received.

By the Clerk:

Letter dated May 6, 2010, from the Department of Planning and Community Development requesting authorization to apply, accept and sign all appropriate documents for a grant proposal to the Cities United for Science Program for the 2010 "Lead Safe-For-Kids Sake" Grant to assist Cities to become Lead Safe. Which was received.

By the Clerk:

Letter dated May 10, 2010, from the Department of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to discharge the City mortgage, Senior and Disabled Owner Occupied Program on the property located at 716 Summer Street. Which was received.

~~CONFIDENTIAL~~ MAY 25, 2010

~~CONFIDENTIAL~~

By the Clerk:

Letter dated May 11, 2010, from the Department of Planning and Community Development requesting authorization to amend the resolution adopted November 10, 2009, with Groundwork Elizabeth, Inc., increasing the original contract amount of \$25,000.00 by \$20,000.00 for a total contract amount of \$45,000.00; specifically to increase the contract amount an additional \$7,078.52 and to extend the term of the contract from February 28, 2010 to August 31, 2010, said funds to be used for the design and landscaping of Caldwell Park, corner of DeHart Place and South Street. Which was received.

By the Clerk:

Letter dated May 7, 2010, from the Director of Public Works requesting permission to establish liens for the boarding up of properties listed on Schedule A, attached hereto and made a part hereof, in the total amount of \$4,637.62. Which was received.

By the Clerk:

Letter dated May 7, 2010, from the Director of Public Works requesting permission to establish liens for the removal and disposal of debris from properties listed on Schedule A, attached hereto and made a part hereof, in the total amount of \$2,306.24. Which was received.

By the Clerk:

Letter dated May 7, 2010, from the Planning Board requesting ordinances to amend and supersede Planning Area #6 of the Official City of Elizabeth "Zoning Map" to convert from an R-3 to the R-2 Zone parcels of land on Bond Street, Anna Street, Catherine Street, Flora Street, Emma Street, Olive Street, Laura Street and Jackson Avenue; to change from an R-3 to Public Facilities Zone a parcel on Jackson Avenue; amend and supersede Planning Area #7 of the Official City of Elizabeth "Zoning Map" to convert from an R-3 to R-2 Zone parcels of land on Magnolia Avenue, Henry Street, Bond Street, Anna Street, Flora Street, Emma Street, Olive Street; to change from an R-3 to MRC (manufacture, research, commercial) Zone parcels of land on Bond Street and Flora Street; to change from MRC to Open Space/Public Facilities a parcel on Anna Street; to change from an R-3 to C-2 Zone parcels of land on Flora Street and Olive Street.

Which Was Referred To Council As A Whole.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter May 25, 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, May 21, 2010. Which was received.

By the Clerk:

Minutes: Fair Rental Housing Board, February 17, 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. 4132, which was seconded by Councilman Keenan:

AN ORDINANCE TO AMEND SECTION 13 OF ORDINANCE NO. 3730, ENTITLED AN ORDINANCE CREATING THE ELIZABETH AVENUE SPECIAL IMPROVEMENT DISTRICT WITHIN THE CITY OF ELIZABETH AND TO EXTEND THE EXPIRATION DATE TO AUGUST 31, 2015.

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

SECTION 1. - That Section 13 of Ordinance No. 3730 is amended to extend the expiration date of Ordinance No. 3730 for an additional five (5) years until August 31, 2015.

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 May 1, 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 May 17, 2010.

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

AFFIRMATIVE: [Redacted] Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - 8

NEGATIVE: None

Council President Cuesta announced that the next business in order would be the adoption of **Ordinance No. 4133** , which was seconded by Councilman Keenan:

AN ORDINANCE TO AUTHORIZE A PERSONALIZED HANDICAPPED PARKING SPACE FOR ELINA M. BELTRAN, 159 ELM STREET, ELIZABETH, NEW JERSEY

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

SECTION 1. - A handicapped parking space is established in front of 159 Elm Street, Elizabeth, New Jersey for **Elina M. Beltrain** as follows, pursuant to the recommendation of the Elizabeth Police Director: along the North curb line of Elm Street beginning at a point 366' East of Chilton Street and continuing 22' East thereof.

SECTION 2. The administrative and enforcement aspects of this Ordinance shall be under the jurisdiction of the Police Department of the City of Elizabeth.

SECTION 3. - All Ordinances or parts of Ordinances 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 **May 1, 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 **May 17, 2010.**

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

AFFIRMATIVE: [Redacted] Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - **8 8**

NEGATIVE: None

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Council President Cuesta announced that the next business in order would be the adoption of Ordinance No. 4134, which was seconded by Councilman Keenan:

AN ORDINANCE TO RESCIND ORDINANCE NO. 3640, AUTHORIZING THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR RONALD R. CIERPIAL, 634 GRIER AVENUE, ELIZABETH, NEW JERSEY.

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

SECTION 1. - Ordinance No. 3640 is hereby rescinded.

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 .
May 1, 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 **May 17, 2010.**

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

AFFIRMATIVE: ~~Richard Rego~~, Jackus, Grova, Gonzalez, Keenan, Ceden, Gallman, Mazza, and President Cuesta - **8**

NEGATIVE: None

~~ORDINANCE 4135~~

Council President Cuesta announced that the next business in order would be the adoption of **Ordinance No. 4135**, which was seconded by Councilman Keenan:

AN ORDINANCE TO RESCIND ORDINANCE NO. 3930, AUTHORIZING THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR LOURDES HERNANDEZ, 614 MARSHALL STREET, ELIZABETH, NEW JERSEY.

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

SECTION 1. - Ordinance No. 3930 is hereby rescinded.

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 **May 1, 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 **May 17, 2010.**

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

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

NEGATIVE: None

By City Council as a Whole:

Resolved, that the following transfers be made in the FY2010 Municipal Budget appropriations:

Account	Type	Description	Amount
		Transfers To:	
25-265-FIR-100	Salaries & Wages	Fire Prevention	10,000.00
25-265-FCI-100	Salaries & Wages	Fire Civilian	4,000.00
26-300-SPT-100	Salaries & Wages	Streets, Parks and Trees	31,000.00
27-330-OYS-100	Salaries & Wages	Office on Youth & Services	236,000.00
31-440	Operating Expenses	Telephone	100,000.00
		TOTAL	381,000.00
		Transfers From:	
25-240-POL-100	Salaries & Wages	Police Department	14,000.00
26-3100-BLD-100	Salaries & Wages	Building Maintenance Dept	31,000.00
27-330-HEA-100	Salaries & Wages	Health Department	236,000.00
31-446	Operating Expenses	Natural Gas	100,000.00
		TOTAL	381,000.00

Which was adopted by the following vote:

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

NEGATIVE: None

~~CITY OF ELIZABETH~~
~~COUNTY OF UNION~~

A RESOLUTION REQUESTING PERMISSION FOR A DEDICATION BY RIDER FOR DONATIONS-ACCEPTANCE OF BEQUESTS AND GIFTS (FROM KINDER MORGAN LIQUIDS TERMINAL, LLC) AS REQUIRED BY NJS 40A:5-29

BY CITY COUNCIL AS A WHOLE:

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance;

WHEREAS, NJS 40A:5-29 provides for receipts of donations (Kinder Morgan Liquids Terminal, LLC) by the municipality to provide for the operating costs (City Waterfront Park Walkway, Pier and Ramp Rehabilitation Project) to administer this act; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the dedicated revenues anticipated from the Donations Fund are hereby anticipated as revenue (Kinder Morgan Liquids Terminal, LLC) and are hereby appropriated (City Waterfront Park Walkway, Pier and Ramp Rehabilitation Project) for the purpose to which said revenue is dedicated by State or other legal requirement:

NOW THEREFORE, BE IT RESOLVED, by City Council of the City of Elizabeth, County of Union, New Jersey as follows:

1. The City Council does hereby request permission of the Director of the Division of Local Governmental Services to pay expenditures (City Waterfront Park Walkway, Pier and Ramp Rehabilitation Project) of the Donations Fund from revenues (Kinder Morgan Liquids Terminal, LLC) per NJS 40A:5-29.
2. The Clerk of the City of Elizabeth, County of Union, New Jersey, is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Governmental Services.

Which was adopted by the following vote:

AFFIRMATIVE: , Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - **28**

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 SNAP ON TOOLS, P. O. BOX 9004, Crystal Lake, Illinois 60039 for the purchase of Power Tools, Accessories and Hand Tools for the various Departments for the period May 1, 2010 to July 31, 2010 at a cost not to exceed \$10,000.00 under State Contract No. 66103 and State Contract No. 66332; 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 SNAP ON TOOLS, P. O. BOX 9004, Crystal Lake, Illinois 60039 for the purchase of Power Tools, Accessories and Hand Tools for the various Departments for the period May 1, 2010 to July 31, 2010 at a cost not to exceed \$10,000.00 under State Contract No. 66103 and State Contract No. 66332.

Which was adopted by the following vote:

AFFIRMATIVE: [Redacted], Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - 4 3

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 **WPCS International, Inc., 1985 Swarthmore Avenue, Suite 4, Lakewood, New Jersey 08701** for the purchase of Portable Radios and Accessories for the Fire Department and the Ambulance Service Bureau for the period of May 4, 2010 to October 31, 2010 at a cost not to exceed \$50,000.00 under State Contract No. 53804; 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 **WPCS International, Inc., 1985 Swarthmore Avenue, Suite 4, Lakewood, New Jersey 08701** for the purchase of Portable Radios and Accessories for the Fire Department and the Ambulance Service Bureau for the period of May 4, 2010 to October 31, 2010 at a cost not to exceed \$50,000.00 under State Contract No. 53804.

Which was adopted by the following vote:

AFFIRMATIVE: ~~_____~~ Jackus, Grova,
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 AUTOZONE NORTHEAST, INC., 200 Rahway Avenue, Elizabeth, New Jersey 07202 for the purchase of Auto Parts and Accessories for the various Departments for the period April 30, 2010 to June 25, 2011 at a cost not to exceed \$125,000.00 under State Contract No. 71188; 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 AUTOZONE NORTHEAST, INC., 200 Rahway Avenue, Elizabeth, New Jersey 07202 for the purchase of Auto Parts and Accessories for the various Departments for the period April 30, 2010 to June 25, 2011 at a cost not to exceed \$125,000.00 under State Contract No. 71188.

Which was adopted by the following vote:

AFFIRMATIVE: ~~Robbins Auguste~~, Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - ~~8~~ 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 ARAMSCO, 1480 Grandview Avenue, Thorofare, New Jersey 08086 for the purchase of Rescue Equipment for the Fire Department and Ambulance Service Bureau for the period of May 4, 2010 to December 31, 2010 at a cost not to exceed \$25,000.00 under State Contract No. A74017; 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 ARAMSCO, 1480 Grandview Avenue, Thorofare, New Jersey 08086 for the purchase of Rescue Equipment for the Fire Department and Ambulance Service Bureau for the period of May 4, 2010 to December 31, 2010 at a cost not to exceed \$25,000.00 under State Contract No. A74017.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], Jackus, Grova, 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 **AAT Communications Systems Corporation, 3030 Veterans Road West, Staten Island, New York 10209** for the purchase of Conversion of Recorder to receive twenty-four Additional Digital Channels and one (1) Server Cabinet for 911 Police and Fire Dispatch at a cost of \$4,346.00 under State Contract No. A69833;and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-09213, charging the amount of \$4,346.00 to Account No. 0-02-15-240-POL-307, 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 **AAT Communications Systems Corporation, 3030 Veterans Road West, Staten Island, New York 10209** for the purchase of Conversion of Recorder to receive twenty-four Additional Digital Channels and one (1) Server Cabinet for 911 Police and Fire Dispatch at a cost of \$4,346.00 under State Contract No. A69833.

Which was adopted by the following vote:

AFFIRMATIVE: ~~██████████~~, Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta -X8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, in accordance with NJSA 19:44A-20.4 et seq (Local Unit Pay to Play Laws) Police Director James Cosgrove with the concurrence of the Business Administrator and the Purchasing Agent have made a request to award a contract to **Olympia Diner, 460 Maple Avenue, Elizabeth, New Jersey 07207** for Prisoner's Meals in an amount not to exceed \$150,000.00 for a period of two (2) years from the date of the contract award; and

WHEREAS, the amount of the contract in question exceeds \$50,000.00 and the provisions of **Chapter 2.92.010** of the Code of the City of Elizabeth have been complied with by **Olympia Diner**; and

WHEREAS, the contract is exempt from bidding pursuant to the provisions of N.J.S.A 40A:11-5.(1)(e); 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 by the City Council of the City of Elizabeth that an award of a contract be made to **Olympia Diner, 460 Maple Avenue, Elizabeth, New Jersey 07207** for Prisoner's Meals in an amount not to exceed \$150,000.00 for a period of two (2) years from the date of the contract award.

Which was adopted by the following vote:

AFFIRMATIVE: ~~Perkins Auguste~~, Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta ~~X~~ 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 for the purchase of Chlorine for the Recreation Department at a cost not to exceed \$21,000.00 from **Main Pool and Chemical Company, Inc., 110 Commerce Road, Dupont, PA 18641** under Morris County Cooperative Purchasing contract No. 17 for the period May 14, 2010 through December 31, 2010; 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 **Main Pool and Chemical Company, Inc., 110 Commerce Road, Dupont, PA 18641** under Morris County Cooperative Purchasing contract No. 17 for the purchase of Chlorine for the Recreation Department for the period May 14, 2010 through December 31, 2010 at a cost not to exceed \$21,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: ~~Perkins, Augusto~~, Jackus, Grova, Gonzalez, Keenan, Cedenno, Galliman, Mazza, and President Cuesta - ~~8~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health and Human Services has requested authorization to award a contract to **Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, New Jersey 07208** for the performance of Health Educator Services for the period of May 1, 2010 through April 30, 2011. The total cost of services for the year is not to exceed \$10,395.00 at a rate of \$70.00 per hour without further authorization by your City Council; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5 et seq., this contract was solicited and is being awarded pursuant to a fair and open process. The proposal submitted by Visiting Nurse and Health Services is on file with the Office of Health and Human Services; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-09449, charging the amount of \$10,395.00 to Account No. 0-01-27-330-HEA-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 **Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, New Jersey 07208** for the performance of Health Educator Services for the period of May 1, 2010 through April 30, 2011. The total cost of services for the year is not to exceed \$10,395.00 at a rate of \$70.00 per hour without further authorization by your City Council.

Which was adopted by the following vote:

AFFIRMATIVE: ~~Richard Anguete~~, Jackus, Grova, Gonzalez, Keenan, Cedenno, Gallman, Mazza, and President Cuesta - ~~X~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health and Human Services has requested authorization to award a contract to **Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, New Jersey 07208** for the performance of Senior Health Promotion/Risk Reduction Services for the period May 2, 2010 through April 30, 2011 at a rate of \$80.00 per hour for the total cost not to exceed \$11,520.00 without further authorization by of City Council; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5 et seq., this contract was solicited and is being awarded pursuant to a fair and open process. The proposal submitted by Visiting Nurse and Health Services is on file with the Office of Health and Human Services; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10,0448 , charging the amount of \$11,520.00 to Account No. 0-01-27-330-HEA-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 **Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, New Jersey 07208** for the performance of Senior Health Promotion/Risk Reduction Services for the period May 2, 2010 through April 30, 2011 at a rate of \$80.00 per hour for the total cost not to exceed \$11,520.00 without further authorization by of City Council.

Which was adopted by the following vote:

AFFIRMATIVE: ██████████, Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta ~~8~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for the services of a Pediatric Physician for the Elizabeth Department of Health and Human Services; and

WHEREAS, the Director of the Department of Health and Human Services has recommended that a contract be awarded to **Pedro Beckford, MD, 39 Third Street, Elizabeth, New Jersey 07208** to provide Pediatric Physician Services at a rate of \$100.00 per hour not to exceed \$40,000.00 for the period May 1, 2010 through April 30, 2011, unless further authorized by the City Council of the City of Elizabeth; and

WHEREAS, this contract is awarded pursuant to N.J.S.A. 19:44A-20.5, et seq. This contract was solicited and is being awarded pursuant to a fair and open process. The proposal submitted by Dr. Beckford is on file in the Office of Health and Human Services; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No 10-09445, charging the amount of \$40,000.00 to Account No. 0-01-27-330-HEA-325, 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:11-5(1)(a) 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; and

WHEREAS, the services are being performed by a physician operating under Medical License of the State of New Jersey; now, therefore, be it

RESOLVED by City Council of Elizabeth as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **Pedro Beckford, MD 39 Third Street, Elizabeth, New Jersey 07208** to provide Pediatric Physician Services at a rate of \$100.00 per hour not to exceed \$40,000.00 for the period May 1, 2010 through April 30, 2011, unless further authorized by the City Council of the City of Elizabeth.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because these services are being performed by a physician operating under Medical License State of New Jersey.
3. Also, the performance of these services requires 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.
4. A notice of this action shall be printed once in The Star Ledger.

Which was adopted by the following vote:

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

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for the services of a Pediatric Physician to provide Sexually Transmitted Disease Services for the Elizabeth Department of Health and Human Services; and

WHEREAS, the Director of the Department of Health and Human Services has recommended that a contract be awarded to **Stephen J. Hricko, MD, 227 Edgewood Road, Linden, New Jersey 07036-3707** to provide Pediatric /Sexually Transmitted Disease Services for the contract period May 1, 2010 through April 30, 2011 at a rate of \$100.00 per hour for a cost not to exceed \$40,000.00 unless further authorized by the City Council of the City of Elizabeth; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5, et seq., this contract was solicited and is being awarded pursuant to a fair and open process. The proposal submitted by Dr. Hreicko is on file in the office the Department of Health and Human Services; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-09447, charging the amount of \$40,000.00 to Account No. 0-01-27-330-HEA-325, 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:11-5(1)(a) 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; and

WHEREAS, the services are being performed by a physician operating under a Medical License of the State of New Jersey; now, therefore, be it

RESOLVED by City Council of Elizabeth as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **Stephen J. Hricko, MD, 227 Edgewood Road, Linden, New Jersey 07036-3707** to provide Pediatric/Sexually Transmitted Disease Services for the contract period May 1, 2010 through April 30, 2011 at a rate of \$100.00 per hour for a cost not to exceed \$40,000.00 unless further authorized by the City Council of the City of Elizabeth
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because these services are being performed by a physician operating under Medical License of the State of New Jersey.
3. Also, the performance of these services requires 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.
4. A notice of this action shall be printed once in The Star Ledger.

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for the services of a Physician to provide Sexually Transmitted Disease Services for the Elizabeth Department of Health and Human Services; and

WHEREAS, the Director of the Department of Health and Human Services has recommended that a contract be awarded to **Francisco A. Saavedra, MD, 605 Irvington Avenue, Hillside, New Jersey 07205** to provide Sexually Transmitted Disease Services for the period May 1, 2010 through April 30, 2011 at a rate of \$200.00 per hour not to exceed \$60,000.00 unless further authorized by the City Council of the City of Elizabeth; and

WHEREAS, this contract is awarded pursuant to N.J.S.A. 19:44A-20.5, et seq. This contract was solicited and is being awarded pursuant to a fair and open process. The proposal submitted by Dr. Saavedra is on file in the Office of Health and Human Services; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-09446, charging the amount of \$60,000.00 to Account No. 0-01-27-330-HEA-325, 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:11-5(1)(a) 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; and

WHEREAS, the services are being performed by a physician operating under Medical License of the State of New Jersey; now, therefore, be it

RESOLVED by City Council of Elizabeth as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **Francisco A. Saavedra, MD, 605 Irvington Avenue, Hillside, New Jersey 07205**, to provide Sexually Transmitted Disease Services for the period May 1, 2010 through April 30, 2011 at a rate of \$200.00 per hour not to exceed \$60,000.00, unless further authorized by the City Council of the City of Elizabeth.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because these services are being performed by a physician operating under Medical License State of New Jersey.
3. Also, the performance of these services requires 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.
4. A notice of this action shall be printed once in The Star Ledger.

Which was adopted by the following vote:

AFFIRMATIVE: ~~XXXXXXXXXXXX~~ Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - ~~X~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has advised that on November 10, 2009 your Honorable Body adopted a resolution increasing the original contract amount of the **Groundwork Elizabeth, Inc., 288 North Broad Street, P. O. Box 512, Elizabeth, New Jersey 07207** contract of \$25,000.00 by \$20,000.00 for a total contract amount of \$45,000.00, and to extend the term from June 30, 2009 to February 28, 2010. The additional funds were used for restoring brownfields in order to sustain urban regeneration through clean environmental practices; and

WHEREAS, authorization is now requested for the proper City officials to amend the original contract for **Groundwork Elizabeth, Inc.**, to further increase the contract amount by \$7,078.52 for a total contract amount of \$52,078.52 and to extend the contract term from February 28, 2010 to August 31, 2010; and

WHEREAS, the additional funds shall be used for the design and landscaping of Caldwell Park, corner of Dehart Place and South Street, located in Elizabeth's Second Ward; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 10-09432, charging the amount of \$7,078.52 to Account No. T-22-56-009-530, 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 authorize an amendment to the CDBG contract with **Groundwork Elizabeth, Inc., ., 288 North Broad Street, P. O. Box 512, Elizabeth, New Jersey 07207**, specifically to further increase the amount of the contract by an additional \$7,078.52 for the design and landscaping of Caldwell Park, corner of DeHart Place and South Street for a new total contract amount of \$52,078.52; and be it

FURTHER RESOLVED that the term of the contract is extended from February 28, 2010 to August 31, 2010.

Which was adopted by the following vote:

AFFIRMATIVE: ~~Perkins, Lagarde~~, Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta **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 \$666,730.00 in Zone Assistance Funds to provide for continued funding for the Commercial District Security Program Yr 15 as well as provide funding for the monthly subscription of Sprint/Nextel GPS Tracking Phones. The City will provide a 20% match of \$166,682.00 for a total project cost of \$833,412.00; and

WHEREAS, these extra duty police officers conduct walking patrols throughout the following business districts; Elizabeth Avenue, Broad Street, Morris Avenue, First Street, Third Street, Bayway Avenue, Elmora Avenue, North Broad Street, the Historic Central Railroad Station; and

WHEREAS, additionally, an extra duty Police Sergeant will be utilized during peak shift hours to manage and oversee the various UEZ walking patrols; 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 \$666,730.00 in Zone Assistance Funds to provide for continued funding for the Commercial District Security Program Yr 15 as well as provide funding for the monthly subscription of Sprint/Nextel GPS Tracking Phones. The City will provide a 20% match of \$166,682.00 for a total project cost of \$833,412.00. This contract shall cover the period July 1, 2010 to June 30, 2011; 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: ~~James August~~, Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta - 8

NEGATIVE: None

~~CONFIDENTIAL~~

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 Second Generation Funds proposal to the New Jersey Urban Enterprise Zone Authority in the amount of \$2,229,385.00 for the UEZ Financial Lending Programs – Phase IV; and

WHEREAS, these funds will be utilized to fund the continuation and administration of the UEZ Loan Programs. Specifically, this proposal will fund \$2,000,000.00 loan dollars, \$229,385.00 administrative costs) our Statewide Loan Pool Program, UEZ Commercial Loan Program, as well as UEZ Micro/Loan Program; 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 Second Generation Funds proposal to the New Jersey Urban Enterprise Zone Authority, in the amount of \$2,229,385.00 for the UEZ Financial Lending Programs – Phase IV This contract shall cover the period July 1, 2010 to June 30, 2011; 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: ~~Richard~~, Jackus, Grova, 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 & Community Development has requested approval for the 2010 UEZ Administrative budget in the anticipated UEZ assistance funds not to exceed \$595,000.00 and that the proper City Officials be authorized to enter into an agreement with the Elizabeth Development Company for the administration of the UEZ program as well as the UEZ Second Generation Funds for FY 2011. This contract shall cover the period July 1, 2010 through June 30, 2011; and

WHEREAS, in addition, authorization is requested to submit the budget to the New Jersey UEZ Authority for approval; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth approves the Fiscal Year 2010 Urban Enterprize Zone (UEZ) Administrative Budget in anticipated UEZ Assistance funds not to exceed \$595,000.00 and authorizes the proper City Officials to enter into an agreement with the Elizabeth Development Company for the administration of the UEZ Program, as well as UEZ Second Generation funds for Fiscal Year 2011 for the period July 1, 2010 to June 30, 2011 and to submit the budget of the NJ Urban Enterprise Zone Authority for approval.

Which was adopted by the following vote:

AFFIRMATIVE: ~~Perkins, Augusto~~, Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta ~~8~~ 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 \$812,626.00 in Zone Assistance Funds to fund nine (9) Police Officers salaries and benefits; and

WHEREAS, the City of Elizabeth will provide a 20% match of funding in the amount of \$203,157.00 for a total project cost of \$1,015,783.00. These police officers are assigned to duties exclusively within Elizabeth's Urban Enterprise Zone and provide an enhanced level of service than is normally provided for outside the Zone; 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 \$812,626.00 in Zone Assistance Funds to fund nine (9) Police Officers salaries and benefits. This contract shall cover the period July 1, 2010 to June 30, 2011; 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, Grova,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta ✕ 8

NEGATIVE: None

CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth hereby authorizes the Mayor and City Clerk to apply, accept and execute all appropriate documents with Trinitas Regional Medical Center for the continuation of the Women, Infants and Children(W.I.C.) and health care services program . This initiative will enhance overall nutrition and health care services provided to women, children, and families throughout the City of Elizabeth which are outlined within a Letter of Understanding

Which was adopted by the following vote:

AFFIRMATIVE: ~~XXXXXXXXXX~~, Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta -~~X~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization for the submission of a funding application to the U.S. Conference of Mayors for the Cities United for Science Program (CUSP) 2010 Lead Safe-For Kids Sake Grant Program. The purpose of the grant is to assist cities to become Lead Safe through healthy, safe, innovative and economically viable science-based solutions that make a difference in people's lives; and

WHEREAS, this grant will enable the City of Elizabeth to increase and expand our current lead-safe efforts through increased blood testing of children, financial assistance to owners and landlords, lead safe training for owners, property managers and maintenance staff, and education outreach to families to ensure a healthy and safe tomorrow for our children; and

WHEREAS, authorization is requested for the execution of a contract for the receipt of such a grant for the Cities Untied for Science Program (CUSP) 2010 Lead Safe-For Kids Sake Grant Program should it be provided, and upon the execution of such a contract, authorize the expenditure of such funds pursuant to the terms of said contract; now, therefore, be it

RESOVLED that the City Council of the City of Elizabeth authorizes the proper City Officials to apply and submit all documents necessary for a grant proposal for the U.S. Conference of Mayors for the Cities United for Science Program (CUSP) 2010 "Lead Safe-For-Kids Sake" Grant to assist cities to become lead safe; and be it

FURTHER RESOLVED that the Mayor, the City Clerk and other proper City Officials are hereby authorized to execute any and all documents for the U. S. Conference of Mayors for the Cities United for Science Program (CUSP) 2010 Lead Safe-For Kids Sake Grant Program, should it be provided, and upon the execution of such a contract, authorize the expenditure of such funds pursuant to the terms of said contract.

Which was adopted by the following vote:

AFFIRMATIVE: ~~Perkins, August~~, Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta 48

NEGATIVE: None

TO CITY COUNCIL AS A WHOLE:

WHEREAS, Cortez, Daniel & Gabreila are the owners of property located at 969-981 South Street , Unit # A3 (Tax Account No6-1229C-A3), and

WHEREAS, because of a computer glitch the 2009 assessment on the Improvement was incorrectly doubled from: 21,500 to: 43,000, and

WHEREAS, said error resulted in an overbilling of the 2009 property taxes In the amount of \$ 4,333.97 (21,500 x .20158 tax rate), now therefore be it,

RESOLVED, that the Tax Collector be authorized to refund/credit said tax account the amount of \$ 4,333.97 which represent an overbilling of the 2009 calendar year property taxes.

Which was adopted by the following vote:

AFFIRMATIVE: ~~James Augusto~~ Jackus, Grova, 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, the Business Administrator, has requested adoption of a resolution authorizing the proper City Officials to execute any and all documents necessary and appropriate to provide a Discharge of the City's Mortgage on the property, **716 Summer Street, Elizabeth, New Jersey**; and

WHEREAS, the City of Elizabeth holds a mortgage, on the premises located at **716 Summer Street, Elizabeth, New Jersey 07202**; and

WHEREAS, this is a SRD-22 Senior & Disabled Owner Occupied Program mortgage given on December 8, 2004 in the original amount of \$7,228.00 as security for a forgivable loan after five (5) years, Recorded Date: December 9, 2004, Book No. MB10958 Pages No. 0720-0724, 0% Interest Deferred Payment Forgivable Loan; and

WHEREAS, the Acting Director of the Department of Planning and Community Development advises that the affordability period is complete and the Owner is therefore entitled to a Discharge of Mortgage; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth does hereby authorize the Mayor to execute any and all documents in order to discharge said mortgage on the above unit.

Which was adopted by the following vote:

AFFIRMATIVE: ~~XXXXXXXXXXXX~~, Jackus, Grova,
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 Public Works after notice from the Police Department or the Health Department has caused the boardup of properties listed on Schedule A attached hereto and made a part hereof; and

WHEREAS, the buildings or structures listed on the attached Schedule A have become unsafe, or unsanitary or are otherwise dangerous to human life or the public welfare or which by reasons of illegal or improper use or occupancy have become unsafe; and

WHEREAS, structures on premises listed on the attached Schedule A meet one or more of the criteria hereinabove mentioned; and

WHEREAS, the Department of Public Works has caused to be boarded up the structures on premises listed on the attached Schedule A and the owners having been notified of the cost to the City in the amounts as set fort on the attached Schedule A and said costs not having been paid to the City of Elizabeth as required and the Director of Public Works having issued Certificates to City Council of the cost to the City in the amounts listed on the attached Schedule A; and

WHEREAS, the City Council having examined the Certificates of the Public Works Director and having found the same to be correct; now, therefore, be it

RESOLVED by the City Council of the City of Elizabeth that the costs shown on the Certificates of the Public Works Director of the City of Elizabeth for the boarding up of structures on premises and the costs listed on Schedule A attached hereto and made a part hereof is hereby established as a lien upon the lands listed on the attached Schedule A, which said lien shall hereafter form a part of the taxes next to be assessed and levied upon said lands, the same to bear interest at the same rate as taxes and to be collected and enforced by the same officers and in the same manner as taxes, in accordance with the provisions of N.J.S.A. 40:48-2.5 and the provisions of the Code of the City of Elizabeth.

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

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Department of Public Works has caused certain **cleaning up and removal of debris** from the properties at the costs listed on Schedule A attached hereto and made a part hereof after due and proper notice to the owners thereof as required and the owners thereof having been notified of the cost to the City in the sums on Schedule A and said costs not having been paid to the City of Elizabeth as required and the Director of the Department of Public Works having issued certificates to City Council of the costs to the City of same; and

WHEREAS, City Council having examined the Certificates of the said Director of the Department of Public Works and having found the same to be correct; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth that the cost as shown on the Certificates of the Director of the Department of Public Works of costs to the City for cleanup and removal of debris for the properties at the costs listed on the Schedule A attached hereto and made a part hereof is hereby made a lien on said properties, which lien shall hereafter form part of the taxes next to be assessed and levied upon said lands in the sums set forth on Schedule A the same to bear interest at the same rate as taxes and to be collected and enforced by the same officers and in the same manner as taxes in accordance with the provisions of N.J.S.A. 40:48-2.14 and Chapter 15.12.180, of the Code of the City of Elizabeth.

Certificate Invoice 5/7/2010 Total Amount: \$2,306.24.

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

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **245 Marshall Street, Elizabeth, New Jersey 07206** as follows, pursuant to the recommendation of the Elizabeth Police Director:

along the North curb line of Marhsall Street
beginning at a point 240' East of Third Street
and continuing 22' East thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **655 First Avenue, Elizabeth, New Jersey 07206** as follows, pursuant to the recommendation of the Elizabeth Police Director:

along the North curb line of First Avenue
beginning at a point 112' East of Seventh Street
and continuing 22' East thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R

Which was adopted by the following vote:

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

ELIZABETHTOWN GAS	0-01-31-446	\$ 94.07
FLEETCOR TECHNOLOGIES SERVICE GASOLINE PURCHASE	0-01-31-460	\$ 80,698.70
NATIONAL FUEL OIL, INC.	0-01-31-447	\$ 5,367.78
PEPCO ENERGY SERVICES	0-01-31-446	\$ 10,089.81
PSE&G	0-01-31-430	\$ 5,722.92
SPRINT	0-01-31-440	\$ 7,730.13
USA MOBILITY	0-01-31-440	\$ 575.89
VERIZON	0-01-31-440	\$ 26,399.64
VERIZON ON LINE	0-01-31-440	\$ 132.98
VERIZON WIRELESS	0-01-31-440	\$ 12,995.22

Which was adopted by the following vote:

AFFIRMATIVE: ~~Resniko Augusto~~, Jackus, Grova,
Gonzalez, Keenan, Cedeno, Gallman, Mazza,
and President Cuesta ✕ 8

NEGATIVE: None

47

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			5236	6-7-10

Which was adopted by the following vote:

AFFIRMATIVE: ~~Francis Augusto~~ Jackus, Grova, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President Cuesta **AB**

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, it is with deep regret that the City Council of the City of Elizabeth has learned of the recent death of Steven J. Bercik, Jr., 65, Attorney for the City of Elizabeth; and

WHEREAS, Steven was born in Jersey City to Steven and Catherine Bercik (nee Clark), and was a lifelong resident of Elizabeth; and

WHEREAS, he attended St. Catherine's Catholic Grammar School and St. Benedict's Preparatory School where he excelled in track, holding the state record for ten years in the half-mile event; and

WHEREAS, he earned his bachelor's and law degree from Georgetown University in Washington, D.C. He was employed by the United States Justice Department in Washington, D.C. and most recently as an attorney for the City of Elizabeth for ten years, retiring in 2009; and

WHEREAS, Steven is survived by a son, Steven Bercik, III and his wife, Jennie, of Doylestown, Pa, and two grandsons, Steven and Aiden Bercik; four brothers, Dr. Michael Bercik, Dr. Robert Bercik, Dr. Kevin Bercik and Dr. Richard Bercik, and four sisters, Dr. Anne Marie Bercik Osmer, Patricia Kirkowski, Mary Ellen Nies, and Jean O'Toole; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Steven J. Bercik, Jr. 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 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 Mary Imbornone, (nee Sceifo) 85, of Elizabeth, New Jersey; and

WHEREAS, Mary was born in Brooklyn, New York, and moved to Elizabeth, many years ago; and

WHEREAS, Mary loved her family dearly and she enjoyed being a homemaker; and

WHEREAS, she is survived by her sons, Peter Imbornone, M.D., and his wife, Deborah, M.D. and Ross Imbornone and his wife, Deborah, and her loving and adoring grandchildren, Stephanie and Vincent Imbornone. She was predeceased by her loving husband, Vincent Imbornone, in 2008; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Mary Imbornone and wishes to express sympathy to her 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 City Council and a certified copy be sent to her family.

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

Council President Cuesta announced that Councilman Keenan would make a presentation to each student.

Councilman Keenan then presented a "Certificate of Merit" to each student who participated in the City of Elizabeth's "Youth in City Government Day" program.

Councilman Keenan moved that City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President Cuesta declared City Council adjourned at

2:30 p.m.

APPROVED

FRANK J. CUESTA
President of City Council

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