PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Evening
July 22, 2014
7:30 p.m.

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

Council President Manny Grova, Jr., announced that this regular meeting is listed in the "Annual Notice", as defined by Chapter 231, P.L. 1975, and that copies of the "Annual Notice" have been mailed or delivered to the Star Ledger, Home News and Tribune, and Cablevision of Elizabeth and posted and filed in the City Clerk's Office in compliance with the terms of the Open Public Meetings Law, Chapter 231, P.L. 1975 on December 27, 2013.

PRESENT: Council Members-at-Large: Patricia Perkins-Auguste,
[redacted],
Council Members: Carlos L. Torres, 1st Ward;
[redacted], 2nd Ward; Joseph Keenan, 3rd Ward;
Carlos Cedeno, 4th Ward; William Gallman, Jr., 5th Ward;
Frank O. Mazza, 6th Ward, and
President Manny Grova, Jr., Councilman-at-Large - X 7

ABSENT: Cuesta, Gonzalez - 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.

Councilwoman Perkins-Auguste was appointed as Floor Leader.

PUBLIC SPEAKING

Mr. Luis Rodriguez, West Orange, N.J., distributed a letter to City Council highlighting his reason for being here tonight. He stated that his buildings are almost able to carry themselves, unlike what the State has said. He stated further that he hopes City Council will support this.

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

PRESENTATION

Council President Grova read resolutions commending firefighters who were recognized by the 200 Club, as well as firefighters who assisted.

Councilwoman Perkins-Auguste thanked them for their bravery.

Councilman Torres stated that he worked a shift with firefighters and these men work very hard.

Councilman Keenan stated that these men constantly put themselves in harms way. He stated further that the City Council could never "thank "you" enough.

Council President Grova stated that firefighters run in when everyone runs out. He stated further that "we appreciate all that you do."

PUBLIC HEARINGS

Council President Grova announced that the next business in order would be a public hearing on **Ordinance No. 4469**, entitled:

AN ORDINANCE TO AMEND ARTICLE II, ADMINISTRATION AND PERSONNEL, CHAPTER 2.56.110 (B), CIVILIAN PERSONNEL, OF THE CODE OF THE CITY OF ELIZABETH SPECIFICALLY RELATING TO THE TABLE OF ORGANIZATION OF ELIZABETH POLICE DEPARTMENT.

This ordinance was adopted on its first reading at the meeting of City Council held on **June 24, 2014.**

The Notice of Public Hearing was published in the Star Ledger issue of **July 14, 2014.**

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

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

Council President Grova announced that the next business in order would be a public hearing on **Ordinance No. 4470**, entitled:

AN ORDINANCE TO AMEND ARTICLE II, ADMINISTRATION AND PERSONNEL, CHAPTER 2.60.090(B),CIVILIAN PERSONNEL, OF THE CODE OF THE CITY OF ELIZABETH SPECIFICALLY RELATING TO THE TABLE OF ORGANIZATION OF THE ELIZABETH FIRE DEPARTMENT.

This ordinance was adopted on its first reading at the meeting of City Council held on **June 24, 2014.**

The Notice of Public Hearing was published in the Star Ledger issue of **July 14, 2014.**

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

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

Council President Grova announced that the next business in order would be a public hearing on **Ordinance No. 4471**, entitled:

AN ORDINANCE TO AMEND ORDINANCE NO. 1747 ENTITLED AN ORDINANCE TO ESTABLISH CERTAIN CLASSIFIED AND UNCLASSIFIED POSITIONS IN THE CITY OF ELIZABETH AND TO SET THE ANNUAL COMPENSATION FOR SAID POSITIONS TO BE PAID FROM APRIL 1, 1984, EXCEPT AS OTHERWISE PROVIDED, AS PROVIDED BY THE MUNICIPAL BUDGET TO BE PAID AS OTHER EMPLOYEES ARE PAID AND AS PROVIDED ON ATTACHED SCHEDULES.

This ordinance was adopted on its first reading at the meeting of City Council held on **June 24, 2014.**

The Notice of Public Hearing was published in the Star Ledger issue of **July 14, 2014.**

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

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

Council President Grova announced that the next business in order would be a public hearing on **Ordinance No. 4472**, entitled:

STATE FISCAL YEAR 2015
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

This ordinance was adopted on its first reading at a Special Meeting of City Council held on **July 1, 2014.**

The Notice of Public Hearing was published in the Star Ledger issue of **July 11, 2014.**

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

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

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 27, 2014, from His Honor the Mayor, subject to confirmation, hereby reappoints Candido Rodriguez, Jr., Esq. and Diene Hernandez-Rodriguez, Esq., 442 Westfield Avenue, Elizabeth, NJ; Chanima K. Odoms, Esq., 1812 Front Street, Scotch Plains, NJ; Deirdre M. Mason, Esq., The Mason Law Firm, LLC, 1812 Front Street, Scotch Plains, NJ; Celeste Dudley-Smith, Esq., 2810 Morris Avenue, Union, NJ; Nuno Afonso, Esq., Jubilo L. Afonso, Esq., Afonso & Afonso, LLC, 546-548 Elizabeth Avenue, Elizabeth, NJ, Lindal Scott Foster, Esq., Scott Foster, LLC, 1139 East Jersey Street, Elizabeth, NJ and Maria M. Dias, Esq., 701 Westfield Avenue, Elizabeth, NJ, to serve as Municipal Public Defenders for the Municipal Court for the period covering July 1, 2014 to June 30, 2015 at a rate of $300.00 per session, for a total amount not to exceed $140,000.00; Candido Rodriguez, Esq. shall be designated Chief Municipal Public Defender at the additional compensation of $5,000.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator recommending the award of a contract to Motorola Communications & Electronics, Inc., P.O. Box 161, Wharton, NJ, for the purchase of communications equipment and accessories for various departments for the period of May 31, 2014 through June 30, 2015, at a cost not to exceed $30,000.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator requesting authorization for the proper City officials to execute an agreement with the Elizabeth Parking Authority for the rental of 25 parking spaces in Lot No. 6 and 300 parking spaces in Lot No. 2 at a rate of $25.00 per parking space per month for a period of one year effective July 1, 2014 through June 30, 2015; total monthly cost will be $8,125.00 or $97,500.00 for one year.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator requesting authorization for the proper City officials to award the policy of insurance to NY Marine & General Insurance Company/Midlands Management Corporation, 3503 N.W. 63rd Street, Oklahoma City, OK, through the agent-of-record, Sirocco Group, to obtain Excess Insurance on Worker's Compensation Coverage & Excess General Liability Insurance for the period of July 1, 2014 to June 30, 2015 at an annual premium of $232,448.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator requesting authorization for the proper City officials to execute a contract with Kean University, 1000 Morris Avenue, Union, NJ, for computer consulting services for a one year period, commencing July 1, 2014 to June 30, 2015, at a cost not to exceed $50,500.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator requesting authorization for the proper City officials to execute an Indemnification Agreement with the Elizabeth Board of Education covering the City's utilization of their facilities during the 2014-2015 fiscal year.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator requesting authorization for the proper City officials to award a contract to William H. Malone, Jr., 976 Byron Avenue, Elizabeth, NJ, to provide insurance management consulting services for the period of July 1, 2014 to June 30, 2015 for a flat fee of $25,000.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator recommending the award of a contract to Horizon HealthCare Dental Services, 1427 Wyckoff Road, Farmingdale, NJ, to provide a Dental Insurance Program for a two year term in a total amount not to exceed $925,000.00 per year, or a total amount not to exceed $1,850,000.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator recommending the award of a professional service contract to Dr. Michael R. Zaboski, 240 Williamson Street, Suite 204, Elizabeth, NJ, as the Elizabeth Police Department's Physician for the period of July 1, 2014 to June 30, 2015 at a total fee not to exceed $20,000.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator recommending the award of a contract to Route 23 Auto Mall, 1301 Route 23 South, Butler, NJ, for auto parts for Light Duty Vehicles including, but not limited to brakes, engine parts, and filters for various departments for the period of June 24, 2014 through June 25, 2015 at a cost not to exceed $30,000.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator recommending the award of a contract to Storr Tractor Co., 3191 US Highway 22, Branchburg, NJ, for the purchase of parts and repairs for Lawn and Grounds Equipment for various departments for the period of June 24, 2014 through June 28, 2015 at a cost not to exceed $100,000.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator recommending the award of a contract to Malouf Ford-Lincoln Mercury, 2210 Route 1 North, P.O. Box 7480, North Brunswick, NJ, for auto parts for Light Duty Vehicles including, but not limited to brakes, engine parts and filters for various departments for the period of June 24, 2014 through June 25, 2015 at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:

Letter dated June 30, 2014, from the Business Administrator recommending the award of a contract to Qual-Lynx (formerly Scibal Associates, Inc.) 30 Knightsbridge Road, Piscataway, NJ, for the administration of the City's Third Party Administration of the Workers' Compensation & Auto Liability/Property Program for the period of August 1, 2014 through July 31, 2017 in the amount of $190,000.00 per year.
Which was received.

By the Clerk:

Letter dated June 30, 2014, from the Business Administrator recommending the award of a contract to FDCJ, LLC., t/a Flemington Dodge Chrysler, 204 Routes 202 & 31 North, Flemington, NJ, for auto Parts & Accessories for Light Duty Vehicles including, but not limited to brakes, rotors and water pumps for various departments for the period of June 24, 2014 through June 25, 2015 at a cost not to exceed $30,000.00.
Which was received.

By the Clerk:

Letter dated June 30, 2014, from the Business Administrator recommending the award of a contract to AAM Motor Sales/dba Jersey City Ford, 315 Clendenny Avenue, Jersey City, NJ, for auto parts and accessories for Light Duty Vehicles including, but not limited to brakes, spark plugs and filters for various departments for the period of June 24, 2014 through June 25, 2015 at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:

Letter dated June 30, 2014, from the Business Administrator recommending the award of a contract to Old Dominion Brush Company, 5118 Glen Alden Drive, Richmond, VA, for the purchase of parts and repairs for Road Maintenance Equipment for the period of June 25, 2014 through June 25, 2016 at a cost not to exceed $150,000.00.
Which was received.

By the Clerk:

Letter dated June 30, 2014, from the Business Administrator recommending the award of a contract to Cherry Valley Tractor Sales, 35 Route 70 West, Marlton, NJ, for the purchase of parts and repairs for Lawn and Grounds Equipment for various departments for the period of June 24, 2014 through June 28, 2015 at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Business Administrator requesting authorization for the proper City officials to execute a contract with Discovery Benefits, 3216 13th Avenue S, Fargo, ND, to provide COBRA administrative services for the period of July 1, 2014 to July 1, 2017 at a fee of $4.50 for enrollment per beneficiary and $1,000.00 Minimum Annual Service Fee.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Business Administrator, on behalf of the Historic Midtown Elizabeth Special Improvement District, requesting approval from your Honorable Body to conduct a festival and car show on Saturday, August 16, 2014, from 11:00 am to 4:00 pm; rain date Sunday, August 17, 2014; subject to the listed conditions.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Business Administrator requesting that your Honorable Body adopt the Amended and Restated Redevelopment Agreement for the conveyance of land to the Developer for the construction of a supermarket and retail establishments in the Trumbull Street Redevelopment area in the City of Elizabeth between the City and East Grand Associates Urban Renewal Entity, LLC, A New Jersey Limited Liability Company and Urban Renewal Entity, C/O Jacobs Enterprises, Inc., 1051 Bloomfield Avenue, Clifton, NJ.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the City Attorney recommending the renewal of the contract with LaCorte, Bundy, Varady & Kinsella, 989 Bonnel Court, Union, NJ, to provide legal services to the City in defense of civil litigation in auto/general liability cases and matters included within the City's self insurance program for the fiscal year July 1, 2014 to June 30, 2015 in an amount not to exceed $450,000.00, except as specifically authorized by resolution of City Council.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the City Attorney recommending the renewal of the contract with LaCorte, Bundy, Varady & Kinsella, 989 Bonnel Court, Union, NJ, to provide legal services to the City in the defense of Workers' Compensation cases and matters included within the City's partial self- insurance program for the fiscal year July 1, 2014 to June 30, 2015 in an amount not to exceed $150,000.00 except as specifically authorized by resolution of City Council.
Which was received

By the Clerk:

Letter dated July 1, 2014, from the City Attorney recommending awarding of contracts to Edward J. Kologi, Esq. and Michael S. Simitz, Esq., Kologi/Simitz, 923 North Wood Avenue, Linden, NJ; Edwin R. Matthews, Esq. Bourne, Noll & Kenyon, Counsellors at Law, 382 Springfield Avenue, Suite 507, P.O. Box 690, Summit, NJ; Robert F. Renaud, Esq., Palumbo & Renaud, Attorneys at Law, 190 North Avenue East (Rte 28), Cranford, NJ; Peter H. Spaeth, Esq., Wolff, Helies, Duggan, Spaeth & Lucas, Counsellors at Law, Valley Park Professional Center, 2517 Highway 35, Building K, Suites 201 & 202, Manasquan, NJ; Guy P. Ryan, Esq., Secare, Ryan & Hensel, 16 Madison Avenue – Building 1,Toms River, NJ; Kraig M. Dowd, Esq., Weber Dowd Law, LLC, 365 Rifle Camp Road, Woodland Park, NJ; Alan C. Roth, Esq., Roth D'Aquanni, Counsellors at Law, 150 Morris Avenue, Suite 206, Springfield, NJ; Daniel Antonelli, Esq., David L. Minchello, Antonelli Minchello, P.C., 1000 Stuyvesant Avenue, Suite 1, Union, NJ; Janyce M. Wilson, Esq., 226 St. Paul Street, Westfield, NJ; Raymond S. Londa, Esq., Londa & Londa, 277 North Broad Street, Elizabeth, NJ; Floria & Kenny, LLP, 5 Martin View Plaza, Suite 103, P. O. Box 771, Hoboken, NJ, for legal representation in litigation at the same rates as the LaCorte, Bundy, Varady & Kinsella contract with an hourly rate of $175.00 and with a cap of $65,000.00 for the period of July 1, 2014 to June 30, 2015.
Which was received.

By the Clerk:

Letter dated July 1, 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 July 1, 2014, from the Chief Financial Officer advising that temporary emergency appropriations for the 2015 SFY Municipal and Sewer Utility Budgets may be necessary.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a bond ordinance authorizing the installation of traffic lights and road resurfacing at the intersections of East Jersey Street at Winfield Scott Plaza and at the intersection of Jackson Avenue at Monroe Avenue/Anna Street in the amount of $1,000,000.00; with a down payment of $50,000.00.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Chief Financial Officer requesting that your Honorable Body consider amending Bond Ordinance No. 3778, Mack Building Renovations, and to re-appropriate $1,100,000.00 of available funds no longer required in order to provide a bond ordinance to pay for costs of demolition of the Mack Building and park improvement to the property and other.
Which was received.

[redacted]

By the Clerk:

Letter dated July 1, 2014, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a capital ordinance that would authorize the purchase and installation of a new Phone System in the amount of $750,000.00.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract for the 2015 SFY with Blau & Blau, 55 Morris Avenue, Springfield, NJ, to be the primary legal representative of the City in all matters relating to tax appeals, including preparation for trials, discovery and motions, and the appearance at trials and other court appearances pertaining to tax appeals at the Union County Tax Board and New Jersey Tax Court and other venues in an amount not to exceed $130,000.00.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract for the 2015 SFY with DeCotiis, FitzPatrick, & Cole, LLP, Glenpointe Centre West, 500 Frank W. Burr Boulevard, Suite 31, Teaneck, NJ, to provide bond counsel services to the City in connection with the City's issuance of debt obligations and to provide for the terms and security of such obligations in accordance with the laws of the State of New Jersey in an amount not to exceed $60,000.00.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract for the 2015 SFY with Stack, Coolahan & Stack, LLC, 90 Hudson Street, P.O. Box 731, Hoboken, NJ, to provide appraisal and consulting services to the City, including testimony and attendance at conferences scheduled by the court, in connection with State Tax Court appeals in an amount not to exceed $78,000.00.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract for the 2015 SFY with Acacia Financial Group, Inc., Four Greentree Centre, 13000 Lincoln Drive West, Suite 206, Marlton, NJ, to provide financial advisory services to the city in connection with the city's issuance of municipal and sewer utility debt obligations, including bonds and bond anticipation notes and any other financial analysis deemed necessary, in an amount not to exceed $40,000.00.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract for the 2015 SFY with Powell Capital Markets, Inc., 280 Corporate Center, 3 Becker Farm Road, Roseland, NJ to provide financial advisory services to the City in connection with the City's issuance of municipal and sewer utility debt obligations including bonds and bond anticipation notes and any other financial analysis deemed necessary in an amount not to exceed $40,000.00.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Chief Financial Officer requesting authorization for the proper City officials to enter into a contract for the 2015 SFY with Louis C. Mai, CPA & Associates, 6 Moonshadow Court, Kinnelon, NJ, to provide statutory audits of the General Funds, Sewer Utility Funds, Other Funds, the Single Audit and also for five year comparative statements in an amount not to exceed $216,000.00.
Which was received.

By the Clerk:

Letter dated July 1, 2014, from the Chief Financial Officer advising that in compliance with the SFY 2014 Appropriations Act requires your Honorable Body to approve all payments related to accumulated/uncompensated absence benefits.
Which was received.

By the Clerk:

Letter dated June 12, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to provide a Rental Housing Program, Deferred Payment Loan, for the property located at 272 Second Street, in the amount of $360,000.00.
Which was received.

By the Clerk:

Letter dated June 12, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to provide a Rental Housing Program, Deferred Payment Loan, for the property located at 429-431 Jackson Avenue in the amount of $120,000.00.
Which was received.

By the Clerk:

Letter dated June 27, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute all agreements and documents necessary and appropriate for a Community Housing Development Organization grant for Y HOMES, Inc., for Operating Expenses for the period of July 1, 2013 through June 30, 2014 in the amount of $20,000.00.
Which was received.

By the Clerk:

Letter dated June 30, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to sign any and all documents necessary in connection with substantial amendments to the HOME Investment Partnership Program for FY 2011, 2012 and 2013 as follows: FY 2011, The City of Elizabeth Housing Authority was allocated $600,000.00 in Rental Housing Program funds for a multi building new construction project located in the Elizabethport and was unable to secure the necessary project financing; $300,000.00 will fund a change order in the existing Oaks @ Westminster rehabilitation project located at 350 Irvington Avenue and $300,000.00 will fund the rehabilitation of 5 units of a 6 unit building located at 272 Second Street being developed by Magill Real Estate Holdings, LLC.; Community Access Institute was allocated $198,791.00 for the rehabilitation of 4 rental units but was unable to acquire the 4 units, so the entire amount will fund a change order in the existing Y-HOMES, Inc. rehabilitation project located at 135 Madison Avenue; FY 2012 Magill Real Estate Holdings, LLC was allocated $66,000.00 in Rental Housing program funds to rehabilitate 2 units in a 3 unit building; developer was able to secure other governmental financing and asked that the award be lowered by $6,000.00 to $60,000.00 and the number of unites created be lowered from 2 to 1; Community

[redacted]

Investment Strategies, Inc. was allocated $221,877.00 for the rehabilitation of 12 units of a 60 unit building on the former Oakwood Plaza site the entire $227,877.00 will be reallocated as follows: $60,000 will be used for the rehabilitation of the 6th unit of the 6 unit project located at 272 Second Street being developed by Magill Real Estate Holdings; $120,000.00 will be used to rehabilitate a 2 unit building a 429-431 Jackson Avenue being developed by NJ Community Development Group; and $47,877.00 will be used to rehabilitate 1 of 2 units at 1011 Emma Street being developed by NJ Community Development Group; Y-HOMES, Inc. was allocated $109,575.00 for the rehabilitation of 4 rental units at their 135 Madison Avenue project; funds were reallocated in 2011 for this project, they are no longer needed; $10,000.00 will be reallocated for Y-HOMES, Inc., for a pre-development loan to help undertake a feasibility study for their next project; remaining $99,575.00 remains uncommitted; FY2013 The City of Elizabeth Housing Authority was allocated $471,844.00 in Rental Housing Program funds for a new construction project located in E'Port to create 8 assisted units in a 36 unit building; The Housing Authority was unable to secure the project financing; funds shall be reallocated as follows: $399,721.00 will fund 7 units of a 60 unit building referred to as Parkers Walk located on Parker Road being developed by CIS, Inc; $72,123.00 will fund the rehabilitation of the remaining 1 unit of the 2 unit building located at 1011 Emma Street; $40,000.00 was allocated towards the First Time Homebuyer Program which was not utilized; $20,000.00 shall be reallocated to Y-HOMES, Inc., for Community Housing Development Organization Operating Expenses.
Which was received.

By the Clerk:
Letter dated June 18, 2014, from the Director of Public Works requesting permission to have liens placed against properties listed on Schedule A attached hereto for the removal and disposal of debris from said properties in the amount of $10,915.13.
Which was received.

By the Clerk:
Letter dated June 25, 2014, from the Director of Public Works requesting permission to have liens placed against properties listed on Schedule A attached hereto in the amount of $1,837.33.
Which was received.

By the Clerk:
Letter dated June 25, 2014, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto in the amount of $3,079.94.
Which was received.

By the Clerk:
Letter dated June 27, 2014, from the Director of Public Works recommending the award of a contract to CMS Construction, Inc., 152 Sherman Avenue, Newark, NJ, for the Elizabeth River Flood Control Project, Levee Maintenance Contract, South Front Street to Trenton Avenue at a cost of $1,181,505.00.
Which was received.

By the Clerk:
Letter dated June 30, 2014, from the Director of Public Works requesting approval of Contract Amendment No. 2 to the contract with Hatch Mott MacDonald, 111 Wood Avenue South, Iselin, NJ, to provide civil engineering services in connection with the Hurricane Sandy Disaster Recovery Public Assistance Program at an original cost of $75,000.00, to provide further for professional engineering services on a time and material basis for actual time and expenses spent at an additional cost not to exceed $80,000.00, plus reimbursables, which combined with previous Contract Amendment, raises the contract to $275,000.00.
Which was received.

[redacted]

[redacted]

By the Clerk:

Letter dated June 27,2014, from the Director of Recreation requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the Union County Open Space, Recreation & Historic Preservation-Kids Recreation Trust Fund Grant, anticipated funding will place synthetic turf at Kenah Field; continue to work with the Elizabeth Conservancy to complete the acquisition of land to construct an Environmental Education Center on Third Avenue and Doyle Street in an amount not to exceed $600,000.00.
Which was received.

By the Clerk:

Letter dated April 2, 2014, from Hehl & Hehl, 370 Chestnut Street, Union, NJ, on behalf of Fairmount Development Group, LLC and Elizabeth Redevelopment Group, LLC., requesting the vacation of Henry Street in the area between Julia Street and Fairmount Avenue.
Which was received.

By the Clerk:

Letter dated June 26, 2014, from the City Engineer, on behalf of PSE&G, requesting authorization for the proper City officials to enter into an Access Agreement with PSE&G to complete the surveys, wetlands delineations and test borings necessary for the design of repairs to their 30-inch gas pipeline facilities.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated June 18, 2014, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and Disbursements for the month of February, 2014, and Statement of Bank Balances and Investments as of February 28, 2014.
Which was received.

ORDINANCES ON FIRST READING

Council President Grova announced that the next business in order would be the introduction of **Ordinance No. 4473** , which was seconded by Councilwoman Perkins-Auguste, entitled:

AN ORDINANCE TO VACATE A PORTION OF HENRY STREET, BETWEEN JULIA STREET AND FAIRMOUNT AVENUE, CITY OF ELIZABETH, COUNTY OF UNION, STATE OF NEW JERSEY.

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Torres, Keenan, Cedeno, Gallman, Mazza, and President Grova, - 7

NEGATIVE: None

Council President Grova announced that the next business in order would be the introduction of **Ordinance No. 4474** , which was seconded by Councilwoman Perkins-Auguste, entitled:

ORDINANCE REAPPROPRIATING $1,100,000 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR THE DEMOLITION OF THE MACK BUILDING AND PARK IMPROVEMENTS IN AND FOR THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Torres, Keenan, Cedeno, Gallman, Mazza, and President Grova, - 7

NEGATIVE: None

Council President Grova announced that the next business in order would be the introduction of **Ordinance No. 4475** , which was seconded by Councilwoman Perkins-Auguste, entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR THE INSTALLATION OF TRAFFIC LIGHTS AND ROAD RESURFACING OF INTERSECTIONS IN AND FOR THE CITY OF ELIZABETH AND APPROPRIATING $1,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $950,000 IN BONDS OR NOTES OF THE CITY OF ELIZABETH TO FINANCE THE SAME

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Torres, Keenan, Cedeno, Gallman, Mazza, and President Grova, - 7

NEGATIVE: None

Council President Grova announced that the next business in order would be the introduction of **Ordinance No. 4476** , which was seconded by Councilwoman Perkins-Auguste, entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $750,000 FOR NEW PHONE SYSTEM IN AND FOR THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Torres, Keenan, Cedeno, Gallman, Mazza, and President Grova, - 7

NEGATIVE: None

Council President Grova announced that public notice will be published fixing Tuesday evening, August 26, 2014, at 7:30 p.m., City Council Chambers, City Hall, Elizabeth, N.J., as the time and place that City Council will conduct a public hearing and further consider the foregoing Ordinance Nos. 4473, 4474, 4475 and 4476, adopted on first reading.

ORDINANCES ON FINAL PASSAGE

Council President Grova announced that the next business in order would be the adoption of **Ordinance No. 4469** , which was seconded by Councilwoman Perkins-Auguste.

AN ORDINANCE TO AMEND ARTICLE II, ADMINISTRATION AND PERSONNEL, CHAPTER 2.56.110 (B), CIVILIAN PERSONNEL, OF THE CODE OF THE CITY OF ELIZABETH SPECIFICALLY RELATING TO THE TABLE OF ORGANIZATION OF ELIZABETH POLICE DEPARTMENT.

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

SECTION 1. - That **Article II, Administration and Personnel, Chapter 2,56.110 (B), Civilian Personnel** of the Code of the City of Elizabeth is amended as follows:

DELETE	**T/O**
Police Civilian:	
Public Safety Telecommunication Trainee	3
Senior Property Clerk	1
Total:	4

ADD:	**T/O**
Police Civilian:	
Administrative Clerk	1
Public Safety Telecommunicator	3
Total:	4

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 **June 24, 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 **July 14, 2014.**

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

AFFIRMATIVE: Perkins-Auguste, [redacted], Torres, [redacted], Keenan, Cedeno, Gallman, Mazza, and President Grova -~~8~~ 7

NEGATIVE: None

Council President Grova announced that the next business in order would be the adoption of **Ordinance No. 4470** , which was seconded by Councilwoman Perkins-Auguste.

AN ORDINANCE TO AMEND ARTICLE II, ADMINISTRATION AND PERSONNEL, CHAPTER 2.60.090(B),CIVILIAN PERSONNEL, OF THE CODE OF THE CITY OF ELIZABETH SPECIFICALLY RELATING TO THE TABLE OF ORGANIZATION OF THE ELIZABETH FIRE DEPARTMENT.

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

SECTION 1. - That Article II, Administration and Personnel **Chapter 2.60.090(B) Organization and Personnel, Civilian Personnel,** of the Code of the City of Elizabeth is amended as follows:

ADD:

Civilian Personnel	**T/O**
Clerk 2	2
Emergency Medical Technicians	4
Keyboarding Clerk 2	2
Keyboarding Clerk 3	2
Clerk/Community Relations Specialist	1
Supervising Emergency Medical Technician	1
Total:	12

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 **June 24, 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 **July 14, 2014.**

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

AFFIRMATIVE: Perkins-Auguste, [redacted], Torres, [redacted], Keenan, Cedeno, Gallman, Mazza, and President Grova - ~~8~~ 7

NEGATIVE: None

Council President Grova announced that the next business in order would be the adoption of **Ordinance No. 4471** , which was seconded by Councilwoman Perkins-Auguste.

AN ORDINANCE TO AMEND ORDINANCE NO. 1747 ENTITLED AN ORDINANCE TO ESTABLISH CERTAIN CLASSIFIED AND UNCLASSIFIED POSITIONS IN THE CITY OF ELIZABETH AND TO SET THE ANNUAL COMPENSATION FOR SAID POSITIONS TO BE PAID FROM APRIL 1, 1984, EXCEPT AS OTHERWISE PROVIDED, AS PROVIDED BY THE MUNICIPAL BUDGET TO BE PAID AS OTHER EMPLOYEES ARE PAID AND AS PROVIDED ON ATTACHED SCHEDULES.

BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF ELIZABETH, NEW JERSEY.

SECTION 1. That the Table of Organization of Classified titles of the City Of Elizabeth is hereby amended as follows:

DELETE: Title	T/O
Assistant Youth Opportunity Coordinator	4
Recreation Leader	5
Building Maintenance Workers	35
Clerk 2	16
Clerk 3	8
Youth Activities Supervisor	1
Graduate Nurse Public Health	6
Public Health Nurse	6
Supervising Planner	1
Program Coordinator Lead Poisoning Control	1
Assistant Public Health Coordinator	1
Computer Operator Trainee	1
Laborer 1	110
Complaint Investigator	1
Management Specialist	1
Collector Delinquent Accounts	1
Air Pollution Inspector	3
TOTAL DELETED	201

ADD:

Title	
Assistant Youth Opportunity Coordinator	2
Recreation Leader	7
Building Maintenance Workers	40
Clerk 2	14
Clerk 3	10
Graduate Nurse Public Health	3
Public Health Nurse	9
Public Health Investigator	1
Traffic Signal Supervisor 1	1
Employment Services Aide	1
Assistant Supervisor of Accounts	1
Health Educator	1
Laborer	105
Assistant Director of Information Technology	1
Management Specialist	2
Assessing Aide	1
Air Pollution Inspector	2
TOTAL ADDED	201

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 **June 24, 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 **July 14, 2014.**

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

AFFIRMATIVE: Perkins-Auguste, [redacted], Torres, [redacted], Keenan, Cedeno, Gallman, Mazza, and President Grova - 7

NEGATIVE: None

Council President Grova announced that the next business in order would be the adoption of **Ordinance No. 4472**, which was seconded by Councilwoman Perkins-Auguste.

STATE FISCAL YEAR 2015
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the City Council of the City of Elizabeth in the County of Union finds it advisable and necessary to increase its SFY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the City Council hereby determines that a 2.5 % increase in the budget for said year, amounting to $2,751,274 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the City Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Elizabeth, in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the SFY 2015 budget year, the final appropriations of the City of Elizabeth shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to $6,419,639.10, and that the SFY 2015 municipal budget for the City of Elizabeth be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council Special Meeting held **July 1, 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 **July 11, 2014.**

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

AFFIRMATIVE: Perkins-Auguste, [redacted], Torres, [redacted], Keenan, Cedeno, Gallman, Mazza, and President Grova - ~~8~~ 7

NEGATIVE: None

Councilwoman Perkins-Auguste **MOVED** for a **SUSPENSION OF THE RULES** for the purpose of considering resolutions which did not appear on the agenda seconded by Councilman Torres.

And carried unanimously.

The Clerk read the foregoing resolutions:

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the **Elizabeth Latin Chamber of Commerce, (CAMACOL) 605 Elizabeth Avenue, Elizabeth, New Jersey 97206** in conjunction with Melly Mell Productions has requested permission to conduct the 32nd Annual Carnival Elizabeth to be held on Labor Day Weekend, August 31, 2014 and September 1, 2014 on Elizabeth Avenue from New Point Road to Fourth Street between the hours of 1:00 p.m. to 9:00 p.m.; and

WHEREAS, the **Elizabeth Latin Chamber of Commerce** requested permission to use string banners along Elizabeth Avenue within designated areas; and

WHEREAS, alcoholic beverages must be served in paper or plastic cups only. No beverages in glass or glass containers shall be served; and

WHEREAS, this City Council deems it in the best interest of the City of Elizabeth to grant said permission under the condition that it comply with all provisions contained in Chapter 12.56 of the Code of the City of Elizabeth certain conditions; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby grants permission to the **Elizabeth Latin Chamber of Commerce, (CAMACOL) 605 Elizabeth Avenue, Elizabeth, New Jersey 97206** in conjunction with Melly Mell Productions to conduct the 31st Annual Carnival Elizabeth to be held on Labor Day Weekend, August 31, 2013 and September 1, 2014 on Elizabeth Avenue from New Point Road to Fourth Street between the hours of 1:00 p.m. to 9:00 p.m. on the condition that it comply with all provisions contained in Chapter 12.56 of the Code of the City of Elizabeth; and be it

FURTHER RESOLVED that the **Elizabeth Latin Chamber of Commerce** is permitted to use string banners along Elizabeth Avenue within the designated area for the period of the festival; and be it

FURTHER RESOLVED that alcoholic beverages must be served in paper or plastic cups only. No beverages in glass or glass containers shall be served. The music from the stages will cease at 7:00 p.m. on each night, the serving of beer shall cease at 8:00 p.m. each night and all vendors shall close at 8:00 p.m. each night.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted],
Torres, [redacted], Keenan, Cedeno,
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

Resolution Extending Payment Date For 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

WHEREAS the bids from *Dengel Enterprises LLC d/b/a Construction & Marine Equipment* were accepted by a resolution passed on June 10, 2014; provided that payment was made by June 27, 2014.

WHEREAS due to unforeseen circumstances the successful bidder, *Dengel Enterprises LLC d/b/a Construction & Marine Equipment,* was not able to make payment until July 15, 2014.

NOW, THEREFORE BE IT RESOLVED, BY THE GOVERNING BODY OF THE CITY OF ELIZABETH, that the Tax Collector is here by authorized to accept the payment received from the successful bidder, *Dengel Enterprises LLC d/b/a Construction & Marine Equipment*, on July 15, 2014.

The resolution was then adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted],
Torres, [redacted], Keenan, Cedeno,
Mazza, Gallman, and President Grova - ~~8~~ 7

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Chief Financial Officer of the City of Elizabeth has requested that City Council adopt a resolution 1) Reinstating the tax exemption previously granted to 107 First Street Realty Urban Renewal Corporation for a Project located at 105-109 First Street; 2) approving an agreement between the City and the first mortgage lender on payments of certain amounts due for delinquent PILOT payments; and 3) removing this property from the list of properties scheduled for tax sale upon entering into a payment plan for unpaid sub-account taxes; and,

WHEREAS, on July 27, 2010, City Council adopted a resolution revoking the Long Term Tax Exemption, because 107 First Street Realty Urban Renewal Corporation had defaulted on its obligations under the tax exemption Financial Agreement; and,

WHEREAS, the property has been abandoned by the owner; and

WHEREAS, the property has been listed for a tax sale; and,

WHEREAS, the first mortgage lender, Community Preservation Corporation, filed an action in foreclosure against the owner of the property and had a rent receiver and property manager appointed to manage the Project in the absence of the owner; and,

WHEREAS, Community Preservation Corporation is desirous of saving the tax exemption for the purpose of continuing the Project to provide twelve units of affordable housing and two commercial units; and,

WHEREAS, the City is desirous of seeing that the original Project continue as before with no harm to the welfare of the tenants; and,

WHEREAS, Community Preservation Corporation has brought up to date all delinquent water and sewer charges; and,

WHEREAS, Community Preservation Corporation has brought up to date all delinquent taxes on a tax sub-account for a cell phone tower on this property; and,

WHEREAS, Community Preservation Corporation will make a payment to the City in the amount of $140,249 to bring all delinquent PILOT payments up to date; and,

WHEREAS, Community Preservation Corporation expects to foreclose on the property, take title and convey the property to another urban renewal entity to be approved by the City; now therefore be it,

RESOLVED, that the tax exemption previously granted to 107 First Street Realty Urban Renewal Corporation for a Project located at 105-109 First Street and revoked by resolution of this Council on July 27, 2010 be and is hereby reinstated and the property shall not be returned to the regular tax rolls; and be it further,

RESOLVED, that the agreement between the City and the first mortgage lender, Community Preservation Corporation, described above is approved and shall be reduced to a writing sufficient in form and content to ensure compliance with the agreement and with all future obligations under the reinstated tax exemption; and be it further,

RESOLVED, that this property shall be removed from the list of properties scheduled for tax sale provided Community Preservation Corporation complies with the obligations set forth herein.

Which was **DEFEATED** by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Mazza, - 2
NEGATIVE:	Keenan, Gallman, President Grova - 3
EXCUSED:	Torres, Cedeno - 2

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Chief Financial Officer of the City of Elizabeth has requested that City Council adopt a resolution 1) Reinstating the tax exemption previously granted to Burnett Investors Urban Renewal Corporation for a Project located at 111-113 First Street; 2) approving an agreement between the City and the first mortgage lender on payments of certain amounts due for taxes on certain sub-accounts and for delinquent PILOT payments; and 3) removing this property from the list of properties scheduled for tax sale upon entering into a payment plan for unpaid sub-account taxes; and,

WHEREAS, on July 27, 2010, City Council adopted a resolution revoking the Long Term Tax Exemption, because Burnett Investors Urban Renewal Corporation had defaulted on its obligations under the tax exemption Financial Agreement; and,

WHEREAS, the property has been abandoned by the owner; and

WHEREAS, the property has been listed for a tax sale; and,

WHEREAS, the first mortgage lender, Community Preservation Corporation, filed an action in foreclosure against the owner of the property and had a rent receiver and property manager appointed to manage the Project in the absence of the owner; and,

WHEREAS, Community Preservation Corporation is desirous of saving the tax exemption for the purpose of continuing the Project to provide twelve units of affordable housing and two commercial units; and,

WHEREAS, the City is desirous of seeing that the original Project continue as before with no harm to the welfare of the tenants; and,

WHEREAS, Community Preservation Corporation has brought up to date all delinquent water and sewer charges; and,

WHEREAS, Community Preservation Corporation will make a payment to the City in the amount of $93.283 to bring all delinquent PILOT payments up to date; and,

WHEREAS, Community Preservation Corporation will enter into a payment plan for the payment of $74,703 in delinquent taxes on a cell phone tower sub-account over a 5 year period without interest pursuant to statute, which agreement shall also provide that should Community Preservation Corporation receive payments by the cell phone companies, any such payment shall be turned over to the City thereby reducing the amount owed; and

WHEREAS, Community Preservation Corporation expects to foreclose on the property, take title and convey the property to another urban renewal entity to be approved by the City; now therefore be it,

RESOLVED, that the tax exemption previously granted to Burnett Investors Urban Renewal Corporation for a Project located at 111-113 First Street and revoked by resolution of this Council on July 27, 2010 be and is hereby reinstated and the property shall not be returned to the regular tax rolls; and be it further,

RESOLVED, that the agreement between the City and the first mortgage lender, Community Preservation Corporation, described above is approved and shall be reduced to a writing sufficient in form and content to ensure compliance with the agreement and with all future obligations under the reinstated tax exemption; and be it further,

RESOLVED, that this property shall be removed from the list of properties scheduled for tax sale provided Community Preservation Corporation enter into a payment plan for the payment of $74,703 in delinquent taxes on a cell phone tower sub-account over a 5 year period without interest pursuant to statute, which agreement shall also provide that should Community Preservation Corporation receive payments by the cell phone companies, any such payment shall be turned over to the City thereby reducing the amount owed.

Which was **DEFEATED** by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Mazza, - 2
NEGATIVE:	Keenan, Gallman, President Grova - 3
EXCUSED:	Torres, Cedeno - 2

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth received a letter from **620 First Urban Renewal, LP & Millennium Urban Renewal, LP, c/o Luis F. Rodriguez, 600 Fulton Street, Elizabeth, New Jersey.** In the letter, Mr. Rodriguez requested that the City of Elizabeth subordinate its mortgage on the property located at **620 First Avenue, Elizabeth, New Jersey**; now, therefore, be it

RESOVLED that the City Council of the City of Elizabeth hereby agrees to subordinate its mortgage to **620 First Urban Renewal, LP & Millennium Urban Renewal, LP,** for property located at **620 First Avenue, Elizabeth, New Jersey.**

Councilman Gallman stated that 620 First Avenue and 600 Fulton Street received a letter from the State and the Director of Planning and Community Development stating that not to subordinate these projects.

Councilman Keenan stated that even if City Council approves isn't it a possibility that the State will deny this resolution. He requested more time to review.

Councilwoman Perkins-Auguste stated that the purpose for the subordination of mortgage is to keep the rents available for the tenants; otherwise, those rents may go to the market rate. She continued that she spent two hours with tenants who are having problems paying their rents. All of us receive calls everyday from tenants. We have to show that we care about the renters. She stated further that they are all occupied and when people fall on hard times, we have to be able to be there.

Councilwoman Perkins-Auguste stated that she will support this because it is all about our renters and we cannot have them go to market rates.

Councilman Mazza stated that as the Councilman of the Ward, he supports the Councilwoman. He continued that five million dollars was spent for Oakwood Plaza and they have a worse record than the gentleman who spoke tonight. He urged his colleagues to go along with this.

Councilman Mazza then read the letter from the State. He continued that City Council must think what is right for our senior citizens and residents who reside in these buildings. He stated further that there were never any problems.

Council President Grova stated that he agrees City Council is here to look out for the residents. He continued that a "No" vote is not going to change the rents for these tenants. He stated further that he is concerned with the letter that he received today. Commitments were issued on July 8 and a letter today from the State advising "No" to the subordination of these loans.

Council President Grova stated that those involved should not have waited to the last hour. He continued that "here we are a month later and still do not have the necessary financials."

Which was **DEFEATED** by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Mazza, - 2
NEGATIVE:	Keenan, Gallman, President Grova - 3
EXCUSED:	Torres, Cedeno - 2

Councilman Torres requested a resolution regarding Board of Education Commissioner Monteiro to pay his own past and present legal fees.

Council President Grova stated that if a board member or anyone found guilty should pay their legal fees.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that a member of the Elizabeth Board of Education, Commissioner Tony Monteiro, has received a legal fees IN THE MATTER OF Armenio Monteiro, Jr., Elizabeth Board of Education, School Ethics Commission, by the law firm of Schwartz, Simon, Edelstein & Celso, and

WHEREAS, those fees have been presented to the Board of Education for payment; now therefore be it

RESOLVED, that said legal fees be paid by Commissioner Monteiro and not by the Elizabeth Board of Education.

The resolution was then adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Torres, Keenan, Gallman, and President Grova	- 5
NEGATIVE:	Mazza	- 1
EXCUSED:	Cedeno	- 1

The regular order of business was then resumed.

City of Elizabeth

CAPITAL BUDGET

2015 SFY

Amendment

Whereas, it is desired to amend the Fiscal Year 2015 Capital Budget,

Now, Therefore Be It Resolved, by the City Council of the City of Elizabeth, County of Union, that the following projects constitute a part of the capital budget section of the Fiscal Year 2015 Capital Budget .

Recorded vote:

AYES (

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NAYS: (

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ABSENT: (

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NEW BUSINESS

6 YEAR CAPITAL PROGRAM FY2015 TO FY2020

PLANNED FUNDING SOURCES FOR CURRENT YEAR - FY2015

Local Unit CITY OF ELIZABETH

1	2	3	4	PLANNED FUNDING SOURCES FOR CURRENT YEAR - FY2015					6
PROJECT TITLE	PROJECT NUMBER	ESTIMATED TOTAL COST	AMOUNTS RESERVED IN PRIOR YEARS	5a FY2014 BUDGET APPROPRIATION	5b CAPITAL IMPROVEMENT FUND	5c Capital Surplus	5d Grants-in-Aid and Other Funds	5e Debt Authorized	TO BE FUNDED IN FUTURE YEARS
Traffic Lights and Road Resurfacing		1,000,000.00			50,000.00			950,000.00	
New Phone System		750,000.00			750,000.00				
Reappropriation of Bond Ord. #3778 for the Demolition of the Mack Bldg & Imp.			1,100,000.00						
Totals - All Projects		1,750,000.00	1,100,000.00		800,000.00			950,000.00	

6 YEAR CAPITAL PROGRAM FY2015 TO FY2020
ANTICIPATED PROJECT SCHEDULE AND FUNDING REQUIREMENT

Local Unit CITY OF ELIZABETH

1	2	3	4	FUNDING AMOUNTS PER BUDGET YEAR					
PROJECT TITLE	PROJECT NUMBER	ESTIMATED TOTAL COST	ESTIMATED COMPLETION TIME	5a FY2015	5b FY2016	5c FY2017	5d FY2018	5e FY2019	5f FY2020
Traffic Lights and Road Resurfacing		1,000,000.00		1,000,000.00					
New Phone System		750,000.00		750,000.00					
Reappropriation of Bond Ord. #3778 for the Demolition of the Mack Bldg & Imp.									
Totals - All Projects		1,750,000.00		1,750,000.00					

6 YEAR CAPITAL PROGRAM FY2015 TO FY2020
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

Local Unit CITY OF ELIZABETH

1	2	BUDGET APPROPRIATION		4	5	6	BONDS AND NOTES			
PROJECT TITLE	ESTIMATED TOTAL COST	3a Current Year FY2015	3b Future Years	CAPITAL IMPROVEMENT FUND	CAPITAL SURPLUS	GRANTS-IN-AID AND OTHER FUNDS	7a General	7b Self Liquidating	7c Assessment	7d School
Traffic Lights and Road Resurfacing	1,000,000.00	1,000,000.00		50,000.00			950,000.00			
New Phone System	750,000.00	750,000.00		750,000.00						
Reappropriation of Bond Ord. #3778 for the Demolition of the Mack Bldg & Imp.										
Totals - All Projects	1,750,000.00	1,750,000.00		800,000.00			950,000.00			

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

It is hereby certified that this is a true copy of a resolution constituting a part of the capital budget section of the Temporary 2015 Fiscal Year Capital Budget.

Which was adopted by the following vote:

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

NEGATIVE: None

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:	
26-305-GAR-100	Operating Expenses	Garbage	35,000.00
26-310-BLD-300	Operating Expenses	Bureau of Public Buildings	7,500.00
			42,500.00
		Transfers From:	
36-472	Operating Expenses	Social Security	42,500.00
		TOTAL	**42,500.00**

Which was adopted by the following vote:

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

NEGATIVE: None

By City Council as a Whole:

WHEREAS an emergent condition has arisen with respect to the need for payment of certain bills before the adoption of the FY 2015 budget, and no adequate provision has been made in the Fiscal Year 2015 appropriations for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

WHEREAS, the total emergency resolutions adopted for the Fiscal Year 2015 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total $66,227,202.91, now therefore be it

RESOLVED that in accordance with the provisions of N.J.S. 40A: 4-20

1. An emergency appropriation be and the same is hereby made for and said emergency appropriations will be provided in the FY 2015 budget under the titles of:

Description	Salaries and Wages	Other Expenses
City Council		
Alcoholic Beverage Control		
City Clerk's Office		
Election		
Printing and Publications		
Mayor's Office		
Law Department		
Business Administrator's Office		
Division of Budget and Personnel		
Division of Purchasing		
Division of Data Processing		
Division of Employee Benefits		
Division of EMS Billing and Collection		
Division of Accounts and Controls		
Division of Assessments		
Annual City Audit		1,000.00
Single Audit (Grants)		1,000.00
Audit-Other Funds		1,000.00
Financial Audit		
Division of Revenue		
Director of Neighborhood Services		
Bureau of Construction and Zoning		
Bureau of Housing		
Bureau of Rent Control		

Description	Salaries and Wages	Other Expenses
Central License		
Weights and Measures		
Director of Policy and Planning		
Bureau of Community Development		
Bureau of Elizabeth Home Improvement		
Bureau of Planning and Zoning		
Bureau of Economic Development		
Bureau of Public Info.and Citizens Participation Services		
Bureau of Cultural & Heritage Affairs		
Human Rights Commission		
Director of Public Works		
Bureau of Public Buildings		
Bureau of Streets, Parks & Trees		
Bureau of Equipment & Yard Maintenance		
Marina		
Bureau of Recycling		
Garbage and Trash Removal		
Street Lighting		
Director of Health & Human Services		
Division of Health		
Division of Human Services		
Office of Social Services		
Office on Aging		
Office on Youth Services		
Office of Relocation		
Office of Vital Statistics		
Division of Air Pollution		
Public Health Nurses		
Fire Department		
Uniform Fire Safety Code		
Police Department		
Ambulance Service Bureau		
Department of Recreation		
Municipal Court		
Public Defender		
General Insurance		200,000.00
Insurance Fund Reserve		
Group Insurance		
Cobra Administration		
Right to Know		
U.S.Conference of Mayors		
N.J. State League of Municipalities		
Electric		
Natural Gas		
Gasoline		
Fuel Oil		
Telephone		
Postage		
Parking Lot Agreement		
Contingent		
Social Security		
Consolidated Police & Fire Ret. Fund		11,000.00
Assessment for CIF/RTK		
Unemployment Insurance		

BY CITY COUNCIL AS A WHOLE:

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

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

William Lavin	$21,110.73
Ronald Roman	$46.88
Daniel Sabatino	$24,283.99
Michael Kurinzi	$29,739.21

; and

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

William Lavin	$21,110.73
Ronald Roman	$46.88
Daniel Sabatino	$24,283.99
Michael Kurinzi	$29,739.21

; and

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

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Mayor has appointed, Candido Rodriquez, Jr., Esq. and Diene Hernandez-Rodriguez, Esq., of the firm of Candido Rodriguez, Jr., Diene Hernandez-Rodriguez, LLC, Attorneys at Law, 442 Westfield Avenue, First Floor, Elizabeth, New Jersey 07208; and Chanima K. Odoms, Esq., 1812 Front Street, Scotch Plains, New Jersey 07076; and Deirdre M. Mason, Esq., The Mason Law Firm, LLC., 1812 Front Street, Scotch Plains, New Jersey 07076; Celeste Dudley-Smith, Esq., The Dudley-Smith Law Firm, LLC, 2810 Morris Avenue, Suite 311, Union, New Jersey 07083; and Nuno Afonso, Esq., and Jubilo L. Afonso, Esq., of Afonso & Afonso, LLC, 546-548 Elizabeth Avenue, First Floor, Elizabeth, New Jersey 07206; and Lindal Scott Foster, Esq., of Scott Foster, LLC, 1139 East Jersey Street, Suite 401, Elizabeth, New Jersey 07201; Maria M. Dias, Attorney at Law, 701 Westfield Avenue, Elizabeth, New Jersey 07208; to serve as Municipal Public Defenders for the Municipal Court for the period covering July 1, 2014 to June 30, 2015 at a rate of $300.00 per session, and Candido Rodriguez, Jr., is designated as the Chief Municipal Public Defender and will receive a stipend of $5,000.00 a year for serving as same, for a total amount not to exceed $140,000.00; and

WHEREAS, these appointments/contracts are being made pursuant to a fair and open procedure pursuant to **N.J.S.A**. 19:44A-20.5, et seq.; and

WHEREAS, the above appointments were made by the Mayor subject to the confirmation, advise and consent of the City Council; and

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

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

RESOLVED that City Council of the City of Elizabeth hereby confirms, advises and consents to the appointed Candido Rodriquez, Jr. Esq. and Diene Hernandez-Rodriguez, Esq., of the firm of Candido Rodriguez, Jr., Diene Hernandez-Rodriguez, LLC, Attorneys at Law, 442 Westfield Avenue, First Floor, Elizabeth, New Jersey 07208; and Chanima K. Odoms, Esq., 1812 Front Street, Scotch Plains, New Jersey 07076; and Deirdre M. Mason, Esq., The Mason Law Firm, LLC., 1812 Front Street, Scotch Plains, New Jersey 07076; Celeste Dudley-Smith, Esq., The Dudley-Smith Law Firm, LLC, 2810 Morris Avenue, Suite 311, Union, New Jersey 07083; and Nuno Afonso, Esq., and Jubilo L. Afonso, Esq., of Afonso & Afonso, LLC, 546-548 Elizabeth Avenue, First Floor, Elizabeth, New Jersey 07206; Lindal Scott Foster, Esq., of Scott Foster, LLC, 1139 East Jersey Street, Suite 401, Elizabeth, New Jersey 07201; Maria M. Dias, Attorney at Law, 701 Westfield Avenue, Elizabeth, New Jersey 07208; to serve as Municipal Public Defenders for the Municipal Court for the period covering July 1, 2014 to June 30, 2015 at a rate of $300.00 per session, and Candido Rodriguez, Jr., is designated as the Chief Municipal Public Defender and will receive a stipend of $5,000.00 a year for serving as same, for a total amount not to exceed $140,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and ~~President Grova~~ - 8 6

NEGATIVE: None

EXCUSED: ~~PRESIDENT GROVA~~ — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions, and;

WHEREAS, The Annual Report of Audit for the year ended June 30, 2013 has been filed by a Registered Municipal Accountant with the City Clerk of the City of Elizabeth as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each Member of the Governing Body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled

"General Comments" and

"Recommendations"; and

WHEREAS, the Members of this Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled

"General Comments" and

"Recommendations"

as evidenced by the group affidavit form of the Governing Body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five (45) days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the Local Governing Body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52 -"A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services) under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars ($1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta,~~ Torres, Gonzalez, Keenan, ~~Cedeno,~~ Gallman, Mazza and President Grova - X7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator, and the Purchasing Agent the award of a contract to **MOTOROLA COMMUNICATIONS & ELECTRONICS INC., PO BOX 161, Wharton, NJ 07785,** for the purchase of Communications Equipment and Accessories for various departments for the period of May 31, 2014 through June 30, 2015 at a cost not to exceed $30,000.00 under State Contract #83909; and

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

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

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #83909, requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to **MOTOROLA COMMUNICATIONS & ELECTRONICS INC., PO BOX 161, Wharton, NJ 07785,** for the purchase of Communications Equipment and Accessories for various departments for the period of June 1, 2014 through May 31, 2015 at a cost not to exceed $50,000.00 under State Contract #83909.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - X 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended that the City of Elizabeth enter into an Agreement with the Elizabeth Parking Authority for the rental of 25 parking spaces in Lot No. 6 and the rental of 300 parking spaces in Lot No. 2, for a one (1) year period from July 1, 2014 through June 30, 2015, at a rate of $25.00 per parking space per month, for the monthly cost of $8,125.00 at a total contract cost of $97,500.00 for the contract period of one (1) year; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00183 charging the amount of $97,500.00 to Account No. 5-01-30-411-002-000 of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, this contract is awarded without competitive bidding since it is excepted under the provisions of **N.J.S.A**. 40A:11-5(2) in that it is to be entered into with a subdivision of the City of Elizabeth; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth that the proper City officials are hereby authorized to execute an Agreement with the Elizabeth Parking Authority for rental of 25 parking spaces in Lot No. 6 and the rental of 300 parking spaces in Lot No. 2, for a one (1) year period from July 1, 2014 through June 30, 2015, at a rate of $25.00 per parking space per month, for the monthly cost of $8,125.00 at a total contract cost of $97,500.00 for the contract period of one (1) year.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta,~~ Torres, Gonzalez, Keenan, ~~Cedeno~~, Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended the award of a contract to **NY Marine & General Insurance Company/ Midlands Management Corp., 3503 N.W. 63rd Street, Ste. 305, Oklahoma City, OK 73116,** for Excess Insurance on Worker's Compensation Coverage and excess General Liability Insurance; the limits of the coverage are Statutory and there is a $1,000,000.00 self-insured retention for the period of July 1, 2014 to June 30, 2015 at a cost of $232,448.00; and

WHEREAS, this policy of insurance will be processed through Sirocco Group, agent-of-record; and

WHEREAS, the Business Administrator has advised that this request is being made with the full concurrence of the members of the Insurance Fund Commission; and

WHEREAS, the Chief financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00182 charging the amount of $232,448.00 to Account No. 5-01-23-210-INS of the Municipal Budget, is on file in the Office of the City Clerk; and

WHEREAS, insurance companies are exempt from the provisions of Chapter 2.92 of the code of the City of Elizabeth; and

WHEREAS, any corporation listed on the American or New York Stock Exchanges are exempt from the provisions of Chapter 2.92; and

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

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

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

1. .The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with **NY Marine & General Insurance Company/ Midlands Management Corp., 3503 N.W. 63rd Street, Ste. 305, Oklahoma City, OK,** for Excess Insurance on Worker's Compensation Coverage for the period of July 1, 2014 to June 30, 2015 at a cost of $232,448.00. This policy of insurance will be processed through Regional Risk Managers, LLC, agent-of-record.

2. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of new Jersey, through the Department of Insurance and Banking in order to qualify to do business within this State. New Jersey Statute 40A:11-5(m) exempts the purchasing of insurance converge from advertising for bids and bidding, which exception shall be in accordance with the requirements for Extraordinary, Unspecifiable Service. However, quotes were received and it deemed NY Marine was the most desirable. Is on the NYSE and listed as AM Best rating of A-.

3. This cannot be described by written specifications because of the unique nature of the service to be rendered as more fully explained in paragraph (2) above.

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guesta~~, Torres, Gonzalez, Keenan, ~~Cedeño~~, Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization to award a contract to **QUAL-LYNX (Formerly Scibal Associates, Inc.,), 30 Knightsbridge Road, Piscataway, NJ 08855,** to provide for the Third Party Administration of the City of Elizabeth's Workers' Compensation & Auto Liability/Property Program for a period of three (3) years. The contract is to commence August 1, 2014 through July 31, 2017 in the amount of $190,000.00 per year; and

WHEREAS, this contract is being awarded pursuant to the fair and open process in accordance with the provisions of **N.J.S.A.** 19:44A-20-5 et seq.; and

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

WHEREAS, , the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00088, charging the amount of $190,000.000 to Account No. 5-01-23-210-INS, of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the provisions of **N.J.S.A.** 40A:11-15 authorize the award of multi-year contracts, subject to the availability and appropriation annually of sufficient funds as may be required to meet the extended obligation, or to an annual cancellation option; and

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

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

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **QUAL-LYNX (Formerly Scibal Associates, Inc.,), 30 Knightsbridge Road, Piscataway, NJ 08855,** to provide the Third Party Administration of the City of Elizabeth's of the Workers' Compensation & Auto Liability/Property Program for a period of three (3) years. The contract is to commence August 1, 2014 through July 31, 2017 in the amount of $190,000.00 per year.

2. This service is a specialized service inasmuch as **QUAL-LYNX** has extensive experience in dealing with problems of municipal insurance coverage and is recognized by many municipalities, townships, and boards of education to possess unique specialization qualities which will be of utmost benefit to this City and its taxpayers for the purchase of its contractual obligations.

3. This cannot be described by written specifications because of the unique nature of services to be rendered as more fully explained in paragraph (2) two above

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cucuta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - X 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization to execute a contract with **Kean University, 1000 Morris Avenue, Union, New Jersey 07083,** for computer consulting services for a one year period commencing on July 1, 2014 to June 30, 2015 at a cost not to exceed $50,500.00; and

WHEREAS, Kean University will provide the following data processing and telecommunication technical service:

1. Design and integration of the complete implementation of the Geographic Information System; design and implementation of a fully integrated public safety (EPIC) human resources/payroll system; completing design interfaces of the financial system; preliminary design of a payroll system; implementing the design of an emergency response system; and design specifications for tax collection and related assessment systems.

2. Office automation needs assessment and program implementation for all Departments. Support for standard applications in word processing spreadsheet and database management.

3. Designing new information subsystems as needed, redesign of existing systems, operation system, and major application upgrade and training of DP staff to implement new designs and maintain the state-of-the-art concurrency of all subsystems. Technical assistance in developing system procedures and application and training documentation for better utilization of system resources. Design on special management reports and reconfigurations as may be needed to reorganize and realignment.

4. Development of hardware, software, telecommunication and system specification, generating bid specifications on above and maintenance contract and review of bid specification for acquisition of upgrades and additional data processing equipment and providing recommendations.

5. Technical assistance in designing networking and telecommunication for data transmission to local cluster and local area City-owned networks; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00184 charging the amount of $50,500.00 to Account No. 5-01-20-100-ADM-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:11-1 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, this contract is exempt from the requirements of Chapter 2.92 of the Code of the City of Elizabeth as it is a contract with a state body, agency or authority; and

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

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **Kean University, 1000 Morris Avenue, Union, New Jersey 07083** for computer consulting services for a one year period commencing on July 1, 2014 to June 30, 2015, at a cost not to exceed $50,500.00 based on the Universities specialized expertise in data processing and technical telecommunication field qualifying them to perform the requested services.
2. The services to be performed by Kean University are of such a technical nature as to make a description of all actions to be taken unfeasible.
3. This cannot be described by written specifications because of the special nature of the service to be provided.
4. A notice of this action shall be published in The Star Ledger

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guesta~~, Torres, Gonzalez, Keenan, ~~Cedeno~~, Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, each year several municipal agencies in the City of Elizabeth are granted permission by the Elizabeth Board of Education to utilize school facilities; and

WHEREAS, in exchange for this permission, the Elizabeth Board of Education requires the execution of an Indemnification Agreement as well as insurance naming the Board of Education as an insured; and

WHEREAS, since the City of Elizabeth is self-insured, it cannot furnish the Board of Education with a Certificate of Insurance; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby authorizes the proper City Officials to provide the Elizabeth Board of Education with appropriate assurances that the City's self-insurance program will cover the Elizabeth Board of Education in the following amounts for the utilization of school facilities during Fiscal Year July 1, 2014 to June 30, 2015:

Combined Single Limit	$	1,000,000.00
Each Occurrence	$	1,000,000.00
Aggregate	$	1,000,000.00

FURTHER RESOLVED that the City Council of the City of Elizabeth hereby authorizes the proper City Officials to execute an Indemnification Agreement to the Elizabeth Board of Education for the use of school facilities for the Fiscal Year, July 1, 2014 to June 30, 2015.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended that a contract be awarded to **WILLIAM H. MALONE, 976 Byron Avenue, Elizabeth, New Jersey 07208,** to provide technical assistance to the City of Elizabeth in management of its insurance programs for the period July 1, 2014 through June 30, 2015 at a total cost of $25,000.00; and

WHEREAS, Mr. Malone is a resident of Elizabeth, New Jersey and has more than thirty (30) years of specialized expertise in insurance; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00186 charging the amount of $25,000.00 to Account No. 5-01-23-210-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, pursuant to **N.J.S.A.** 19:44A-20.5 et seq., this contract is being awarded under a fair and open procedure; and

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

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **WILLIAM H. MALONE, 976 Byron Avenue, Elizabeth, New** Jersey 07208, to provide technical assistance to the City of Elizabeth in management of its insurance programs for the period July 1, 2014 through June 30, 2015 at a total cost of $25,000.00.

2. Quotations have not been solicited. This recommendation is based on the thirty (30) years of experience in specialized insurance enjoyed by William H. Malone, who is a City of Elizabeth resident.

3. The services available from William H. Malone includes all aspects of risk management necessary to determine whether a client's assets are properly protected and at the lowest possible cost.

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cucolo~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for a Dental Insurance Program for employees of the City of Elizabeth; and

WHEREAS, the City of Elizabeth administers a self-insured dental program and its obligation is based on claims processed. The Business Administrator has recommended that an award of contract for a two-year term be made to **Horizon Healthcare Dental Services, 1427 Wyckoff Road, Farmingdale, New Jersey 07727,** in a total amount not to exceed $925,000.00 per year or a total amount not to exceed $1,850,000.00 covering the two-year period July 1, 2014 to June 30, 2016. This total amount incorporates the City's Traditional Plan, Managed Dental Choice, and Total Care option; and

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

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

WHEREAS, the Chief Financial Officer will issue a Certificate of Availability of Funds for the second year of the contract prior to commencement thereof and the second year of the contract is explicitly conditioned upon the issuance of same by the Chief Financial Officer; now, therefore, be it

WHEREAS, insurance companies are exempt from the provisions of Chapter 2.92 of the code of the City of Elizabeth; and

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

WHEREAS, quotations were not solicited for this contract because it was determined that **Horizon Healthcare Dental Services** was the most qualified firm and is presently providing their services to the City of Elizabeth; and

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

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with **Horizon Healthcare Dental Services, 1427 Wyckoff Road, Farmingdale, NJ 07727,** in a total amount not to exceed $925,000.00 per year or a total amount not to exceed $1,850,000.00 covering the two-year period July 1, 2014 to June 30, 2016. This total amount incorporates the City's Traditional Plan, Managed Dental Choice, and Total Care option.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for billing services and premium collection and administrative services in connection with **COBRA** mandate; and

WHEREAS, the Business Administrator has recommended an award of contract be made to **DISCOVERY BENEFITS, 3216 13TH Avenue S, Fargo , ND 58103,** to provide the City of Elizabeth with billing services and premium Collection in connection with the Federal Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA). This Act mandates the employers who give medical, dental, prescription drug and/or HMO coverage are required to provide employees and their dependents with the option to continue identical group health coverage after termination and/or other qualifying events for which they will be responsible for paying the premium for said coverage for the period July 1, 2014 to June 30, 2017 at a cost not to exceed $1,750.00 per year; and

WHEREAS, included in the **Discovery Benefits** service are management reports on the status of coverage elections; premium billing and collection activities which will enable the employer to better monitor compliance with the law, accounts receivable activities an adjustments for bad debt; and

WHEREAS, the fees for employee billing and premium collection are as follows:

1. Enrollment per beneficiary $ 4.50
2. Minimum Monthly Service Fee $1,000.00

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00223, charging the amount of $1,750.00 to Account No. 5-01-23-220-COB-000, of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the contract is to be awarded without competitive bid as an Extraordinary, Unspecifiable Service pursuant to **N.J.S.A.** 40:11-5(1) (a) and **N.J.S.A.** 40:11-5(1) (m) which is the specific insurance exception to the advertisement for bids and bidding including the purchase of insurance coverage; and

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

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

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a contract with **DISCOVERY BENEFITS, 3216 13TH Avenue S, Fargo , ND 58103,** to provide the City of Elizabeth with billing services and premium Collection in connection with the Federal Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA) which mandates the employers who provide medical, dental, prescription drug and/or HMO coverage be required to provide employees and their dependents with the option to continue identical group health coverage after termination and/or other qualifying events for which they will be responsible for paying the premium for said coverage for the period July 1, 2014 to June 30, 2017 at a cost not to exceed $1,750.00 per year.

   Included in the **Discovery** Benefits service are management reports on the Status of coverage elections; premium billing and collection activities which will enable the employer to better monitor compliance with the law, accounts receivable activities an adjustments for bad debt.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for the services of a physician for the Elizabeth Police Department; and

WHEREAS, the Business Administrator and the Police Director have recommended that a contract be awarded to **Dr. Michael R. Zaboski, 240 Williamson Street, Suite 204, Elizabeth, New Jersey 07207,** to provide the professional services of a physician for the Elizabeth Police Department for a period of one year commencing July 1, 2014 through June 30, 2015 at a cost not to exceed $20,000.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00188 charging the amount of $20,000.00 to Account No. 5-01-25-240-POL-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, pursuant to **N.J.S.A.** 19:44A-20.5 et seq., this contract is being awarded under a fair and open procedure; and

WHEREAS, the services are being performed by a physician operating under Medical License MA 55077 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 **Dr. Michael R. Zaboski, 240 Williamson Street, Suite 204, Elizabeth, New Jersey 07207,** to provide the professional services of a physician for the Elizabeth Police Department for a period of one year commencing July 1, 2014 through June 30, 2015 at a cost not to exceed $20,000.00.

2. This contract is awarded without competitive bidding as a professional Service in accordance with **N.J.S.A.** 40A:11-5(1) (a) of the Local Public Contracts Law because these services are being performed by a physician operating under Medical License MA55077 State of New Jersey.

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

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cureton~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - 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 **STORR TRACTOR CO., 3191 US Highway 22, Branchburg, NJ 08876**, for the purchase of Parts and Repairs for Lawn and Grounds Equipment for various departments for the period of June 24, 2014 through June 28, 2015 at a cost not to exceed $100,000.00 under their State Contract #76921; 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; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #76921 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C**.5:34-1.2; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **STORR TRACTOR CO., 3191 US Highway 22, Branchburg, NJ 08876**, for the purchase of Parts and Repairs for Lawn and Grounds Equipment for various departments for the period of June 24, 2014 through June 28, 2015 at a cost not to exceed $100,000.00 under their State Contract #76921.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~, Torres, Gonzalez, Keenan, ~~Cedeno~~, Gallman, Mazza and President Grova - X7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have the award of a contract to **CHERRY VALLEY TRACTOR SALES, 35 Route 70 West, Marlton, NJ 08053,** for the purchase of Parts and Repairs for Lawn and Grounds Equipment for various departments for the period June 24, 2014 through June 28, 2015 at a cost not to exceed $50,000.00 under their State Contract #76907; 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; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #'76907 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **CHERRY VALLEY TRACTOR SALES, 35 Route 70 West, Marlton, NJ 08053,** for the purchase of Parts and Repairs for Lawn and Grounds Equipment for various departments for the period June 24, 2014 through June 28, 2015 at a cost not to exceed $50,000.00 under their State Contract #76907.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Questa~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - ~~8~~ 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 Department of Public Works the award of a contract to **MALOUF FORD-LINCOLN MERCURY, 2210 Route 1 North, P. O. Box 7480, North Brunswick, NJ 08902,** for Auto Parts for Light Duty Vehicles including, but not limited to Brakes, Engine Parts and Filters for various departments at a cost not to exceed $50,000.00 for the period of June 24, 2014 through June 25, 2015 under their State Contract #79165; and

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

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

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #79165 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **MALOUF FORD-LINCOLN MERCURY, 2210 Route 1 North, P. O. Box 7480, North Brunswick, NJ 08902,** for Auto Parts for Light Duty Vehicles including, but not limited to Brakes, Engine Parts and Filters for various departments at a cost not to exceed $50,000.00 for the period of June 24, 2014 through June 25, 2015 under their State Contract #79165.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent per the request of the Director of Public Works the award of a contract to **ROUTE 23 Auto Mall, 1301 Rt. 23 South, Butler, NJ 07405,** for Auto Parts for Light Duty Vehicles including but not Limited to Brakes, Engine Parts and Filters Duty Vehicles for Various Departments for the period June 24, 2014 through June 25, 2015 at a cost not to exceed $30,000.00 under their State Contract #79167; 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; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #79167 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **ROUTE 23 Auto Mall, 1301 Rt. 23 South, Butler, NJ 07405,** for Auto Parts for Light Duty Vehicles including but not Limited to Brakes, Engine Parts and Filters Duty Vehicles for Various Departments for the period June 24, 2014 through June 25, 2015 at a cost not to exceed $30,000.00 under their State Contract #79167.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - ~~8~~ 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 Department of Public Works the award of a contract to **FDCJ, LLC., t/a Flemington Dodge Chrysler, 204 Route 202 & 31 North, Flemington, NJ 08822,** for Auto Parts & Accessories for Light Duty Vehicles including, but not limited to Brakes, Rotors and Water Pumps for Various Departments for the period of June 24, 2014 through June 25, 2015 at a cost not to exceed $30,000.00 under their state contract #79599; and

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

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

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #79599 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **FDCJ, LLC., t/a Flemington Dodge Chrysler, 204 Route 202 & 31 North, Flemington, NJ 08822,** for Auto Parts & Accessories for Light Duty Vehicles including, but not limited to Brakes, Rotors and Water Pumps for Various Departments for the period of June 24, 2014 through June 25, 2015 at a cost not to exceed $30,000.00 under their state contract #79599.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent concurs and recommends per the request of the Director of Public Works the award of a contract to **AAM Motor Sales/DBA - Jersey City Ford, 315 Clendenny Ave., Jersey City, NJ 07304,** for Auto Parts & Accessories for Light Duty Vehicles Including, but not Limited to Brakes, Spark Plugs and Filters for Various Departments for the period of June 24, 2014 through June 25, 2015 at a cost not to exceed $50,000.00 under their State Contract #79168; 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; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #79168 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **AAM Motor Sales/DBA - Jersey City Ford, 315 Clendenny Ave., Jersey City, NJ 07304,** for Auto Parts & Accessories for Light Duty Vehicles Including, but not Limited to Brakes, Spark Plugs and Filters for Various Departments for the period of June 24, 2014 through June 25, 2015 at a cost not to exceed $50,000.00 under their State Contract #79168.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have the award of a contract to **OLD DOMINION BRUSH CO., 5118 Glen Aiden Drive, Richmond, VA 23231**, for the purchase of Parts and Repairs for Road Maintenance Equipment for the period of June 24, 2014 through June 25, 2016 at a cost not to exceed $150,000.00 under their State Contract #69723; 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; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #69723 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **OLD DOMINION BRUSH CO., 5118 Glen Aiden Drive, Richmond, VA 23231**, for the purchase of Parts and Repairs for Road Maintenance Equipment for the period of June 24, 2014 through June 25, 2016 at a cost not to exceed $150,000.00 under their State Contract #69723.

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has attached an application and a letter from the Historic Midtown Elizabeth Special Improvement District requesting approval from your Honorable Body to conduct a festival and car show on Saturday, August 16, 2014 from 11:00 am to 4 pm with a rain date of Sunday, August 17, 2014; and

WHEREAS, the Chief License Inspector has reviewed the application and has recommended approval from your Honorable Body with the following contingencies:

(1) The City Council must agree to the waiver of the $750 application fee, as requested by SID;

(2) The City Council must agree to the waiver of the $5000 security deposit, as requested by the SID;

(3) The City Council must agree to the waiver of all fees for vendors, as requested by the SID;

(4) The Mayor must agree to close the requested streets in accordance with his powers; and

(5) The police, fire, health and zoning departments conduct their normal review and approve the application.

; NOW THEREFORE, BE IT

RESOLVED that the City Council of the City of Elizabeth authorizes the Historic Midtown Elizabeth Special Improvement District to hold a festival/car show on August 16, 2014 from 11:00 am to 4:00 pm with a rain date of Sunday, August 17, 2014 with the aforementioned contingencies and on the condition that it comply with all provisions contained in Chapter 12.56 of the Code of the City of Elizabeth.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~,
Torres, Gonzalez, Keenan, ~~Gordon~~,
Gallman, Mazza and President Grova - X 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization to designate **East Grand Associates Urban Renewal Entity, LLC, 1051 Bloomfield Avenue, Clifton, New Jersey,** as Redeveloper of 801-871 Livingston Street for the purpose of developing a supermarket anchored shopping center, pursuant to the provisions of **N.J.S.A**. 40A:12A-1, et seq. and consistent with the Trumbull Street Redevelopment Plan, which was adopted in July 2000; and

WHEREAS, the Business Administrator has also requested authorization for the proper City Officials to execute an Amended and Restated Redevelopment Agreement for the conveyance of land to **East Grand Associates Urban Renewal Entity, LLC, 1051 Bloomfield Avenue, Clifton, New Jersey 07012,** for the construction of a supermarket and retail establishments in the Trumbull Street Redevelopment; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the designation of **East Grand Associates Urban Renewal Entity, LLC, 1051 Bloomfield Avenue, Clifton, New Jersey,** as Redeveloper of 801-871 Livingston Street for the purpose of developing a supermarket anchored shopping center, pursuant to the provisions of **N.J.S.A**. 40A:12A-1, et seq. and consistent with the Trumbull Street Redevelopment Plan, which was adopted in July 2000; and be it

FURTHER RESOLVED, that the proper City Officials are hereby authorized to execute an Amended and Restated Redevelopment Agreement for the conveyance of land to **East Grand Associates Urban Renewal Entity, LLC, 1051 Bloomfield Avenue, Clifton, New Jersey 07012,** for the construction of a supermarket and retail establishments in the Trumbull Street Redevelopment.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for the appointment of attorneys to represent the City in the defense of Civil Litigation in auto/general liability cases and matters included within the City's self-insurance program for the fiscal year July 1, 2014 to June 30, 2015; and

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

WHEREAS, pursuant to **N.J.S.A.** 19:44A-20.5 et seq., this contract is being awarded under a fair and open procedure; and

WHEREAS, the City Attorney has recommended an award be made in this matter to the law firm listed below; and

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

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

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

RESOLVED by City Council of the City of Elizabeth that the law firm listed below is hereby authorized to act as counsel for the City of Elizabeth in matters referenced hereinabove for the period July 1, 2014 to June 30, 2015 under the following terms and conditions:

LaCorte, Bundy, Varady & Kinsella Esqs.
989 Bonnel Court
Union, New Jersey 07083

a. Civil Court Litigation at a rate of $175.00 per hour in the Trial and Appellate court. This includes all legal work necessary, but does not include reasonable expenses which are to be paid in addition to these amounts. Expenses are to include filing fees, expert witness fees, overnight mail, parking and tolls. Postage and regular photocopying are to be accounted for in the hourly rate of $175.00.

b. Legal work required to defend against late notice of claim motions and for other miscellaneous matters shall be compensated at $175.00 per hour together with reasonable expenses.

c. Subrogation claims to recover property damage losses shall be paid on the basis of 25% of the amount of recovery, plus reasonable expenses.

d. All of the foregoing costs and expenses are not to exceed $450,000.00, except as specifically authorized by resolution of this Governing body; and be it

FURTHER RESOLVED that the Purchasing Agent is hereby authorized to place sufficient orders in connection therewith, subject to the requirements of the Local Public Contracts Law and guidelines promulgated thereunder; and be it

FURTHER RESOLVED that 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 the contractors are Attorneys-At-Law of the State of New Jersey and licensed to practice therein; and

FURTHER RESOLVED that a notice of this action shall be printed once in **The Star Ledger.**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], Torres, Gonzalez, Keenan, [redacted], Gallman, Mazza and [redacted] - 6

NEGATIVE: None

EXCUSED : ~~PRESIDENT GROVA~~ 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for the appointment of attorneys to represent the City in the defense of Worker's Compensation cases and matters included within the City's partial self-insurance program for the fiscal year July 1, 2014 to June 30, 2015; and

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

WHEREAS, pursuant to **N.J.S.A**. 19:44A-20.5 et seq., this contract is being awarded under a fair and open procedure; and

WHEREAS, the City Attorney has recommended an award be made in this matter to the law firm listed below; and

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

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

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

RESOLVED by City Council of the City of Elizabeth that the law firm listed below is hereby authorized to act as defense counsel for the City of Elizabeth in matters referenced hereinabove for the period July 1, 2014 to June 30, 2015 under the following terms and conditions:

LaCorte, Bundy, Varady & Kinsella Esqs.
989 Bonnel Court
Union, New Jersey 07083

a. Formal petitions in Workers' Compensation at a rate of $175.00 per hour for each petition which includes attendance at all hearings, negotiations, trials, appeals, etc., together with reasonable expenses.

b. At a rate of 15% of recovery of liens involving third party actions.

c. All of the foregoing costs and expenses are not to exceed $150,000.00, except as specifically authorized by resolution of this Governing body; and be it

FURTHER RESOLVED that the Purchasing Agent is hereby authorized to place sufficient orders in connection therewith, subject to the requirements of the Local Public Contracts Law and guidelines promulgated thereunder; and be it

FURTHER RESOLVED that 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 the contractors are Attorneys-At-Law of the State of New Jersey and licensed to practice therein; and

FURTHER RESOLVED that a notice of this action shall be printed once in **The Star Ledger.**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta,~~
Torres, Gonzalez, Keenan, ~~Codone,~~
Gallman, Mazza and ~~President Grova~~ - X 6

NEGATIVE: None

EXCUSED: PRESIDENT GROVA — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need to retain legal counsel for representation of the City in tort litigation in situations where the law firm of **LaCorte, Bundy, Varady & Kinsella, Esqs., 989 Bonnel Court, Union, New Jersey 07083,** has conflicts of interest; and

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

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5 et seq., this contract is being awarded under a fair and open procedure; and

WHEREAS, the Law Department has recommended an award be made in this matter to the following attorneys for the period of **July 1, 2014** to **June 30, 2015**:

Kologi / Simitz
Counsellors at Law
Edward J. Kologi
Michael S. Simitz
923 North Wood Avenue
Linden, New Jersey 07036

Edwin R. Matthews, Esq.
Bourne, Noll & Kenyon
Counsellors at Law
382 Springfield Avenue
Suite 507
P. O. Box 690
Summit, New Jersey 07902-0690

Robert F. Renaud, Esq.
PALUMBO & RENAUD
Attorneys at Law
190 North Avenue East (Rte 28)
Cranford, New Jersey 07016

Peter H. Spaeth
Wolff, Helies, Duggan, Spaeth & Lucas
Counsellors at Law
Valley Park Professional Center
2517 Highway 35
Building K, Suites 201 & 202
Manasquan, New Jersey 08736-1994

Guy P. Ryan, Esq.
Secare, Ryan & Hensel
16 Madison Avenue
Building 1
Toms River, New Jersey 08753

Kraig M. Dowd, Esq.
Weber Dowd Law, LLC
365 Rifle Camp Road
Woodland Park, New Jersey 07424

Allan C. Roth
Roth D'Aquanni
Counsellors at Law
150 Morris Avenue
Suite 206
Springfield, New Jersey 07081

Daniel Antonelli
David L. Minchello
Antonelli Minchello, P.C.
1000 Stuyvesant Ave., Suite 1
Union, New Jersey 07083

Janyce M. Wilson, Esq.
226 St. Paul Street
Westfield, New Jersey 07090

Raymond S. Londa
Londa & Londa
277 North Broad Street
Elizabeth, New Jersey 07208

Florio & Kenny, LLP
5 Martin View Plaza
Suite 103
P. O. Box 771
Hoboken, New Jersey 07030

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

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

RESOLVED by City Council of the City of Elizabeth that the Mayor and City Clerk are hereby authorized to enter into a contract with **the attorneys listed hereinabove**, to act as counsel for the City of Elizabeth in tort litigation, where the law firm of LaCorte, Bundy, Varady & Kinsella, Esqs. has conflicts of interest for the period of July 1, 2014 to June 30, 2015 under the following terms and conditions:

a. Civil Court Litigation at a rate of $175.00 per hour in the Trial and Appellate court. This includes all legal work necessary, but does not include reasonable expenses which are to be paid in addition to these amounts. Expenses are to include filing fees, expert witness fees, overnight mail, parking and tolls. Postage and regular photocopying are to be accounted for in the hourly rate of $175.00.

b. Legal work required to defend against late notice of claim motions and for other miscellaneous matters shall be compensated at $175.00 per hour together with reasonable expenses.

c. Subrogation claims to recover property damage losses shall be paid on the basis of 25% of the amount of recovery, plus reasonable expenses.

d. All of the foregoing costs and expenses are not to exceed $65,000.00, for each attorney except as specifically authorized by resolution of this Governing body; and be it

FURTHER RESOLVED that the Purchasing Agent is hereby authorized to place sufficient orders in connection therewith, subject to the requirements of the Local Public Contracts Law and guidelines promulgated thereunder; and be it

FURTHER RESOLVED that 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 the contractor is an Attorney-At-Law of the State of New Jersey and licensed to practice herein; and be it

FURTHER RESOLVED that a notice of this action shall be printed once in **The Star Ledger.**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~, Torres, Gonzalez, Keenan, ~~Cedeno~~, Gallman, Mazza and ~~President Grova~~ - ~~8~~ 6

NEGATIVE: None

EXCUSED: PRESIDENT GROVA - 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need to retain the professional services of an attorney to serve as the Tax Appeal attorney for the Fiscal Year July 1, 2014 through June 30, 2015 in the Tax Court and before the Union County Board of Taxation; and

WHEREAS, the City Attorney has recommended the award of this contract be made to **Blau & Blau, Attorneys at Law, 55 Morris Avenue, Springfield, New Jersey 07081** at an annual fee of $130,000 plus reasonable expenses actually incurred to be paid on a monthly basis and to represent its interest to propose and file tax appeals to increase property tax assessments on a contingent basis up to 33.33 % of the amount of increased tax; and

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

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

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00298 charging $130,000 to Account No. 5-0120-150-ASE-302 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 2.92.010 of the Code of the City of Elizabeth; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **Blau & Blau, Attorneys at Law, 55 Morris Avenue, Springfield, New Jersey 07081** to provide the City of Elizabeth with legal services in conjunction with tax appeal cases for the period July 1, 2014 through June 30, 2015 at a cost not to exceed $130,000 and to represent its interest to propose and file tax appeals to increase property tax assessments on a contingent basis up to 33.33 % of the amount of increased tax

2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-2(6) of the Local Public Contracts Law because Blau & Blau, Attorneys-At-Law of the State of New Jersey is a person whose practice is authorized and regulated by law and is exempted by the provisions of the Local Public Contracts Law.

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta,~~
Torres, Gonzalez, Keenan, ~~Cedeno,~~
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Chief Financial Officer has requested that the award of a contract be made to **DECOTIIS, FITZPATRICK, & COLE, LLP, Glenpointe Centre West, 500 Frank W. Burr Boulevard, Suite 31, Teaneck, New Jersey 07666** as Bond Counsel for the City of Elizabeth for the purpose of providing bond counsel services in connection with preparation of ordinances, bond and note sales and related services and that an appropriate contract be executed by the proper City Officials for a one (1) year period effective July 1, 2014 through June 30, 2015, at a cost pursuant to a fee schedule as follows:

A. For services rendered or in connection with each bond sale, a fee of $4,500.00 plus $1.10 per thousand dollars of bonds issued.

B. For services rendered in connection with the preparation or review of each ordinance and the compiling of a certified record of proceedings in connection therewith, a fee of $500.00 for each single purpose ordinance and $675.00 for each multipurpose ordinance. If the preparation of the ordinance involves consultations, meetings or discussions that are out of the ordinary, there will be additional fees to be charged at the hourly rates of $175.00 for partners and up to $120.00 for paralegals. The fees for services in connection with the ordinances will be charged periodically during the course of the year.

C. The fee of any temporary financing involving a private placement and not involving numerous notes, preparation of an Official Statement, complicated arbitrage analysis, investment yield restrictions or attendance at closing, shall be $.50 per thousand dollars of bond anticipation notes and $.50 per thousand dollars of tax anticipation notes, with a minimum fee of 1,000.00 for bond anticipation notes or tax anticipation notes.

D. Services rendered beyond the scope of those described above will be billed at the hourly rates of $175.00 for partners and $120.00 for paralegals. Such services may include attendance of meetings, extraordinary work involved in the preparation of the Official Statement, attention to any litigation that may occur, complicated arbitrage analysis or applications to the Federal Reserve Bank for investments of bond or notes proceeds in State and Local Government Series federal obligations. If the Bond sale involves the sale of minibonds, the sale of obligations to the United States Department of Agriculture, Rural Development, or an application to the Local Finance Board, such services will be billed at said hourly rates, with a minimum fee of $1,500.00 and if the bond sale involves participation in a New Jersey Environmental Infrastructure Trust financing, such services will be billed at $175.00 per hour for partners and $120.00 for paralegals, with a minimum fee of $2,500.00. In the event that bond insurance, a letter of credit or similar credit enhancement facility is used in connection with bond issue, an additional fee based on the responsibility assumed and time involved will be charged.

E. In the event of an advance refunding bond issue providing for an escrow agreement

and an investment of the proceeds consistent with the restrictions of the Internal Revenue Code to provide for the payment of a prior issue of bonds, there will be a fee of $10,000.00 in addition to the fees described herein.

F. In the event that a bond sale is held but all bids are rejected or the sale is canceled, the fee to be charged shall be a reasonable one, based on the services performed.

G. Customary disbursements for postage, telephone, photocopying, travel and out-of-pocket expenses shall be added to the fees referred to in this Agreement.

H. This Agreement shall be for 2015 State Fiscal Year, commencing on the date hereof, unless terminated earlier by written notice from either party to the other party and the total amount of the contract shall not exceed $60,000.00 without further authorization of the City Council; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30 14-4 as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

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

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

WHEREAS, Professional Service contracts are exempt from the provisions of Chapter Chapter 2.92.010 of the Code of the City of Elizabeth; and

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

WHEREAS, the Chief Financial Officer has recommended the award of this contract to the firm of **DECOTIIS, FITZPATRICK, & COLE, LLP**; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute a professional service contract with **DECOTIIS, FITZPATRICK, & COLE, LLP, Glenpointe Centre West, 500 Frank W. Burr Boulevard, Suite 31, Teaneck, New Jersey 07666** as Bond Counsel for the City of Elizabeth for the purpose of providing bond counsel services in connection with preparation of

ordinances, bond and note sales and related services and that an appropriate contract be executed by the Proper City Officials for a one (1) year period effective July 1, 2014 through June 30, 2015 without further authorization of City Council.

2. This contract is awarded without competitive bidding as a Professional Service under the provisions of the Local Public Contracts Law because **N.J.S.A.** 40A:5-11 exempts from bidding professional services, and the services rendered are to be performed by a person authorized by law to practice a recognized profession and whose profession is regulated by law and which requires knowledge of an advanced typed in a field of learning acquired by a prolonged formal course of specialized instruction; distinguished from general academic instruction or apprenticeship and training.

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Chief Financial Officer has recommended that a contract be awarded to **Stack , Coolahan & Stack, LLC., Real Estate Appraisers and Consultants, 90 Hudson Street, Suite 200, P. O. Box 731, Hoboken, New Jersey 07080** for the retention of an expert real-estate appraiser to prepare appraisal valuations and reports, provide testimony and attendance at conferences scheduled by the Court in connection with State Tax Court Appeals, including preparation and research time on each trial day, at a fixed monthly fee of $6,500.00 for a grand total not to exceed $78,000.00 without the express approval of this Governing Body for the period of July 1, 2014 to June 30, 2015; and

WHEREAS, Stack, Coolahan & Stack, LLC is able to provide these services which are specialized and qualitative in nature requiring expertise, extensive training, and proven reputation in the filing of tax appraisals and testimony; and will be extremely important to the City at this time, since this firm will provide continuity in tax appeal matters; and

WHEREAS, Professional Service contracts are exempt from the provisions of Chapter 2.92.010 of the Code of the City of Elizabeth; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30 14-4 as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

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

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00299 charging the amount of $78,000.00, to Account No.5-01-20-150-ASE-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:11-1 et seq.) requires That the resolution authorizing the award of contracts for professional Services@ without competitive bids must be publicly advertised; 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 **Stack, Coolahan & Stack, LLC., 90 Hudson Street, Suite 200, P. O. Box 731, Hoboken, New Jersey 07080,** at a fixed monthly fee of $6,500.00 for a grand total not to exceed $78,000.00 without the express approval of this Governing Body for the period of July 1, 2014 to June 30, 2015; and
2. This contract is awarded without competitive bidding as a "Professional Service@ under the provisions of the Local Public Contracts Law because the extensive educational training and qualifications for real estate appraisers are are of a specialized nature and as such are not conducive to the drawing of specifications for the receipt of competitive bids.
3. A copy of this resolution shall be established in **The Star Ledger**.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno,~~
Gallman, Mazza and President Grova - X7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City of Elizabeth is desirous of engaging **Powell Capital Markets, 280 Corporate Center, 3 Becker Farm Road, Roseland, New Jersey 07068-1745** to provide Financial Advisory Services to the City of Elizabeth in connection with the City's issuance of municipal and general sewer debt obligations and any other financial analysis necessary (collectively, the "Financial Advisory Services") for the period July 1, 2014 to June 30, 2015; and

WHEREAS, the Chief Financial Officer has recommended that a contract be awarded to **Powell Capital Markets, 280 Corporate Center, 3 Becker Farm Road, Roseland, New Jersey 07068-1745** for this purpose in an amount not to exceed $40,000.00; and

WHEREAS, the scope of services provided will be in accordance with Schedule 1 attached hereto and made a part hereof; and

WHEREAS, compensation will be in accordance with Schedule 2 attached hereto and made a part hereof; and

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

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30 14-4 as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

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

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

RESOLVED by the City Council of the City of Elizabeth that a contract be awarded to **Powell Capital Markets, 280 Corporate Center, 3 Becker Farm Road, Roseland, New Jersey 07068-1745** to provide the services set forth in Schedule 1 and in accordance with the compensation set forth in Schedule 2; and be it

Further Resolved that this contract is awarded without competitive bidding as a "Professional Service" in accordance **with N.J.S.A. 40A:11-2(6)** of the Local Public Contracts Law because Powell Financial Markets, Inc. is an entity whose practice is authorized and regulated by law and exempted by the provisions of the Local Public Contracts Law, and

Further Resolved that a Notice of this action should be printed once in the Star Ledger.

Schedule 1

SCOPE OF SERVICES

1. Provide analytical and support services for financial planning efforts. Review timetable and schedule of long-range operating and capital budget financing strategy;
2. Prepare and coordinate applications to the Local Finance Board and any other agencies, if necessary;
3. Assist in development of a credit rating program. Furnish the rating services with all necessary and relevant documentation and information; attend meetings with rating agencies, if necessary;
4. Assist with preparation of presentations to municipal officials;
5. Assist in obtaining credit enhancement (i.e. municipal bond insurance, letters of credit, governmental guarantees, etc.) if determined to be necessary;
6. Assist in the preparation of the preliminary and final official statements prepared in connection with the sale of securities;
7. Advise CITY OF ELIZABETH in regard to an appropriate and advantageous method of selling debt securities (competitive, negotiated, private placement) given existing legal constraints, market conditions and credit factors;
8. Review the terms, conditions and structure of any proposed securities offerings undertaken by the CITY OF ELIZABETH and provide suggestions and modifications where appropriate and necessary to reflect the constraints of current financial policy and fiscal capability;
9. Assist and advise CITY OF ELIZABETH in negotiations with investment banking groups regarding pricing and final terms of any securities offering and make definitive recommendations to CITY OF ELIZABETH regarding any proposed offer to purchase securities issued by the CITY OF ELIZABETH;
10. Provide alternative repayment options based on analysis of the CITY OF Elizabeth's current debt service and projected debt service;

Schedule 2

COMPENSATION

a. POWELL CAPITAL MARKETS hourly fees are blended hourly rate of $185 for the services of the following professional positions:

Arthur F. Powell, President
Julie K. Ehlers, Senior Vice President
James Ness, Managing Director – Sales, Trading, and Underwriting
Brenda L. Scotland, Business Development Officer

b. In addition, for services provided that result in the issuance of securities, POWELL CAPITAL MARKETS will bill as follows:

For Securities issued:

Par Amount	*Fee*
Up to $5,000,000	$5,000
$5,000,000 up to $15,000,000	$1.00/Bond or Note
$15,000,000 and up	$5,000 plus $0.85/Bond or Note

c. CITY OF ELIZABETH further agrees to reimburse POWELL CAPITAL MARKETS for the following reasonable out-of-pocket expenses incurred by POWELL CAPITAL MARKETS in providing the services set forth in Schedule 1 upon submission of appropriate invoices which are approved by CITY OF ELIZABETH:

a. Graphics/Photocopies
b. Courier Charges
c. Telephone
d. Telecopies
e. Postage

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno~~,
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City of Elizabeth is desirous of engaging **Acacia Financial Group, Inc., Four Greentree Centre, 13000 Lincoln Drive West, Suite 206, Marlton, New Jersey 08053** to provide Financial Advisory Services to the City of Elizabeth in connection with the City's issuance of debt obligations through the New Jersey Environmental Infrastructure Trust and any other related financial analysis deemed necessary (collectively, the "Financial Advisory Services") for the period July 1, 2014 to June 30, 2015; and

WHEREAS, the Chief Financial Officer has recommended that a contract be awarded to **Acacia Financial Group, Inc., Four Greentree Centre, 13000 Lincoln Drive West, Suite 206, Marlton, New Jersey 08053** for this purpose in an amount not to exceed $40,000.00; and

WHEREAS, the scope of services provided will be in accordance with Schedule 1 attached hereto and made a part hereof; and

WHEREAS, compensation will be in accordance with Schedule 2 attached hereto and made a part hereof; and

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

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30 14-4 as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

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

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

RESOLVED by the City Council of the City of Elizabeth that a contract be awarded to **Acacia Financial Group, Inc., Four Greentree Centre, 13000 Lincoln Drive West, Suite 206, Marlton, New Jersey 08053** to provide the services set forth in Schedule 1 and in accordance with the compensation set forth in Schedule 2; and be it

Further Resolved that this contract is awarded without competitive bidding as a "Professional Service" in accordance **with N.J.S.A. 40A:11-2(6)** of the Local Public Contracts Law because Acacia Financial Group, Inc. is an entity whose practice is authorized and regulated by law and exempted by the provisions of the Local Public Contracts Law, and

Further Resolved that a Notice of this action should be printed once in the Star Ledger.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Chief Financial Officer has recommended an award of contract be made to **Louis C. Mai, CPA & Associates, P. O. Box 624, Pompton Plains, New Jersey 07444,** to conduct statutory audits of the City of Elizabeth, General Funds, City of Elizabeth Sewer Utility, City of Elizabeth Other Funds and Single Audit of Federal and State Grants for the fiscal year ending June 30, 2015; and

WHEREAS, the total amount of the contract to be awarded to **Louis C. Mai, CPA & Associates** will not exceed $216,000.00; and

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

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00292, charging the amount of $60,000.00 to Account No.5-01-20-135-001-001, Certification No. 15-00293, charging the amount of $60,000.00 to Account No.5-01-20-135-002-002, Certification No. 15-00294, charging the amount of $60,000.00 to Account No.5-01-20-135-003-003, Certification No. 15-00295, charging the amount of $6,000.00 to Account No.5-01-20-135-004-004, Certification No. 15-00296 charging the amount of $30,000.00, to Account No.5-07-55-500-SEW-302 of the Municipal Budget are on file in the office of the City Clerk; and

WHEREAS, Professional Service contracts are exempt from the provisions of Chapter 2.92.010 of the Code of the City of Elizabeth; and

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

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **Louis C. Mai, CPA & Associates, P. O. Box 624, Pompton Plains, New Jersey 07444** to perform the above described services, at a cost not to exceed $216,000.00 for the fiscal year ending June 30, 2015 without the express approval of this Governing Body.

2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-2(6) of the Local Public Contracts Law because the **Louis C. Mai, CPA & Associates, P. O. Box 624, Pompton Plains, New Jersey 07444,** Certified Public Accountants, are exempted by the provisions of the Local Public Contracts Law.

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuccia,~~
Torres, Gonzalez, Keenan, ~~Codone,~~
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization for the proper City officials to execute any and all documents necessary and appropriate to provide a Rental Housing Program Deferred Payment Loan to **MAGILL REAL ESTATE HOLDINGS, LLC, 806 E. Jersey Street, Elizabeth, New Jersey 07201**, for the rehabilitation of a vacant six (6) unit building located at **272 Second Street, Elizabeth, New Jersey 07201**; and

WHEREAS, the maximum assistance to be provided is $360,000.00. The total project cost is $1,078,760.00; and

WHEREAS, the terms of the loan are 0% interest rate deferred payment loan forgivable after fifteen years; and

WHEREAS, the amount of the contract in question exceeds $50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have been complied with by **MAGILL REAL ESTATE HOLDINGS, LLC**; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose in Certification No. 14-09781 charging the amount of $360,000.00 to Account Number 4-14-56-813 (HOME) of the Municipal Budget and 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 a Rental Housing Program Deferred Payment Loan in the amount of $360,000.00 to **MAGILL REAL ESTATE HOLDINGS, LLC, 806 E. Jersey Street, Elizabeth, New Jersey 07201**, for the rehabilitation of a vacant six (6) units building located at **272 Second Street, Elizabeth, New Jersey**. The total project cost is $1,078,760.00. The terms of the loan are a 0% interest rate deferred payment loan forgivable after fifteen (15) years; and be it

FURTHER RESOLVED, actual commitment of funds and execution of documents will only occur upon satisfactory completion of the Substantial Amendment Process, Environmental Review Process, upon commitment of balance of project financing, receipt of the Release of Funds, and any other requirements deemed necessary by the U.S. Department of Housing & Urban Development in accordance with HOME Program rules and regulations.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guesta,~~
Torres, Gonzalez, Keenan, ~~Gedeno,~~
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization for the proper City officials to execute any and all documents necessary and appropriate to provide a Rental Housing Program Deferred Payment Loan to **NJ COMMUNITY DEVELOPMENT GROUP, LLC, 2444 Morris Avenue, Union, New Jersey 07083**, for the acquisition and rehabilitation of a two (2) unit building located at **429-431 Jackson Avenue, Elizabeth, New Jersey 07201**; and

WHEREAS, the maximum assistance to be provided is $120,000.00. The total project cost is $225,000.00; and

WHEREAS, the terms of the loan are a 0% interest rate deferred payment loan forgivable after fifteen (15) years; and

WHEREAS, the amount of the contract in question exceeds $50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have been complied with by **NJ COMMUNITY DEVELOPMENT GROUP, LLC**; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose in Certification No. 14-09782 charging the amount of $120,000.00 to Account Number 4-14-56-813 (HOME) of the Municipal Budget and 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 a Rental Housing Program Deferred Payment Loan in the amount of $120,000.00 to **NJ COMMUNITY DEVELOPMENT GROUP, LLC, 2444 Morris Avenue, Union, New Jersey 07083**, for the acquisition and rehabilitation of a two (2) unit building located at **429-431 Jackson Avenue, Elizabeth, New Jersey 07201.** The total project cost is $225,000.00 and the terms of the loan are a 0% interest rate deferred payment loan forgivable after fifteen (15) years; and to be it

FURTHER RESOLVED, actual commitment of funds and execution of documents will only occur upon satisfactory completion of the Substantial Amendment Process, Environmental Review Process, upon commitment of balance of project financing, receipt of the Release of Funds, and any other requirements deemed necessary by the U.S. Department of Housing & Urban Development in accordance with HOME Program rules and regulations

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, ~~Cucsta,~~ Torres, Gonzalez, Keenan, ~~Cedeno,~~ Gallman, Mazza and President Grova - ~~8~~ 7
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization to give a grant in the amount of $20,000.00 to **Y HOMES, INC.**, for Community Housing Development Organization (CHDO) Operating Expenses for the period July 1, 2013 through June 30, 2014 and execute all agreements and documents necessary and appropriate to make such a grant. This amount was included in the City's FY 2013 Consolidated Plan and approved by the U.S. Department of Housing and Urban Development; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds is available and appropriated for this purpose in Certification No. 15-00004, charging the amount of $20,000.00 to Account No. 4-29-56-813, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorize a grant in the amount of $20,000.00 to **Y HOMES, INC.**, for Community Housing Development Organization (CHDO) Operating expenses for the period July 1, 2013 through June 30, 2014 and execute all agreements and documents necessary and appropriate to make such a grant This amount was included in the City's FY 2013 Consolidated Plan and approved by the U.S. Department of Housing and Urban Development.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuccia,~~ Torres, Gonzalez, Keenan, ~~Cedeno~~, Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization for substantial amendments to the HOME Investment Partnership Program for FY 2011, 2012 and 2013 as follows:

In FY 2011 a total of $798,791.00 must be reallocated.

The City of Elizabeth Housing Authority (HACE) was allocated $600,000.00 in Rental Housing Program funds for a multi building new construction protection located in E'Port. HACE was unable to secure the necessary project financing. The $600,000.00 shall be reallocated as follows:

A total of $300,000.00 will fund a change order in the existing Oaks @ Westminister rehabilitation project located at 350 Irvington Avenue; and

A total of $300,000.00 will fund the rehabilitation of five (5) units of a six (6) unit building located at 272 Second Street being developed by Magill Real Estate Holdings, LLC; and

Community Access Institute (CAI) was allocated $198,791.00 of CHDO set aside funds for the rehabilitation of four (4) rental units. CAI was unable to acquire the four (4) units. The entire $198,791.00 will fund a change order in the existing Y-HOMES, Inc. CHDO rehabilitation project located at 135 Madison Avenue; and

In FY2012 a total of $227,877.00 must be reallocated.

Magill Real Estate Holdings, LLC was allocated $66,000.00 in Rental Housing Program funds to rehab two (2) units in a three (3) unit building. Developer was able to secure other governmental financing and asked that the award be lowered by $6,000.00 to $60,000.00 and the number of units created be lowered from two (2) to one (1).

Community Investment Strategies, Inc., (CIS) was allocated $221,877.00 for the rehabilitation of twelve (12) units of sixty (60) unit building on the former Oakwood Plaza site referred to as Parkers Walk. The developer was unable to secure the necessary financing for this project.

The entire $227,877.00 will be reallocated as follows:

- $60,000.00 will be used for the rehabilitation of the 6th unit of the 6 unit project located at 272 Second Street being developed by Magill Real Estate Holdings;
- $120,000.00 will be used to rehabilitate a two (2) unit building at 429-431 Jackson Ave being developed by NJ Community Development Group (NJCDG); and

- $47,877.00 will be used to rehabilitate one (1) of two (2) units at 1011 Emma Street being developed by NJ Community Development Group (NJCDG).

Y-Homes, Inc., was allocated $109,575.00 of CHDO set aside funds for the rehabilitation of four (4) rental units at their 135 Madison Avenue project. Because funds were reallocated in 2011 for this project, they are no longer needed. A total of $10,000.00 will be reallocated for Y-HOMES, Inc., for a pre-development loan to help undertake a feasibility study for their next project. The remaining $99,575.00 remains uncommitted.

In FY2013 a total of $491,844.00 must be reallocated.

The City of Elizabeth Housing Authority (HACE) was allocated $471,844.00 in Rental Housing Program funds for a new construction project located in E'Port called E'Port Family Homes which was to create eight (8) assisted units in a thirty-six (36) unit building. HACE was unable to secure the necessary project financing. The $471,844.00 shall be reallocated as follows:

- A total of $399,721.00 will fund seven (7) units of a sixty (60) unit building referred to as Parkers Walk (part of the redevelopment of the former Oakwood Plaza) located on Parker Road. being developed by CIS, Inc.
- A total of $72,123.00 will fund the rehabilitation of the remaining one (1) unit of the two (2) unit building located at 1011 Emma Street being rehabilitated by NJCDG.
- A total of $40,000.00 was allocated towards the First Time Homebuyer Program which was not utilized. A total of $20,000.00 shall be reallocated to Y-HOMES, Inc., for CHDO Operating Expenses; and

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization to execute all appropriate documents necessary in connection with the above amendments to the HOME Investment Partnership Program for Fiscal Years 2011, 2012 and 2013; and

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to amend the HOME Investment Partnership Program for FY 2011, 2012 and 2013 as depicted hereinabove and be it

FURTHER RESOLVED that the proper City Officials are authorized to execute all appropriate documents necessary in connection with the aforementioned amendments to the HOME Investment Partnership Program for Fiscal Years 2011, 2012 and 2013 as depicted hereinabove.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, ~~Guesta,~~ Torres, Gonzalez, Keenan, ~~Cedeno,~~ Gallman, Mazza and President Grova - ~~8~~ 7
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

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

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

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

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

Certificate Invoice 05/30/2014 Total Amount: $10,915.13.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno,~~
Gallman, Mazza and President Grova - ~~8~~ 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 "attached Schedule A" is on file in the City Clerk's Office.

Certificate/Invoice 7/1/2014 Total Amount $1,837.33.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cucuta,~~ Torres, Gonzalez, Keenan, ~~Cedeno,~~ Gallman, Mazza and President Grova - X 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

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

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

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

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

Certificate Invoice 06/25/2014 Total Amount: $3,079.94.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - X 7

NEGATIVE: None

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BY CITY COUNCIL AS A WHOLE:

WHEREAS, on June 27, 2014, the Director of Public Works received four bids for the Elizabeth River Flood Control Project, Levee Maintenance Contract, South Front Street to Trenton Avenue, Contract No. 06-14; and

WHEREAS, the lowest responsible bidder was **CMS Construction, Inc., 152 Sherman Avenue, Newark, New Jersey 07114-1704,** in the mount of $1,181,505.00; and

WHEREAS, the work consists of maintenance on the existing levee along the Elizabeth River, from South Front street to the Trenton Avenue Bridge. The work includes site work, earthwork, removal of bushes and trees including roots, grading, term restoration, and related work. The work shall be completed within 90 calendar days of the Contractor's receipt of written Notice to Proceed; and

WHEREAS, the amount of the contract in question exceeds $50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have been complied with by **CMS Construction, Inc.;** and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00224, charging the amount of $1,181,505.00 to Account No. X-08-55-045-034, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

WHEREAS, the Director of the Department of Public Works has requested authorization to award a Levee Maintenance Contract to **CMS Construction, Inc., 152 Sherman Avenue, Newark, New Jersey 07114-1704**, for the Elizabeth River Flood Control Project, South Front Street to Trenton Avenue, Contract No. 06-14 at a cost of $1,181,505.00; now, therefore, be it

RESOLVED that the City Council authorizes the award of a Levee Maintenance Contract to **CMS Construction, Inc., 152 Sherman Avenue, Newark, New Jersey07114-1704**, for the Elizabeth River Flood Control Project from South Front Street to Trenton Avenue , Contract No. 06-14 at a cost of $1,181,505.00.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], Torres, Gonzalez, Keenan, [redacted], Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has advised on December 26, 2012 your Honorable Body approved a resolution authorizing the City of Elizabeth to award a contract in the amount of $75,000.00 to **Hatch Mott MacDonald, 111 Wood Avenue South, Iselin, New Jersey 08830,** to provide the City of Elizabeth with civil engineering services in connection with the Hurricane Sandy Disaster Recovery Public Assistance Program; and

WHEREAS, on December 12, 2013, your Honorable Body also approved a resolution authorizing contract Amendment No. 1 in the amount of 120,000.00; and

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

WHEREAS, to increase the likelihood of FEMA reimbursement of eligible costs, applicants must comply with FEMA's extensive documentation and reporting requirements. HMM will continue to coordinate with the various City departments regarding the necessary documentation to substantiate cost claims to FEMA. Hatch Mott MacDonald also continue to assist the City in coordinating the Public Assistance operations with the New Jersey Office of Emergency management, provide guidance for public bidding of construction contracts and reversioning of Project Worksheets to capture costs incurred by the City. HMM will also work to assemble documentation in order to close-out the Project Worksheets and obtain reimbursement from FEMA through the New Jersey Office of Emergency Management and provide assistance during the audit process. HMM will continue this lengthy FEMA process as the reconstruction projects continue; and

WHEREAS, the Department of Public Works has requested Contract Amendment No. 2 on a time and materials basis in the sum of $80,000 plus reimbursable for a total contract amount of $275,000.00. Ninety (90%) percent of the allowable costs will be reimbursed by FEMA; and

WHEREAS, Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00203, charging the amount of $40,000.00 to Account No. X-08-55-044-034, Certification No. 15-00204, charging the amount of $40,000.00 to Account No. X-04-55-999-X50-001 of the Municipal Budget are on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes Contract Amendment No. 2 **Hatch Mott MacDonald, 111 Wood Avenue South, Iselin, New Jersey 08830,** to provide the City of Elizabeth with civil engineering services in connection with the Hurricane Sandy Disaster Recovery Public Assistance Program at a an additional cost of $80,000.00, plus reimbursable. Ninety (90%) per cent of the allowable costs to be reimbursed by FEMA.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~,
Torres, Gonzalez, Keenan, ~~Cedeno,~~
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Recreation Department has requested authorization for the proper City Officials to apply, accept and sign all appropriate documents for the Union County Kids Recreation Trust Program for an amount not to exceed $600,000.00; and

WHEREAS, the Union County Kids Recreation Trust is allocating funding, in matching grant dollars, for the expansion of recreational opportunities within municipalities. This allows each municipality to address their specific needs with regard to summer recreational programming and improvements; and

WHEREAS, with this anticipated funding, the Department of Recreation will place synthetic turf at Kenah Field. Furthermore, the Department will continue work with the Elizabeth Conservancy to complete the acquisition of land to construct an Environmental Education Center on Third Avenue and Dolye Street. The proposed Center will include interpretive displays, a "green" reference library, multi-purpose room, green house and office space. The Elizabeth Conservancy has received Green Acres funding, which will meet the match requirement as well as previous Kids Recreation Trust Grant; however, additional funding is needed to complete the acquisition phase of the project; and

WHEREAS, through this Grant, the City of Elizabeth will upgrade an existing recreational site as well as support the creation of a new recreational facility, which will increase opportunities for our residents; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to apply, accept and sign all appropriate documents for the Union County Open Space, Recreation & Historic Preservation - Kids Recreation Trust Fund Grant in the amount of $600,000.00. The City of Elizabeth will upgrade an existing recreational site as well as support the creation of a new recreational facility, which will increase opportunities for our residents.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guesta,~~
Torres, Gonzalez, Keenan, ~~Cedeno,~~
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Division of Engineering has reviewed a request from PSE&G to enter into a Site Access Agreement to perform surveys, wetlands delineations and test borings on City property in preparation of the design of repairs to their 30-in gas pipeline facilities; and

WHEREAS, the Division of Engineering has requested permission for the proper City Officials to execute and enter into an Access Agreement with PSE&G to complete the surveys, wetlands delineations and test borings necessary for the design of repairs to their 30-inch gas pipeline facilities as depicted on a plan entitled "Proposed Temporary Work Space, Existing 30" PSE&G Crown Central Pipeline Crossing Elizabeth River, Union County, New Jersey" prepared by PSE&G dated 6/03/14, which is on file in the Municipal Engineer's Office; now, therefore be it

RESOLVED that the City Council of the Elizabeth authorizes the proper City Officials to execute and enter into an Access Agreement with PSE&G to complete the surveys, wetlands delineations and test borings necessary for the design of repairs to their 30-inch gas pipeline facilities as depicted on a plan entitled "Proposed Temporary Work Space, Existing 30" PSE&G Crown Central Pipeline Crossing Elizabeth River, Union County, New Jersey" prepared by PSE&G dated 6/03/14, which is on file in the Municipal Engineer's Office.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

Y CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **822 Rebecca Place, Elizabeth, New Jersey 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the South curb line of Rebecca Place

beginning at a point 235' West of Division Street

and continuing 22' West thereof;

and be it

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], Torres, Gonzalez, Keenan, [redacted], Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE

WHEREAS, a case is currently pending in the matter **Jobani Dumeng v. City of Elizabeth, UNN-L-0544-12**; and

WHEREAS, the Law Department and Robert F. Varady, Esq., have advised in connection with the **Eric Johns v. City of Elizabeth , et als**, a separate law suit has been brought forward for **Jobani Dumeng v. City of Elizabeth, UNN-L-0544-1** requesting authorization to settle the matter for $25,000.00 pending City Council approval; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00357 charging the amount of $25,000.00 to Account No. 04-21-56-248 of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby approves and authorizes the settlement of the claim in an amount of $25,000.00 payable to **Jobani Dumeng, 63 Port Avenue, Elizabeth, New Jersey,** and **Attorney for the Plaintiff: DURKIN & DURKIN, LLP, 1120 Bloomfield Avenue, P. O. Box 1289, West Caldwell, New Jersey 07007.**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - 8 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE

WHEREAS, a case is currently pending in the matter **Robert Adams v. City of Elizabeth, ESX-L-0912-12-12**; and

WHEREAS, the Law Department and Robert F. Varady, Esq., have advised in connection with the **Eric Johns v. City of Elizabeth , et als**, a separate law suit has been brought forward for **Robert Adams v. City of Elizabeth, ESX-L--0912-12** requesting authorization to settle this matter for $80,000.00 pending City Council approval; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00355 charging the amount of $80,000.00 to Account No. 04-21-56-248 of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby approves and authorizes the settlement of the claim in an amount of $80,000.00 payable to **Robert Adams, 817 Chancellor Avenue, Irvington, New Jersey,** and **Attorney for the Plaintiff: SHELLEY L. STANGLER, P.C., 155 Morris Avenue, Second Floor, Springfield, New Jersey 07081.**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], Torres, Gonzalez, Keenan, [redacted], Gallman, Mazza and President Grova - 8 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

July 7, 2014
July 10, 2014

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

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

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

DIRECT ENERGY BUSINESS	**4-01-31-460**	**$**	**129.27**
ELIZABETHTOWN GAS	**4-01-31-446**	**$**	**11,639.65**
FLEETCOR TECHNOLOGIES SERVICE	**4-01-31-460**	**$**	**105,216.53**
LANGUAGE LINE SERVICES	**4-01-43-490-MCO-302**	**$**	**930.24**
NRG BUSINESS SOLUTIONS	**4-02-31-435**	**$**	**475.30**
PSE&G	**4-01-31-430**	**$**	**239,604.35**
SOUTH JERSEY ENERGY	**4-01-31-430**	**$**	**1,116.90**
SPRINT	**4-01-31-440**	**$**	**465.68**
USA MOBILITY	**4-01-31-440**	**$**	**131.05**
VERIZON	**4-01-31-440**	**$**	**44,253.32**
VERIZON CABS	**4-01-31-440**	**$**	**194.56**
VERIZON WIRELESS	**4-02-31-440**	**$**	**16,980.46**
VERIZON COMMUNICATIONS	**4-01-31-440**	**$**	**746.37**

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

July 18 2014
July 24, 2014

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

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

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

AVAYA, INC.	**4-01-31-440**	**$**	**5,974.19**
DIRECT ENERGY BUSINESS	**4-01-31-460**	**$**	**251.54**
ELIZABETHTOWN GAS	**4-01-31-446**	**$**	**689.20**
PSE&G	**4-01-31-430**	**$**	**863.86**
SOUTH JERSEY ENERGY	**4-01-31-430**	**$**	**4,652.86**
SPRINT 09	**4-01-31-440**	**$**	**346.88**
SPRINT 11	**4-02-31-440**	**$**	**1,361.78**
USA MOBILITY	**4-01-31-440**	**$**	**130.91**
VERIZON	**4-01-31-440**	**$**	**31,388.73**
VERIZON COMMUNICATIONS INC.	**4-01-31-440**	**$**	**617.05**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted],
Torres, Gonzalez, Keenan, [redacted],
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

July 22, 2014

BY COUNCIL AS A WHOLE:

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

ORGANIZATION	AG	B.L.	R.L.	DATE
Rotary Club of Elizabeth			5341	7-16-14

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted]
Torres, Gonzalez, Keenan, [redacted]
Gallman, Mazza and President Grova - ~~8~~ 7

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City of Elizabeth has learned of the recent death of Sheriff Ralph Froehlich, 83; and

WHEREAS, Sheriff Froehlich was born and raised in Elizabeth, N.J. He attended local schools and graduated from St. Mary's High School in 1949; and

WHEREAS, he enlisted in the United States Marine Corps in 1951 and served in the infantryman. He was a member of the amphibious tractor crew and drill instructor until his release from active duty. He continued in the active Reserve until 1959; and

WHEREAS, Sheriff Froehlich was a member of the Elizabeth Police Department for almost twenty years, attaining the rank of Lieutenant. He received numerous commendations, including the New Jersey PBA Valor Award, "Policeman of the Year," and the Elizabeth Police Merit Awards; and

WHEREAS, in 1975, he graduated Kean University. He attended the Northwestern University Traffic Institute in 1978. He was a member of Pi Sigma Alpha, the National Political Honor Society; and

WHEREAS, Sheriff Froehlich was first elected Sheriff of Union County in 1977 after having won a seat on the Elizabeth City Council in 1976 . He was in his 13th term as Union County Sheriff when he passed away. He held the distinction of being the longest-serving County Sheriff in the State of New Jersey; and

WHEREAS, Sheriff Froehlich is survived by his beloved wife of twenty years, Marlene; two children, Debra Kurzawski, and Lora Froehlich. He also was the father of the late Renee Hagen. He also was a loving and dedicated grandfather; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth express our sincere sorrow at the loss of Sheriff Froehlich and acknowledge his lifelong passion and commitment to law enforcement and his years of service to the residents of Union County; 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 Felicia LaVecchia, 81; and

WHEREAS, born in Vallata, Italy, she came to the United States in 1959 and settled in Elizabeth before moving to Roselle Park in 1971; and

WHEREAS, she was a chef at Roselle Park High School; and

WHEREAS, she was predeceased by her son Joseph P. LaVecchia; and

WHEREAS, Felicia is survived by two sons, Frank and Thomas LaVecchia; three daughters, Rosemary Paparatto, Phyllis Mirabella and Antoninetta LaVecchia. She is also survived by ten adored grandchildren.

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Felicia 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 Elizabeth has learned of the recent death of Salvatore Mirabile, 69; and

WHEREAS, Salvatore was born in Ribera, Italy. In 1972 he came to Elizabeth, NJ, where he resided until moving to Carteret over thirty years ago; and

WHEREAS, Salvatore was a mason with the Brick Layers Local No. 28 for five years before staring his own company, Sal Mirabile Mason Contractor Co. He worked for over twenty-five years before retiring in 2000; and

WHEREAS, he was a member of the Ribera Club, Elizabeth, NJ; and

WHEREAS, Salvatore was a devoted family man. He is survived by his devoted wife of 48 years, Vincenza (nee Colletti); cherished sons, Anthony, Giuseppe, and by his adoring 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 Salvatore Mirabile; 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 Nelson Gonçalves; and

WHEREAS, Nelson was born in Providence, Rhode Island and came to Elizabeth at the age of 3; and

WHEREAS, he was an active member of the Lions Club serving in many positions including President of the Elizabeth Lions Club, District Governor (District 16E), District Governor Advisor, many state, district and club committees and chairmanships including Council Chair of MD16 NJ. He received two international Presidents Awards, two international Leadership Awards, "Lion of the Year," and was a Life Member of the Lions Club International. He also served as a Trustee for the Eye Institute of NJ, Lions Eye Bank and the 16E Charitable Foundation; and

WHEREAS, Nelson received the Dr. Emanuel Elkin Patarroyo Outstanding Lion of the Year award and the Melvin Jones Follow award for dedicated Humanitarian Services; and

WHEREAS, Nelson was also active in the Our Lady of Fatima Parish Council and the Portuguese Instructive Club (PISC) in Elizabeth; and

WHEREAS, Nelson was an Army Veteran after World War II; and

WHEREAS, Nelson is survived by his wife Maria (Mary) Costa Gonçalves; his two daughters, Diane DeLuna and Nancy Ingram and her husband Mark; and his two nieces, Christine Grova and Theresa Viega.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Nelson Gonçalves to his 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 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 Michele G. Mazza, 81; and

WHEREAS, Michele was born in Vallata, Italy. In 1957, he settled in Elizabeth; and

WHEREAS, he worked as a bricklayer, with Local No. 4 before merging with Local No. 18. He worked for forty years and retired in 1995; and

WHEREAS, he loved spending time with his family, especially his grandchilden who adored him; and

WHEREAS, he was a member of the Vallatese Club, Elizabeth; and

WHEREAS, he was a loving and devoted father, grandfather and brother. He is survived by his cherished children, Anthony, Felicia, Angela; his treasured grandchildren, Christopher Maria Ruiz, Michael and Justin Lopez, Michael C. and Lucas A. Mazza; brothers Mario, Gaetano, and Councilman Frank Mazza; sisters Alba and Maria. He was predeceased by his beloved wife Maria (nee Zamarra) Mazza; 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 Michele G. Mazza; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to 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 Ione C. Etheridge Good; and

WHEREAS, born, Columbia, S.C. she then relocated to Elizabeth in 2007; and

WHEREAS, she retired from the Newark Board of Education where she worked for many years as a lunch aide; and

WHEEAS, Onie was a dedicated member of the Blessed Sacrament St. Charles Borromeo Roman Catholic Church; and

WHEREAS, she is survived by her son Teddy, her grandchildren: Lawrence, Leah, Br. Patrick Winbush, O.S.B., and Remey; and

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Ione C. Etheridge Good 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.

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BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Irma Gonzales; and

WHEREAS, Irma was the beloved wife of Danilo Gonzalez. She was the loving mother of Irma Gonzalez, Asela Goebel and Francisco Gonzalez. She was the cherished grandmother of seven grandchildren and four great-grandchildren;and

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Irma Gonzales 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.

Councilman Torres moved that City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President Grova declared City Council adjourned at

8:40 p.m.

APPROVED

MANNY GROVA, JR.
President of City Council

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