PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Evening
May 13, 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 - ~~8~~ 6

ABSENT: Perkins-Auguste, Cuesta, Cedeno - 3

ALSO PRESENT: Jorge Estrada, Special Counsel

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

Councilman Gallman was appointed as Floor Leader.

PRESENTATIONS

Council President Grova announced that Councilman Torres will make a presentation at this time.

Councilman Torres recognized Ms. Thelma Williams and Ms. Diane Leverette Dully for hosting a walk for Multiple Sclerosis (MS) in Clark which raised $150,000.00. Councilman Torres then read the commendation.

Ms. Williams presented Councilman Torres with a photograph as a symbol of appreciation for his participation in the walk for MS.

Council President Grova thanked them for their hard work and dedication.

PUBLIC SPEAKING

Ms. Alice Camacho, 78B Bond Street, stated that she believes that things were resolved with Waters Edge.

Council President Grova stated that the Mayor and Management of Waters Edge will be going to Trenton to see if the mortgage with New Jersey Housing can be changed.

Mr. Jackson, Bond Street, questioned if anything was going on to rebuild the waterfront.

Mr. Rodney White, 871 East Jersey Street, thanked the members of City Council for their leadership. He continued that when he first came to the City of Elizabeth, the infrastructure was not that good, but the Mayor and City Council have worked very hard and things have changed. He stated further that he sees smiles on many people's faces while they are shopping. Mr. White stated what has happened in this City is a miracle and other cities should do the same.

Mr. White continued that on behalf of Sal Coppa, his friend, he would like to thank everyone.

Mr. White thanked Mayor Bollwage for all that he has done and is doing in this City. He continued that this is why he has been the Mayor for so long. He stated further that you can come to this City with nothing and leave with something.

Mr. White stated that the Mayor has done a lot of work in the 6th Ward and there is a gentleman who is running against the 6th Ward Councilman named Mr. Tassi. He continued that the Police Director has done an outstanding job and what bothers him is that there is no discipline in the schools. Again, the Police Director has done a wonderful job in this City.

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

NONE.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated April 29, 2014, from His Honor the Mayor, subject to the confirmation of your Honorable Body, he herewith makes the following appointments to the Board of Adjustment: Commissioner Elizabeth Cano, 210 Stiles Street, Elizabeth, to serve as a member of the Board of Adjustment (Alternate No. 1) to fill the unexpired term (12/31/2014) of Commissioner Rev. Dr. Larry Dixon, who has recently resigned; Commissioner Orlando P. Galvez, 421 New York Avenue, Elizabeth, to serve as a member of the Board of Adjustment (Alternate No. 2) to fill the unexpired term (12/31/2014) of Commissioner Elizabeth Cano, who was recently promoted to Alternate No. 1; Commissioner Charles R. Bathelus, 447 Catherine Street, Elizabeth, to serve as a member of the Board of Adjustment (Alternate No. 3) to fill the unexpired term (12/31/2015) of Commissioner Orlando P. Galvez, who was recently promoted to Alternate No. 2; Mr. Ricardo Sosa, 815 Cross Avenue, Elizabeth, NJ, to serve as a member of the Board of Adjustment (Alternate No. 4) to fill the unexpired term (12/31/2015) of Commissioner Charles R. Bathelus, who was recently promoted to Alternate No. 3.
Which was received.

By the Clerk:

Letter dated April 30, 2014, from the Business Administrator requesting that your Honorable Body consider authorizing a renewal of a voluntary long term disability program through Lincoln Financial Group, 8801 Indian Hills Drive, Omaha, NE, for the period of May 1, 2014 to May 1, 2017, at no cost to the City of Elizabeth; employee voluntary payroll deduction program.
Which was received.

PETITIONS/COMMUNICATIONS/ETC.

By the Clerk:
Letter dated April 30, 2014, from the Business Administrator requesting that your Honorable Body consider authorizing a renewal of American Family Life Assurance Company (AFLAC), PO Box 15087, Albany, NY, to make available to all City employees Personal Accident Indemnity and Personal Short Term Disability Income Protection insurance for the period of May 10, 2014 to May 10, 2017, at no cost to the City of Elizabeth; employee voluntary payroll deduction program.
Which was received.

By the Clerk:
Letter dated April 30, 2014, from the Business Administrator requesting that your Honorable Body consider authorizing a renewal of MetLife Resources, 30 Two Bridges Road, Suite 320, Fairfield, NJ, to make available to all City employees certain tax and retirement benefits of a Deferred Compensation Plan for the period of May 25, 2014 to May 24, 2017, at no additional administrative cost other than incidental expenses of collecting and disbursing the employee's deferral and for any annual audit required by State or Federal Government.
Which was received.

By the Clerk:
Letter dated April 30, 2014, from the Business Administrator recommending the award of a contract to Highway Service Corporation, 548 Trumbull Street, Elizabeth, NJ, for Police authorized towing and storage services for a third year for a period of one year commencing June 12, 2014 through June 11, 2015, under the same terms and conditions as the current contract.
Which was received.

By the Clerk:
Letter dated May 1, 2014, from the Business Administrator requesting that your Honorable Body consider authorizing the donation or sale of the Fire Safety House Trailer to the Kenilworth Fire Department in the amount of $1.00.
Which was received.

By the Clerk:
Letter dated May 2, 2014, from the Business Administrator requesting to amend a resolution adopted December 18, 2012, authorizing the award of a contract to Motorola Solutions, Inc., to provide communications equipment for the first responders of the City of Elizabeth, under the Motorola Trunked Radio System Upgrade, specifically to include the new Motorola Solutions, Inc. State Contract #83909 which is set to expire in 2018.
Which was received.

By the Clerk:
Letter dated May 1, 2014, from the Business Administrator recommending the award of a contract to 454 Morris Ave, Inc., d/b/a Tropicana Diner & Restaurant, 545 Morris Avenue, Elizabeth, NJ, for Prisoner's Meals for the period of two (2) years commencing May 25, 2014 through May 24, 2016, in an amount not to exceed $150,000.00.
Which was received.

By the Clerk:
Letter dated May 5, 2014, from the Business Administrator recommending the award of a contract to Garden State Highway Products, 1740 East Oak Road, Vineland, NJ for Aluminum Sign Blanks for the Public Works Department for the period of May 1, 2014 through April 30, 2016, at a cost not to exceed $75,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated May 5, 2014, from the Business Administrator recommending the award of a contract to Garden State Highway Products, 1740 East Oak Road, Vineland, NJ, for Reflective Sheeting for the Public Works Department for the period of May 1, 2014 through April 30, 2015, at a cost not to exceed $75,000.00.
Which was received.

By the Clerk:
Letter dated May 5, 2014, from the Business Administrator recommending the award of a contract to ESI Equipment, 440 Horsham Road, Suites 4 and 5, Horsham, PA, for the purchase of Police and Homeland Security Equipment and Supplies for the period of May 1, 2014 through April 30, 2015, at a cost not to exceed $40,000.00.
Which was received.

By the Clerk:
Letter dated May 6, 2014, from the Business Administrator recommending the award of a contract to T & M Associates, Eleven Tindall Road, Middletown, NJ, to serve as the City's engineering consultant, under the Energy Efficiency and Conservation Block Grant, to prepare and issue technical bid specifications and to serve as the City's Project Manager through project completion for the period of May 1, 2014 through April 30, 2015 at a cost not to exceed $290,000.00, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:
Letter dated May 6, 2014, from the Business Administrator recommending the award of respective contracts to Mark Siegert, Ph.D, 75 Main Street, Suite 201, Millburn, NJ, and Betty C. McClendon, PsyD, Comprehensive Psychological Services, PA, 623 Raritan Road, Clark, NJ, to serve as Police Psychiatrist/Psychologist to conduct hiring evaluations and fitness for duty examinations, and conducting other necessary evaluations on an as needed basis for the period May 1, 2014 to April 30, 2015 at a total cost not to exceed $30,000.00 per doctor, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:
Letter dated May 6, 2014, from the Business Administrator recommending the award of a contract to Stanley Jay Real Estate Appraisal Consultants, One Morton Place, Colonia, NJ, at an appraisal cost of no more than $10,000, plus per diem costs of $175.00 per hour, for conferences, rebuttal appraisals, updates and testimony, if necessary, not to exceed $25,000.00, in connection with the appraisal of 601 Bond Street for the period of May 1, 2014 to April 30, 2015.
Which was received.

By the Clerk:
Letter dated May 6, 2014, from the Business Administrator recommending the award of a contract to John J. Reilly, Esq., Greenbaum, Rowe, Smith and Davis LLP, 99 Wood Avenue South, Floor 4, Iselin, NJ, as Condemnation Counsel, specifically 601 Bond Street for the period May 1, 2014 to April 30, 2015, at the rate of $175.00 per hour not to exceed $75,000.00, unless further authorized by your Honorable Body.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated May 6, 2014, from the Business Administrator requesting authorization for the proper City officials to enter into an agreement with Harbor Consultants, Inc., 320 North Avenue East, Cranford, NJ, for Planning and Engineering Services to the Planning and Zoning Boards and the Department of Planning and Community Development for the period of May 1, 2014 through April 30, 2015, at a total cost of $75,000.00.
Which was received.

By the Clerk:
Letter dated May 6, 2014, from the Business Administrator requesting authorization for the proper City officials to negotiate and execute a contract with Anlet Computer Services, 49A Chestnut Street, Red Bank, NJ, for the purchase of the domain name www.elizabethpd.org and historical data including, but not limited to archived emails and email addresses in the amount of $5,000.00.
Which was received.

By the Clerk:
Letter dated April 30, 2014, from the Chief Financial Officer requesting authorization for the Tax Collector to credit said individual's taxes entitled to a Senior Citizen or Disability Deduction and a Veteran Deduction for the 2014 Tax Year as per the delineated list in the amount of $5,000.00.
Which was received.

By the Clerk:
Letter dated May 6, 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 May 6, 2014, from the Chief Financial Officer advising that transfers for the 2014 SFY Municipal and Sewer Utility Budgets may be necessary.
Which was received.

By the Clerk:
Letter dated May 6, 2014, from the Chief Financial Officer requesting that your Honorable Body consider authorizing the proper City officials to submit a request to the Director, Division of Local Finance, to make the appropriate change of title or text of appropriation in the adopted 2014 Municipal budget to account for the City's restructuring regarding the Department of Neighborhood Services in its entirety, assigning its bureaus to existing departments and amending other portions of the Code of the City of Elizabeth accordingly.
Which was received.

By the Clerk:
Letter dated May 6, 2014, from the Chief Financial Officer advising that in compliance with the SFY 2014 Appropriations Act requires that the Honorable Body approve all payments related to accumulated/uncompensated absence benefits.
Which was received.

By the Clerk:
Letter dated May 6, 2014, from the Chief Financial Officer advising that in compliance with the SFY 2014 Appropriations Act requires that the Honorable Body review the City's Quarterly Budget Revenues and Appropriations for the 2014 SFY Fiscal Year 3rd quarter ending March 31, 2014.
Which was received.

PETITIONS & COMMUNICATIONS

By the Clerk:
Letter dated May 6, 2014, from the Chief Financial Officer requesting that your Honorable Body consider authorizing the acquisition of the Bayway Polish Home in the amount of $800,000 with a down payment of $40,000.
Which was received.

By the Clerk:
Letter dated May 5, 2014, from the City Treasurer requesting permission to auction Tax Sale Certificate Numbers 2011, 2012 and 2013 that make up the "Chem Control Corp" site located on South Front Street with a minimum bid amount in total for the three certificates equaling $250,000.00 at an auction to be held on June 2, 2014.
Which was received.

By the Clerk:
Letter dated May 2, 2014, from the Director of Health and Human Services recommending the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, NJ, for the performance of Senior Health Promotion/Risk reduction Services for the period of January 1, 2014 through December 31, 2014 at a rate of $83.00 per hour; total cost of services for the year is not to exceed $11,952.00, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:
Letter dated May 2, 2014, from the Director of Health and Human Services recommending the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, NJ for the performance of Health Educator Services for the period of January 1, 2014 through December 31, 2014 at a rate of $73.00 per hour; total cost of services for the year is not to exceed $10,840.50, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:
Letter dated May 5, 2014, from the Director of Health and Human Services requesting authorization for the proper City officials to enter into an agreement with American National Red Cross for the use of City owned facilities as emergency shelters during a disaster.
Which was received.

By the Clerk:
Letter dated April 25, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary to discharge the City's second mortgage HOME Rental Housing Program forgivable loan on the property located at 158 First Street, Elizabeth, in the amount of $18,000.00.
Which was received.

By the Clerk:
Letter dated April 30, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to amend the agreement dated October 22, 2013 with Rutgers Cooperative Extension of U. C. 4H Youth Program to provide an enriched learning environment for low-moderate income youths in the City, specifically to extend the contract from June 30, 2014 to October 1, 2014, to defray the cost of the part-time workers at the Summer Camp.
Which was received.

[redacted]

By the Clerk:

Letter dated May 2, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to amend the resolution dated May 28, 2013, authorizing the Urban Enterprise Zone Administrative Budget in the amount of $220,000.00 for Fiscal Year 2013-2014, specifically to increase the current Urban Enterprise Zone Administrative Budget in the amount of $50,000.00 due to additional operating expenses related to the Midtown Parking Garage that the Elizabeth Development Company has incurred, thereby raising the budget to $270,000.00.
Which was received.

By the Clerk:

Letter dated April 28, 2014, from the Director of Public Works requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the Transportation Investment Generating Economic Recovery Grant (TIGER) administered by the United States Department of Transportation for the proposed reconstruction of fifty (50) traffic signal systems at intersections throughout the community, for an amount not to exceed $22,500,000.00.
Which was received.

By the Clerk:

Letter dated April 28, 2014, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A, attached hereto and made a part hereof, for the removal of ice and snow from said properties in the amount of $1,137.92.
Which was received.

By the Clerk:

Letter dated May 5, 2014, from the Director of Public Works recommending awarding a contract to T & M Associates, Eleven Tindall Road, Middletown, NJ to provide environmental engineering services for Veterans Memorial Waterfront Park at a cost not to exceed $108,550.00; ninety percent of the allowable construction costs will be reimbursed by FEMA.
Which was received.

By the Clerk:

Letter dated May 5, 2014, from the Director of Public Works requesting to amend the resolution adopted May 24, 2011, authorizing the award of a contract to Johnson, Mirmiran & Thompson, Inc., to provide professional engineering services in connection with road resurfacing and reconstruction in the amount of $94,800.00, specifically to provide further for design and construction administration of the 2011 Road Resurfacing Program – Phase 3 services at an additional cost not to exceed $13,000 to be paid for from liquidated damages held from the DeFino contract for a total contract amount of $107,800.
Which was received.

By the Clerk:

Letter dated May 5, 2014, from the Director of Public Works requesting approval of Change Order No. 1 to the contract awarded to Tomco Construction, Inc., for the Veterans Memorial Waterfront Park Rehabilitation at an original cost of $3,421,386.00 to provide further for damages involving waterside rip-rap at the bulkhead wall at an additional cost of $124,736.29, raising the amount of the contract to $3,546,122.29.
Which was received.

PETITIONS/COMMUNICATIONS, ETC.

By the Clerk:
Letter dated May 5, 2014, from the Director of Public Works recommending the award of a contract to T & M Associates, Eleven Tindall Road, Middletown, NJ to provide Civil and Environmental Engineering On-Call Services on a time and material basis not to exceed $95,000.00 plus reimbursables.
Which was received.

By the Clerk:
Letter dated May 6, 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 professional engineering services in connection with the design, bidding and construction phases Hurricane Sandy and mitigation repairs to Combined Sewer Overflow netting facilities, Trenton Avenue, Kapkowski Road and Mattano Park Pump Stations at a cost not to exceed $148,000.00.
Which was received.

By the Clerk:
Letter dated April 28, 2014, from the Police Director requesting permission to establish handicapped parking spaces at 611 Norwood Terrace, 636 Maple Avenue, Apt. 2; 615 Court Street, 2nd Flr.; 618 Myrtle Street, Apt 2R; 809 Adams Avenue,2nd Flr.; deletions: 43 Orchard Street.
Which was received.

By the Clerk:
Letter dated April 22, 2014, from the Elizabeth Avenue Partnership, 913 Elizabeth Avenue, 2nd Floor, Room 2-A, Elizabeth, NJ, requesting permission to host four (4) Sidewalk Sales on Elizabeth Avenue on the following dates: May 15, 16, 17, 2014; June 12, 13, 14, 2014; August 21, 22, 23, 2014; September 25, 26, 27, 2014; rain dates May 22, 23, 24, June 19, 20, 21, August 28,29,30; October 2,3,4,2014.
Which was received.

By the Clerk:
Letter received April 24, 2014, from Eddy G Productions and the merchants of Morris Avenue requesting permission to host the 11th Annual Colombian Independence Day Festival on Sunday, July 20, 2014; rain date July 27, 2014, on Morris Avenue, from Sayre Street to Julian Place, and Westfield Avenue, between North Broad Street and Harrison Street, from 12:00 noon to 9:00 p.m.
Which Was Referred To Council As A Whole.

REPORTS OF CITY OFFICERS

By the Clerk:
Letter dated April 30, 2014, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and Disbursements for the month of December, 2013, and Statement of Bank Balances and Investments as of December 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. 4465** , which was seconded by Councilman Gallman, entitled:

> AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF THE BAYWAY POLISH HOME IN THE CITY OF ELIZABETH AND APPROPRIATING $800,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $760,000 IN BONDS OR NOTES OF THE CITY OF ELIZABETH TO FINANCE THE SAME

Councilman Gonzalez asked for his colleagues support for this ordinance. He continued that he has worked very hard on this because it will allow more recreational activities for the youth in this City.

Council President Grova commended Councilman Gonzalez for taking on this project

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, ~~Sedano~~,
Mazza, Gallman, and President Grova, - ~~7~~ 6

NEGATIVE: None

Council President Grova announced that public notice will be published fixing Tuesday evening, May 27, 2014, at 2:00 p.m.(Youth In City Government Day), 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 No. 4465, adopted on first reading.

NEW BUSINESS

Councilman Gallman **MOVED** for a **SUSPENSION OF THE RULES** for the purpose of considering a resolution which did not appear on the agenda, seconded by Councilman Gonzalez.

And carried unanimously.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization to award a contract to the sole bidder **J. W. Kennedy Fire Protection, 536 Perry Street, Trenton, New Jersey 08618,** for the furnishing of a Quick Attack Pick-Up Truck "the Truck" for the base bid price of $149,968.00 plus options in the amount of $28,955.00 for a total contract price of $178,917.00. The Fire Department has chosen to purchase the following recommended items from the Option list: one (1) trailer Cart Parkit, one (1) Aluminum Cart, eight (8) Nozzles and attachments, four (4) Foam Jet Pumps, one (1) Generator and one (1) pair of Hose Bridges ; and

WHEREAS, the deadline for the Foam Response Vehicle Grant to purchase the vehicle expires on August 30, 2014. The Truck has to be built and that process requires 90-100 days to complete; and

WHEREAS, the Deputy Chief and Director of the Fire Department have reviewed and approved the sole bid received from **J.W. Kennedy Fire Protection** which meets the specifications. In addition to the Bidder's List, a list of Vendor's exceptions, in reference to the specifications, and the recommendations made by the Fire Department were reviewed; and

WHEREAS, all statutory requirements have been met;

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-08802, charging the amount of $178,917.00 to Account No. G-02-41-779-13, 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 proper City Officials to award a contract to the sole bidder **J. W. Kennedy Fire Protection, 536 Perry Street, Trenton, New Jersey 08618,** for the furnishing of a Quick Attack Pick-Up Truck "the Truck" for the Fire Department plus options listed above in the total amount of $178,917.00. The Fire Department has chosen to purchase the following recommended items from the Option list: one (1) trailer Cart Parkit, one (1) Aluminum Cart, eight (8) Nozzles and attachments, four (4) Foam Jet Pumps, one (1) Generator and one (1) pair of Hose Bridges.

The Clerk read the foregoing resolution.

The resolution was then adopted by the following vote:

AFFIRMATIVE: ~~Perkins, Augusto~~, ~~Cuesta,~~
Torres, Gonzalez, Keenan, ~~Ocubero,~~
Mazza, Gallman, and President Grova, - 6

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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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
Acquisition of Bayway Polish Home		800,000.00			40,000.00			760,000.00	
Totals - All Projects		800,000.00			40,000.00			760,000.00	

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
Acquisition of Bayway Polish Home		800,000.00		800,000.00					
Totals - All Projects		800,000.00		800,000.00					

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
Acquisition of Bayway Polish Home	800,000.00	800,000.00		40,000.00			760,000.00			
Totals - All Projects	800,000.00	800,000.00		40,000.00			760,000.00			

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

Certified by me

This 14th day of May 2014

Trenton, New Jersey
Approved_____, 2014

Director of Local Government Services

_____
YOLANDA ROBERTS
CITY CLERK
CITY OF ELIZABETH
50 WINFIELD SCOTT PLAZA
ELIZABETH, NEW JERSEY 07201

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - 6

NEGATIVE: None

16

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 $73,408 for the Municipal Alliance Grant 2014 awarded by the County of Union, New Jersey 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 $73,408 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:

County of Union, N.J.	
Municipal Alliance Grant 2014	$73,408

BE IT FURTHER RESOLVED, that a like sum of $73,408 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:

County of Union, N.J.	
Municipal Alliance Grant 2014	
Other Expenses	$73,408
Local Share	$18,963

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: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - X 6

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 $11,000 for the Union County Night Watch Program awarded by the County of Union, New Jersey 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 $11,000 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:

County of Union, N.J. Union County Night Watch Program	$11,000

BE IT FURTHER RESOLVED, that a like sum of $11,000 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:

County of Union, N.J. Union County Night Watch Program Other Expenses	$11,000

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: [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - ✗ 6

NEGATIVE: None

By City Council as a Whole:

WHEREAS, N.J.S.A. 40A 4-85 provides that the Director of the Division of Local Government Services may, at the request of, or with the consent of, the Governing Body of the Municipality, make such correction of the title, test or amount of any appropriation appearing in the municipal budget as may be necessary to make said item of appropriation available for the purpose or purposes required for the needs of any such municipality,

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of N.J.S.A. 40A:4-85, that the City Council of the City of Elizabeth hereby requests the Director of the Division of Local Finance to make the following corrections in the 2014 Municipal Budget;

Name of Appropriation	From	To
Matching Funds-City's Share	$653,068	$634,105
Local Share:		
Municipal Alliance-Local Share	-0-	$18,963

BE IT FURTHER RESOLVED, that the foregoing correction is, in the opinion of the Governing Body, warranting and authorized by the Statute above referred to, and is necessary for the orderly operation of the City of Elizabeth for the reasons herein above set forth; and,

BE IT FURTHER RESOLVED, that the City Clerk forward two copies of this resolution to the Director of the Division of Local Government Services and one copy each to the Chief Financial Officer, Assistant Comptroller, and Auditor.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - ~~7~~ 6

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

Barbara Wisniewski	$3,252.13
Darron Jones	$14,248.38

; 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;

Barbara Wisniewski	$3,252.13
Darron Jones	$14,248.38

; 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: [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - ~~8~~ 6

NEGATIVE: None

May 13, 2014

By City Council as a Whole:

Resolved, that the following transfers be made in the FY2014 Municipal Budget appropriations:

Account	Type	Description	Amount
		Transfers To:	
20-100-ADM-100	Salaries & Wages	Business Administration	24,000.00
20-100-PUR-100	Salaries & Wages	Purchasing	6,700.00
20-100-REN-100	Salaries & Wages	Rent Control	1,000.00
22-195-CLI-100	Salaries & Wages	Central Licensing	27,000.00
22-195-WME-100	Salaries & Wages	Weight Measurements	49,000.00
20-105-EMP-100	Salaries & Wages	Employee Benefits	1,500.00
20-105-PER-100	Salaries & Wages	Personnel	1,000.00
20-120-ABC-100	Salaries & Wages	ABC	10,000.00
20-140-DPR-100	Salaries & Wages	Data Processing	16,000.00
20-150-ASE-100	Salaries & Wages	Assessment	7,000.00
20-170-CCL-100	Salaries & Wages	Cultural & Heritage	1,000.00
20-170-ECD-100	Salaries & Wages	Economic Development	1,000.00
27-330-AGE-100	Salaries & Wages	Aging	65,000.00
27-330-DHH-100	Salaries & Wages	Director Health	32,000.00
27-330-DHS-100	Salaries & Wages	Human Services	13,000.00
22-195-WME-100	Operating Expenses	Weight Measurements	1,000.00
20-145-REV-100	Operating Expenses	Revenue	50,000.00
26-300-SPT-100	Operating Expenses	Streets, Parks, Trees	150,000.00
23-210-INS-100	Operating Expenses	Insurance	10,000.00
26-310-BLD-100	Operating Expenses	Public Buildings	15,000.00
20-100-WME-100	Operating Expenses	Weights and Measures	5,600.00
			486,800.00

Account	Type	Description	Amount
		Transfers From:	
36-475	Operating Expenses	Pension Police & Fire	486,800.00
		TOTAL	**486,800.00**

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - X 6

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

Barbara Wisniewski	$3,252.13
Darron Jones	$14,248.38

; 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;

Barbara Wisniewski	$3,252.13
Darron Jones	$14,248.38

; 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: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY 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 Commissioner Elizabeth Cano, 210 Stiles Street, Elizabeth, New Jersey 07208 to serve as a Member of the Board of Adjustment (Alternate No. 1) to fill the unexpired term (12/31/2014) of Commissioner Rev. Dr. Larry Dixon, who has recently resigned pursuant to the Code of the City of Elizabeth.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - ~~X~~ 6

NEGATIVE: None

BY COUNCIL AS A WHOLE:

BE IT RESOLVED that the City Council of the City of Elizabeth does hereby and consent to the appointment of Commissioner Orlando Galvez, 421 New York Avenue, Elizabeth, New Jersey 07202 to serve as a Member of the Board of Adjustment (Alternate No. 2) to fill the unexpired term (12/31/2014) of Commissioner Elizabeth Cano who was recently promoted to (Alternate No. 1) pursuant to the Code of the City of Elizabeth.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - ~~8~~ 6

NEGATIVE: None

BY 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 Commissioner Charles Bathelus, 447 Catherine Street, Elizabeth, New Jersey 07201 to serve as a member of the Board of Adjustment (Alternate No. 3) to fill the unexpired term (12/31/2015) of Commissioner Orlando P. Galvez who was recently promoted to Alternate No. 2 pursuant to the Code of the City of Elizabeth

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - [redacted] 6

NEGATIVE: None

BY 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. Ricardo Sosa, 815 Cross Avenue, Elizabeth, New Jersey 07201 to serve as a member of the Board of Adjustment (Alternate No.4) to fill the unexpired term (12/31/2015) of Commissioner Charles R. Bathelus who was recently promoted to Alternate No.3 pursuant to the Code of the City of Elizabeth

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended the renewal of an award of a contract be made to **LINCOLN FINANCIAL GROUP, 8801 Indian Hills Drive, Omaha, NE 68114-4066,** to City to make available to all Elizabeth employees and their families a voluntary Long Term Disability Program through payroll deductions for the period May 1, 2014 to May 1, 2017; and

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

WHEREAS, the Business Administrator has certified that this meets the statute and regulations governing the award of said contract; now, therefore, be it

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

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute an agreement with **LINCOLN FINANCIAL GROUP, 8801 Indian Hills Drive, Omaha, NE 68114-4066,** to make available to all City of Elizabeth employees a voluntary Long Term Disability Program for the period May 1, 2014 to May 1, 2017.

2. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking in order to qualify to do business within this State. New Jersey Statue 40A:11-5(m) exempts the purchase of insurance coverage from advertising for bids and bidding, with exception shall be in accordance with the requirements for Extraordinary, Unspecifiable Service.

3. This cannot be described by written specifications because of the special Nature of the Insurance coverage as described in paragraph (1) as specifically exempted from the bidding requirements of **N.J.S.A**. 40A:11-5(m).

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

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization to award a contract to **American Family Life Assurance Company (AFLAC), PO Box 15087, Albany, New York 12212-5087** to make available to all City employees Personal Accident Indemnity and Personal Short Term Disability Income Protection insurance products for a term of three (3) years commencing May 10, 2014 to May 10, 2017 at no cost to the City of Elizabeth as part of the employee voluntary payroll deduction program; and

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

WHEREAS, the Business Administrator has certified that this meets the statute and regulations governing the award of said contract; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to enter an agreement with **American Family Life Assurance Company (AFLAC), PO Box 15087, Albany, New York 12212-5087** to make available to all City employees Personal Accident Indemnity and Personal Short Term Disability Income Protection insurance products for a term of three (3) years commencing May 10, 2014 to May 10, 2017 at no cost to the City of Elizabeth as part of the employee voluntary payroll deduction program.
2. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking in order to qualify to do business within this State. New Jersey Statute 40A:11-5(m) exempts the purchasing of insurance coverage from advertising for bids and bidding, which exception shall be in accordance with the requirements for Extraordinary, Unspecifiable Service in accordance with the requirements thereof.
3. This cannot be described by written specifications because of the unique nature of the service to be rendered as more fully explained in paragraph (2) above.
4. A notice of this action shall be published in **The Star Ledger.**

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - 6

NEGATIVE: None

29

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended an award of contract be made to **METLIFE RESOURCES (Formerly The CitiStreet Associates), 30 Two Bridges Road Suite 320, Fairfield, NJ 07004-1550,** to make available to all City employees certain tax and retirement benefits of a Deferred Compensation Plan at no additional administrative cost other than incidental expenses of collecting & disbursing the employee's deferral and for any annual audit required by State or Federal Government for the period May 25, 2014 to May 24, 2017; and

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

WHEREAS, the Business Administrator has certified that this meets the statute and regulations governing the award of said contract; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with **METLIFE RESOURCES (Formerly The CitiStreet Associates), 30 Two Bridges Road Suite 320, Fairfield, NJ 07004-1550,** to make available to all City employees certain tax and retirement benefits of a Deferred Compensation Plan at no additional administrative cost other than incidental expenses of collecting & disbursing the employee's deferral and for any annual audit required by State or Federal Government for the period May 25, 2014 to May 24, 2017.

2. MetLife comprise a national financial services organization which specializes in the administration of tax-deferred savings and investment programs for employees of public and quasi-public employers. MetLife offer the expertise required in the administration of these programs. Specifically, these programs include tax sheltered annuity plan pursuant to section 403(b) of the Internal Revenue Code and Deferred Compensation Plans under Section 457 of the Internal Revenue Code. The organization is one of the largest and most successful independent administrators of public employee deferred income programs in the United States.

3. MetLife Resources formerly The CitiStreet Associates is presently providing their services to the City of Elizabeth. There is no cost to the City other than those listed above.

4. The programs presented by MetLife as explained in Paragraph (2) above, are of such a unique nature that it is not reasonably possible to draft written specifications.

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

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has advised that on June 12, 2012 your Honorable Body adopted a resolution awarding a contract for Police Authorized towing and Storage Services to **Highway Service Corporation, 548 Trumbull Street, Elizabeth, New Jersey 07206,** for a period of one year with an option to renew for a second and third year. On May 14, 2013, the City Council adopted a resolution renewing the contract for Police Authorized Towing and Storage Services to Highway Service Corporation for a second year, the second year renewal option is set to expire and the Director of the Police Department has requested to exercise the option to renew the contract for a third year; and

WHEREAS, the Business Administrator advised and concur with the Director of the Police Department request to renew the contract with **Highway Service Corporation, 548 Trumbull Street, Elizabeth, New Jersey 07206,** for a period of one year commencing June 12, 2014 through June 11, 2015 under the same terms and conditions as the current contract; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorize the renewal of a third year contract to **Highway Service Corporation, 548 Trumbull Street, Elizabeth, NJ 07206,** for the furnishing of Police Authorized Towing and Road Services for the Police Department, for the period of one year, commencing June 12, 2014 through June 11, 2015, under the same terms and conditions as the current contract.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - ~~8~~ 6

NEGATIVE: None

BY CITY COUNICL AS THE WHOLE:

WHEREAS, the Business Administrator has advised that on December 18, 2012, your Honorable Body adopted a Resolution authorizing the award of a State Contract via Lease-Purchase Agreement to **Motorola Solutions, Inc.** to provide communications equipment for the first responders of the City of Elizabeth under the Motorola Trunked Radio Systems Upgrade in compliance with the Federal Communications Commission mandate and for use on the State of New Jersey's Interoperable Communications System; and

WHEREAS, on January 14, 2014, your Honorable Body adopted a Resolution to Amend the December 18, 2012 Resolution to integrate the Department of Public Works and non first responders and encumber funds prior to the required annual payment; and

WHEREAS, the lease purchase agreement under State Contract # A53804 has recently expired and must be extended. The new agreement has been extended to 2018 under State Contract #83909; now, therefore, be it

RESOLVED, that the resolutions adopted on January 14, 2014 and December 18, 2012 are hereby amended to extend the expiration date of the **Motorola Solutions, Inc.** agreement under State Contract #83909 to 2018.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent per the recommendation of the Director of the Police Department have requested an award of a contract to **545 Morris Ave., Inc., dba Tropicana Diner & Restaurant, 545 Morris Avenue, Elizabeth, New Jersey 07208**, for Prisoner's Meals in an amount not to exceed $150,000.00 for the period of two (2) years commencing on May 25, 2014 to May 24, 2016; and

WHEREAS, the amount of the contract in question exceeds $50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have been complied with by **Tropicana Diner & Restaurant**; 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 an award of a contract to **545 Morris Ave., Inc., dba Tropicana Diner & Restaurant, 545 Morris Avenue, Elizabeth, New Jersey 07208**, for Prisoner's Meals in an amount not to exceed $150,000.00 for the period of two (2) years commencing on May 25, 2014 to May 24, 2016.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator at the recommendation of the Director of Public Works has recommended the award of a contract to **Garden State Highway Products, 1740 East Oak Road, Vineland, New Jersey 08361**, for Aluminum Sign Blanks for the Department of Public Works at a cost not to exceed $75,000.00 under the State Contract #86462 for the period of May 1, 2014 through April 30, 2016; 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 City Council of the City of Elizabeth hereby authorizes an award of a contract to **Garden State Highway Products, 1740 East Oak Road, Vineland, New Jersey 08361,** for Aluminum Sign Blanks for the Department of Public Works at a cost not to exceed $75,000.00 under the State Contract #86462 for the period of May 1, 2014 through April 30, 2016.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - ~~X~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator at the recommendation of the Director of the Police Department has requested the award of a contract to **Garden State Highway Products, 1740 East Oak Road, Vineland, New Jersey 08361,** for Reflective Sheeting for the Department of Public Works at a cost not to exceed $75,000.00 under State Contract #81444 for the period of May 1, 2014 to April 30, 2015; 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 City Council of the City of Elizabeth hereby authorizes an award of a contract **Garden State Highway Products, 1740 East Oak Road, Vineland, New Jersey 08361,** for Reflective Sheeting for the Department of Public Works at a cost not to exceed $75,000.00 under State Contract #81444 for the period of May 1, 2014 to April 30, 2015.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator at the recommendation of the Director of the Fire Department has requested the award of contract to **ESI Equipment, 440 Horsham Road, Suites 4 & 5, Horsham, PA 19044,** for the purchase of Police and Homeland Security Equipment and Supplies at a cost not to exceed $40,000.00 under the State Contract #81377 for the period of May 1, 2014 to April 30, 2015; 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 City Council of the City of Elizabeth hereby authorizes an award of a contract to **ESI Equipment, 440 Horsham Road, Suites 4 & 5, Horsham, PA 19044,** for the purchase of Police and Homeland Security Equipment and Supplies at a cost not to exceed $40,000.00 under the State Contract #81377 for the period of May 1, 2014 to April 30, 2015.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization to execute a contract with **T&M Associates, Eleven Tindall Road, Middletown, New Jersey 07748** to serve as the City's Engineering Consultant under the Energy Efficiency and Conservation Block Grant ("EECBG") in the amount not to exceed $290,000.00 for period of May 1, 2014 through April 30, 2015; and

WHEREAS, in accordance with the United States Department of Energy ("USDOE") Energy Efficiency and Conservation Block Grant ("EECBG") of $1,176,000 issued to the City of Elizabeth in 2010, your Honorable Body authorized, via Resolution, an award of a contract to Birdsall Engineering to service as the City's contractor to provide a list of Energy Conservation Measures ("ECM's") which will be implemented by the City; and

WHEREAS, since the preparation of the ECM's has been completed, it has become necessary to engage the services of an engineering consultant to prepare and issue technical bid specifications and to serve as the City's project manager through project completion, which is expected to occur by the end of 2014; 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; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby awards a contract to **T&M Associates, Eleven Tindall Road, Middletown, New Jersey 07748** to serve as the City's engineering consultant and to serve as the City's project manager through project completion, at a cost not to exceed $290,000.00 for the period of May 1, 2014 through April 30, 2015 unless further authorized by City Council.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for the services of a physician for Psychiatrist/ Psychologists to Conduct Hiring, Fitness for Duty and Other Necessary Evaluations; and

WHEREAS, the Police Director of the Elizabeth Police Department has recommended the award of a contract to the following doctors to serve as Police Psychiatrists/Psychologists for the Elizabeth Police Department. Their services will include, but not be limited to, conducting hiring evaluations and fitness for duty examinations and conducting other necessary evaluations on an as needed basis:

Mark Siegert, Ph.D., 75 Main Street, Suite 201, Millburn, New Jersey 07042-1322;

Betty C. McClendon, PsyD., Comprehensive Psychological Services, PA, 623 Raritan Road, Clark, New Jersey 07006

for the period May 1, 2014 to April 30, 2015. The total cost of the services for the year is not to exceed $30,000.00 per doctor, unless further authorized by Your Honorable Body; 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:11-5(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, pursuant to **N.J.S.A**. 19:44A-20.5, this contract is being awarded pursuant to a non-fair and open procedure and all statutory requirements have been met; 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 to the following doctors to serve as Police Psychiatrists/Psychologists for the Elizabeth Police Department. Their services will include, but not be limited to, conducting hiring evaluations and fitness for duty examinations and conducting other necessary evaluations on an as needed basis:

   Mark Siegert, Ph.D., 75 Main Street, Suite 201, Millburn, New Jersey 07042-1322;

   Betty C. McClendon, PsyD., Comprehensive Psychological Services, PA, 623 Raritan Road, Clark, New Jersey 07006

   for the period March 13, 2013 to March 12, 2014. The total cost of the services for the year is not to exceed $30,000.00 per doctor, unless further authorized by Your Honorable Body.

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.

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: [redacted], Torres, Gonzalez, Keenan, [redacted], Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization to enter into a contract with **Stanley Jay Appraisal Consultants, One Morton Place, Colonia, New Jersey 07067** to provide the City with appraisal services in connection with the acquisition of 601 Bond Street, Elizabeth, New Jersey; and

WHEREAS, the total cost for these services shall not exceed $25,000.00 unless further authorized by your Honorable Body, as follows: An appraisal cost of no more than $10,000, plus per diem costs of $175 per hour for conferences, rebuttal appraisals, updates and testimony if necessary for the period of May 1, 2014 to April 30, 2015; 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 contract; and

WHEREAS, in accordance with N.J.A.C. 5:30-14.4, this contract shall fall within the open ended contract exception and a certificate of availability of funds shall be required and executed each time an order is placed covering the amount of the order; now, therefore, be it

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

1. The Mayor and City Clerk are hereby authorized and directed to execute a contract with **Stanley Jay Appraisal Consultants, One Morton Place Colonia, New Jersey 07067** to provide for real estate appraisal services for the acquisition of 601 Bond Street, Elizabeth, New Jersey at a cost not to exceed $25,000.00 with the appraisal cost of no more than $10,000, plus per diem costs of $175 per hour for conferences, rebuttal appraisals, updates and testimony if necessary for the period of May 1, 2014 to April 30, 2015.
2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because these services require knowledge of an advanced type in a field of learning acquired by specialized instruction as distinguished from general academic instruction or apprenticeship and training.
3. A copy of this resolution shall be published in **The Star Ledger**.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested the award of a contract to **John C. Reilly, Esq., Greenbaum, Rowe Smith and Davis LLP, 99 Wood Avenue South, Floor 4, Iselin, New Jersey 08830,** to serve as Condemnation Counsel for the acquisition of 601 Bond Street, Elizabeth, New Jersey; and

WHEREAS, the City has commenced planning for a flood control project in the Trumbull Street/Bond Street area in order to construct necessary flood control measures. The contract will be the period of May 1, 2014 to April 30, 2015 at a cost not to exceed $75,000.00 to be billed at an hourly rate of $175.00 unless further authorized by Your Honorable Body.; and

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

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

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

1. The proper City Officials are hereby authorized to execute a contract with **John C. Reilly, Esq., Greenbaum, Rowe Smith and Davis LLP, 99 Wood Avenue South, Floor 4, Iselin, New Jersey 08830,** to serve as Condemnation Counsel for period of May1, 2014 to April 30, 2015 at a cost not to exceed $75,000.00 at the hourly rate of $175.00 for the acquisition of 601 Bond Street, Elizabeth, New Jersey.

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**

Councilman Gallman stated that he is elated to see this acquisition of 601 Bond Street. He stated that this is an area that floods and this property will be used to alleviate the flooding with the installation of an underground storage basis.

Council President Grova commended Councilman Gallman for his hard work and this project is necessary for the residents in this area.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - [redacted] 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested the award of a contract to **Harbor Consultants, Inc., 320 North Avenue East, Cranford, New Jersey 07016,** for Planning and Engineering Services to the Planning and Zoning Boards and the Department of Planning and Community Development. The total amount of the contract is $75,000 for the term of May 1, 2014 through April 30, 2015; and

WHEREAS, sufficient funds are available for this purpose in account number 3-01-20-170-PZO-302; and

WHEREAS, Professional Service contracts are exempt from the provisions of Chapter 2.92 of the Code 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; now, therefore, be it

RESOLVED, that the proper City Officials are hereby authorized to execute a contract with **Harbor Consultants, Inc., 320 North Avenue East, Cranford, New Jersey 07016,** to provide the City with Planning and Engineering Services to the Planning and Zoning Boards and the Department of Planning and Community Development in the sum of $75,000 for the term of May 1, 2014 through April 30, 2015.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has advised that for several years, the City has contracted with **Anlet Computer Services, 49A Chestnut Street, Red Bank, N.J.**to same as the Police Department website consultant. This service encompassed domain purchase, content creation, monitoring, email and email storage; and

WHEREAS, it has been determined that the City of Elizabeth is no longer in need of Anlet Computer Solutions services; and

WHEREAS, the Business Administrator has requested authorization for the proper City officials to negotiate and execute a contract with **Anlet Computer Services** for the purchase of the domain name www.elizabethpd.org and historical data including, but not limited to archived emails and email addresses in the amount of $5,000.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09005, charging the amount of $5,000.00 to Account No. 4-01-25-240-POL-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 proper City officials to negotiate and execute a contract with **Anlet Computer Services, 49A Chestnut Street, Red Bank, N.J.** for the purchase of the domain name www.elizabethpd.org and historical data in the amount of $5,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the following property owner(s) has (have) filed the necessary papers and is (are) entitled to a Senior Citizen (S1) or Disability Deduction (D1), and a Veteran Deduction (V1 & WV) for the 2014 Tax Year and,

WHEREAS, the Tax Assessor has approved same, now therefore, be it

RESOLVED, the Tax Collector is hereby authorized to credit said individual's taxes in the amount of $250.00 (S1 & D1) & $250.00 (V1 & WV) for the 2014 Tax Year as follows.

Acct. No.	Property Location	Name	Ded. Code
1-324.D	114 Magnolia Ave	Scott, L	S1
2-909	128 S Park St	Antunes, M	S1
6-1015.B	1067 Richford Ter	Szarfran, B	S1
6-1287	1049-1053 S Elmora Ave	Ijallana, J	D1
10-58	728-730 Bailey Ave	Pargas, G & M	S1
10-867	127-129 Halsted Rd	Gonzalez, N & C	S1
11-1502	1038-1040 Sheridan Ave	Dias, M	S1
11-1880	712 Westminster Ave	Gutierrez, A & V	S1
12-97	908-912 Adams Ave	Soares, C	S1
12-192	1065 Bond St	Wilkins, D	S1
12-1105	449 Monroe Ave	Mendez, A	D1

11@$250.00ea.=$2,750.00

Acct.No.	Property Location	Name	Ded.Code
6-23	1068 Applegate Ave	Ucci, S	W1
6-291	1063 Dewey Pl	Montalbano, C	V1
6-669.A	234 Murray St	Rafael-Campos, A	V1
10-240	1015 Byron Ave	Marranca, J	V1
10-1148	181 Keats Ave	Migliore, T	V1
10-1379	649 Magie Ave	Kossak, H	W1
11-448	573 Irvington Ave	Galloway, R	V1
12-501.A	637 Jefferson Ave	Barardo, J	V1
12-1186	829-831 Monroe Ave	Mzorek, S	W1

9@$250.ea=$2,250.00

Which was adopted by the following vote:

AFFIRMATIVE: [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - 6

NEGATIVE: None

Resolution Authorizing Jones Act
Assignment Sale of Municipal Tax Title Liens

WHEREAS, the City of Elizabeth has held tax sales, but having no bidders for various properties, said certificates of sale have been struck off to the City; and

WHEREAS, certain certificates have high monetary receivable values in comparison to the actual value of the properties making them undesirable to the general public and therefore remain held by the City; and

WHEREAS, in an effort to improve the financial integrity of the City, the sale of such liens is warranted; and

WHEREAS, N.J.S.A. 54:5-114et seq, permits a municipality to sell an entire lien to the highest bidder, which may be less than the amount due on the certificate, subject to confirmation by the governing body.

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector is hereby authorized to conduct a public assignment sale (Jones Act Sale) of the following tax sale certificates held by the City of Elizabeth: See attached List.

BE IT FURTHER RESOLVED, that said Jones Act Sale bids will be received By the Tax Collector at 9:00 AM on June 2, 2014, at City Council Chamber, City of Elizabeth, City Hall, 50 Winfield Scott Plaza Elizabeth, NJ 07201. Acceptance/rejection of bids will be brought before the City Council at their next regularly scheduled meeting on June 10, 2014.

NOTE: ATTACHED LIST ON FILE IN THJE CITY CLERK'S OFFICE.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health and Human Services has recommended the award of a contract to **Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, New Jersey, 07208,** to administer Senior Health Promotion/Risk Reduction Services for the period January 1, 2014 through December 31, 2014 at a rate of $83.00 per hour. The total cost of services for the year is not to exceed $11,952.00, unless further authorized by your Honorable Body; 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. 14-09003, charging the amount of $11,952.00 to Account No.4-01-27-330-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,** to administer Senior Health Promotion/Risk Reduction Services for the period January 1, 2014 through December 31, 2014 at a rate of $83.00 per hour. The total cost of services for the year is not to exceed $11,952.00, unless further authorized by your Honorable Body.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health and Human Services has recommended the award of a contract to **Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, New Jersey, 07208,** to administer Health Educator Services for the period January 1, 2014 through December 31, 2014 at a rate of $73.00 per hour. The total cost of services for the year is not to exceed $10,840.50, unless further authorized by your Honorable Body; 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. 14-09004, charging the amount of $10,840.50 to Account No. 4-01-27-330-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,** to administer Health Educator Services for the period January 1, 2014 through December 31, 2014 at a rate of $73.00 per hour. The total cost of services for the year is not to exceed $10,840.50, unless further authorized by your Honorable Body.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health and Human Services has requested permission to enter into an agreement with the **American Red Cross** for the use of City-owned facilities as emergency shelter during a disaster; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to enter into an agreement with the **American Red Cross** for the use of City-owned facilities as emergency shelter during a disaster.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested the adoption of a resolution authorizing the proper City Officials to execute any and all documents necessary and appropriate to discharge a second mortgage on property located at **158 First Street, Elizabeth, New Jersey**; and

WHEREAS, this is a Combo Program loan, and the City of Elizabeth holds a second mortgage given by **Housing Authority of the City of Elizabeth, 688 Maple Avenue, Elizabeth, New Jersey 07206,** the owner of premises. This is a HOME Rental Housing Program Mortgage Loan which is forgivable after ten (10) years. The date of the Mortgage is February 17, 2005 in the amount of $18,000.00 and is recorded in Mortgage Book M11060 Page 0665; and

WHEREAS, the affordability period is now over and the owner is entitled to a Discharge of the 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 a mortgage given to Housing Authority of the City of Elizabeth in the sum of $18,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, on October 22, 2013, your Honorable Body adopted a resolution authorizing the award of a contract to Rutgers Cooperative Extension of U.C. 4H Youth Program to provide an enriched learning environment for low-moderate income youth in the City of Elizabeth; and

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization to amend the agreement between the City of Elizabeth and Rutgers Cooperative Extension of U.C. 4H Youth Program by extending the contract from June 30, 2014 to October 1, 2014; and

WHEREAS, the extension is requested because the program runs through the summer and the funds will be used to defray the cost of the part-time workers at the Summer Camp; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth amends the agreement dated February 10, 2014 between the City of Elizabeth and Rutgers Cooperative Extension of U.C. 4H Youth Program to extend the contract from June 30, 2014 to October 1, 2014.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning & Community Development has requested authorization for the proper City Officials to execute a Urban Enterprise Zone (UEZ) contract amendment to increase the current UEZ Administrative Budget in the amount of $50,000.00 bringing the total budget to $270,000.00; and

WHEREAS, on May 28, 2013, Members of City Council approved the UEZ Administrative Budget in the amount of $220,000.00 for Fiscal year 2013-2014. This increase is due to additional operating expenses related to the Midtown Parking Garage that the Elizabeth Development Company (EDC) has incurred; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09002, charging the amount of $50,000.00 to Account No. 4-26-296-56-201, 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 amends the resolution adopted May 28, 2013, authorization the Fiscal Year 2014 Urban Enterprise Zone (UEZ) Administrative Budget in anticipated UEZ Assistance funds in the amount of $220,000.00, specifically to increase said Budget an additional $50,000.00 due to operating expenses related to the Midtown Parking Garage for a total budget amount of $270,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - ~~7~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has requested authorization for the proper City Officials to apply, accept and sign all appropriate documents for the Transportation Investment Generating Economic Recovery Grant (TIGER) TIGER 6-FY14, administered by the United States Department of Transportation, for an amount not to exceed $22,500,000.00; and

WHEREAS, with anticipated funding, the City of Elizabeth proposes the reconstruction of fifty (50) traffic signal systems at intersection throughout the community. The scope of this project will include the installations of all new ADA compliant electronic signals, which can be modified to accept state-of-the art technology in traffic flow timing, addition of closed-circuit television cameras (CCTB) as well as the incorporation of back-up generator capabilities. The City will apply these replacement activities to major throughways and transportation corridors identified in coordination with the Elizabeth Police Department Traffic Division; and

WHEREAS, issues to be addressed include, but are not limited to: enhancing pedestrian and vehicular transportation safety, ADA compliance, improving inefficient and antiquated system controls, electrical wiring, reducing accident rates as well as overall preparedness for severe weather events. This proposed initiative, which includes design elements, will be structured by phases and implemented over a five (5) year period. The approximate cost for each intersection and traffic system is $450,000.00; and

WHEREAS, upon completion, this anticipated project will increase safety, prevent operational disruptions pertaining to signal systems as well as reduce traffic congestion throughout the City of Elizabeth; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to apply, accept and sign all appropriate documents for the Transportation Investment Generating Economic Recovery Grant (TIGER) TIGER 6-FY14, administered by the United States Department of Transportation, for an amount not to exceed $22,500,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Department of Public Works has caused certain **removal of snow and ice by the City** 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 listed 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 the **removal of snow and ice by the City** for the properties 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 **City of Elizabeth City Code 12.16.04** of the Code of the City of Elizabeth.

Certificate Invoice dated April 28, 2014 $1,137.91

Which was adopted by the following vote:

AFFIRMATIVE: [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - ~~8~~ 6

NEGATIVE: None

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 **T&M Associates, 111 Wood Avenue, South, Iselin, NJ 08830-4112,** to be qualified to provide the City of Elizabeth with environmental engineering services as per their proposal dated April 8, 2014; and

WHEREAS, during the on-going construction activities at Veterans Memorial Waterfront Park, excavation of soil for the installation of replacement flag poles has led to the identification of historic fill material on Site. This historic material was visually inspected and included some stained materials with petroleum odor. Under a prior contract initiated based on the presumption of impacted soil in the flag pole excavations, a Site investigation was conducted to investigate the area of concerns (AOC's) that were identified during the construction and based on the Preliminary Assessment (PA) conducted at the site. Based on the PA conclusion and recommendations, several AOC's were investigation. This resulted in the confirmation of soil and groundwater impacts. A discharge Notification Form was prepared and submitted to the New Jersey Department of Environmental Protection (NJDEP); and

WHEREAS, due to the identification of impacted historic fill material and petroleum impacted soil related to the historic use of the Site, the following scope of work has been identified:

1. Remedial Investigation consisting of soil and groundwater sampling.
2. Groundwater Remedial Investigation consisting of monitoring well installation and sampling.
3. Soil Remediation Action - Capping Design, Surveying and Implementation consisting of oversight and post-excavation sampling during the excavation of the top 10 to 12 inches of soil in the landscape areas and preparation of a deed notice of the Site . It is estimated that approximately 6,700 tons of impacted soil will be excavated and disposed of offsite by the contractor currently reconstructing the Site.
4. Groundwater Remedial Action for Historic Fill - Classification Exception Area/Well Restriction Area application will be prepared.

5. Project Management through an LSRP and Remedial Action Reporting will be preformed. After completion of all required remedial activities a Response Action Outcome will be issued, and;

WHEREAS, the Director of Public Works requests your Honorable Body award a contract to **T&M Associates, 11 Tindall Road, Midleton, New Jersey 07748-4112** to provide environmental engineering services at a cost not to exceed $108,550.00 for the Veteran's Memorial Waterfront Park. Ninety percent of the allowable construction costs will be reimbursed by FEMA, and;

WHEREAS, this contract is to be 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 of apprenticeship and training, 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 **T&M Associates, Eleven Tindall Road, Middletown, New Jersey 07748-2792** to provide environmental engineering services at the cost not to exceed $108,550.00 for Veterans Memorial Waterfront Park. Ninety percent (90%) of the allowable construction costs will be reimbursed by FEMA.
2. A notice of this action shall be printed once in **The Star Ledger**.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - 6

NEGATIVE: None

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 **T&M Associates, Eleven Tindall Road, Middletown, NJ 07748-2792,** to be qualified to provide the City of Elizabeth with Civil and Environmental Engineering Services a per their proposal dated May 5, 2014; and

WHEREAS, the Director of the Department of Public Works has requested authorization to award a contract to the firm of **T&M Associates, Eleven Tindall Road, Middletown, NJ 07748-2792,** to provide Civil and Environmental Engineering "On Call" services on a time and material basis, at a cost not to exceed $95,000.00, plus reimbursables; and

WHEREAS, the scope of work consists of On-Call Consulting Services including health, safety and environmental related tasks when needed by the City of Elizabeth on an expedited basis. Services will address projects motivated by regulation or emergencies as well as development projects; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-08858, charging the amount of $40,000.00 to Account No.X-04-55-000-X45-001 and Certification No. 14-08861, charging the amount of $55,000.00 to Account No. 4-01-26-310-BLD-302 of the Municipal Budget are 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, 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 **T&M Associates, Eleven Tindall Road, Middletown, NJ 07748-2792,** to provide Civil and Environmental Engineering "On Call" services on a time and material basis, at a cost not to exceed $95,000.00, plus reimbursables.

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: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works as advised that on May 24, 2011 your Honorable Body approved a resolution authorizing the City of Elizabeth to award a contract in the amount of $94,800.00 to **Johnson, Mirmiran & Thompson, Inc. (JMT), 1200 Lenox Drive, Suite 101, Trenton, NJ 08648,** to provide the City with professional engineering services in connection with 2011 Road Resurfacing and Reconstruction; and

WHEREAS, a construction contract based on this design was awarded to **DeFino Construction** and called for a construction duration of 55 calendar days with a completion date of September 27, 2011. The completion date was further revised to October 28, 2011 due to weather delays. The actual construction exceeded the revised completion date by 24 calendar days and was substantially complete on November 21, 2011;and

WHEREAS, the City held liquidated damages from **Defino** which **DeFino** contested. A failed mediation session was held on March 12, 2013 under the alternative dispute resolution provision of the Contract. It was later agreed that **Defino** would accept the City's withholding of $13,000.00 in liquidated damages as compensation to JMT for additional inspection services. JMT has agreed to accept this amount as compensation in order to facilitate a timely outcome although their actual costs were higher; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-08848, charging the amount of $13,000.00 to Account No. X-04-55-999-X23-001, 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 to amend the contract with **Johnson, Mirmiran & Thompson, Inc. (JMT), 1200 Lenox Drive, Suite 101, Trenton, NJ 08648,** to provide design and construction administration of the 2011 Road Resurfacing Program - Phase 3 services at an additional cost not to exceed $13,000.00 to be paid for from liquidated damages held from the **DeFino contract for a** total contract amount of $107,800.00.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - [redacted] 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has advised on October 12, 2013, Your Honorable Body adopted a resolution awarding a contract to **Tomco Construction, Inc., 22 Howard Boulevard, Suite 204, Mt. Arlington, New Jersey 07856,** for the Veterans Memorial Waterfront Park Rehabilitation at a cost of $3,421,386.00. This project consists of the reconstruction of the timber boardwalk, marine vinyl and steel sheet pile construction, handrails, brick pavers, perimeter fencing, construction of concrete foundations, masonry walls, replacement of lawn and sprinkler system, earthwork, site drainage work, rehabilitation of the electrical system, and ornamental items such as lighting fixtures, benches, drinking fountains, monuments and flagpoles and other miscellaneous related work items; and

WHEREAS, during construction hidden damages were discovered involving waterside rip-rap at the bulkhead wall. In an attempt to install sheet piling which is part of the scope of work, it was found that Hurricane Sandy removed the toe foundation consisting of approximately 460 tons of 12-18 inch waterside rip-rap. The submerged rip-rap at the toe of the proposed vinyl sheeting was eroded and required replacement to support the underside base of the seawall. This permanent work is to return the site back to pre-disaster conditions;

WHEREAS, the Director of Public Works is requesting change order No. 1 in the amount of $124,736.29 representing an increase of 3.65% of the original contract amount of $3,421,386.00. The new contract amount is $3,546,122.29. Ninety percent of the allowable construction costs for this change order will be reimbursed by FEMA; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-08857, charging the amount of $124,736.29 to Account No. X-04-55-999-X57-001, 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 Change Order No. 1 to **Tomco Construction, Inc. 22 Howard Boulevard, Suite 204, Mt. Arlington, New Jersey 07856** in the amount of $124,736.29 for which sufficient funds are available in account No X-04-55-999-X57-001. This change order represents a total increase of 3.65% of the original contract amount of $3,421,386.00. The new contract amount is $3,546,122.29.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - ~~7~~ 6

NEGATIVE: None

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 civil electrical and mechanical engineering services in connection with the design, bidding and construction services as per their proposal dated May 6, 2014; 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 to the City of Elizabeth civil, electrical and mechanical engineering services on a time and material basis for actual time and expenses spent at a cost not to exceed $148,00.00 plus reimbursables in connection with the design, bidding and construction services related to FEMA repairs at CSO facilities and pump stations.

WHEREAS, under the Public Assistance and Hazard Mitigation Grant programs, FEMA provides funding to local governments and public entities in response to disaster recovery efforts. Activities covered by the programs include debris removal, emergency protective measures, permanent infrastructure restoration and mitigation measures for the protection against future hazards; and

WHEREAS, the scope of work consists of design of electrical and mechanical repairs and Hazard Mitigation of CSO Netting Facilities 029 and 034, Trenton Avenue Pump Station, Kapkowski Road Pump Station and Mattano Park Pump Station. The work generally consists of cleaning and disinfecting, replacement of sump pump, gas detection system, HVAC units, motor operators, doors, conduit and wiring. The new work consists of raising electric conduit and wiring, installing a 30" sluice gate at Kapkowski Road, flood gates/walls at Mattano Park and raising air intake chambers at Trenton Avenue. Ninety percent of the allowable costs will be reimbursed by FEMA; 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 Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-08845, charging the amount of $ 148,000.00 to Account No.X-08-55-045-034 of the Municipal Budget is on file in the Office of the City Clerk; and

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

WHEREAS, the 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 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 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 civil, electrical and mechanical engineering services on a time and material basis for actual time and expenses spent at a cost not to exceed $148,00.00 plus reimbursables in connection with the design, bidding and construction services related to FEMA repairs at CSO facilities and pump stations.

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**.

Councilman Torres stated that the construction at the waterfront is coming along great and he is elated to see FEMA is picking up 90% of the cost.

Councilman Gonzalez commended the Administration for applying for funds to update traffic signals and for the pumping stations.

Council President Grova stated that one of the speakers spoke on how hard City Council, the Administration and the Mayor have been working. He continued that the Administration has applied to receive funds for repairs and upgrades.

Council President Grova stated that Councilman Torres has been working with the Administration to have the waterfront repaired so the residents will be able to use it again. Also, to receive funds from FEMA is a plus.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - X 6

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 **809 Adams Avenue, Elizabeth, New Jersey 07201,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the East curb line of Adams Avenue

beginning at a point 125' North of North 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: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - 6

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 **615 Court Street, Elizabeth, New Jersey 07206,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the North curb line of Court Street

beginning at a point 190' West of Sixth Street

and continuing 22' West 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: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - 6

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 **611 Norwood Terrace, Elizabeth, New Jersey 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the South curb line of Norwood Terrace

beginning at a point 134' West of Pearl Street

and continuing 22' West 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: [redacted] Cuesta, Torres, Gonzalez, Keenan, [redacted] Gallman, Mazza and President Grova - X 6

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 **636 Maple Avenue, Elizabeth, New Jersey 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the East curb line of Maple Avenue

beginning at a point 441' South of Summer Street

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: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - ~~7~~ 6

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 **618 Myrtle Street, Elizabeth, New Jersey 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the East curb line of Thomas Street

beginning at a point 41' South of Thomas Street

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: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - 6

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: **43 Orchard Street, Elizabeth, New Jersey** in accordance with the recommendation of the Police Director.

Which was adopted by the following vote:

AFFIRMATIVE: ~~Perkins/Augusto~~, ~~Cuesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - ~~10~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended and concurs with the Fire Director's request to sell a Fire Safety House Trailer ("Trailer") to the Fire Department of Kenilworth, New Jersey for the amount of One-Dollar ($1.00); and

WHEREAS, the Trailer is inoperable and currently in need of expensive repair due to deterioration from age and weather abuse. The Kenilworth Fire Department is willing to take possession of the Trailer as is. The Trailer information is as follows:

Make: 1988 White Trailer
Model: Fire Safety House Trailer
NJ-MG-33454
VIN# 1SSTT1PT3W11SS340

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the sale of a Fire Safety House Trailer ("Trailer") to the Fire Department of Kenilworth, New Jersey for the amount of One-Dollar ($1.00). The Trailer information is as follows:

Make: 1988 White Trailer
Model: Fire Safety House Trailer
NJ-MG-33454
VIN# 1SSTT1PT3W11SS340

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted]a,
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - ~~8~~ 6

NEGATIVE: None

RESOLUTION AUTHORIZING THE APPROVAL OF THE SETTLEMENT AGREEMENT AND RELEASE IN LITIGATION CAPTIONED PAPETTI'S HYGRADE EGG PRODUCTS, INC. V. CITY OF ELIZABETH, ET AL., DOCKET NO.: UNN-L-0556-10, AND LIONETTI ASSOCIATES, L.L.C. V. CITY OF ELIZABETH, ET AL., DOCKET NO.: UNN-L-2608-11, ON BEHALF OF THE CITY OF ELIZABETH AND CITY COUNCIL OF THE CITY OF ELIZABETH

WHEREAS, the City of Elizabeth and City Council of the City of Elizabeth are Defendants in litigation captioned Papetti's Hygrade Egg Products, Inc. v. City of Elizabeth, et al., Docket No.: UNN-L-0556-10; and

WHEREAS, the City of Elizabeth and City Council of the City of Elizabeth are also Defendants in litigation captioned Lionetti Associates, L.L.C. v. City of Elizabeth, et al., Docket No.: UNN-L-2608-11; and

WHEREAS, the cases were jointly mediated before the Hon. John E. Keefe, Sr., P.J.A.D. (Ret.), which resulted in the preparation of a Settlement Agreement and Release; and

WHEREAS, the City Council of the City of Elizabeth reviewed the Settlement Agreement and Release with counsel in Executive Session at the meetings of April 15, 2014 and May 6, 2014; and

WHEREAS, the City Council of the City of Elizabeth desires to approve the Settlement Agreement and Release; now, therefore

BE IT RESOLVED, that the City Council approves the Settlement Agreement and Release in litigation captioned Papetti's Hygrade Egg Products, Inc. v. City of Elizabeth, et al., Docket No.: UNN-L-0556-10, and Lionetti Associates, L.L.C. v. City of Elizabeth, et al., Docket No.: UNN-L-2608-11, and authorizes the proper City officials to execute any documents necessary to effectuate the Settlement Agreement and Release; and be it

FURTHER RESOLVED, a copy of the Settlement Agreement and Release with a copy of the Stipulation of Dismissal shall be kept on file in the City Clerk's Office; and be it

FURTHER RESOLVED, this resolution shall take effect immediately.

Councilman Gallman stated that this City was in litigation for years and the Administration worked hard and came away with a good settlement with no hardship to the taxpayers. He continued that people always want to accuse the Administration for raising taxes. He thanked the Law Department and Mr. Zengaro for their due diligence.

Councilman Gonzalez echoed the sentiments of his colleagues. He continued that in the settlement of this matter, after many years of litigation, the Attorneys walked away with no increase to the taxpayers.

Council President Grova announced that people are out there running for office and putting fear in the minds of the residents. He continued that this settlement will save a sewer increase this year. Also, he thanked this City Council because "we held strong," and that we were not going to have any increases.

Council President Grova thanked the Administration, the Attorneys, the Chief Financial Officer and Council for their hard work.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - ~~8~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, ELIZABETH AVENUE PARTNERSHIP, 913 Elizabeth Avenue, Second Floor – Suite A, Elizabeth, New Jersey 07201 has requested permission to conduct district-wide sidewalk sales on Elizabeth Avenue, with rain dates for each sale to be the following weekend.

WHEREAS, the sidewalk sales will be held on the following dates:
May 15, 2014 through May 17, 2014; June 12 through June 14, 2014; August 21, 2014 through August 23, 2014; and September 25, 2014 through September 27, 2014; with rain dates May 22, 2014 through May 24, 2014; June 19,2014, through June 21, 2014; August 28, 2014 through August 30, 2014; and October 2, 2014 through October 4, 2014; and

WHEREAS, this City Council deems it in the best interest of the City of Elizabeth to grant said permission under certain conditions; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby grants permission to **ELIZABETH AVENUE PARTNERSHIP, 1086 Elizabeth Avenue, Suite 4, Elizabeth, New Jersey** to conduct a district wide sidewalk sales on the Elizabeth Avenue .The sidewalk sales will be held on the following dates: May 15, 2014 through May 17, 2014; June 12 through June 14, 2014; August 21, 2014 through August 23, 2014; and September 25, 2014 through September 27, 2014; with rain dates May 22, 2014 through May 24, 2014; June 19,2014, through June 21, 2014; August 28, 2014 through August 30, 2014; and October 2, 2014 through October 4, 2014, upon the condition that it comply with all provisions contained in Chapter 5.32 of the Code of the City of Elizabeth.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted]
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

May 5, 2014
May 8, 2014

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:

AT&T	**4-01-31-440**	**$**	**150.00**
AVAYA, INC.	**4-01-31-440**	**$**	**5,974.19**
ELIZABETHTOWN GAS	**4-01-31-446**	**$**	**16,337.76**
FLEETCOR TECHNOLOGIES SERVICE	**4-01-31-460**	**$**	**100,636.69**
HESS CORP -GAS	**4-01-31-446**	**$**	**5,602.80**
LANGUAGE LINE SERVICES	**4-01-31-440**	**$**	**562.51**
PSE&G	**4-01-31-435**	**$**	**217,077.46**
SOUTH JERSEY ENERGY	**4-01-31-430**	**$**	**819.85**
VERIZON	**4-01-31-440**	**$**	**18,379.98**
VERIZON CABS	**4-01-31-440**	**$**	**201.17**
VERIZON COMMUNICATIONS, INC.	**4-01-31-440**	**$**	**515.33**

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Galiman, Mazza and President Grova - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth would like to commend Diane Leverett Dully and Thelma Williams for organizing a team to participate in the Multiple Sclerosis Walk that recently took place in Clark, New Jersey; and

WHEREAS, over 13,000 New Jersey residents are living with multiple sclerosis (MS); and

WHEREAS, there were approximately seventy (70) participants in the walk who walked to raise money and awareness of this dreadful disease; and

WHEREAS, all funds raised from the event will support Multiple Sclerosis research programs and fund local programs and services for individuals impacted by the disease; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth commends Diane Leverett Dully and Thelma Williams for organizing a team to participate in the Multiple Sclerosis Walk and commends their dedication for helping those individuals impacted by Multiple Sclerosis; and be it

FURTHER RESOLVED that a certified copy of this resolution be spread upon the minutes of City Council and a certified copy be sent to Diane Leverett Dully and Thelma Williams.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted]
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - ~~7~~ 6

NEGATIVE: None

COMMENDATION

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth, New Jersey, wishes to recognize and commend the Puerto Rican Society of Elizabeth for their many years of service to the City and their contributions to the community; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby commends the Puerto Rican Society of Elizabeth for their dedication to the residents of the City of Elizabeth and extends to the Puerto Rican Society of Elizabeth their sincerest thanks; and be it

FURTHER RESOLVED that this resolution be spread in full upon the minutes of City Council and that a certified copy be forwarded to the Puerto Rican Society of Elizabeth.

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted],
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - # 6

NEGATIVE: None

COMMENDATION

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth, New Jersey, wishes to recognize and commend the Elizabeth Fire Department and the Elizabeth Fire Department who responded to a fire, especially to Captain Steve McConlogue, Deputy Chief Donald Peterson and Detective Raymond Smith of the Police Department and Firefighters Sean Horton, Patrick Wirkus, Ryan Lin and Salvator Barreto, for their heroic efforts at the fire, now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby commends them for their dedication to the residents of the City of Elizabeth and extends to them their sincerest thanks; and be it

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

Which was adopted by the following vote:

AFFIRMATIVE: [redacted], [redacted]
Torres, Gonzalez, Keenan, [redacted]
Galiman, Mazza and President Grova - [redacted] 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Charles Young Taylor; and

WHEREAS, Charles graduated from Thomas Jefferson High School in 1951. He later graduated from Union County Police Academy and Union County College in 1971 with a degree in criminal justice; and

WHEREAS, he joined the Army Air Corps because the Air Force was not yet integrated. He was of veteran of the United States Air Force, serving in the Korean Conflict; and

WHEREAS, he worked for the Union County Prosecutors Office from 1972 to 1975 as an investigator. He became employed by the Passaic County Prosecutors Office from 1975 until his retirement in 1994, as a senior investigator; and

WHEREAS, he was also a member of the National Black Police Associaiton since the late 1970's. In 2008 he was named Man of the Year by the National Black Policeman; and

WHEREAS, Charles was inducted into the Elizabeth Hall of Fame in 2008, for his historical membership as the first African American to be both a player and co-captin of Thomsas Jefferson HS State Championship Soccer team in the 40's and in addition to his track & field achievement. Mr. Taylor was a Tuskegee Airman; and

WHEREAS, Charles was predeceased by his wife of sixty-two years Florence D. Taylor, son Charles A. Taylor. He is survived by his sister, 20 grandchildren, 23 great-granchildren and one great-great granddaughter and a hosts of nephews, nieces 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 Charles Young Taylor; 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 Rose Gallo Nigro, 75; and

WHEREAS, Rose was born in Vallata, Italy and she came to the U.S. and settled in Elizabeth, NJ, before moving to Scotch Plains in 2000; and

WHEREAS, she worked at General Motors, Linden, for twenty-seven years before retiring in 2000; and

WHEREAS, she was an avid gardener, baker, cook and Yankees fan; and

WHEREAS, she is survived by her son, Vito and his wife Cheryl Nigro, and grandsons, Michael and Nicholas Nigro. She was predeceased by her beloved husband, Michele Nigro; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Rose Gallo Nigro 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 A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Rocky Netta , therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at his death and to his family over their great loss; 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 Ann Evans Estabrook, therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at her death and to her family over their great loss; 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 Nancy A. DeMarco , therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at her death and to her family over their great loss; 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.

Councilman Torres moved that City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President Grova declared City Council adjourned at 8:25 p.m.

APPROVED

MANNY GROVA, JR.
President of City Council

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