PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Evening
June 10, 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 pro tem Nelson Gonzalez 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: [redacted],
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
[redacted], Jr., Councilman-at-Large - X 7

ABSENT: Perkins-Auguste, Grova - 2

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.

PUBLIC SPEAKING

Ms. Maria DaRossi, 336 Franklin Street, stated that some of the candidates are running for the wrong reasons; jobs for family members at the Board of Education and the City. She continued that she has never seen a Council member at a Board of Education meeting and she is appalled that people are running at the children's expense.

Ms. DaRossi stated that City Council should write letters to the Archdiocese because Mr. Dominguez was posting flyers on the church.

Mr. David Jensen, 936 Spofford Avenue, spoke regarding Section 5.70 – Rent Control, that landlords must register their residence and, if the landlord does not comply with registering the premises, he believes that this should not be the burden of the tenant.

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

PUBLIC HEARINGS

Council President pro tem Gonzalez announced that the next business in order would be a public hearing on **Ordinance No. 4464**, entitled:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A SITE ACCESS AGREEMENT WITH ELBERON DEVELOPMENT GROUP, 235 BIRCHWOOD AVENUE, CRANFORD, NEW JERSEY 07016. TO COMPLETE SOIL BORINGS AT 601-609 DIVISION STREET, (TAX ACCOUNT NO. 8-428.0) AND 602-634 PROGRESS STREET, (TAX ACCOUNT NO. 8-1481.D),WHICH IS NECESSARY FOR THE DESIGN OF THE PROGRESS FLOOD CONTROL PROJECT.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 27, 2014**.

The Notice of Public Hearing was published in the Star Ledger issue of **June 2, 2014.**

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

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

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated May 29, 2014, from the Business Administrator requesting that your Honorable Body consider a resolution supporting the International Residential Code Requirements for Fire Sprinklers in One and Two-Family Dwellings and Townhouses.
Which was received.

By the Clerk:
Letter dated May 30, 2014, from the Business Administrator requesting authorization for the proper City officials to execute a policy of insurance with Western Surety Bond Company of Sioux Falls, SD, through Hughes-Plumer Associates, covering Municipal Court Judges and the entire Municipal Court Personnel, for the term of September 1, 2014 to September 1, 2015, at the annual premium of $1,565.00.
Which was received.

By the Clerk:
Letter dated May 30, 2014, from the Business Administrator requesting that your Honorable Body consider a resolution acknowledging receipt of the preliminary study map designating certain portions of the Morris Avenue corridor as an area in need of redevelopment; listing properties that may potentially be acquired by condemnation; requiring proper notice to the respective property owners; placing a full sized color map on file in the Office of the City Clerk and Office of Planning and Community Development; and authorizing the Planning Board to complete the preliminary study and conduct hearings as set forth in N.J.S.A. 40A:12-1, et seq.
Which was received.

By the Clerk:
Letter dated June 2, 2014, from the Business Administrator recommending the award of a contract to Ben Shaffer & Associates, Inc., P.O. Box 844, Lake Hopatcong, NJ, for the purchase of playground and park equipment for the Recreation and Public Works Departments for the period of May 27, 2014 through May 14, 2015, at a cost not to exceed $100,000.00.
Which was received.

By the Clerk:
Letter dated June 2, 2014, from the Business Administrator recommending the award of a contract to David Weber Oil Company, 601 Industrial Road, Carlstadt, NJ, for Automotive Lubricants, Oils, Grease and Hydraulic Oils for various departments for the period of May 27, 2014 through May 29, 2015, at a cost not to exceed $100,000.00.
Which was received.

By the Clerk:
Letter dated June 4, 2014, from the Business Administrator recommending the award of a contract to Independence Constructors, 1200 Route 22 East, Bridgewater, NJ, for Cleaning, Inspections, Monitoring of Oil/Water Separators, Above and Underground Tanks at various locations and New Jersey Department of Environmental Protection Compliance for the period of May 31, 2014 through June 30, 2014 at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated June 4, 2014, from the Business Administrator recommending the award of a contract to SHI International, 290 Davidson Avenue, Somerset, NJ, for the renewal of the Reverse 911 System for the Police Department for the period of May 16, 2014 through May 15, 2015, at a total cost of $36,000.00.
Which was received.

By the Clerk:

Letter dated June 4, 2014, from the Business Administrator recommending the award of a contract to Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, NJ, for the purchase of one (1) 2014 Chevrolet 12 passenger van at a cost of $23,946.26 for the Fire Department; this vehicle will replace a 1989 Mathews Bus.
Which was received.

By the Clerk:

Letter dated June 4, 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 June 4, 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 June 4, 2014, from the Chief Financial Officer requesting that your Honorable Body consider to amend segments of Chapters 13.16.120, 13.16.130, 13.16.140, 13.16.150, 13.16.160, 13.16.170 of the Code of the City of Elizabeth, to implement a new sewer utility tariff design, to set new sewer rates effective August 1, 2014, and to augment the language thereof to comply with a recent lawsuit settlement.
Which was received.

By the Clerk:

Letter dated June 4, 2014, from the Chief Financial Officer requesting that your Honorable Body consider the Elizabeth Avenue Special Improvement District 2015 Fiscal Budget for introduction and approval.
Which was received.

By the Clerk:

Letter dated June 4, 2014, from the Chief Financial Officer requesting authorization to pre-qualify Louis C. Mai, CPA & Associates, P.O. Box 624, Pompton Plains, NJ, to provide Auditing Services.
Which was received.

By the Clerk:

Letter dated June 4, 2014, from the Chief Financial Officer requesting authorization to pre-qualify: Powell Capital Markets, Inc., 3 Becker Farm Road, Roseland, NJ; Acacia Financial Group, Inc., 13000 Lincoln Drive West, Marlton, NJ; NW Financial Group, LLC, 10 Exchange Place, 17th Floor, Jersey City, NJ; Phoenix Advisors, 4 West Park Street, Bordentown, NJ, to provide Financial Advisory Services.
Which was received.

By the Clerk:

Letter dated June 4, 2014, from the Chief Financial Officer requesting authorization to pre-qualify: DeCotiis, FitzPatrick & Cole, LLP, Glenpoint Centre West, 500 Frank W. Burr Boulevard, Suite 31, Teaneck, NJ; Parker McCay, P.A., 9000 Midlantic Drive, Suite 300, P.O. Box 5054, Mount Laurel, NJ, to provide Bond Attorney Services.
Which was received.

By the Clerk:

Letter dated June 4, 2014, from the Chief Financial Officer requesting authorization to pre-qualify: Blau & Blau, Attorneys at Law, 223 Mountain Avenue, Springfield, NJ; Florio & Kenny, LLP, 5 Marine View Plaza, P.O. Box 771, Hoboken, NJ; Palumbo & Renaud, 190 North Avenue East, Cranford, NJ; DeCotiis, FitzPatrick & Cole, LLP, Glenpoint Centre West, 500 Frank W. Burr Boulevard, Suite 31, Teaneck, NJ, to provide Property Tax Attorney Services.
Which was received.

By the Clerk:

Letter dated June 4, 2014, from the Chief Financial Officer requesting authorization to pre-qualify: Stack, Coolahan & Stack, LLC, 90 Hudson Street, Hoboken, NJ; PATJO, 21 Crestview Drive, P.O. Box 5055, Kendall Park, NJ; Stanley Jay, One Morton Place, Colonia, NJ, to provide Appraisal Services.
Which was received.

By the Clerk:

Letter dated June 4, 2014, from the Chief Financial Officer advising that Emergency Medical Services (EMS) open accounts receivable balances deemed uncollectible be canceled in accordance with the recommendation of our City Auditor, Louis C. Mai, CPA & Associates; cancellation does not preclude the acceptance of any future payments.
Which was received.

By the Clerk:

Letter dated June 4, 2014, from the Chief Financial Officer requesting that your Honorable Body consider the cancellation of Sewer Utility Appropriations SFY 2014; Joint Meeting of Essex and Union Counties, $1,000,000; Capital Improvement Fund-Capital Outlay, $1,000,000 with a transfer to Sewer Utility surplus.
Which was received.

By the Clerk:

Letter dated June 4, 2014, from the Chief Financial Officer recommending that your Honorable Body consider approving the Certification of the Preliminary 2015 State Fiscal Year Tax Levy in order that tax bills for the second half of calendar year 2014 are issued in a timely manner in accordance with state statutes.
Which was received.

By the Clerk:

Letter dated June 3, 2014, from the City Treasurer requesting that your Honorable Body accept the bids received as a result of the June 2nd public assignment sale on the properties located at 45-PT 57 S. Front Street, bid amount $77,000.00; 23-43 S. Front Street, $133,000.00; PT 57-63 S. Front Street, $40,000.00, totaling $250,000.00.
Which was received.

By the Clerk:

Letter dated May 23, 2014, from the Director of Health and Human Services recommending the award of a contract to Maria Chirino, MD, 436 Clark Place, Union, NJ, to provide Sexually Transmitted Disease Services for the period May 1, 2014 through April 30, 2015, at a rate of $100.00 per hour, not to exceed $50,000.00, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:

Letter dated May 23, 2014, from the Director of Health and Human Services recommending the award of a contract to Pedro Beckford, MD, 39 Third Street, Elizabeth, NJ, to provide Pediatric Physician Services for the period May 1, 2014 through April 30, 2015, at a rate of $100.00 per hour, not to exceed $80,000.00, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:

Letter dated May 30, 2014, from the Director of Planning and Community Development requesting that your Honorable Body consider the approval of the 2015 UEZ Administrative Budget in the amount of $298,190.16 from UEZ Assistance Funds; in addition to authorizing the proper City officials to enter into an agreement with the Elizabeth Development Company for the administration of the UEZ program, as well as the UEZ Second Generation Funds for FY 2014-2015, for the period July 1, 2014 through June 30, 2015.
Which was received.

By the Clerk:

Letter dated May 30, 2014, from the Director of Planning and Community Development requesting authorization to utilize UEZ Zone Assistance Funds for the Commercial District Security Program to provide for the continued funding for the walking police patrols in the various business districts throughout the City in the amount of $260,249.60; with a 20% match from the City in the amount of $65,062.40, for the period of July 1, 2014 through June 30, 2015, for a total project cost of $325,312.00.
Which was received.

By the Clerk:

Letter dated May 30, 2014, from the Director of Planning and Community Development requesting authorization to utilize UEZ Zone Assistance Funds to provide for pre-development funds which will enable the Elizabeth Coalition to House the Homeless to expand their services to the homeless population in the City for the period June 10, 2014 through June 30, 2016, in the amount of $80,000.00.
Which was received.

By the Clerk:

Letter dated May 30, 2014, from the Director of Planning and Community Development requesting that your Honorable Body consider the approval of UEZ Second Generation Funds to be utilized to finance the continuation and administration of the UEZ Financial Lending Programs – Phase 8, for the period of July 1, 2014 through June 30, 2015, in the amount of $1,450,107.41.
Which was received.

By the Clerk:

Letter dated June 2, 2014, from the Director of Planning and Community Development requesting authorization to enter into a CDBG agreement with United Youth of New Jersey, Inc., 220 West Jersey Street, Elizabeth, NJ, to help defray costs for participation in the Miss America Pageant in Atlantic City for the period of July 1, 2014 through December 31, 2014, in the amount of $5,000.00.
Which was received.

By the Clerk:

Letter dated June 2, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute a Venue Agreement with Wells Fargo Home Mortgage, a Division of Wells Fargo Bank, allowing Wells Fargo Home Mortgage and Brand New Day, Inc., to host an event to be held on Saturday, June 28, 2014, in Council Chambers to assist troubled homeowners with Wells Fargo Mortgages.
Which was received.

By the Clerk:

Letter dated May 22, 2014, from the Director of Public Works requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the Union County Open Space, Recreation and Historic Preservation, Greening Union County Program for 200 trees to be placed throughout the city; the County will reimburse the municipality 50% of the total cost of the purchase for an amount not to exceed $50,000.00.
Which was received.

By the Clerk:

Letter dated May 27, 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 boarding up of said properties in the amount of $4,730.30.
Which was received.

By the Clerk:

Letter dated June 3, 2014, from the Director of Public Works recommending the award of a contract to Richard Grubb & Associates, Inc., 259 Prospect Plains Road, Building D, Cranbury, NJ, to provide Phase II Archeological Services in connection with the Elizabeth River Trail – Phase 2 at a cost not to exceed $54,960.00 plus reimbursable.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated June 4, 2014, from the Director of Public Works requesting approval of Change Order No. 2 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 Soil Remediation Action – Capping and Implementation consisting of excavation of the top 10 to 12 inches of soil required by the N.J. Department of Environmental Protection at an additional cost of $500,000.00, which combined with the previous Change Order, raises the contract to $4,046,122.29.
Which was received.

By the Clerk:
Letter dated April 1, 2014, from the Director of Recreation requesting authorization for His Honor the Mayor to execute an agreement with the State of New Jersey, Department of Education Sponsor Management Plan for the 2014 Summer Food Service Program, which will commence on July 7, 2014 through August 29, 2014.
Which was received.

By the Clerk:
Letter dated April 1, 2014, from the Director of Recreation recommending the award of a contract to the Elizabeth Board of Education for the purpose of providing food vendor services in conjunction with the Summer Food Nutrition Program to commence on July 7, 2014 through August 29, 2014, at no cost to the City.
Which was received.

By the Clerk:
Letter dated April 1, 2014, from the Director of Recreation requesting authorization for His Honor the Mayor to execute an agreement with the State of New Jersey regarding funding for our Summer Food Nutrition Program, commencing on July 7, 2014 and ending on August 29, 2014, at no cost to the City.
Which was received.

By the Clerk:
Letter dated May 30, 2014, from the Police Director requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the U.S. Department of Justice, Office of Community Oriented Policing Services, for the Cops Hiring Program Grant to provide for fifteen (15) new police officers to increase community police patrols throughout the City's six wards for an amount not to exceed $6,000,000.00; with a twenty-five percent local cash match in addition to a maximum federal contribution of $125,000 per position over the three-year grant period.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:
Letter dated May 28, 2014, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and Disbursements for the month of January, 2014, and Statement of Bank Balances and Investments as of January 31, 2014.
Which was received.

By the Clerk:
Minutes: Fair Rental Housing Board meeting held April 16, 2014.
Which was received.

ORDINANCES ON FIRST READING

Council President pro tem Gonzalez announced that the next business in order would be the introduction of **Ordinance No. 4466** , which was seconded by Councilman Cuesta entitled:

AN ORDINANCE TO AMEND CHAPTER 13.16.120 DEFINITIONS; 13.16.130 COMPUTATION OF CHARGES; 13.16.140 PAYMENT OF CHARGES - INTEREST CHARGE FOR LATE PAYMENT; 13.16.150 CHARGES TO CONSTITUTE LIEN; 13.16.160 COLLECTION OF DELINQUENT CHARGES; AND 13.16.170 APPLICATION FOR REFUND; OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "SEWER SERVICE SYSTEM", SPECIFICALLY TO IMPLEMENT A NEW SEWER UTILITY TARIFF DESIGN, TO SET NEW SEWER RATES EFFECTIVE AUGUST 1, 2014, AND TO AUGMENT THE LANGUAGE THEREOF.

Councilman Mazza announced that he read the ordinance and needs more information regarding the rates. He stated further that he will excuse himself.

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

Council President pro tem Gonzalez announced that the next business in order would be the introduction of **Ordinance No. 4467** , which was seconded by Councilman Cuesta entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR JERRY SZOCIK, 73 WESTFIELD AVENUE, ELIZABETH, NEW JERSEY 07208.

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

Council President pro tem Gonzalez announced that the next business in order would be the introduction of **Ordinance No. 4468** , which was seconded by Councilman Cuesta entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR LILLIAN BLALOCK, 485 CATHERINE STREET, ELIZABETH, NEW JERSEY 07206.

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

Council President pro tem Gonzalez announced that public notice will be published fixing Tuesday evening, June 24, 2014, at 7:30 p.m. City Council Chambers, City Hall, Elizabeth, N.J., as the time and place that City Council will conduct public hearings and further consider the foregoing Ordinance Nos. 4466, 4467 and 4468, adopted on first reading.

ORDINANCES ON FINAL PASSAGE

Council President pro tem Gonzalez announced that the next business in order would be the adoption of **Ordinance No. 4464** , which was seconded by Councilman Cuesta.

AN ORDINANCE AUTHORIZING THE EXECUTION OF A SITE ACCESS AGREEMENT WITH ELBERON DEVELOPMENT GROUP, 235 BIRCHWOOD AVENUE, CRANFORD, NEW JERSEY 07016. TO COMPLETE SOIL BORINGS AT 601-609 DIVISION STREET, (TAX ACCOUNT NO. 8-428.0) AND 602-634 PROGRESS STREET, (TAX ACCOUNT NO. 8-1481.D),WHICH IS NECESSARY FOR THE DESIGN OF THE PROGRESS FLOOD CONTROL PROJECT.

WHEREAS, the City Engineer has requested authorization for proper City Officials to execute a Site Access Agreement with **Elberon Development Group, 235 Birchwood Avenue, Cranford, New Jersey 07016,** to permit the City of Elizabeth complete soil borings at 601-609 Division Street, (Tax Account No. 8-428.O) and 602-634 Progress Street (Tax Account No. 8-1481.D) which is necessary for the design of the Progress Flood Control Project; now, therefore,

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

SECTION 1. - That the Mayor and the proper City Officials are authorized to execute a Site Access Agreement with **Elberon Development Group, 235 Birchwood Avenue, Cranford, New Jersey 07016,** for the City of Elizabeth to complete soil borings at 601-609 Division Street, (Tax Account No. 8-428.0) and 602-634 Progress Street (Tax Account No. 8-1481.D), which is necessary for the design of the Progress Flood Control Project. A copy of the Site Access Agreement is on file in the Office of the City Clerk's Office.

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

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

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

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held **May 27, 2014.**

Annexed to the ordinance was an affidavit from the publisher of the Star Ledger certifying the publication of the ordinance and notice of public hearing thereon in its issue of **June 2, 2014.**

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

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

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

And carried unanimously.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health and Human Services, Office on Youth, has requested permission to enter into an agreement with **KEAN UNIVERSITY, Downs Hall, 1000 Morris Avenue, Union, New Jersey**, to conduct a "Youth Appreciation Dinner" recognizing the hard work and accomplishments of the City Youth who participate in various City programs during the 2013-2014 school year; and

WHEREAS, the only cost to the City of Elizabeth is the catering fee all facility fees have been waived. The catering fee is $12,474.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09666 charging the amount of $12,474.00 to Account No. 4-01-27-330-OYS-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 enter into an agreement with **KEAN UNIVERSITY, Downs Hall, 1000 Morris Avenue, Union, New Jersey** to conduct a "Youth Appreciation Dinner" recognizing the hard work and accomplishments of the City Youth who participate in various City programs during the 2013-2014 school year with a catering fee of $12,474.00.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

The regular order of business was then resumed.

NEW BUSINESS

June 10, 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:	
20-170-CDB-100	Salaries & Wages	CDBG	50,000.00
20-170-HIP-100	Salaries & Wages	EHIP	35,000.00
25-265-FCI-100	Salaries & Wages	Fire Civilian	5,000.00
26-290-SPT-100	Operating Expenses	Equipment & Yard Maintenance	100,000.00
26-300-SPT-100	Operating Expenses	Streets, Parks, Trees	150,000.00
20-100-CLI-100	Operating Expenses	Central License	2,800
			342,800.00
		Transfers From:	
36-471	Operating Expenses	PERS	30,000.00
36-475	Operating Expenses	Pension Police & Fire	312,800.00
		TOTAL	**342,800.00**

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

ELIZABETH AVENUE SPECIAL IMPROVEMENT DISTRICT BUDGET NOTICE

Elizabeth Avenue Special Improvement District of the City of Elizabeth, County of Union, for the Fiscal Year 2015.

BE IT RESOLVED that the following statements of revenue and appropriations shall constitute the Elizabeth Avenue Special Improvement District Budget for the Fiscal Year 2015.

BE IT FURTHER RESOLVED that said Budget be published in The Star-Ledger in the issue of June 16, 2014.

NOW THEREFORE, BE IT RESOLVED that the governing body of the City of Elizabeth does hereby approve the following as the Elizabeth Avenue Special Improvement District Budget for the Fiscal Year 2015.

Recorded vote:

AYES (Cuesta
(Torres
(Keenan
(Cedeno
(Gallman
(Mazza
(Gonzalez
- 7 -

NAYS: (None
(

ABSENT: (Perkins-Auguste
(Grova
(- 2 -

Notice is hereby given that the Elizabeth Avenue Special Improvement District Budget was approved by the City Council of the City of Elizabeth, County of Union, on June 10, 2014.

A hearing on said budget will be held at Elizabeth City Hall on June 24, 2014, at 7:30 P.M. at which time and place objections to said Budget for the Fiscal Year 2015 may be presented by Elizabeth Avenue Special Improvement District taxpayers or other interested persons.

REVENUES	
Privale Sponsor	$75,320.00
Amount to be Raised by Special Improvement District	$250,000.00
Surplus Utilized	
Total Revenues	$325,320.00

APPROPRIATIONS	
Promotions	$85,000.00
Safety & Security	$38,430.00
Administration	$201,890.00
Total Appropriations	$325,320.00

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the following Sewer Utility Operating Fund appropriations balances for 2014 SFY are no longer required and remains unexpended:

Other Expenses:

Joint Meeting of Essex & Union Counties	$1,000,000
Capital Outlay	$1,000,000

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be credited to the Sewer Utility Operating Fund Surplus;

NOW, THEREFORE, BE IT RESOLVED, that the above Sewer Utility Operating Fund, Capital Outlay and Joint Meeting of Essex & Union Counties appropriation balances in the amount of $2,000,000 be canceled and credited to the Sewer Utility Operating Fund Surplus.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

By City Council as a Whole:

WHEREAS, Chapter 72, P.L. 1994 requires the governing body to set the Preliminary Municipal Levy so that the second half 2014 property tax bills may be issued, and

WHEREAS, the Chief Financial Officer recommends a Preliminary Municipal Levy in the amount of $141,721,615.62 as per the attached Certification of Preliminary State Fiscal Year Tax Levies,

NOW, THEREFORE, BE IT RESOLVED that the Preliminary Municipal levy for the third and fourth installments 2014 be set in the amount of $141,721,615.62

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, [redacted], [redacted], Gallman, and President pro tem Gonzalez - X 5

NEGATIVE: Cedeno, Mazza — 2

Resolution Accepting Jones Act Assignment Sale Bids

Of Municipally Held Tax Title Liens

WHEREAS, the City of Elizabeth has held annual 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 they remain held by the City; and

WHEREAS, in an effort to improve the financial integrity of the City, an assignment sale was held on June 2, 2014 of the following Municipal Liens:

Block 4 Lot 1438 – Certificate No. 2011 – 45-PT 57 S Front St.

Block 4 Lot 1438.C – Certificate No. 2012 – 23-43 S Front St.

Block 4 Lot 1438.D – Certificate No. 2013 – PT 57-63 S Front St.

WHEREAS said assignment sale was authorized by a resolution passed on May 13, 2014; and

WHEREAS, in accordance N.J.S.A. 54:5-114 et seq, all offered bids from said sale are subject to confirmation by the governing body; and

WHEREAS, the highest bidder at the assignment sale was *Dengel Enterprises LLC d/b/a Construction & Marine Equipment*; who offered the following bids:

Block 4 Lot 1438 – Certificate No. 2011 – Bid $ 77,000.00

Block 4 Lot 1438.C – Certificate No. 2012 – Bid $133,000.00

Block 4 Lot 1438.D – Certificate No. 2013 – Bid $ 40,000.00

Totaling $250,000.00

NOW, THEREFORE BE IT RESOLVED, BY THE GOVERNING BODY OF THE CITY OF ELIZABETH, that all bids received *Dengel Enterprises LLC d/b/a Construction & Marine Equipment,* totaling $250,000.00 be and hereby are accepted provided payment is remitted to the Tax Collector before June 27, 2014.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Emergency Medical Services accounts receivable balance of $10,025,911.67 that was accumulated from January 1, 2008 through June 30, 2011 is deemed uncollectible; and

WHEREAS, the City Auditor, Louis C. Mai, CPA & Associates has recommended that the Emergency Medical Services accounts receivable balance deemed uncollectible be canceled in accordance with Generally Accepted Accounting Principles; and

WHEREAS, the cancellation of Emergency Medical Services receivables does not preclude the acceptance by the City of Elizabeth of any future payments regarding these receivables,

NOW, THEREFORE, BE IT RESOLVED, that the Emergency Medical Services accounts receivable balance at June 30, 2011 deemed uncollectible in the amount of $10,025,911.67 be canceled in accordance with the recommendation of the City Auditor, Louis C. Mai, CPA & Associates; and

FURTHER RESOLVED, that the cancellation of Emergency Medical Services accounts receivables does not preclude the acceptance by the City of Elizabeth of any future payments regarding those receivables.

Councilman Mazza asked if this cancellation is for the $10 million that is owed. He queried to if there is anyone who can collect these funds, because $10 million is a lot of money. We should find a way to collect these funds. He continued that this will encourage people not to pay the bill. In closing, he stated again that Administration should find someone to collect these unpaid funds.

Council President pro tem Gonzalez agreed with his colleague.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, [redacted], Gallman, and President pro tem Gonzalez - X6

NEGATIVE: Mazza, — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there is a need for a Public Officials Bond covering the Municipal Court Judges and the entire Municipal Court Personnel; and

WHEREAS, the Business Administrator has requested authorization to award a contract to **Western Surety Bond Company, Sioux Falls, SD 57117-5077 through Hughes-Plumer Associates, Inc.**, covering the Public Officials Bond for the Municipal Court Judges and the entire Municipal Court Personnel, at the annual premium of $1,565.00. The term of the policy is September 1, 2014 to September 1, 2015; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09517, charging the amount of $1,565.00 to Account Number 4-01-23-210-INS of the Municipal Budget, is on file in the Office of the City Clerk; and

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

WHEREAS, the 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 **Western Surety Bond Company, Sioux Falls, SD 57117-5077 through Hughes-Plumer Associates, Inc.**, covering the Public Officials Bond for the Municipal Court Judges and the entire Municipal Court Personnel, at the annual premium of $1,565.00. The term of the policy is September 1, 2014 to September 1, 2015.
2. Quotations were not solicited for this contract because it was determined that the above company is currently providing this service to the City of Elizabeth. This recommendation to award the contract is being made because this proposal offers a continuation of the present insurance for the purpose stated above.

3. 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(1)(m) exempts the purchasing of insurance coverage from advertising for bids and bidding, which exception shall be in accordance with the requirements thereof.

4. This cannot be described by written specifications because of the special nature of the services as described above.

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

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has advised that the City of Elizabeth has considered the idea of a University Boulevard concept along the Morris Avenue Corridor for some time. In partnership with Kean University, Union County College and other governmental entities, a fully realized concept will bring a revitalized Morris Avenue Corridor that will thrive with student activity, including but not limited to book stores, cafes, student housing, faculty facilities and other academic oriented clinics and services; and

WHEREAS, on December 18, 2012, your Honorable Body authorized the City of Elizabeth Planning Board and City Planner to undertake a preliminary study of the Morris Avenue corridor to determine whether the corridor met the requirements of an area in need of redevelopment as required pursuant to **N.J.S.A**. 40A:12-1, et seq., the Local Redevelopment Housing Law; and

WHEREAS, on June 18, 2013, your Honorable Body authorized the award of a contract to Harbor Consultants, the City's Planner, to conduct the preliminary study; and

WHEREAS, subsequent to both of the aforementioned actions, **N.J.S.A**. 40A:12-1, et seq., the Local Redevelopment Housing Law, was amended to require all governmental entities to notify property owners within prospective areas in need of redevelopment as to whether their properties would be considered for acquisition via municipal condemnation; and

WHEREAS, in compliance with **N.J.S.A**. 40A:12-1, et seq., is an attached draft map prepared by the City Planner of the area and a listing of properties which may be acquired by condemnation throughout the redevelopment process; and

WHEREAS, the City of Elizabeth (1) acknowledges receipt of the preliminary study map designating certain portions of the Morris Avenue Corridor as an area in need of redevelopment; (2) listing of properties that may potentially be acquired via condemnation, (See **Exhibit A**, attached hereto and made a part hereof depicting Tax Account Number and Address of Properties); (3) requiring proper notice to the respective property owners; (4) placing a full sized color map on file in the Office of the City Clerk and Office of Planning and Community Development; and (5) authorizing the Planning Board to complete the preliminary study and conduct hearings as set forth in **N.J.S.A**. 40A:12-1,et seq; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth acknowledges receipt of the preliminary study undertaken by the City Planner establishing the boundaries of a Morris Avenue/University Boulevard Redevelopment Area, designating certain lots that may be acquired by condemnation and further directs that proper notice be sent to property owners listed on the **Exhibit A** of properties that may potentially be acquired via condemnation, and directs the placement of a full sized color map on file in the Office of the City Clerk and the Office of Planning and Community Development; and be it

FURTHER RESOLVED that the Planning Board complete the preliminary study and conduct hearings as set forth in **N.J.S.A**. 40A:12-1,et seq.

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

Councilman Mazza stated that he read that the City is going to acquire properties. He would like to know which properties.

Councilman Mazza then **MOVED** that the foregoing resolution be **TABLED**. Councilman Mazza's **MOTION to TABLE** the foregoing resolution was seconded by Councilman Cedeno, and carried by the following vote:

AFFIRMATIVE:	Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez	- 6
NEGATIVE:	Cuesta	- 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended per the request of the Purchasing Agent the award of a contract to **BEN SHAFFER & ASSOCIATES, INC., P. O. BOX 844, Lake Hopatcong, New Jersey 07849**, for the purchase of Playground and Park Equipment for the Recreation and Public Works Departments at a cost not to exceed $100,000.00 for the period of May 27, 2014 through May 14, 2015 under their State Contract #81415; 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 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 awards a contract to **BEN SHAFFER & ASSOCIATES, INC., P. O. BOX 844, Lake Hopatcong, New Jersey 07849**, for the purchase of Playground and Park Equipment for the Recreation and Public Works Departments at a cost not to exceed $100,000.00 for the period of May 27, 2014 through May 14, 2015 under their State Contract #81415.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended per the request of the Director of Public Works the award of a contract to **DAVID WEBER OIL CO., 601 Industrial Road, Carlstadt, New Jersey 07072**, for Automotive Lubricants, Oils, Grease and Hydraulic Oils for Various Departments for the period May 27, 2014 through May 29, 2015 at a cost not to exceed $100,000.00 under their State Contract #81519; 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 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 awards a contract to **DAVID WEBER OIL CO., 601 Industrial Road, Carlstadt, New Jersey 07072**, for Automotive Lubricants, Oils, Grease and Hydraulic Oils for Various Departments for the period May 27, 2014 through May 29, 2015 at a cost not to exceed $100,000.00 under their State Contract #81519.

Which was adopted by the following vote:

AFFIRMATIVE:	Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended per the request of the Director of Public Works the award of a contract to **INDEPENDENCE CONSTRUCTORS, 1200 Route 22 East, Bridgewater, New Jersey 08807**, for Cleaning, Inspections, Monitoring of Oil/Water Separators, Above and Underground Tanks at Various Locations and New Jersey Department of Environmental Protection Compliance at a cost not to exceed $50,000.00 for the period of May 31, 2014 through June 30, 2014 under their State Contract #A75553; 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 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 awards a contract to **INDEPENDENCE CONSTRUCTORS, 1200 Route 22 East, Bridgewater, New Jersey 08807**, for Cleaning, Inspections, Monitoring of Oil/Water Separators, Above and Underground Tanks at Various Locations and New Jersey Department of Environmental Protection Compliance at a cost not to exceed $50,000.00 for the period of May 31, 2014 through June 30, 2014 under their State Contract #A75553.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended the award of a contract to **SHI International, 290 Davidson Avenue, Somerset, NJ 08873,** for the renewal of the Reverse 911 System for the Police Department at a total cost of $36,000.00 for the period of May 16, 2014 through May 15, 2015 under their State Contract #77560; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09254, charging the amount of $36,000.00 to Account No. 4-01-25-240-POL-307 is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **SHI International, 290 Davidson Avenue, Somerset, NJ 08873,** for the renewal of the Reverse 911 System for the Police Department at a total cost of $36,000.00 for the period of May 16, 2014 through May 15, 2015 under their State Contract #77560.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended per the request of the Director of the Fire Department the award of a contract to **MALL CHEVROLET, 75 Haddonfield Road, Cherry Hill, New Jersey 08002**, for the purchase of one (1) 2014 Chevrolet 12 passenger van at a cost of $23,946.26 under their State Contract #A82890; and

WHEREAS, the vehicle will replace a 1989 Matthews Bus, plate #MG85NL, which will be disposed as a junk vehicle; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09524, charging the amount of $23,946.26 to Account No. 4-01-25-25-FIR-362 is on file in the Office of the City Clerk; and

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to to **MALL CHEVROLET, 75 Haddonfield Road, Cherry Hill, New Jersey 08002**, for the purchase of one (1) 2014 Chevrolet 12 passenger van at a cost of $23,946.26 under their State Contract #A82890.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Auditors who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose an auditing service that best meets the City=s needs. The RFQ is for the sole purpose of pre-qualifying prospective auditing firms based on their qualification statements and experience achieved in the area of Auditing Services. One or more individuals/firms may be selected to provide auditing services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entity that should be pre-qualified is as follows:

Louis C. Mai, CPA & Associates, P.O. Box 624, Pompton Plains, NJ 07444

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **Louis C. Mai, CPA & Associates** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Auditing Services.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman,. and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Appraisers who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose an appraiser service that best meets the City=s needs. The RFQ is for the sole purpose of pre-qualifying prospective appraisal firms based on their qualification statements and experience achieved in the area of Appraisal Services. One or more individuals/firms may be selected to provide appraisal services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entities that should be pre-qualified is as follows:

Stack, Coolahan & Stack, LLC, 90 Hudson Street, Hoboken, NJ 17030
PATJO, 21 Crestview Drive, P.O. Box 5055, Kendall Park, NJ 08824
Stanley Jay, One Morton Place, Colonia, NJ 07067

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **Stack, Coolahan & Stack, LLC, PATJO, and Stanley Jay** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Appraisal Services.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

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

WHEREAS, the Director of the Department of Health and Human Services has recommended that a contract be awarded to **Maria Chirino, MD, 436 Clark Place, Union, New Jersey 07083,** to provide Physician Services for Sexually Transmitted Diseases for the period May 1, 2014 through April 30, 2015 at a rate of $100.00 per hour not to exceed $50,000.00 unless further authorized by the City Council of the City of Elizabeth; and

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

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09520, charging the amount of $50,000.00 to Account No. 4-01-27-330-HEA-302, of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the Local Public Contracts Law (**N.J.S.A**. 40A:11-5(1)(a) et seq. requires that the resolution authorizing the award of contracts for a Professional Services without competitive bids and the contract itself must be available for public inspection; and

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

RESOLVED by City Council of Elizabeth as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **Maria Chirino, MD, 436 Clark Place, Union, New Jersey 07083** to provide Physician Services for Sexually Transmitted Diseases for the period May 1, 2014 through April 30, 2015 at a rate of $100.00 per hour not to exceed $50,000.00 unless further authorized by the City Council of the City of Elizabeth.

2. This contract is awarded without competitive bidding as a AProfessional Service@ in accordance with **N.J.S.A.** 40A:11-5(1) (a) of the Local Public Contracts Law because these services are being performed by a physician operating under Medical License of the State of New Jersey.

3. Also, the performance of these services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training.

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

Councilman Mazza questioned how many patients does she see.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - X 6

NEGATIVE: Mazza — 1

BY CITY COUNC IL AS A WHOLE:

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

WHEREAS, the Director of the Department of Health and Human Services has recommended that a contract be awarded to **Pedro Beckford, MD, 39 Third Street, Elizabeth, New Jersey 07206,** to provide Pediatric Physician Services at a rate of $100.00 per hour not to exceed $80,000.00 for the period May 1, 2014 through April 30, 2015, unless further authorized by the City Council of the City of Elizabeth; and

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

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09519, charging the amount of $80,000.00 to Account No. 4-01-27-330-HEA-301, of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the Local Public Contracts Law (**N.J.S.A.** 40A:11-5(1)(a) et seq. requires that the resolution authorizing the award of contracts for a Professional Services without competitive bids and the contract itself must be available for public inspection; and

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

RESOLVED by City Council of Elizabeth as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **Pedro Beckford, MD 39 Third Street, Elizabeth, New Jersey 07208,** to provide Pediatric Physician Services at a rate of $100.00 per hour not to exceed $80,000.00 for the period May 1, 2014 through April 30, 2015, unless further authorized by the City Council of the City of Elizabeth.

2. This contract is awarded without competitive bidding as a AProfessional Service@ in accordance with **N.J.S.A.** 40A:11-5(1) (a) of the Local Public Contracts Law because these services are being performed by a physician operating under Medical License State of New Jersey.

3. Also, the performance of these services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training.

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

Councilman Mazza questioned how many patients does he see.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, [redacted], Gallman, and President pro tem Gonzalez - 6

NEGATIVE: Mazza, - 1

BY CITY COUNCIL AS A WHOLE:

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

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

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization to (1) submit an Urban Enterprise Zone (UEZ) Administrative Budget in the amount of $298,190.16 from UEZ Assistance Funds; and (2) enter into an Agreement with the Elizabeth Development Company (EDC) for the Administration of the City of Elizabeth's Urban Enterprise Zone Program as well as the UEZ Second Generation Funds for the FY 2014/2015. The contract period shall be from July 1, 2014 through June 30, 2015; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City officials to (1) submit an Urban Enterprise Zone (UEZ) Administrative Budget in the amount of $298,190.16 from UEZ Assistance Funds; and (2) enter into an agreement with the Elizabeth Development Company (EDC) for the administration of the UEZ program as well as the UEZ Second Generation funds for FY 2014-2015. This contract shall cover the period from July 1, 2014 through June 30, 2015; and be it

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

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

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

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

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization to (1) submit a proposal to the New Jersey Urban Enterprise Zone Authority for the use of the City of Elizabeth Zone Assistance Funds to provide funding in the amount of $260,249.60, for the Commercial District Security Program walking police patrols throughout the business districts for the period July 1, 2014 through June 30, 2015; and

WHEREAS, proposed funding will allow police officers to conduct walking patrols throughout the following business districts: Elizabeth Avenue, Broad Street, Morris Avenue, First Street/Third Street, Bayway Avenue, Elmora Avenue and the Historic Central Railroad Station. Additionally, an extra duty Police Supervisor will be utilized during the peak shift hours to manage and oversee the various UEZ walking patrols; and

WHEREAS, the City will provide a 20% match in the amount of $65,062.40 for a total project cost of $325,312.00; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City officials to submit a proposal to the New Jersey Urban Enterprise Zone Authority for the use of the City of Elizabeth Zone Assistance Funds to provide funding in the amount of $260,249.60, for the Commercial District Security Program to conduct walking police patrols throughout the business districts, with the City providing 20% match in the amount of $65,062.40 for a total project cost of $325,312.00, for the period July 1, 2014 through June 30, 2015.

Which was adopted by the following vote:

AFFIRMATIVE:	Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez	- 7
NEGATIVE:	None	

BY CITY COUNCIL AS A WHOLE:

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

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

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization to submit a UEZ Second Generation Funds proposal for Zone Assistance Funds in the amount of $1,450,107.41 for the UEZ Financial Lending Programs - Phase 8. These funds will be utilized of finance the continuation and administration of the successful UEZ Loan Programs. This contract shall cover the period from July 1, 2014 through June 30, 2015; and

WHEREAS, this proposal will fund $1,230,000.00 in actual loan dollars. Furthermore, $220,107.41 will be used to cover administrative expenses for the four UEZ Financial Lending Programs: Statewide Loan Pool Program, UEZ Commercial Loan, Working Capital Loan Program and UEZ Micro/Loan Program; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City officials to submit a proposal to the New Jersey Urban Enterprise Zone Authority authorizing the use of City of Elizabeth Zone Assistance Funds in the amount of $1,450,107.41 for the Urban Enterprise Zone General Funds Financial Lending Programs - Phase 8, for the period July 1, 2014 through June 30, 2015; and be it

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

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

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

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

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization to submit a proposal to the New Jersey Urban Enterprise Zone Authority for the use of City of Elizabeth Zone Assistance Funds in the amount of $80,000.00, for pre-development funds, (architect, civil engineer, appraisal, project manager, legal, survey, environmental costs) which will enable the Elizabeth Coalition to House the Homeless to expand their services to the homeless, for the period June 10, 2014 through June 30, 2016; and

WHEREAS, this UEZ Grant proposal will utilize Zone Assistance Funds (UEZ uncommitted reserve funds) to provide for pre-development funds (architect, civil engineer, appraisal, project manager, legal, survey, environmental costs) which will enable this organization to expand their services to the homeless population in the City of Elizabeth; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City officials to submit a proposal to the New Jersey Urban Enterprise Zone Authority authorizing the use of City of Elizabeth Zone Assistance Funds in the amount of $80,000.00, for pre-development funds, which will enable the Elizabeth Coalition to House the Homeless to expand their services to the homeless, for the period June 10, 2014 through June 30, 2016; and be it

FURTHER RESOLVED that the Mayor is authorized to execute all necessary documents and agreements with the Elizabeth Development Company (EDC), or any other party necessary to

Which was adopted by the following vote:

AFFIRMATIVE:	Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez	- 7
NEGATIVE:	None	

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization to execute an agreement with **UNITED YOUTH OF NEW JERSEY, INC., 220 West Jersey Street, Elizabeth, New Jersey 07202,** for funds in the amount of $5,000.00 to help cover costs for participation in the Miss America Pageant in Atlantic City for the period July 1, 2014 until December 31, 2014; and

WHEREAS, funds will be used to help cover costs for participation in the Miss American Pageant in Atlantic City; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09512 charging the amount of $5,000.00 to Account Number T-22-56-014-PBS-451 of the Municipal Budget, is on file in the Office of the City Clerk; and

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

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

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

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute an agreement **UNITED YOUTH OF NEW JERSEY, INC., 220 West Jersey Street, Elizabeth, New Jersey 07202,** for funds in the amount of $5,000.00 to help cover costs for participation in the Miss American Pageant in Atlantic City for the period July 1, 2014 until December 31, 2014.

2. Quotations were not solicited because of the unique nature of the contractor as a non-profit agency within the City of Elizabeth that offers life skills training, academic skills development, and recreational activities as well as community service activities.

3. The nature of the service provided requires experience and extensive training in teaching, counseling, music and physical education.

4. The performance of this service cannot be reasonably described by written specifications as skills and aptitudes range within the client pool.

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

Which was adopted by the following vote:

AFFIRMATIVE:	Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community has advised that the City of Elizabeth in Cooperation with Brand New Day, Inc., intends to sponsor an event for homeowners in trouble with mortgages with Wells Fargo Home Mortgage, a Division of Wells Fargo Bank. The event will take place on Saturday, June 28, 2014 in City Council Chambers. Wells Fargo has requested the execution of the Venue Agreement;now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to execute a Venue Agreement with Wells Fargo Home Mortgage, A Division of Wells Fargo Bank, allowing Wells Fargo and Brand New Day, Inc., to host an event on Saturday, June 28, 2014, in City Council Chambers to assist homeowners in trouble with Wells Fargo Mortgages.

Which was adopted by the following vote:

AFFIRMATIVE:	Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez	- 7
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 Greening Union County Program for 200 trees for an amount not to exceed $50,000.00; and

WHEREAS, through the Greening Union County grant initiative, every tree purchased by our community will be matched by Union County, tree for tree, complete with installation by forestry professionals with a one-year maintenance guarantee. Greening Union County will help improve the environment of this county through lowering air pollution, improving the air that we breathe, lowering energy costs and improving the overall quality of life. The trees will be scheduled for planting this fall; and

WHEREAS, each municipality will be responsible for payment to the successful vendor for their municipality's tree planting program in full. If the municipality participates in the county cooperative bid, the County will reimburse the municipality 50% of the total cost of the purchase of trees. Proof of payment and contract is required for reimbursement. The anticipated grant funds, the City of Elizabeth will purchase trees to be placed throughout the City; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to execute all appropriate documents for the Union County Open Space, Recreation and Historic Preservation - Greening Union County Grant funds in an amount not to exceed $50,000.00 for the purchase of two hundred (200) trees.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has advised on Friday, March 7, 2014 the Department of Public Works received qualification proposals for consulting professional services. The request for qualifications was solicited through a fair and open process in accordance with **N.J.S.A.** 19:44A-20.5 et. Seq., and **N.J.S.A**. 40A:11-5 (a) (i); and

WHEREAS, the Department of Public Works reviewed the qualifications of all respondents, and found the firm of **RICHARD GRUBB & ASSOCIATES, INC., 259 Prospect Plains Road, Building D, Cranbury, New Jersey 08512,** to be qualified to provide the City of Elizabeth with archaeological services in connection with the Phase II Archaeological Survey of Site as per their proposal dated May 30, 2014 in accordance with the requirements of the New Jersey Historic Preservation Office (SHPO). **RICHARD GRUBB** previously completed and submitted a Phase I report to SHPO. Phase I identified the 19th century South Pearl Street Site and recovered and cataloged approximately 2,800 artifacts from layers of fill. The recovered assemblage includes a wide range of domestic and architectural artifact types spanning the 19th and 20th centuries and artifacts linked to pottery production; and

WHEREAS, in review of the Phase I Report SHPO requires a Phase II study if avoidance of possibly historically significant locations is not possible as well as engagement of an Historic Landscape Architect to explore alternatives to the concrete walkway design and to determine if any of the existing plantings could be associated with the Olmstead Brothers 1930 park design and consequently be a contributing elements of the Union County Park District - Historic District; and

WHEREAS, the Director of the Department of Public Works has requested that an award of contract be made to **RICHARD GRUBB & ASSOCIATES, INC., 259 Prospect Plains Road, Building D, Cranbury, New Jersey 08512,** to provide Phase II Archeological Services at a cot not to exceed $54,960,00 plus reimbursables in connection with the Elizabeth River Trail - Phase 2; 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 inspection; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09656, charging the amount of $54,960.00 to Account No. X-04-55-999-X55-001 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, this contract is being awarded under a fair and open process, in accordance with **N.J.S.A**. 19:44A-23.5 et seq; 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 an agreement with **RICHARD GRUBB & ASSOCIATES, INC., 259 Prospect Plains Road, Building D, Cranbury, New Jersey 08512,** to provide Phase II Archeological Services at a cost not to exceed $54,960,00 plus reimbursables in connection with the Elizabeth River Trail - Phase 2.

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 **RICHARD GRUBB & ASSOCIATES, INC** .

   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.

3. A notice of this action shall be printed once in **The Star Ledger.**

Which was adopted by the following vote:

AFFIRMATIVE:	Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7
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; and

WHEREAS, on May 13, 2014 your Honorable Body authorized Change Order No. 1 for the installation of rip-rap at the bulkhead wall in the amount of $124,736.29 resulting in a new contract amount of $3,546,122.29; and

WHEREAS, the Veterans Memorial Waterfront Park rehabilitation project generally consists of 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 flag poles and other miscellaneous related work items; 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; and

WHEREAS, site investigation was conducted by T& M Associates 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 and site investigation conclusion and recommendations, several AOC's were investigated. This resulted in the confirmation of historic fill material, soil and groundwater impacts; and

WHEREAS, due to identification of impacted historic fill material and petroleum impacted soil, the following scope of work has been identified. **TOMCO CONSTRUCTION** will perform Soil Remediation Action - Capping and implementation consisting of excavation of the top 10 to 12 inches of soil in the landscape and grass areas. it is estimated that approximately 3,800 tons of impacted soil will be excavated and disposed of offsite and replaced with 12 inches of clean fill and a separation fabric between the existing soil and clean fill. This work is required by the New Jersey

Department of Environmental Protection (NJDEP) as a result of the confirmation of soil and groundwater impacts. The cost of the work will be an addition $500,000.00 and will require a Change Order 2; and

WHEREAS, the City is in discussions with FEMA to determine if Ninety percent of the allowable construction costs for this Change Order will be reimbursed as part of the Hurricane Sandy Reconstruction of the Park; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-09653, charging the amount of $500,000.00 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. 2 to **TOMCO CONSTRUCTION, INC., 22 Howard Boulevard, Suite 204, Mt. Arlington, New Jersey 07856,** for the rehabilitation of the Veterans Memorial Waterfront Park for an additional the amount of $500,000.00. This Change Order along with Change Order No. 1 represents a total increase of 18.2% of the original contract amount of $3,421,386.00 to provide further for soil remediation action required by the N.J. Department of Environmental. The new contract amount $4,046,122.29.

Councilman Mazza asked , Will this be paid for by FEMA?.

Council President pro tem Gonzalez announced that this was explained at the last meeting.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE

WHEREAS, the Director of the Department of Public Works after notice from the Police Department has caused the boardup of properties listed on **Schedule A** attached hereto and made a part hereof; and

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

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

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

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

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

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

Certificate/Invoice 5/16/2014 Total Amount $4,730.30.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

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

WHEREAS, this Agreement shall be effective with respect to meals served during the period commencing July 7, 2014 and ending August 29, 2014; now, therefore, be it

RESOLVED by the City Council of the City of Elizabeth that the Mayor and the City Clerk are hereby authorized to execute an agreement with the State of New Jersey regarding funding for the Summer Food Nutrition Program during the period commencing July 7, 2014 and ending August 29, 2014 at no cost to the City of Elizabeth; and be it

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

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Recreation has requested the execution of an Agreement between the State of New Jersey Department of Education and the City of Elizabeth regarding the Sponsor Management Plan for the 2014 Summer Food Service Program at no cost to the City of Elizabeth; and

WHEREAS, this Agreement shall be effective with respect to meals served during the period commencing July 7, 2014 and concluding August 29, 2014; now, therefore be it

RESOLVED by the City Council of the City of Elizabeth that the Mayor and the City Clerk are hereby authorized to execute an agreement with the State of New Jersey Department of Education regarding the Sponsor Management Plan for the 2014 Summer Food Service Program during the period commencing July 7, 2014 and concluding August 29, 2014, at no cost to the City; and be it

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

Which was adopted by the following vote:

AFFIRMATIVE:	Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez	- 7
NEGATIVE:	None	

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Recreation has requested the execution of an Agreement between the Elizabeth Board of Education and the City of Elizabeth for the purpose of providing food vendor services under the Summer Food Nutrition Program at no cost to the City of Elizabeth; and

WHEREAS, this Agreement shall be effective with respect to meals delivered during the period commencing July 7, 2014 and concluding August 29, 2014; now, therefore be it

RESOLVED by the City Council of the City of Elizabeth that the Mayor and the City Clerk are hereby authorized to execute an agreement with the Elizabeth Board of Education for the purpose of providing food vendor services under the Summer Food Nutrition Program during the period covering July 7, 2014 and concluding August 29, 2014 at no cost to the City; and be it

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

Which was adopted by the following vote:

AFFIRMATIVE:	Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez	- 7
NEGATIVE:	None	

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Police Director has requested authorization for the proper City Officials to apply, accept and sign all appropriate documents for the COPS Hiring Program (CHP) Grant for an amount not to exceed $6,000,000.00; and

WHEREAS, the number of positions an agency is eligible to apply for is determined by the COPS Office based on factors that include, but are not limited to, the number of officers employed at the current time. It is the intent of the City of Elizabeth to seek 15 new police officers through this Grant opportunity. The COPS Hiring Grant Program is administered through the U.S. Department of Justice, Office of Community Oriented Policing Services. It was designed to create and preserve jobs as well as increase community policing capacity and crime prevention efforts; and

WHEREAS, through anticipated grant funds, the Elizabeth Police Department will increase community police patrols throughout the City's six wards, improving the ability to address concerns and deliver services through creating collaborative working relationships with residents; and

WHEREAS, under the 2014 CHP, Grants will cover up to 75 percent of the approved entry-level salary and benefits for three years for: newly hired, full-time sworn officer positions (including filling existing unfunded vacancies); the rehire of laid officers (from any jurisdiction); or officers scheduled to be laid off on a specific future date, as a result of local budget cuts; and

WHEREAS, there is a minimum 25 percent local cash match required. In addition, there is a maximum federal contribution of $125,000.00 per position over the three-year grant period. Applicants must retain all sworn officer positions awarded under the CHP Grant. They should be added to the grantee's law enforcement budget with state and/or local funds, over and above the number of locally-funded positions that would have existed in the absence of the Grant; and

WHEREAS, this grant will immensely contribute to the interoperability of the City of Elizabeth's Police Department as well as enhance available law enforcement resources to create safer neighborhoods and improve the overall quality of life; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to execute all appropriate documents for the FY 2014 COPS Hiring Program Grant in the amount not to exceed $6,000,000.00 to hire fifteen (15) new police officers.

Councilman Mazza stated that the City needs more officers.

Council President pro tem Gonzalez stated that he is glad and knows the police officers will be glad. Hopefully, in the future, Administration can hire more.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

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

along the West curb line of Cherry Street

beginning at a point 42' North of Murray Street

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: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

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

along the East curb line of Spencer Street

beginning at a point 104' South of Third Avenue

and continuing 18' 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:	Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez	- 7
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 **566 First Avenue, No. 1, Elizabeth, New Jersey 07206,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the South curb line of First Avenue

beginning at a point 94' West of Palmer 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.

Councilman Mazza announced that this address should be 641 First Street.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman,. and President pro tem Gonzalez - 7

NEGATIVE: None

Resolution

New Jersey Building Officials Association and New Jersey Fire Protection Association

A RESOLUTION SUPPORTING THE
INTERNATIONAL RESIDENTIAL CODE REQUIREMENT FOR FIRE
SPRINKLERS IN ONE- AND TWO-FAMILY DWELLINGS AND TOWNHOUSES

WHEREAS *New Jersey Building Officials Association and New Jersey Fire Protection Association*
Are organizations dedicated to public safety, and

WHEREAS *New Jersey Building Officials Association and New Jersey Fire Protection Association*
Consider it unacceptable that in the 21st century, more than 3,000 people in the United States are killed in fires each year, with an overwhelming number of these deaths occurring in homes, and

WHEREAS *New Jersey Building Officials Association and New Jersey Fire Protection Association*
Desire to have a positive and consequential impact on reducing the nation's losses due to fire, and

WHEREAS *New Jersey Building Officials Association and New Jersey Fire Protection Association*
Recognize that fire sprinklers represent a proven, reliable, efficient and effective method of protecting life and property in both commercial and residential occupancies,

NOW, THEREFORE, BE IT RESOLVED THAT:

J. Christian Bollwage, Mayor & the City Council of the City of Elizabeth, New Jersey

Support adoption of the 2015 International Residential Code New Jersey Edition requirements for fire sprinkler systems in all residential structures.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, [redacted], Gallman, and President pro tem Gonzalez - X 6

NEGATIVE: Mazza, — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the **Morris Avenue Midtown Business Association (MMBA) and the Eddy G. Productions family** have requested permission to conduct their **11th Annual Colombian Independence Day Festival** on Sunday, July 20, 1014, from 12:00 Noon to 9:00 p.m. on Morris Avenue, from Sayre Street to Julian Place and Westfield Avenue, between North Broad Street and Harrison Street; and

RESOLVED that the **Morris Avenue Midtown Business Association (MMBA)** and the **Eddy G. Productions family** are hereby granted permission for to conduct their **11th Annual Colombian Independence Day Festival** on Sunday, July 20, 1014, Street from 12:00 Noon to 9:00 p.m on Morris Avenue, from Sayre Street to Julian Place and Westfield Avenue, between North Broad Street and Harrison provided that they comply with all provisions contained in Chapter 12.56 of the Code of the City of Elizabeth.

Councilman Cedeno informed his colleagues of an updated letter from the Morris Midtown Business Association.

Councilman Cuesta stated that he is elated to see that the letter came on the letterhead of the Morris Avenue Business Association. He encouraged the organizers to work with City officials to make sure this is a safe environment for the residents.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez - 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth, New Jersey, wishes to recognize and commend Ms. Katherine Sebastian for all her years of service at the Salvation Army ; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby commends Ms. Sebastian for her dedication and extends to her 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 Ms. Sebastian.

Which was adopted by the following vote:

AFFIRMATIVE:	Cuesta, Torres, Keenan, Cedeno, Mazza, Gallman, and President pro tem Gonzalez	- 7
NEGATIVE:	None	

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Gennaro "Gene" Mirabella, 79; and

WHEREAS, born in New York, New York, Gene lived in Roselle Park, N.J. before moving to Florida for ten years and then he retiried to Manchester, N.J.;and

WHEREAS, he was a police officer in Elizabeth for thirty-nine years in which he served as Chief of Police for the nine years, retiring in 1999. During his tenure with the Police Department, he implemented the mobile police units for Elizabeth and worked diligently with the child and battered women support groups; and

WHEREAS, Gene joined the Elizabeth Police Pistol Team under the coaching of Detective Eddie Gray. He held the state pistol championship with the highest national police average for eighteen consecutive years, and recorded a national police average of 299.65, which still stands today and made him eligible for induction into the Elizabeth Hall of Fame; and

WHEREAS, Gene was selected as the Elizabeth Athlete of the Year in 1975 after winning the prestigious Elizabeth Daily Journal Chris Zuzi Award; and

WHEREAS, Gene is survivied by his wife of fifty-one years, Grace; his sons, Alexander, Patrick, Gennaro, Jr. and his daughter, Santa Ann Marie Mirabella. He is also survived by his loving six grandchildren; 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 Gennaro "Gene" Mirabella; 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 Maria LaVecchia; and

WHEREAS, born in Vallata, Italy, Maria came to the United States in 1956 and resided in Elizabeth, New Jersey; and

WHEREAS, Maria was predeceased by her beloved husband, Frank and Vecchia, she was the devoted mother of Thomas, Vincent and Armando LaVecchia, and the loving grandmother; and

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Maria LaVecchia 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 Eilzabeth has learned of the recent death of Sabatino Spiniello, 90; and

WHEREAS, born in Grottolella Avellino, Italy, Sabatino came to the United States in 1953 and settled in Elizabeth; and

WHEREAS, he was a carpenter for Jersey Mills in Newark, N.J. He retired thirty years ago; and

WHEREAS, surviving are his beloved wife of fifty-eight years, Gilda Spiniello, two loving children, Carmine Spiniello and Bridget Ciaramella and six cherished grandchildren; 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 Sabatino Spiniello; and be it

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

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

Councilman Cuesta moved that City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President pro tem Gonzalez, declared City Council adjourned at 8:20 p.m.

APPROVED

Nelson Gonzalez

NELSON GONZALEZ
President Pro Tem of City Council

Yolanda M. Roberts

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