PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Evening
March 25, 2014
7:30 p.m.

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

Council President Manny Grova, Jr., 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, Chapter 231, P.L. 1975 on December 27, 2013.

PRESENT: Council Members-at-Large: Patricia Perkins-Auguste,
Frank J. Cuesta,
Council Members: Carlos L. Torres, 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 Manny Grova, Jr., Councilman-at-Large - 9

ABSENT:

ALSO PRESENT: Jorge Estrada, Special Counsel

NOTE: Councilwoman Perkins-Auguste arrived at the meeting at 7:32 p.m. and assumed her seat.

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

The minutes of the Council meetings, as listed, were approved.

PUBLIC SPEAKING

Ms. Alice Camacho, 78B Bond Street, spoke regarding tenants being evicted allegedly by foul play. She continued that some of the residents have been locked out of their homes.

Council President Grova announced that a meeting will be held with each person, case by case. He stated that each tenant bring a copy of their lease with them.

Ms. Camacho stated that management is treating the water utility as rent.

Ms. Ann Taylor, 172 Front Street, stated that she does not believe water and sewer should be the responsibility of the tenants.

Mr. Eugene Rogers, 225 Second Street, stated that he is a tenant at Waters Edge and he is tired of being harassed regarding late fees.

Ms. Mira Shah, 800 Murray Street, stated that she has problems in her home. She continued that she applied for an Elizabeth Home Improvement Program and the contractor applied for the permits, but the improvements were not done correctly and the City Inspector passed the inspection.

Ms. Shaw spoke to her street not having enough gutters.

Councilman Gonzalez stated that Ms. Shaw has had a conversation with him and this is a legal issue.

Council President Grova stated that all legal issues must be handled in the court.

Ms. Shaw stated that her home has been broken into and she has not received any help from the City or the Police Department. In closing, Ms. Shaw stated that the City's tree has damaged her sidewalk.

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

PUBLIC HEARINGS

Council President Grova announced that the next business in order would be a public hearing on **Ordinance No. 4455**, entitled:

AN ORDINANCE TO ESTABLISH CHAPTER 8.66 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "SMOKING" AND TO PROHIBIT SMOKING ON CITY PROPERTY

This ordinance was adopted on its first reading at the meeting of City Council held on **March 11, 2014**.

The Notice of Public Hearing was published in the Star Ledger issue of **March 17, 2014.**

The Clerk read the foregoing ordinance by title and Council President Grova 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 Grova declared the public hearing portion of the meeting closed.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated March 17, 2014, from His Honor the Mayor that subject to the confirmation of your Honorable Body, he herewith appoints Mr. Eduardo J. Rodriguez, 618 Jackson Avenue, Elizabeth, NJ, to serve as Director of Planning and Community Development effective April 1, 2014.
Which was received.

By the Clerk:
Letter dated March 14, 2014, from His Honor the Mayor advising that the City of Elizabeth has received an upgrade from its previous A1 rating to a Aa3 rating and would like to take this opportunity to recognize the pivotal role City Council has played in this achievement from voting and authorizing the approval of the municipal budget, your input and actions have contributed immensely to this positive outcome; congratulations to you and our entire City on this success; it should be shared by all.
Which was received.

By the Clerk:
Letter dated March 13, 2014, from the Business Administrator requesting authorization for the proper City officials to enter into and sign all necessary documents with the City of Linden for an Intergovernmental Services Agreement for License Inspectors, for the period of December 15, 2013 through December 14, 2014 for a fee of $10,000.00 paid to the City.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated March 18, 2014, from the Business Administrator recommending the award of a contract to Prestige Environmental, Inc., 220 Davidson Avenue, Suite 307, Somerset, NJ, to perform Licensed Site Remediation Professional services, more specifically a Phase 1 Environmental Site Assessment and Preliminary Assessment of the former automobile repair facility located at 75-77 West Jersey Street for a one year period commencing the date of contract award in an amount not to exceed $10,000.00.
Which was received.

By the Clerk:
Letter dated March 18, 2014, from the Business Administrator requesting authorization for the proper City officials to execute an Urban Enterprise Zone Contract Amendment Extension for the UEZ Marketing Plan 2011 until December 31, 2014 in order to allow for proper completion of the Marketing Plan.
Which was received.

By the Clerk:
Letter dated March 18, 2014, from the Business Administrator requesting authorization for the proper City officials to enter into a contract with T & M Associates, 11 Tindall Road, Middletown, NJ, for professional on-call traffic engineering services for the City of Elizabeth for the period of April 10, 2014 through April 9, 2015 in an amount not to exceed $50,000.00.
Which was received

By the Clerk:
Letter dated March 18, 2014, from the Chief Financial Officer advising that additional grants may be appropriated in the 2014 SFY Budget by budget amendments
Which was received.

By the Clerk:
Letter dated March 18, 2014, from the Chief Financial Officer advising that in compliance with the SFY 2014 Appropriations Act your Honorable Body approve all payments related to accumulated/uncompensated absence benefits totaling $95,334.97.
Which was received.

By the Clerk:
Letter dated March 18, 2014, from the Chief Financial Officer advising that the City may have an opportunity to file tax appeals by April 1, 2014 that will increase the assessed values for various commercial and industrial properties.
Which was received.

By the Clerk:
Letter dated March 18, 2014, from the Chief Financial Officer requests that City Council consider the approval of a bond ordinance that would authorize the resurfacing of various roads in the amount of $5,000,000; authorizing obligations of $4,750,000.00 with a down payment of $250,000.00.
Which was received.

By the Clerk:
Letter dated March 12, 2014, from the Director of Health and Human Services requesting authorization for the proper City officials to co-sponsor and participate in the Run for Children to be held on Sunday, June 8, 2014, and to execute all documents necessary in order to obtain the sanctioning from the USATF (U.S.A Track & Field Organization) commencing and finishing at Warinanco Park.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 13, 2014, from the Department of Planning and Community Development requesting a commendation to honor Maureen Pannullo, upon her retirement after 42 years of service with the City of Elizabeth.
Which was received.

By the Clerk:

Letter dated March 17, 2014, from the Director of Public Works requesting authorization for Pasquale Vella, the City of Elizabeth Municipal Recycling Coordinator, to endorse the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection to ensure that the application is properly filed.
Which was received.

By the Clerk:

Letter dated March 17, 2014, from the Director of Public Works requesting that your Honorable Body consider the adoption of a City of Elizabeth Complete Streets Policy to provide safe access for all road users by designing and operating a comprehensive, integrated, connected multi-modal network of transportation options.
Which was received.

By the Clerk:

Letter dated March 17, 2014, from the Director of Public Works recommending the award of a contract to Hatch Mott MacDonald, 111 Wood Avenue South, Iselin, NJ, to provide engineering and field services in connection with the Elizabeth River Flood Control Project, Emergency Maintenance Contract, Construction Phase Engineering Services in an amount not to exceed $780,000.00.
Which was received.

By the Clerk:

Letter dated March 11, 2014, from the Police Director requesting permission to establish handicapped parking spaces in front of the premises located at: 73 Westfield Avenue (personalized), 317 Niles Street (personalized), 331 Loomis Street, 212 Center Street, 1030 Boudinot Place, 310 S. Seventh Street; and the deletions at: 415 Linden Avenue and 451 Walnut Street.
Which was received.

By the Clerk:

Letter dated March 17, 2014, from the Planning Board recommending the adoption of the new NJDEP Flood Damage Prevention Control Ordinance fulfilling the review, recommendation and reporting requirements under N.J.S.A. 40:55D-26(a).
Which was received.

By the Clerk:

Letter dated March 17, 2014, from APS Contracting, Inc., 155-161 Pennsylvania Avenue, Paterson, NJ, requesting an Encroachment Permit for the installation of a temporary construction fence within the Lyons Place right-of-way to perform activities in connection with the erection of the Union County Family Court.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated February 11, 2014, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and Disbursements for the month of October, 2013, and Statement of Bank Balances and Investments as of October 31, 2013.
Which was received.

ORDINANCES ON FIRST READING

Council President Grova announced that the next business in order would be the introduction of **Ordinance No. 4456** , which was seconded by Councilman Cuesta, entitled:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO APS CONTRACTING, INC., 155-161 PENNSYLVANIA AVENUE, PATERSON,NJ., TO INSTALL A TEMPORARY FENCE WITHIN THE PUBLIC RIGHT-OF-WAY AT LYONS PLACE DURING THE CONSTRUCTION OF THE UNION COUNTY FAMILY COURT AT 2 CHERRY STREET.

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President Grova, - 9

NEGATIVE: None

Council President Grova announced that the next business in order would be the introduction of **Ordinance No. 4457** , which was seconded by Councilman Cuesta, entitled:

AN ORDINANCE ENTITLED FLOOD DAMAGE PREVENTION ORDINANCE TO AMEND ORDINANCE NO. 4394 IN ITS ENTIRETY

The Clerk read the foregoing ordinance.

Councilman Mazza queried to receiving a copy of the map.

Council President Grova announced that he would like to receive a better copy of the map.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President Grova, - 9

NEGATIVE: None

Council President Grova announced that the next business in order would be the introduction of **Ordinance No. 4458** , which was seconded by Councilman Cuesta, entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 4254, ADOPTED ON OCTOBER 25, 2011, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR SHIRLEY A. DOZIER, 451 WALNUT STREET, ELIZABETH, NEW JERSEY.

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President Grova, - 9

NEGATIVE: None

Council President Grova announced that public notice will be published fixing Tuesday evening, April 8, 2014, at 7:30 p.m., City Council Chambers, City Hall, Elizabeth, N.J., as the time and place that City Council will conduct public hearings and further consider the foregoing Ordinance Nos. 4456, 4457, and 4458, adopted on first reading.

Council President Grova announced that the next business in order would be the introduction of **Ordinance No. 4459** , which was seconded by Councilman Cuesta, entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY. PROVIDING FOR THE RESURFACING OF VARIOUS ROADS LOCATED IN THE CITY OF ELIZABETH AND APPROPRIATING $5,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $4,750,000 IN BONDS OR NOTES OF THE CITY OF ELIZABETH TO FINANCE THE SAME

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President Grova, - 9

NEGATIVE: None

Council President Grova announced that public notice will be published fixing Tuesday evening, April 22, 2014, at 7:30 p.m., City Council Chambers, City Hall, Elizabeth, N.J., as the time and place that City Council will conduct a public hearing and further consider the foregoing Ordinance No. 4459, adopted on first reading.

ORDINANCES ON FINAL PASSAGE

Council President Grova announced that the next business in order would be the adoption of **Ordinance No. 4455** , which was seconded by Councilman Cuesta.

AN ORDINANCE TO ESTABLISH CHAPTER 8.66 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "SMOKING" AND TO PROHIBIT SMOKING ON CITY PROPERTY

WHEREAS, the United States Surgeon General has determined that there is no safe level of exposure to secondhand smoke and that non-smoking Americans exposed to secondhand smoke in public places are at a significantly increased risk of heart disease; and

WHEREAS, smoking is the leading cause of death in the United States and the United States Centers for Disease Control and Prevention has determined that reduction of the death and disease caused by tobacco use and exposure to secondhand smoke is one of six top national healthcare priorities; and

WHEREAS, pursuant to N.J.S.A. 40:48-1, et. seq., the City is given the authority to adopt ordinances to protect the health, safety, and welfare of the City, its residents and guests; and

WHEREAS, the New Jersey Smoke-Free Air Act, N.J.S.A. 26:3D-63 specifically authorizes local restrictions on smoking equivalent to, or greater than those provided in the act for the purpose of protecting public health; now, therefore,

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

SECTION 1. Definitions. As used in this Chapter, the following terms shall have the following definitions:

A. "Smoke" or "Smoking" means the burning of, inhaling from, exhaling the smoke from or the possession of a lit cigar, cigarette, pipe, or other matter or substance which contains tobacco or any other matter that can be smoked, or the inhaling or exhaling of smoke or vapor from an Electronic Smoking Device, cigarette, cigar, cigarillo, or pipe.

B. "Electronic Smoking Device" means any electric device that can be used to deliver nicotine or other substances to the person inhaling from the device, including, but not limited to, an electronic cigarette, cigar, cigarillo, or pipe. This definition shall not include any medically prescribed inhalation devices including, but not limited to, inhalers, respirators, or oxygen tanks.

SECTION 2. Smoking on City Property Prohibited.

A. No person shall smoke while on the outdoor grounds of any City building including adjacent parking lots and in any and all of the City parks, recreational areas, and adjacent parking lots whether owned, leased or utilized by the City.

B. No person shall smoke in any vehicle owned or leased by the City.

SECTION 3. Enforcement. Whenever the Health Officer or his or her designee or a law enforcement officer or a City Code Enforcement Officer observes or reasonably believes that there exists a violation of this Chapter, he or she may issue a summons and complaint to the violator. The complaint shall be written and served upon the violator.

SECTION 4. Penalty. Any person found to be in violation of this Chapter shall be issued a summons and complaint for a violation. Any person found guilty of violating this Chapter shall be fined One Hundred ($100.00) dollars plus court costs, except that any person found guilty of or pleading guilty to a first violation of this Chapter may be sentenced to not less than ten (10) hours of community service.

SECTION 5. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 6. 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 7. 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 **March 11, 2014.**

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 **March 17, 2014.**

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

AFFIRMATIVE: Perkins-Auguste, Cuesta,
Torres, Gonzalez, Keenan, Cedeno,
Mazza, Gallman and President Grova - 9

NEGATIVE: None

City of Elizabeth

CAPITAL BUDGET

2014 SFY

Amendment

Whereas, it is desired to amend the Fiscal Year 2014 Capital Budget,

Now, Therefore Be It Resolved, by the City Council of the City of Elizabeth, County of Union, that the following projects constitute a part of the capital budget section of the Fiscal Year 2014 Capital Budget .

Recorded vote:

AYES (
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NAYS: (
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ABSENT: (
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10

6 YEAR CAPITAL PROGRAM FY2014 TO FY2019

PLANNED FUNDING SOURCES FOR CURRENT YEAR - FY2014

Local Unit CITY OF ELIZABETH

1	2	3	4	PLANNED FUNDING SOURCES FOR CURRENT YEAR - FY2014					6
PROJECT TITLE	PROJECT NUMBER	ESTIMATED TOTAL COST	AMOUNTS RESERVED IN PRIOR YEARS	5a FY2014 BUDGET APPROPRIATION	5b CAPITAL IMPROVEMENT FUND	5c Capital Surplus	5d Grants-in-Aid and Other Funds	5e Debt Authorized	TO BE FUNDED IN FUTURE YEARS
Road Resurfacing		5,000,000.00			250,000.00			4,750,000.00	
Totals - All Projects		5,000,000.00			250,000.00			4,750,000.00	

6 YEAR CAPITAL PROGRAM FY2014 TO FY2019
ANTICIPATED PROJECT SCHEDULE AND FUNDING REQUIREMENT

Local Unit CITY OF ELIZABETH

1	2	3	4	FUNDING AMOUNTS PER BUDGET YEAR					
PROJECT TITLE	PROJECT NUMBER	ESTIMATED TOTAL COST	ESTIMATED COMPLETION TIME	5a FY2014	5b FY2015	5c FY2016	5d FY2017	5e FY2018	5f FY2019
Road Resurfacing		5,000,000.00		5,000,000.00					
Totals - All Projects		5,000,000.00		5,000,000.00					

6 YEAR CAPITAL PROGRAM FY2014 TO FY2019
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

Local Unit CITY OF ELIZABETH

1	2	BUDGET APPROPRIATION		4	5	6	BONDS AND NOTES			
PROJECT TITLE	ESTIMATED TOTAL COST	3a Current Year FY2014	3b Future Years	CAPITAL IMPROVEMENT FUND	CAPITAL SURPLUS	GRANTS-IN-AID AND OTHER FUNDS	7a General	7b Self Liquidating	7c Assessment	7d School
Road Resurfacing	5,000,000.00	5,000,000.00		250,000.00			4,750,000.00			
Totals - All Projects	5,000,000.00	5,000,000.00		250,000.00			4,750,000.00			

Be it Further Resolved, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services.

It is hereby certified that this is a true copy of a resolution constituting a part of the capital budget section of the Temporary 2014 Fiscal Year Capital Budget

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

12

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 $126,811.80 for the Edward Byrne Memorial Justice Assistance Grant 2011 awarded by the New Jersey Department of Law and Public Safety and wishes to amend its FY2014 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 2014 in the total sum of $126,811.80 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 Department of Law and Public Safety Edward Byrne Memorial Justice Assistance Grant 2011	$126,811.80

BE IT FURTHER RESOLVED, that a like sum of $126,811.80 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 Department of Law and Public Safety Edward Byrne Memorial Justice Assistance Grant 2011 Other Expenses	$126,811.80

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, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

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 $118,276.20 for the Edward Byrne Memorial Justice Assistance Grant 2012 awarded by the New Jersey Department of Law and Public Safety and wishes to amend its FY2014 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 2014 in the total sum of $118,276.20 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 Department of Law and Public Safety Edward Byrne Memorial Justice Assistance Grant 2012	$118,276.20

BE IT FURTHER RESOLVED, that a like sum of $118,276.20 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 Department of Law and Public Safety Edward Byrne Memorial Justice Assistance Grant 2012 Other Expenses	$118,276.20

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, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Division of Local Government Services in compliance with the Appropriations Act (P.L. 2011, c.85) requires that the Honorable City Council approve all payments related to accumulated/uncompensated absence benefits; and

WHEREAS, at March 1, 2014, the following employee's are entitled to the payment of accumulated/uncompensated absence benefits;

Michael Osif	$12,418.51
Michael Delancey	$82,916.46

; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elizabeth hereby approves the payments for accumulated/uncompensated absence benefits to the following employee's;

Michael Osif	$12,418.51
Michael Delancey	$82,916.46

; and

FURTHER RESOLVED, that a certified copy of this resolution be recorded in full upon the minutes of City Council.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City has the right and opportunity to file tax appeals by April 1, 2014 on commercial, industrial, and vacant properties that are substantially under-assessed; and

WHEREAS, the City has identified those commercial, industrial, and vacant properties that are substantially under-assessed and requests authorization from City Council to have tax appeals filed on such properties by April 1, 2014; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elizabeth hereby approves and authorizes the City Attorney to cause tax appeals to be filed on those, commercial, industrial, and vacant properties he deems substantially under-assessed by April 1, 2014

; and

FURTHER RESOLVED, that the City Attorney is hereby authorized to present to the City Council for its consideration his recommendation for a tax appeal attorney to pursue this tax appeal litigation; and

FURTHER RESOLVED, that a certified copy of this resolution be recorded in full upon the minutes of City Council.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

BE IT RESOLVED that the City Council of the City of Elizabeth does hereby advise and consent to the appointment of Mr. Eduardo J. Rodriguez, 618 Jackson Avenue, Elizabeth, New Jersey 07201, to serve as Director of Planning and Community Development pursuant to the Code of the City of Elizabeth.

Councilman Cuesta thanked the Administration for this appointment and stated he is looking forward to working with him.

Councilman Keenan stated that he met with Mr. Rodriguez and he is a very qualified individual.

Councilman Gonzalez stated that he work experience and academics is very impressive and he will fit in very well.

Councilman Mazza stated that he will fit in very well.

Councilman Torres congratulated Mr. Rodriguez.

Council President Grova congratulated the Administration because there is talent in Elizabeth and it is important to have our directors live in town. He continued that he knows that he has lived in this town for many years and has knowledge of Elizabeth

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to enter into an Intergovernmental Services Agreement for License Inspectors with the City of Linden for the period of December 15, 2013 through December 14, 2014 for a fee of $10,000.00; and

WHEREAS, the License Inspectors employed by the City of Elizabeth, will be providing services to the City of Linden, 301 North Wood Avenue, Linden, New Jersey 07036, by assisting the City of Linden with enforcement of its Taxicab and Limousine Enforcement as per the City Code; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to enter and execute into an Intergovernmental Services Agreement with the City of Linden for License Inspectors for the period of December 15, 2013 through December 14, 2014 for a fee of $10,000.00 to assist in the enforcement of the City of Linden Taxi and Limousine as per its City Code for the purposes set forth hereinabove.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has advised in March of 2013, your Honorable Body authorized the award of a contract to **Prestige Environmental, Inc.,** to serve as Licensed Site Remediation Professional ("LSRP") for the Midtown Redevelopment Area; and

WHEREAS, the City has identified a space of interest (75-77 West Jersey Street) that is located outside, of but directly abutting the Midtown Area, between a development project that should be completed in early 2015 and the Elizabeth River conditioned on the parcel's environmental status; and

WHEREAS, the Business Administrator has requested authorization to award a contract to **Prestige Environmental, Inc., 220 Davidson Avenue, Suite 307, Somerset, New Jersey 08873,** to perform Licensed Site Remediation Professional "(LSRP") services more specifically, a Phase 1 environmental site assessment and preliminary assessment of a former automobile repair facility located at 75-77 West Jersey Street (Block 6, Lot 1638), in an amount not exceed $10,000.00 for the period of one year commencing from the date of award; and

WHEREAS, this contract is awarded through a fair and open process in accordance with **N.J.S.A**. 19:44A-20.5, et. Seq., The proposal submitted by Prestige Environmental, Inc., is on file in the Department of Planning and Community Development, Director's Office; 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 **Prestige Environmental, Inc., 220 Davidson Avenue, Suite 307, Somerset, New Jersey 08873,** to perform a Licensed Site Remediation Professional ("LSRP") services for the Midtown Redevelopment more specifically, a Phase 1 environmental site assessment and preliminary assessment of a former automobile repair facility located at 75-77 West Jersey Street (Block 6, Lot 1638) in an amount not to exceed $10,000.00 for the period of one year commencing from the date of award.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to execute an Urban Enterprise Zone (UEZ) Contract Amendment Extension for the UEZ Marketing Plan 2011 until December 31, 2014; and

WHEREAS, it has become necessary to request this extension in order to allow for proper completion of the Marketing Plan; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to execute an Urban Enterprise Zone (UEZ) contract amendment extension for the UEZ Marketing Plan 2011 until December 31, 2014 to allow for proper completion of the Marketing Plan.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization to award a contract to the firm **T&M Associates, Eleven Tindall Road, Middletown, N.J. 07748-2792,** to provide the City of Elizabeth with professional on-call traffic engineering services in an amount not to exceed $50,000.00; and

WHEREAS, this contact is awarded 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 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; 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 a Professional Services without competitive bids and the contract itself must be available for public inspections; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **T & M Associates, Eleven Tindall Road, Middletown, N.J. 07748-2792,** to provide the City of Elizabeth with professional on-call traffic engineering services for the period April 10, 2014 to April 9, 2015 in an amount not to exceed $50,000.00.

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, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health & Human Services has requested that the City of Elizabeth would like to sponsor and participate in the Run For Children 2014, which is to take place on June 8, 2014. This event will start at Warinanco Park and end at Warinanco Park; and

WHEREAS, the City would also like to have this event sanctioned by the USATF (U.S.A. Track and Field Organization), which status provides an incentive to runners to participate and other benefits such as free advertising of the event at other meets and in their literature; now, therefore, be it

RESOLVED, that the City Council authorizes the appropriate City Officials to sponsor and participate in the Run For Children 2014, which is to take place on June 8, 2014 and execute all documents necessary for conducting the event and to obtain sanctioning from the USATF (U.S.A. Track and Field Organization).

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987,c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, the City of Elizabeth is committed to recycling and abiding by the Recycling Act; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth that the City of Elizabeth hereby endorses the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection, Office of Recycling and designates Pasquale A. Vella, Recycling Coordinator, City Hall, 50 Winfield Scott Plaza, Elizabeth, New Jersey 07201, to ensure that the said Application is properly filed; and be it

FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF ELIZABETH
TO ESTABLISH A COMPLETE STREETS POLICY

WHEREAS, the City of Elizabeth is committed to creating street corridors and intersections that safely accommodate all users abilities; and

WHEREAS, the New Jersey Department of Transportation supports Complete Street policies and adopted its own policy on December 3, 2009, which policy encourages municipalities to provide complete streets; and

WHEREAS, a Complete Street is defined as means to provide safe access for all users by designing and operating a comprehensive, integrated, connected multi-modal network of transportation options.

WHEREAS, the benefits of Complete Streets include the following:

- Improve safety for pedestrians, bicyclists, children, older citizens, non-drivers and the mobility challenged as well as those that cannot afford a car or choose to live car free;
- Provide connections to bicycling and walking trip generators such as employment, education, residential, recreation, retail centers and public facilities;
- Promote healthy lifestyles;
- Create more livable communities;
- Reduce traffic congestion and reliance on carbon fuels thereby reducing greenhouse gas emissions;
- Make fiscal sense by incorporating sidewalks, bike lanes, safe crossings and transit amenities into the initial design of a project, thus sparing the expense of retrofits later; and

WHEREAS, significant accomplishments have already been achieved by incorporating pedestrian safety measures when public streets and intersections are improved; and

WHEREAS, the City of Elizabeth wishes to implement the Complete Streets Policy through planning, design, construction, maintenance, and operation of new and retrofit transportation facilities, enabling safe access and mobility of pedestrians, bicyclists, transit users of all ages and abilities;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Elizabeth that the City of Elizabeth adopts a Complete Streets Policy with the following goals and objectives:

1. City of Elizabeth public street projects, both new construction and reconstruction, shall be designed and constructed as "Complete Streets." The "Complete Street" accommodates all modes of transportation, including but not limited to, travel by pedestrians, bicyclists, public transit, and other motorized vehicles and their passengers.

2. Create a comprehensive, integrated, connected multi-modal network by providing connections to bicycling and walking trip generators such as employment, education, residential, recreational and public facilities, as well as retail and transit centers.

3. Provide safe and accessible accommodations for existing and future pedestrian, bicycle and transit facilities.

4. Establish a checklist of pedestrian, bicycle and transit accommodations such as accessible sidewalks curb ramps, crosswalks, countdown pedestrian signals, signs, curb extensions; pedestrian scale lighting, bike lanes, and shoulders for consideration in each project where City jurisdiction applies.

5. As all streets are different, evaluate resurfacing projects for complete streets inclusion according to length of project, local support, environmental constraints, right-of-way limitations, funding resources and bicycle and/or pedestrian compatibility.

6. Transportation facilities constructed for long-term use shall anticipate likely future demand for bicycling and walking facilities and not preclude the provision of future improvements.

7. Designs shall address the need for bicyclists and pedestrians to cross corridors, as well as travel along them, in a safe, accessible and convenient manner; therefore, the design of intersections, interchanges and bridges shall accommodate bicyclists and pedestrians.

8. Design bicycle and pedestrian facilities to the best currently available standards and practices including the New Jersey Roadway Design Manual, the AASHTO Guide for the Development of Bicycle Facilities, AASHTO's Guide for the Planning, Design and Operation of Pedestrian Facilities, NACTO Urban Bikeway Design Guide and the Manual of Uniform Traffic Control Devices.

9. Stay abreast of and support new technologies in improving safety and mobility.

10. Make provisions for pedestrians and bicyclists when closing roads, bridges or sidewalks for construction projects as outlined in NJDOT Policy #705 – Accommodating Pedestrian and Bicycle Traffic During Construction.

11. Improvements should also consider connections for Safe Routes to Schools, Safe Routes to Transit, Transit Villages and and areas or population groups with limited transportation options.

12. Improvements shall comply with Title VI/Environmental Justice, Americans with Disabilities Act (ADA) and should complement the context of the surrounding community.

13. Update the City's Design Standards to provide guidance for private developers to follow when private development affects elements of a complete street, such as sidewalks, crosswalks, handicapped ramps, street furniture, street lighting, street landscaping and roadway surfaces.

14. Exemptions to the Complete Streets policy shall be presented for final decision to the Director of Public Works in writing and documented with supporting data that indicates the reason for the decision and are limited to the following:

    a) Non-motorized users are prohibited on the roadway.

    b) Insufficient space in an existing right-of-way to design a Complete Street.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has advised that on March 7, 2014, the Department of Public Works received qualification proposals for consulting professional engineering services; and

WHEREAS, the Department of Public Works reviewed the qualifications of all respondents and found the firm of **Hatch Mott MacDonald, 111 Wood Avenue, South, Iselin, NJ 08830-4112,** to be qualified to provide the City of Elizabeth with Construction Phase Engineering Services in connection with the Elizabeth River Flood Control Project Emergency Maintenance Contract, as per their proposal dated February 7, 2014; and

WHEREAS, Hatch Mott MacDonald was previously contracted to provide design plans and specifications for the project. These plans have been submitted to the NJEIT for possible funding; and

WHEREAS, the project consists of emergency maintenance rehabilitation work on the existing earthen levee, and modifications and improvements to nine (9) existing drainage structures between Trenton Avenue and Route 1 & 9. The nine (9) drainage structures originally constructed by the US Army Corps of Engineers will undergo modifications. Maintenance rehabilitation work on the existing earthen levee will encompass approximately one mile of shore line; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-07509, charging the amount of $780,000.00 to Account No. X-08-55-046-034 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 "Professional Services" without competitive bids and the contract itself must be available for public inspections; and

WHEREAS, the Director of the Department of Public Works has requested authorization to award a contract to the firm of **Hatch Mott MacDonald, 111 Wood Avenue, South, Iselin, NJ 08830-4112,** to provide the City of Elizabeth with engineering and field services during construction including conducting meetings, review of submittals and shop drawings, full time inspection and administrative services, at a time and materials basis not to exceed $780,000.00 plus reimbursables in connection with the Elizabeth River Flood Control Project, Emergency Maintenance Contract, Construction Phase Engineering Services; 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 contract is awarded 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 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 inspections; now, therefore, be it

RESOLVED by the 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 firm of **Hatch Mott MacDonald, 111 Wood Avenue South, Iselin, NJ 08830-4112,** to provide the City of Elizabeth with Construction Phase Engineering Services in connection with the Elizabeth River Flood Control Project Emergency Maintenance Contract; including providing engineering and field services during construction, including conducting meetings, review of submittals and shop drawings, full time inspection and administrative services, at a time and materials basis not to exceed $780,000.00 plus reimbursables.
2. This contract is awarded without competitive bidding as a 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, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

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 **1030 Boudinot Place, Elizabeth, NJ 07201,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the South curb line of Boudinot Place
beginning at a point 119' East of Catherine Street
and continuing 22' East thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R-7-8.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

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 **125 First Street, Elizabeth, NJ 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the East curb line of First Street
beginning at a point 63' North of Livingston Street
and continuing 44' North thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R-7-8.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9
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 **483 Catherine Street, 1-F, Elizabeth, N.J. 07201,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the East curb line of Catherine Street
beginning at a point 42' North of Emma Street
and continuing 22' East thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R-7-8.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9
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 **153 Jacques Street, Elizabeth, N.J. 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the North curb line of Lafayette Street
beginning at a point 56' East of Jacques Street
and continuing 22' East thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R-7-8.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9
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 **212 Center Street, Elizabeth, N.J. 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the East curb line of Center Street
beginning at a point 168' South of Second Avenue
and continuing 22' East thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R-7-8.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

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 **310 S. Seventh Street, Elizabeth, N.J. 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the East curb line of S. Seventh Street

beginning at a point 143' South of Third Avenue

and continuing 22' South thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R-7-8.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9
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 **331 Loomis Street, Elizabeth, N.J. 07201,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

.along the West curb line of Loomis Street

beginning at a point 42' North of Fourth Avenue

and continuing 22' North thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R-7-8.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth hereby amends Chapter 10.44.020 of the Code of the City of Elizabeth to delete the handicapped parking spaces at premises commonly known as: **415 Linden Avenue, Elizabeth, New Jersey** in accordance with the recommendation of the Police Director.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

RESOLVED, by City Council of the City of Elizabeth that Tuesday, May 27, 2014 is hereby designated as **"Youth in City Government Day"** and that the regular meeting scheduled for May 27, 2014 will be held at 2:00 p.m. instead of 7:30 p.m.; and be it

FURTHER RESOLVED, that Councilman, Carlos L. Torres as appointed as Chairman of said affair.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

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	**4-07-55-500-SEW-351**	**$**	**45,949.55**
HESS CORP- GAS	**4-01-31-446**	**$**	**1,196.79**
PSE&G	**4-01-31-430**	**$**	**45,327.30**
USA MOBILITY	**4-01-31-440**	**$**	**55.85**
VERIZON	**4-01-31-440**	**$**	**2,540.13**
VERIZON WIRELESS	**4-01-31-460**	**$**	**16,712.62**
VERIZON COMMUNICATIONS, INC.	**4-01-31-440**	**$**	**83.79**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

March 25, 2014

BY COUNCIL AS A WHOLE:

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

ORGANIZATION	AG	B.L.	R.L.	DATE
The Patrician Club			5333	3-17-14
The Patrician Club			5334	3-17-14
NJFMBA			5335	3-25-14
NJFMBA			5336	3-25-14

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that Maureen Pannullo, will be retiring from the City of Elizabeth after 42 years of dedicated service; and

WHEREAS, on September 13, 1971, Maureen was hired as a Clerk Stenographer, on July 1984. She became a Principle Clerk Stenographer in the Department of Development and later on July 13, 1992, she became an Administrative Clerk in the Department of Neighborhood Services on October 1, 2008. She then became the Account Supervisor in the Department of Planning and Community Development until the present time; and

WHEREAS, Maureen was a dedicated worker who worked diligently and always willing to lend a helping hand. Maureen was a vital asset to the residents of the City of Elizabeth; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth extends to Maureen Pannullo its congratulations and wishes to express to her the City Council's best wishes for continued happiness and good health in the future; and be it

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeño, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that Carolyn Cole retired from the City of Elizabeth on April 1, 2014 after 36 years and one month of service; and

WHEREAS, Carolyn began her career at City Hall in September 1998. She worked in the S.O.A.R. Program a City of Elizabeth After School Program. She volunteered as a Social Worker intern from September 1998 through 2000; and

WHEREAS, in 1993 - 1999, she served as a member of the Elizabeth Board of Education and the Egenolf Childhood Center, Board of Directors. She served as member of Union County School Boards and New Jersey Boards Association Board of Directors; and

WHEREAS, in November 2000 to the present she was the Social Work Supervisor in the Department of Health and Human Services. She interacted with various community based organizations, agencies and other departments for the successful operation of the Division of Human Services; and

WHEREAS, she served as liaison with other departments and agencies to alleviate management and administrative problems, and fulfilled organizational needs; and

WHEREAS, in 1978 to 1993 she was the Welfare Investigator in the Department of Health and Human Services. She interviewed applicants for eligibility of Welfare assistance, maintained and served a caseload of approximately 225 clients; and

WHEREAS, she also acted as a liaison between the City and the City's insurance program, including but not limited to knowledge of the laws, regulations, policies and/or procedures; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth extends to Carolyn Cole its congratulations and wishes to express to her the City Council's best wishes for continued happiness and good health in the future; and be it

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

***WHEREAS**, the City Council of the City of Elizabeth has learned that Panagiota Tsoukaras will be honored on Thursday, March 20, 2014, by Special Recognition during the Women's History Month Celebration; and*

***WHEREAS**, Panagiota Tsoukaras, better known as Penny by her friends, employees and customers, is the proprietor of Penny's Sizes to Fit which is located at 1209 East Grand Street, Elizabeth, NJ; and*

***WHEREAS**, Penny opened Penny's Sizes to Fit on April 29, 1998; where she specializes in Alterations of wedding gowns, bridesmaids dresses and suits; and*

***WHEREAS**, Panagiota Tsoukaras has provided the residents of Elizabeth and surrounding communities top quality tailoring services for the past 16 years; and*

***WHEREAS**, Panagiota Tsoukaras was born in Greece and has been a Tailor for approximately 50 years because she loves her career, she has a passion for it and it makes her happy; now, therefore, be it*

***RESOLVED** that the City Council of the City of Elizabeth hereby commends Panagiota Tsoukaras for her 16 years dedication and service to the residents of Elizabeth and surrounding communities; and be it*

***FURTHER RESOLVED** that the City Council of the City of Elizabeth wishes to congratulate her on receiving a Special Recognition during the Women's History Month Celebration and wishes her continued success with her business and all other future endeavors.*

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth would like to commend Sheila Fall for her years of dedicated service as a Pastor; and

WHEREAS, in May 1990 she attended Evangelical Bible Institute of Newark under Dr.Scrivens completing with certificates in Evangelism and Theology; and

WHEREAS, Pastor Sheila was the founder and President of The Sisters & Brothers Outreach Ministries, Inc., a non-profit organized ,under the laws of the State of New Jersey. Her mission was to reach out to the community to make a difference for the under privileged children and families in E'Port, Elizabeth, Roselle, Linden, and Rahway, New Jersey; and

WHEREAS, Pastor Sheila was ordained as Evangelist under Bishop Tony's tutelage at Praise Temple Interdenomination Church of Linden in 1995 and later was ordained as Pastor; and

WHEREAS, on May 5, 2000 Pastor Sheila opened the doors of the church called "Temple of God"; and

WHEREAS, Pastor Sheila's great accomplishments and passions are: Emergency Food Pantry opened at 1039 Magnolia Avenue, Elizabeth, NJ in 2006 along with distributing clothing, household items, shoes, etc., Walk-a-Thons, Youth Spring Retreats, Senior Prayer Breakfasts, Sumer Camps, Christian Retreats, Scholarships, Christmas Toy Give-a-ways. Back-to- School Youth Rally, Gospel Street Revivals, Family Conferences and Youth Debates; and

WHEREAS, Pastor Sheila is the proud mother of Minister Lisa Quinerly, and loving grandmother to Shanay, Sheldon and Stephen; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth congratulates Pastor Sheila Fall and wishes her continued success as she makes a positive impact on the citizens of the City of Elizabeth; and be it

FURTHER RESOLVED that a copy of this resolution be spread in full upon the minutes of City Council and that a certified copy be forwarded to Pastor Sheila Fall.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza and President Grova - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Joseph Barone, 81; and

WHEREAS, Mr. Barone was born in New York City. Mr. Barone moved to Elizabeth in 1937; and

WHEREAS, he was an Army veteran of the Korean War; and

WHEREAS, Mr. Barone was supervisor of court reporters for Union County for over twenty-five years, retiring in 1992; and

WHEREAS, he is survived by his beloved wife of sixty-two years Mary (Carras) Barone, and two nephews, Anthony and Michael Barone. Mr. Barone was predeceased by his two loving sons, Michael George and Joseph Barone, Jr., and brother Michael A. Barone; now, therefore, be it

RESOLVED that we, the members of City Council of the City of Elizabeth hereby express our sincere sorrow at the death of Joseph Barone; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof 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 Mazza; and

WHEREAS, Mary was born and raised in City of Elizabeth; and

WHEREAS, she was a member of the Vallatese Ladies Society, Peterstown Senior Citizens and a former member of the Charles R. Riccio Association; and

WHEREAS, Mary leaves to cherish her memory by her loving children and a host of grandchildren, cousins and friends; now, therefore, be it and

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at the death of Mary Mazza; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to her 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 Nicholas G. Netta, 78; and

WHEREAS, Nicholas was the son of Nicholas and Josephine Netta (nee Costa); and

WHEREAS, he was a graduate of Thomas Jefferson High School and was an active member of its alumni association. He recently organized the 60th high school reunion; and

WHEREAS, after high school, Nicholas spent four years on active duty with the United State Army Reserve; and

WHEREAS, Nicholas worked at Exxon Research and Engineering in Florham Park and Madison, N.J. where he managed the facilities and operations. He retired in 1995. He also remained active in the United Brotherhood of Carpenters Union; and

WHEREAS, Nicholas was an avid golfer for more than forty years and played at some of the country's finest golf courses; and

WHEREAS, Nicholas is survived by his loving wife of 53 years, Gloria (nee Riccardi), his three children, Nicholas, Debra and Michael. He is also survived by his four cherished grandchildren, Nicholas, Matthew, Brittany and Justin; now, therefore, be it

RESOLVED that we, the members of City Council of the City of Elizabeth hereby express our sincere sorrow at the death Nicholas G. Netta; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof 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 Giuseppe G. LaVecchia, 67; and

WHEREAS, Giuseppe was born in Vallata, Italy. He came to the United States in 1966, settling in Elizabeth before moving to Edison in 1981; and

WHEREAS, Mr. LaVecchia was an owner of Ideal Tile in Green Brook since 1988, retiring in 2012; and

WHEREAS, he is survived by his wife Carmela LaVecchia (nee Milano), his children Rocco LaVecchia, Alfonsina La Ragione and five grandchildren: Giuseppe, Adelina, Anthony, Alessia and Carmela; now, therefore, be it

RESOLVED that we, the members of City Council of the City of Elizabeth hereby express our sincere sorrow at the death Giuseppe G. LaVecchia; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof 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 Elizabeth C. Almeida, 88, a lifelong resident of Elizabeth; and

WHEREAS, Elizabeth was employed as an immigration coordinator/counselor for Catholic Community Services in Elizabeth for over twenty-five years, before retiring; and

WHEREAS, Elizabeth was a communicant of Our Lady of Fatima R.C. Church, where she was an Eucharistic Minister, Catechist, and member of the Rosary Society. She also was a member of the Portuguese Instruction Club and the Portuguese Old Youth, both in Elizabeth; and

WHEREAS, Elizabeth is survived by her husband of 65 years, Edward Almeida, a son Edward C. Almeida and four daughters, Elena Bexiga; Irene Livres, Gina Halloway, and Aida Barbier, and nine grandchildren and two great-grandchildren; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Elizabeth C. Almeida to her family and friends; now, 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.

BY CITY COUNCIL AS WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Vincent Charles "Pops" Corsentino, 90; and

WHEREAS, Vincent was born in Elizabeth and was the oldest of five children of Mary (Colletti) and Carmelo Corsentino; and

WHEREAS, he graduated from Thomas Jefferson High School where he was the President of his class for four years; and

WHEREAS, Vincent served in the U.S. Navy in the Seabees during World War II; and

WHEREAS, Vincent graduated from Fordham University in 1948; and

WHEREAS, he worked for Exxon Mobil for forty years as a chemical engineer. He retired in 1963 as the Director of the Pilot Plant at the Research Center in Linden, New Jersey; and

WHEREAS, his second career was a full-time devoted grandfather; and

WHEREAS, Vincent was the beloved husband of Virginia C. Corsentino (nee Gannon) for sixty-four years; loving father of Karen Mackessy; Vincent Corsentino, who lives in Italy, beloved grandfather of Andrew, Patrick and Timothy Mackessy, Daniella Mackessy and Devin Corsentino, Luigina Walano, and his three brothers, John, Carl and Carmen Corsentino; now, therefore, be it

RESOLVED that we, the members of City Council of the City of Elizabeth hereby express our sincere sorrow at the death Vincent Charles Corsentino; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof 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 Kevin J. Green; and

WHEREAS, Kevin attended the Elizabeth Public School system and graduated from Thomas A. Edison Vocational & Technical High School in 1976; and

WHEREAS, he enlisted in the United States Army shortly after graduating high school. After being discharged from the Army, Kevin worked briefly as a journeyman for the International Brotherhood of Boilermakers, Local #28; and

WHEREAS, he also worked at The Communtiy Rescource Center as an Assistant Case Manager for Behavioral Interventions, a state re-entry program for parolees and ex-offenders. Kevin delighted at the opportunity to share his knowledge of life's challenges by counseling others on ways of improving their lives; and

WHEREAS, Kevin was an "honorary" member of First Baptist Church in Elizabeth; and

WHEREAS, Kevin was the devoted uncle to 20 nieces and nephews who he loved dearly and 25 1/2 great nieces and nephews; and

WHEREAS, Kevin is survived by his mother, Mrs. Evelyn Green, brother, Charles I. Green, Jr., sisters, Deborah L. Jackson, and Cheryl Bailey and a host of nieces and nephews, cousins and friends; now, therefore, be it

RESOLVED that we, the members of City Council of the City of Elizabeth hereby express our sincere sorrow at the death Kevin J. Green; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to his family.

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

Councilman Torres moved that City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President Grova declared City Council adjourned at 8:00 p.m.

APPROVED

MANNY GROVA, JR.
President of City Council

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