**PROCEEDINGS OF CITY COUNCIL**

**(OFFICIAL)**

**ELIZABETH, N.J.**

Tuesday Evening
August 26, 2014
7:30 p.m.

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

Council President pro tem Patricia Perkins-Auguste 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: Frank J. Cuesta,
Council Members: Carlos L. Torres, 1st Ward;
Nelson Gonzalez, 2nd Ward; Joseph Keenan, 3rd Ward;
Carlos Cedeno, 4th Ward; William Gallman, Jr., 5th Ward;
Frank O. Mazza, 6th Ward, and
President pro tem Patricia Perkins-Auguste - 8

ABSENT: Council President Grova - 1

ALSO PRESENT: Jorge Estrada, Special Counsel

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

## PUBLIC SPEAKING

There being no one present who desired to be heard, Council President pro tem Perkins-Auguste declared the public speaking portion of the meeting closed.

## PUBLIC HEARINGS

Council President pro tem Perkins-Auguste announced that the next business in order would be a public hearing on **Ordinance No. 4473**, entitled:

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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.

This ordinance was adopted on its first reading at the meeting of City Council held on **July 22, 2014.**

The Notice of Public Hearing was published in the Star Ledger issue of **August 20, 2014.**

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

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

Council President pro tem Perkins-Auguste announced that the next business in order would be a public hearing on **Ordinance No. 4474**, entitled:

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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

This ordinance was adopted on its first reading at the meeting of City Council held on **July 22, 2014.**

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

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

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

Council President pro tem Perkins-Auguste announced that the next business in order would be a public hearing on **Ordinance No. 4475**, entitled:

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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

This ordinance was adopted on its first reading at the meeting of City Council held on **July 22, 2014.**

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

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

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

Council President pro tem Perkins-Auguste announced that the next business in order would be a public hearing on **Ordinance No. 4476**, entitled:

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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

This ordinance was adopted on its first reading at the meeting of City Council held on **July 22, 2014.**

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

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

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

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## PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 16, 2014, from the Business Administrator recommending the award of a contract to Firefighter One, 26 Gail Court, Suite 1, Sparta, NJ, for the purchase of personal protection items and equipment for the period of July 1, 2014 through June 30, 2015, in the amount not to exceed $60,000.00.
Which was received.

By the Clerk:

Letter dated July 21, 2014, from the Business Administrator recommending the award of a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ, for the purchase of one (1) 2015 Ford Explorer and one (1) 2015 Ford Transit Van at a total cost of $63,870.00.
Which was received.

[redacted]

By the Clerk:
Letter dated July 28, 2014, from the Business Administrator recommending the award of a contract to Malouf Ford-Lincoln Mercury, 2210 Route 1 North, North Brunswick, NJ, for OEM vehicle parts and repairs for various departments, under the Somerset County Cooperative Purchasing Contract, for the period of July 7, 2014 through April 1, 2016, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated July 28, 2014, from the Business Administrator recommending the award of a contract to Ditschman Flemington Ford, 215 Route 22, P.O. Box 1007, Flemington, NJ, for the purchase of OEM parts and repairs for various departments, under the Somerset County Cooperative Purchasing Contract, for the period of July 7, 2014 through April 1, 2016, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated July 28, 2014, from the Business Administrator recommending the award of a contract to Thomson Reuters, a Division of West Publishing Corporation, 610 Opperman Drive, Eagan, MN, for the purchase of Web Based Data Access Services for the Law Department and Municipal Court Division for the period of July 1, 2014 to December 30, 2014,at a cost not to exceed $25,000.00.
Which was received.

By the Clerk:
Letter dated July 31, 2014, from the Business Administrator recommending the award of a contract to Royal Printing Service, P.O. Box 1000, West New York, NJ, to purchase election ballots in the amount of $38,215.00.
Which was received.

By the Clerk:
Letter dated July 31, 2014, from the Business Administrator requesting authorization for the issuance of insurance with Evanston Insurance Company, 10 Parkway N – Suite 100, Deerfield, Illinois, through agent-of-record Otterstedt Insurance Agency, covering City Nurses for the period of August 3, 2014 to August 3, 2015 at an annual premium of $16,479.00.
Which was received.

By the Clerk:
Letter dated July 31, 2014, from the Business Administrator recommending the award of a contract to W.B. Mason Co., 535 Secaucus Road, Secaucus, NJ, and Paper Mart, 151 Ridgedale Avenue, East Hanover, NJ, for the purchasing of copy paper for all departments and divisions, under the Morris County Cooperative Purchasing Contract, for the period of July 1, 2014 through June 30, 2015 at a cost not to exceed $40,000.00.
Which was received.

By the Clerk:
Letter dated July 31, 2014, from the Business Administrator recommending the award of a contract to Ricoh Americas Corporation, 5 Dedrick Place, West Caldwell, NJ, for photocopiers cost per copy leasing for the payment of new or replacement leases and maintenance of owned photocopiers for the period of July 1, 2014 through March 31, 2015, in the total amount not to exceed $85,000.00.
Which was received.

[redacted]

By the Clerk:

Letter dated July 31, 2014, from the Business Administrator recommending the award of a contract to Independence Constructors, 1200 Route 22 East, Bridgewater, NJ, for cleaning, inspections and monitoring of oil/water separators, above and underground tanks at various locations and NJ Department of Environmental Protection Compliance for the period of July 1, 2014 through November 30, 2014, at a cost not to exceed $75,000.00.
Which was received.

By the Clerk:

Letter dated July 31, 2014, from the Business Administrator recommending the award of a contract to Modern Office Systems, LLC, 45 West 36th Street, 9th Floor, New York, NY, for the purchase of evidence lockers for the Police Department Property Room in the amount of $10,405.66.
Which was received.

By the Clerk:

Letter dated August 1, 2014, from the Business Administrator recommending the award of a contract to Chas. S. Winner Inc., d/b/a Winner Ford, 250 Berlin Road, Cherry Hill, NJ, for the purchase of one (1) 2014 Ford F150 at a cost of $30,747.00; one (1) 2015 Ford F450 with a Landscape Body at a cost of $69,325.00; one (1) 2015 Ford F450 Standard Service Body at a cost of $56,540.00; and one (1) 2015 Ford F350 at a cost of $50,306.00 for the Department of Recreation at a total cost of $206,918.00.
Which was received.

By the Clerk:

Letter dated August 1, 2014 from the Business Administrator recommending the award of a contract to Pierce Manufacturing, Inc., 2400 American Drive, Appleton, WI, for the purchase of one (1) FY14 re-tractoring and refurbishing of a tractor drawn aerial ladder truck for the Fire Department in the amount of $565,460.00.
Which was received.

By the Clerk:

Letter dated August 1, 2014, from the Business Administrator recommending the award of a contract to Marturano Recreation Company, P.O. Box 106, Spring Lake, NJ, for playground and park equipment for the Recreation Department for the period of July 1, 2014 to May 14, 2015, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:

Letter dated August 1, 2014, from the Business Administrator recommending the award of a contract to Garden State Highway Products, 1740 East Oak Road, Vineland, NJ, for breakaway U-posts and sign supports for the Department of Public Works for the period of July 1, 2014 through July 1, 2015, at a cost not to exceed $100,000.00.
Which was received.

By the Clerk:

Letter dated August 1, 2014, from the Business Administrator recommending the award of a contract to Bayway Lumber, 400 Ashton Avenue, Linden, NJ, for the purchase of lumber and associated materials for various departments, under the Morris County Cooperative Purchasing Contract, for the period of July 1, 2014 through June 30, 2015, at a cost not to exceed $50,000.00.
Which was received.

[redacted]

By the Clerk:

Letter dated August 1, 2014, from the Business Administrator recommending the award of a contract to Feldman Lumber Company, 1281 Metropolitan Avenue, Brooklyn, NY, for the purchase of lumber and associated materials for various departments, under the Morris County Cooperative Purchasing Contract, for the period of July 1, 2014 through June 30, 2015, at a cost not to exceed $75,000.00.
Which was received.

By the Clerk:

Letter dated July 14, 2014, from the Second Assistant City Attorney requesting authorization for the proper City officials to execute a right-of-way agreement with TW Telecom of New Jersey, LP, for a period of fifteen (15) years.
Which was received.

By the Clerk:

Letter dated July 22, 2014, from the Chief Financial Officer requesting authorization for the Tax Collector to refund/credit a Veteran deduction for the property located at 912 South Street and 831 Grove Street for the Tax Year 2014 in the amount of $500.00.
Which was received.

By the Clerk:

Letter dated July 23, 2014, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel the said disallowed senior citizen deductions as per the delineated list for the Tax Year 2013 in the amount of $500.00.
Which was received.

By the Clerk:

Letter dated July 23, 2014, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel the said disallowed senior citizen deductions as per the delineated list for the Tax Year 2013 in the amount of $500.00.
Which was received.

By the Clerk:

Letter dated July 23, 2014, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel the said disallowed senior citizen deductions as per the delineated list for the Tax Year 2013 in the amount of $750.00.
Which was received.

By the Clerk:

Letter dated August 5, 2014, from the Chief Financial Officer requesting the Governing Body's approval of the State Fiscal Year Corrective Action Plan concomitant with the 2013 SFY Audit Report.
Which was received.

By the Clerk:

Letter dated August 5, 2014, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a bond ordinance authorizing the cost of construction of the Elizabeth River Trail- Phase 4, which includes the area along the Elizabeth River from South Broad Street to West Grand Street, in the amount of $1,700,000.00, with a down payment of $85,000.00.
Which was received.

[redacted]

By the Clerk:

Letter dated August 5, 2014, from the Chief Financial Officer requesting that your Honorable Body authorize an application to the Local Finance Board to participate in the New Jersey Environmental Trust Financing Program to finance the City's Capital Assessment in respect of the Joint Meeting of Essex and Union Counties in the amount of $5.4 million.
Which was received

By the Clerk:

Letter dated August 5, 2014, from the Chief Financial Officer requesting that your Honorable Body consider a Sewer Utility bond ordinance to finance the City's capital assessment in respect of the Joint Meeting of Essex and Union Counties in the amount not to exceed $5.4 million.
Which was received.

By the Clerk:

Letter dated August 5, 2014, from the Chief Financial Officer requesting a State Fiscal Year 2015 Dedication by Rider to the municipal budget for donations-acceptance of bequests and gifts from the Atalanta Corporation for the annual Book Bag and Supplies Give Away.
Which was received.

By the Clerk:

Letter dated August 5, 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 August 5, 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 August 5, 2014, from the Chief Financial Officer requesting that your Honorable Body consider authorizing a review of the accuracy of statements made in official statements for bond and note issues over the last five (5) years concerning the City's compliance with its prior undertakings to provide secondary market disclosure of annual financial information and notices of certain events and the participation by the City in the Securities and Exchange Commission's Municipalities Continuing Disclosure Cooperation Initiative if the disclosure review finds possible material misstatements concerning secondary market disclosure compliance.
Which was received.

By the Clerk:

Letter dated August 5, 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 July 11, 2014, from the Director of Health and Human Services requesting authorization for the proper City officials to apply, accept and sign all documents pertaining to the continuation of the FY 2014-2015 H.O.P.W.A. grant funding from the City of Newark, Department of Administration, Bureau of Research and Program Development.
Which was received.

[redacted]

By the Clerk:

Letter dated July 14, 2014, from the Director of Health and Human Services requesting authorization for the proper City officials to execute an agreement with the Gateway Family YMCA, 144 Madison Avenue, Elizabeth, NJ, to accept up to fifty (50) children from the City's summer camp program to offer academic and recreational activities for the period of July 9, 2014 through August 15, 2014 at a cost of $25,000.00.
Which was received.

By the Clerk:

Letter dated July 30, 2014, from the Director of Health and Human Services requesting authorization to disburse $33,151.50 to the Elizabeth Board of Education for the use of custodial, security and bus services for the S.O.A.R. after school program for the period of October 7, 2013 to June 19, 2014.
Which was received.

By the Clerk:

Letter dated July 30, 2014, from the Director of Health and Human Services requesting authorization to disburse $35,040.00 to the Elizabeth Board of Education for the use of custodial, security and bus services for the S.O.A.R. summer program for the period of July 7, 2014 to August 15, 2014.
Which was received.

By the Clerk:

Letter dated July 23, 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 an Owner-Occupied Basic Program, Deferred Payment Loan for the property located at 746 Jackson Avenue in the amount not to exceed $16,000.00.
Which was received.

By the Clerk:

Letter dated July 28, 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 postpone the City's mortgage, Rental Housing Program, on the property located at 460-474 Spring Street in the amount of $573,910.00.
Which was received.

By the Clerk:

Letter dated August 4, 2014, from the Director of Planning and Community Development requesting that your Honorable Body consider the adoption of an ordinance authorizing the City to collect all monies the City disburses to relocate the displaced tenants of illegal occupancies.
Which was received.

By the Clerk:

Letter dated July 8, 2014, from the Director of Public Works requesting permission to have liens placed against properties listed on Schedule A attached hereto for the boarding up of said properties in the amount of $1,070.43.
Which was received.

By the Clerk:

Letter dated July 21, 2014, from the Director of Public works requesting that your Honorable Body adopt an ordinance for the purpose of vacating a portion of Brighton Street, from Pulaski Street to Cole Place, required for the construction of a new elementary school.
Which Was Referred To City Council As A Whole.

[redacted]

[redacted]

By the Clerk:

Letter dated July 21, 2014, from the Director of Public Works requesting authorization 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 $20,590.76.
Which was received.

By the Clerk:

Letter dated July 22, 2014, from the Director of Public Works requesting authorization for His Honor the Mayor to execute the Utility Relocation Agreement for relocation of certain sewer facilities in connection with the construction of the Route 27 NB (Cherry Street) at West Grand Street; project will be funded by the NJ Department of Transportation.
Which was received.

By the Clerk:

Letter dated July 31, 2014, from the Director of Public Works recommending the award of a contract to T & M Associates, Eleven Tindall Road, Middletown, NJ, to provide civil engineering services on a time and material basis for actual time and expenses in connection with traffic signal design and construction inspection at the intersection of East Jersey Street and Winfield Scott Plaza and the intersection of Jackson Avenue and Monroe Avenue/Anna Street at a cost not to exceed $192,550.00, plus reimbursable.
Which was received.

By the Clerk:

Letter dated August 4, 2014, from the Director of Public Works requesting authorization 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 $19,736.28.
Which was received.

By the Clerk:

Letter dated August 4, 2014, from the Director of Public Works requesting authorization 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 $8,558.19.
Which was received.

By the Clerk:

Letter dated June 30, 2014, from the Police Director requesting the establishment of handicapped parking spaces at the following locations: 738 Van Buren 1st Floor; 1009 William Street; 45 Orchard Street; deletions: 150 Jacques Street; 509 Rahway Avenue; 512 S. Park Street; 934 Anna Street, and 123 Acme Street.
Which was received.

By the Clerk:

Letter dated July 24, 2014, from the Police Director requesting the establishment of handicapped parking spaces at the following locations: 146 Franklin Street (personalized); 63 Florida Street (personalized); 229 Erie Street; 952 Grove Street; 252 Fulton Street 1st Floor; 144 South Park Street; 850 East Jersey Street; 1071 Anna Street; 20 Cedar Avenue; 23 Florida Street, 2nd Floor; deletions: 620 Grier Avenue; 70 Florida Street; 76 Florida Street, and 28 Spencer Street.
Which was received.

By the Clerk:
Letter dated August 1, 2014, from the Police Director requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the 2014 State Body Armor Replacement Fund Program.
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 March, 2014, and Statement of Bank Balances and Investments as of March 31, 2014.
Which was received.

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 April, 2014, and Statement of Bank Balances and Investments as of April 30, 2014.
Which was received.

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 May, 2014, and Statement of Bank Balances and Investments as of May 31, 2014.
Which was received.

By the Clerk:
Minutes: Fair Rental Housing Board meeting held May 21, 2014.
Which was received.

## ORDINANCES ON FIRST READING

Council President pro tem Perkins-Auguste announced that the next business in order would be the introduction of **Ordinance No. 4477** , which was seconded by Councilman Cuesta, entitled:

**AN ORDINANCE TO RESCIND ORDINANCE NO. 3680, ADOPTED ON JANUARY 25, 2005, ESTABLISHING A PERSONALIZED HANDICAPPED PARKING SPACE FOR O. C. ANDERSON, 934 ANNA STREET, ELIZABETH, NEW JERSEY.**

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

Council President pro tem Perkins-Auguste announced that the next business in order would be the introduction of **Ordinance No. 4478** , which was seconded by Councilman Cuesta, entitled:

AN ORDINANCE TO AMEND CHAPTER 2.48 OF THE CODE OF THE CITY OF ELIZABETH, ENTITLED "DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT" SPECIFICALLY TO PROVIDE A MECHANISM FOR THE COLLECTION OF RELOCATION ASSISTANCE FOR DISPLACED TENANTS PAID FOR BY THE CITY.

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

Council President pro tem Perkins-Auguste announced that public notice will be published fixing Tuesday evening, September 9, 2014, at 7:30 p.m., City Council Chambers, City Hall, Elizabeth, N.J., as the time and place that City Council will conduct the public hearing and further consider the foregoing Ordinance Nos. 4477 and 4478, adopted on first reading.

Council President pro tem Perkins-Auguste announced that the next business in order would be the introduction of **Ordinance No. 4479** , which was seconded by Councilman Cuesta, entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR CONSTRUCTION OF ELIZABETH RIVER TRAIL PHASE 4 IN THE CITY OF ELIZABETH AND APPROPRIATING $1,700,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $1,615,000 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: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Gallman, Mazza, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

Council President pro tem Perkins-Auguste announced that public notice will be published fixing Tuesday evening, September 23, 2014, at 7:30 p.m., City Council Chambers, City Hall, Elizabeth, N.J., as the time and place that City Council will conduct the public hearing and further consider the foregoing Ordinance No. 4479, adopted on first reading.

## ORDINANCES ON FINAL PASSAGE

Council President pro tem Perkins-Auguste announced that the next business in order would be the adoption of **Ordinance No. 4473** , which was seconded by Councilman Cuesta.

**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.**

**WHEREAS,** the Division of Engineering has reviewed a request submitted to the City of Elizabeth by **Stephen F. Hehl, Esq., of Hehl & Hehl, P.C., 370 Chestnut Street, Union, NJ 07083,** for the proposed vacation of Henry Street between Julia Street and Fairmount Avenue. The request package included a topographical and utility survey of the affected right-of-way, a street vacation plan and metes and bound descriptions signed, sealed and dated March 31, 2014, prepared by Gary A. Veenstra, PLS of Langan Engineering. Also included in the request are statements of consent to the vacation by the abutting property owners; and

**WHEREAS,** this request for street vacation has been circulated to various departments throughout City Hall, NJ Transit and the various affected utility companies with no adverse comments received. Therefore, we recommend the vacation of Henry Street between Julia Street and Fairmount Avenue as outlined in the documentation referenced above and subject to all utility easements necessary for this vacation and any specific requirements of the City of Elizabeth Police and Fire Departments; and

**WHEREAS,** in accordance with N.J.S.A. 40:67-1, any vacation ordinance adopted pursuant to this subsection shall expressly reserve and except from vacation all rights and privileges then possessed by public utilities, as defined in R.S. 48:2-13, and by any cable television company, as defined in the "Cable Television Act," P.L. 1972, c. 186 (C. 48:5A-1 et seq.), to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, highway, lane alley, square, place or park, or any part thereof, to be vacated.

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

**SECTION 1.** - The portion of Henry Street, between Julia Street and Fairmount Avenue, in the City of Elizabeth, County of Union, State of New Jersey described as follows is hereby vacated:

**BEGINNING** at a point being the intersection of the northwesterly line of Henry Street (60' wide) and the northeasterly line of Julia Street (width varies) and running the following course and distance to the Point of Beginning; thence

A. Along said northeasterly line of Julia Street, if produced southeasterly, South 35° 49' 39" East, a distance of 34.665 feet to the Point of Beginning; thence

1. Along the centerline of Henry Street, North 24°05'51" East, a distance of 266.66 feet to a point; thence

2. Still along said centerline, North 27°36'21" East, a distance at 653.78 feet to a point; thence

3. Along the northwesterly prolongation of the southwesterly line of Fairmount Avenue (80' Wide), South 62°23'39" East, a distance of 30.00 feet to a point being the intersection of the southeasterly line of Henry Street and the southwesterly line of Fairmount Avenue; thence

4. Along said southeasterly line of Henry Street, South 27°36' 21" West, a distance of 652.86 feet to a point; thence

5. Still along the same, South 24°05'51" West, distance of 283.12 feet to a point being the intersection of said southeasterly line of Henry Street and the aforementioned northeasterly line of Julia Street; thence

6. Along the northwesterly prolongation of said northeasterly line of Julia Street, North 35°49'39" West, a distance of 34.665 feet to the Point of Beginning.

Encompassing an area of 27,847 sq. ft. or 0.639 acres, more or less.

and

**BEGINNING** at a point being the intersection of the northwesterly line of Henry Street (60' wide) and the northeasterly line of Julia Street (width varies) and running; thence

1. Along said northwesterly line of Henry Street, North 24°05'51" East, a distance of 250.21 feet to a point; thence

2. Still along the said northwesterly line of Henry Street, North 27°36'21" East, a distance of 654.70 feet to the intersection of said northwesterly line of Henry Street and the southwesterly line of Fairmount Avenue (80' wide); thence

3. Along said southwesterly line of Fairmount Avenue, if produced southeasterly, South 62°23'39" East, a distance of 30.00 feet to a point on the centerline of Henry Street; thence

4. Along said centerline, of Henry Street, South 27°36'21" West, a distance of 653.78 feet to a point; thence

5. Still along said centerline, South 24°05'51" West, a distance of 266.66 feet to a point; thence

6. Along the southeasterly prolongation of the aforementioned northeasterly line of Julia Street, North 35°49'39" West, a distance of 34.665 feet to the Point of Beginning.

Encompassing an area 27,380 sq. ft. or 0.629 acres, more or less.

**SECTION 2.** Expressly reserved and excepted from vacation as provided for herein are all rights and privileges possessed by public utilities, as defined in R.S. 48:2-13, and by any cable television company, as defined in the "Cable Television Act," P.L. 1972, c. 186. (C.48:6A-1 et seq.), to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, highway, lane, alley, square, place or park, or any part thereof, to be vacated.

**SECTION 3.** The City of Elizabeth shall, within sixty (60) days after this Ordinance becomes effective, file a certified copy hereof under seal of the City of Elizabeth together with a copy of the Proof of Publication hereof, in the Office of the Clerk of Union County.

**SECTION 4.** All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

**SECTION 5.** 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 6.** 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.

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The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held **July 22, 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 **August 20, 2014.**

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

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman and President pro tem Perkins-Auguste - 8

NEGATIVE: None

Council President pro tem Perkins-Auguste announced that the next business in order would be the adoption of **Ordinance No. 4474** , which was seconded by Councilman Cuesta.

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

BE IT ORDAINED BY CITY COUNCIL OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to N.J.S.A 40A:2-39, it is hereby determined that $1,100,000 of the proceeds of obligations originally made available for the renovation of the Mack Building pursuant to bond ordinance number 3778 of the City of Elizabeth, in the County of Union, New Jersey (the "City"), finally adopted January 10, 2006, are no longer necessary for the purposes for which the obligations previously were authorized.

Section 2. The $1,100,000 described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 is hereby reappropriated to provide for the demolition of the Mack Building and park improvements, and including all work and materials necessary therefor or incidental thereto.

Section 3. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Councilman Torres stated that the Mack Building is an historical building to him and it is tough for him to demolish this building.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held **July 22, 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 **August 14, 2014.**

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

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman and President pro tem Perkins-Auguste - 8

NEGATIVE: None

Council President pro tem Perkins-Auguste announced that the next business in order would be the adoption of **Ordinance No. 4475** , which was seconded by Councilman Cuesta.

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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

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the City of Elizabeth, in the County of Union, New Jersey (the "City") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of $1,000,000 including the sum of $50,000 as the down payment for the improvement or purpose pursuant to the Local Bond Law. The down payment has been made available by virtue of the provision for down payment or for capital improvement

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of $950,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued is the installation of traffic lights and road resurfacing at the intersection of East Jersey Street at Winfield Scott Plaza and at the intersection of Jackson Avenue at Monroe Avenue/Anna Street, and including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made.

Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by $950,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding $100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Councilman Gallman stated that he has been struggling and fighting for the past few years and finally it will be done. He thanked the Administration for bringing this to fruition.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held **July 22, 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 **August 14, 2014.**

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

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman and President pro tem Perkins-Auguste - 8

NEGATIVE: None

Council President pro tem Perkins-Auguste announced that the next business in order would be the adoption of **Ordinance No. 4476** , which was seconded by Councilman Cuesta.

**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**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY (not less than a majority of all members thereof affirmatively concurring), AS FOLLOWS:**

Section 1. $750,000 is hereby appropriated from the Capital Improvement Fund for a new phone system for the City, including, but not limited to, City Hall, the Police Department and Fire Department telecommunication systems and City data networking equipment, and including all work and materials necessary therefor and incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect in accordance with Law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held **July 22, 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 **August 14, 2014.**

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

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman and President pro tem Perkins-Auguste - 8

NEGATIVE: None

NEW BUSINESS

Councilman Keenan **MOVED** for a **Suspension of the Rules** for the purpose of considering resolutions which did not appear on the agenda, seconded by Councilman Cuesta, and carried unanimously.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, on August 21, 2014, the Director of Public Works received one (1) bid for the 2014 Road Resurfacing Program, Contract No. 08-14 from **Smith-Sondy Asphalt Construction Co., Inc., 150 Anderson Avenue, Wallington, New Jersey 07057**; and

WHEREAS, the sole responsible bidder was **Smith-Sondy Asphalt Construction Co., Inc., 150 Anderson Avenue, Wallington, New Jersey 07057** , in the amount of $2,107,645.00; and

WHEREAS, the work consists of road resurfacing for the streets listed on Exhibit A attached hereto and made apart hereof; 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 **Smith-Sondy Asphalt Construction Co., Inc.**; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No.:**15-01728 charging the amount $58,052.82 to Account No.: X-04-55-999-X23-001 and Certification No.: 15-07129 charging the amount of $2,049,592.18 to Account No.: X-04-55-999-X61-001,** of the Municipal Budget are 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 contract to **Smith-Sondy Asphalt Construction Co., Inc., 150 Anderson Avenue, Wallington, New Jersey 07057**, for the 2014 Road Resurfacing Program, Contract No. 08-14 at a cost of $2,107,645.00; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth authorizes the award of a contract to **Smith-Sondy Asphalt Construction Co., Inc., 150 Anderson Avenue, Wallington, New Jersey 07057** for the 2014 Road Resurfacing Program, Contract 08-14 at a cost of $2,107,645.00.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, on August 20, 2014, the Director of Public Works received three (3) bids for the 2014 Road Resurfacing Program, Contract 07-14; and

WHEREAS, the lowest responsible bidder was **Black Rock Enterprises, LLC, 1316 Englishtown Road, Old Bridge, New Jersey 08857,** in the amount of $2,145,528.02; and

WHEREAS, the work consists of road resurfacing the streets listed on Exhibit A attached hereto and made apart hereof; 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 **Black Rock Enterprises, LLC**; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No.: **15-01730 charging the amount $116,919.83 to account No.: X-04-55-999-X33-001, Certification No.: 15-01731 charging the amount $506,119.62 to account No.: X-04-55-999-X45-001, Certification No.: 15-01732 charging the amount $1,522,488.57 to account No.: X-04-55-999-X61-001** of the Municipal Budget are 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 contract to **Black Rock Enterprises, LLC, 1316 Englishtown Road, Old Bridge, New Jersey 08857,** for the 2014 Road Resurfacing Program, Contract No. 07-14 at a cost of $2,145,528.02; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth authorizes the award of contract to **Black Rock Enterprises, LLC, 1316 Englishtown Road, Old Bridge, New Jersey 08857** for the 2014 Road Resurfacing Program, Contract 07-14 at a cost of $2,145,528.02.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the Elizabeth New Jersey African American Heritage Day Parade Committee has requested authorization in conjunction with the City of Elizabeth to conduct a parade and music celebrations on September 14; and

**WHEREAS**, the Committee has requested that City Council waive all fees including but not limited to vender fees, application fee and security deposit; and

**WHEREAS**, the Parade will commence at 2:00p.m. on September 14, 2014 at Union Square up Elizabeth Avenue onto Broad Street to East Jersey Street and conclude in front of City Hall. There will be vendors, music/dancing and an awards ceremony; now therefore be it

**RESOLVED** that the City Council of the City of Elizabeth grants permission to the Elizabeth New Jersey African American Heritage Day Parade Committee to conduct its parade and celebrations as set forth herein above on September 14, 2014 (parade to commence at 2:00p.m at Union Square); and be it further

**RESOLVED** that the City Council waives all fees set forth herein above.

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Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

BY CITY COUNCIL AS A WHOLE:

**WHEREAS,** the Department of Law of the City of Elizabeth has requested adoption of a resolution:

1. Approving a Settlement of Litigation entitled WNC Institutional Tax Credit Fund X NJ Series, LP, et al, v. 620 First Urban Renewal Associates Corporation, Inc., et al v. City of Elizabeth, Docket No. UNN-C-67-13 as described below;

2. Reinstating a tax exemption previously granted to 620 First Urban Renewal, LP on property located at 620 First Avenue and subsequently revoked.

3. Reinstating a tax exemption previously granted to Millennium Urban Renewal, LP on property located at 600 Fulton Street and subsequently revoked.

4. Authorizing the subordination of the City's Elizabeth Home Improvement Program loan in the amount of $200,000 previously given to 620 First Urban Renewal, LP on property located at 620 First Avenue to a new mortgage from Cherrywood Commercial Lending, LLC in the amount of $495,000 and to a State loan in the amount of $253,000.

5 Authorizing the subordination of the City's Elizabeth Home Improvement Program loan in the amount of $253,000 previously given to Millennium Urban Renewal, LP on property located at 620 First Avenue to a new mortgage from Cherrywood Commercial Lending, LLC in the amount of $740,000 and a State loan in the amount of $84,500; and

**WHEREAS,** the above entitled litigation is the subject of an agreement to settle all claims among the parties subject to City Council approval; and

**WHEREAS,** the claim against the City is for reimbursement for alleged overcharges in payments in lieu of taxes, interest and penalties thereon; and,

**WHEREAS,** the pertinent parts of the settlement are that the City will reinstate the tax exemptions and subordinate the City mortgage loans on both properties; Defendants will provide the required certified annual audit reports for the two urban renewal entities involved for the years 2011, 2012 and 2013; the City will reimburse Luis Rodriguez the sum of $22,177.28; Defendants shall come into compliance with all requirements of the Elizabeth Home Improvement Program monitoring requirements for the period beginning September 1, 2013; that Defendants shall pay all outstanding water and sewer charges on the properties; that Rodriguez will pay the outstanding taxes on account Block 7 Lot 535.x in the amount of $2,177.28; the City shall be estopped from challenging the validity of the use of the basement space at 600 Fulton Street during the time in which the property is owned by and legal entity owned or controlled by Luis Rodriguez or by Luis Rodriguez individually; and that the City shall execute any and all documents necessary to effectuate the settlement; and,

**WHEREAS,** in return for such actions, the Defendants agree to dismiss all claims against the City with prejudice; and,

**WHEREAS,** the Department of Law recommends the approval and acceptance of this settlement; and,

**WHEREAS**, reinstatement of the tax exemptions previously revoked is equitable in that the urban renewal entities involved have continued to provide affordable housing even after revocation of the tax exemptions and will continue to provide affordable housing for the full term of the tax exemptions; and,

**WHEREAS**, the Elizabeth Home Improvement Program mortgage loans may be subordinated to new financing provided the City's interests are adequately protected; and,

**WHEREAS**, based on the amounts of the loans as stated above and the estimated value of the properties, the City's interests appear to be adequately protected; and

**WHEREAS**, settlement of the litigation, reinstatement of the tax exemptions and subordination of the mortgages will help ensure the continuation of provision of affordable housing at the two properties involved; now therefore be it,

**RESOLVED**, that the settlement of above stated litigation is hereby approved as stated above; and be it further,

**RESOLVED**, that the tax exemption previously granted to 620 First Urban Renewal, LP on property located at 620 First Avenue and subsequently revoked is hereby reinstated retroactive to the date of revocation; and be it further,

**RESOLVED**, the tax exemption previously granted to Millennium Urban Renewal, LP on property located at 600 Fulton Street and subsequently revoked be and is hereby reinstated retroactive to the date of revocation; and be it further,

**RESOLVED**, that the subordination of the City's Elizabeth Home Improvement Program loan in the amount of $200,000 previously given to 620 First Urban Renewal, LP on property located at 620 First Avenue be subordinated to a new mortgage from Cherrywood Commercial Lending, LLC in the amount of $495,000 and to a State loan in the amount of $253,000; and be it further,

**RESOLVED**, that the City's Elizabeth Home Improvement Program loan in the amount of $253,000 previously given to Millennium Urban Renewal, LP on property located at 620 First Avenue be subordinated to a new mortgage from Cherrywood Commercial Lending, LLC in the amount of $740,000 and a State loan in the amount of $84,500; and be it further,

**RESOLVED**, that the Mayor and the City Clerk of the City of Elizabeth are authorized to execute any and all documents in order to effectuate the settlement and postpone its mortgage liens accordingly.

Councilman Gallman stated that he hopes this is the end and this individual will not come back.

Councilman Mazza stated "Amen."

Councilman Gonzalez stated that he is elated to see this matter resolved and the principal can move forward.

Councilman Keenan stated that over the years, there have been issues with these properties. Hopefully, we have learned something.

Councilwoman Perkins-Auguste stated that primarily, it is for the residents who are the primary concern and to make sure people who invest in our City get a "fair shake."

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Which was adopted by the following vote:

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|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

The regular order of business was then resumed.

NEW BUSINESS

# 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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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 |
| | | | | | | | | | |
| | | | | | | | | | |
| River Trail Phase 4 | | 1,700,000.00 | | | 85,000.00 | | | 1,615,000.00 | |
| JMEUC Capital Assessments | | 5,400,000.00 | | | | | | 5,400,000.00 | |
| | | | | | | | | | |
| | | | | | | | | | |
| Totals - All Projects | | 7,100,000.00 | | | 85,000.00 | | | 7,015,000.00 | |

# 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 |
| | | | | | | | | | |
| | | | | | | | | | |
| River Trail Phase 4 | | 1,700,000.00 | | 1,700,000.00 | | | | | |
| JMEUC Capital Assessments | | 5,400,000.00 | | 5,400,000.00 | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| Totals - All Projects | | 7,100,000.00 | | 7,100,000.00 | | | | | |

# 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 |
| | | | | | | | | | | |
| | | | | | | | | | | |
| River Trail Phase 4 | 1,700,000.00 | 1,700,000.00 | | 85,000.00 | | | 1,615,000.00 | | | |
| JMEUC Capital Assessments | 5,400,000.00 | 5,400,000.00 | | | | | | 5,400,000.00 | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| Totals - All Projects | 7,100,000.00 | 7,100,000.00 | | 85,000.00 | | | 1,615,000.00 | 5,400,000.00 | | |

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

Certified by me

This 27th day of August 2014

Trenton, New Jersey
Approved_____, 2014

Director of Local Government Services

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

26-Aug-14

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 $66,807,202.91, 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 | | |
| Single Audit (Grants) | | |
| Audit-Other Funds | | |
| 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 | | 80,000.00 |
| 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 | | |
| 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 | | |
| 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 August 1, 2014, the following employee's are entitled to the payment of accumulated/uncompensated absence benefits;

| | |
|---|---|
| Richard Lospinoso | $37,465.11 |
| Charles Higgins | $20,282.90 |

; 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;

| | |
|---|---|
| Richard Lospinoso | $37,465.11 |
| Charles Higgins | $20,282.90 |

; 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: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Chief Financial Officer has prepared a Corrective Action Plan for the 2013 State Fiscal Year (2013 SFY) that covers all findings and recommendations in the 2013 SFY Audit Report including state, federal, and general findings, as well as the status of all prior year findings and recommendations in accordance with the Single Audit Act, United States Office of Management and Budget Circular A-133, New Jersey Office of Management and Budget Circular Letter #04-04, Local Finance Notice #92-15, and Division of Local Government Services Regulations; and

WHEREAS, the Governing Body must accept and approve the 2013 SFY Corrective Action Plan within 60 days (9/7/14) from the date the 2013 SFY Audit Report was received (7/7/14) by said Governing Body and that the Chief Financial Officer shall submit said Plan to the Division of Local Government Services; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth, that the 2013 SFY Corrective Action Plan is hereby accepted and approved; and be it

FURTHER RESOLVED, that the Chief Financial Officer shall submit the 2013 SFY Corrective Action Plan to the Division of Local Services by September 7, 2014, which is 60 days from the date the 2013 SFY Audit Report was received by the Governing Body.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

# CITY OF ELIZABETH
## COUNTY OF UNION

**A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR DONATIONS-ACCEPTANCE OF BEQUESTS AND GIFTS (FROM THE ATALANTA CORPORATION FOR THE ANNUAL BOOK BAG AND SUPPLIES GIVE AWAY) AS REQUIRED BY NJS 40A:5-29**

**BY CITY COUNCIL AS A WHOLE:**

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

**WHEREAS,** NJS 40A:5-29 provides for receipts of donations (from the Atalanta Corporation for the annual book bag and supply give away) by the municipality to provide for the operating costs to administer this act; and

**WHEREAS,** N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Donations Fund (from the Atalanta Corporation for the annual book bag and supply give away) are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by state or other legal requirement:

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

1. The City Council does hereby request permission of the Director of the Division of Local Governmental Services to pay expenditures of the Donations Fund (from the Atalanta Corporation for the annual book bag and supply give away) per NJS 40A:5-29.

2. The Clerk of the City of Elizabeth, County of Union, New Jersey, is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Governmental Services.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

RESOLUTION OF THE CITY OF ELIZABETH DIRECTING THE UNDERTAKING OF A CONTINUING DISCLOSURE REVIEW AND AUTHORIZING PARTICIPATION IN THE MUNICIPALITIES CONTINUING DISCLOSURE COOPERATION INITIATIVE OF THE SECURITIES AND EXCHANGE COMMISSION

**WHEREAS**, the City of Elizabeth, in the County of Union, New Jersey (the "City"), has previously issued, or was an "obligated person" in connection with, bonds and notes ("Obligations"), including Obligations issued in the past five (5) years pursuant to one or more preliminary and final official statements; and

**WHEREAS**, in connection with the issuance of the Obligations, the City agreed, pursuant to Rule 15c2-12 (the "Rule") of the Securities and Exchange Commission (the "SEC"), to provide certain information to the former nationally recognized municipal securities information repositories (the "NRMSIRs") or to the Municipal Securities Rulemaking Board's Electronic Municipal Market Access system ("EMMA"); and

**WHEREAS**, the City has filed voluminous financial information with the NRMSIRs and with EMMA in compliance with the Rule; and

**WHEREAS**, the SEC has implemented a nationwide program that it has entitled the Municipalities Continuing Disclosure Cooperation Initiative (the "MCDC Initiative"), which has resulted in extensive focus by the municipal financial community on the technical requirements of the Rule as applied to all public bodies that issued municipal securities in the past five (5) years pursuant to one or more preliminary and final official statements; and

**WHEREAS**, the MCDC Initiative is currently scheduled to end for issuers on December 1, 2014; and

**WHEREAS**, recently, the Division of Local Government Services issued Local Finance Notice 2014-9, recommending that local government officials review their compliance with the Rule and the advisability of participating in the MCDC Initiative, and that local government officials take steps to identify their own levels of compliance with their continuing disclosure undertakings and consult their public finance professionals to determine if it is advisable to participate in the MCDC Initiative; and

**WHEREAS**, the City desires to conduct a disclosure review which will (i) summarize the results of the City's prior compliance with its secondary market disclosure obligations and (ii) compare those results to the statements made by the City in the last five (5) years in its official statement or statements regarding past compliance (the "Disclosure Review"); and

**WHEREAS**, based on the results of the Disclosure Review, the City further desires to delegate to the Chief Financial Officer, in consultation with the City's general counsel, bond

counsel, financial advisor, auditor and other finance professionals, the authority to prepare and submit all documentation required to enter the City's bond and note issues into the MCDC Initiative if it is determined that participation in the MCDC Initiative is in the best interests of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, AS FOLLOWS:

Section 1. The City hereby determines to undertake a Disclosure Review, and directs its Chief Financial Officer to undertake same with the assistance of the City's general counsel, auditor, bond counsel and financial advisor.

Section 2. The Chief Financial Officer of the City is hereby authorized and delegated the authority to determine if the City shall participate in the MCDC Initiative if, after reviewing the Disclosure Review and after consultation with the City's officials and professionals, it is determined that it would be in the best interests of the City to participate in the MCDC Initiative.

Section 3. The Chief Financial Officer of the City is hereby authorized to execute and deliver any and all documents and instruments, including the Municipalities Continuing Disclosure Cooperation Initiative Questionnaire for Self-Reporting Entities contained in the MCDC Initiative, and to do and cause to be done any and all acts and things necessary or proper for participating in the MCDC Initiative and all related transactions, including the Disclosure Review, contemplated by this resolution.

Section 4. Any action taken by the Chief Financial Officer, or any other officer or employee of the City, with respect to the Disclosure Review, the engagement of a disclosure specialist and participation in the MCDC Initiative is hereby ratified and confirmed.

Section 5. This resolution shall take effect immediately.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the Business Administrator and the Purchasing Agent have recommended per the request of the Fire Director the award of a contract to **Firefighter One, 26 Gail Court, Suite 1, Sparta, NJ 07871**, for the purchase of Personal Protection Items & Equipment in the amount not to exceed $60,000.00 for the period of July 1, 2014 through June 30, 2015 under the Morris County Cooperative Purchasing Contract #40; 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 awards a contract with **Firefighter One, 26 Gail Court, Suite 1, Sparta, NJ 07871**, for the purchase of Personal Protection Items & Equipment in the amount not to exceed $60,000.00 for the period of July 1, 2014 through June 30, 2015 under the Morris County Cooperative Purchasing Contract #40.

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Which was adopted by the following vote:

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| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| 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 Police Department the award of a contract to **BEYER FORD, 170 Ridgedale Avenue, Morristown, New Jersey 07960,**for the purchase of one (1) 2015 Ford Explorer and one (1) 2015 Ford Transit Van at a total cost of $63,870.00 under state contract #A83013; and

**WHEREAS,** the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00275, charging the amount of $63,870.00 to Account No. 4-21-56-129, of the Municipal Budget is on file in the Office of the City Clerk; 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 #A83013 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 **BEYER FORD, 170 Ridgedale Avenue, Morristown, New Jersey 07960**, for the purchase of one (1) 2015 Ford Explorer and one (1) 2015 Ford Transit Van at a total cost of $63,870.00 under state contract #A83013.

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Which was adopted by the following vote:

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| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| 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, North Brunswick, NJ 08902**, for OEM vehicle parts for various departments at a cost not to exceed $50,000.00 for the period of July 7, 2014 through April 1, 2016 under the Somerset County Cooperative Purchasing Contract SOCCP# CC-0113-14; 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 awards a contract to to **Malouf Ford-Lincoln Mercury, 2210 Route 1 North, North Brunswick, NJ 08902**, for OEM vehicle parts for various departments at a cost not to exceed $50,000.00 for the period of July 7, 2014 through April 1, 2016 under the Somerset County Cooperative Purchasing Contract SOCCP# CC-0113-14.

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Which was adopted by the following vote:

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|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| 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 **Ditschman Flemington Ford, 215 Route 22, PO Box 1007, Flemington, NJ 08822,** for the purchase of Vehicle Parts and Repairs for various departments for the period July 7, 2014 through April 1, 2016 at a cost not to exceed $50,000.00 under the Somerset County Co-Op Contract #CC-9013-14; 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 awards a contract to to **Ditschman Flemington Ford, 215 Route 22, PO Box 1007, Flemington, NJ 08822,** for the purchase of Vehicle Parts and Repairs for various departments for the period July 7, 2014 through April 1, 2016 at a cost not to exceed $50,000.00 under the Somerset County Co-Op Contract #CC-9013-14.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

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**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the Business Administrator and the Purchasing Agent have recommended per the request of the Director of Police Department the award of a contract to **THOMSON REUTERS, a Division of West Publishing Corp., 610 Opperman Drive, Eagan, MN 55123**, for the purchase of Web Based Data Access Services for the Law Department and Municipal Court Division for a period of July 1, 2014 to December 30, 2014 at a cost not to exceed $25,000.00 under state contract #68460; 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 #68460 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 **THOMSON REUTERS, a Division of West Publishing Corp., 610 Opperman Drive, Eagan, MN 55123**, for the purchase of Web Based Data Access Services for the Law Department and Municipal Court Division for a period of time from July 1, 2014 to December 30, 2014 at a cost not to exceed $25,000.00 under state contract #68460.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the Business Administrator and the Purchasing Agent per the request of the Municipal Clerk have requested authorization to award a contract to **ROYAL PRINTING SERVICE, P. O. BOX 1000, West New York, New Jersey 07093,** to purchase election ballots in the amount of $39,580.00; and

**WHEREAS,** this contract has been awarded by a Fair and Open Process by the County of Union; and

**WHEREAS,** the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00111 charging the amount of $39,580.00 to Account No. 4-01-20-120-PRI, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth authorizes the award of a contract to **ROYAL PRINTING SERVICE, P. O. BOX 1000, West New York, New Jersey 07093,** to purchase election ballots in the amount of $39,580.00.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** there exists a need to issue Insurance Policy covering City Nurses; and

**WHEREAS,** the Business Administrator has recommended the execution of an agreement for medical Professional Liability Insurance for City of Elizabeth Nurses with **Evanston Insurance Company, 10 Parkway N. Suite 100, Deerfield, Illinois 60015, through agent-of-record, Otterstedt Insurance Agency, covering City Nurses** for the term of the policy August 3, 2014 to August 3, 2015 at an annual premium of $16,479.00; and

**WHEREAS,** this request is being made with the full concurrence 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.15-01000, charging the amount of $16,479.00 to Account Number 5-01-23-210-INS of the Municipal Budget, is on file in the Office the City Clerk; and

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

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

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **Evanston Insurance Company, 10 Parkway N. Suite 100, Deerfield, Illinois 60015, through agent-of-record, Otterstedt Insurance Agency, covering City Nurses** for the term of the policy August 3, 2014 to August 3, 2015 at an annual premium of $16,479.00.

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

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

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

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

**WHEREAS**, the Business Administrator has recommended per the request of the Purchasing Agent the award of a contract to **W.B. MASON CO., 535 Secaucus Road, Secaucus, New Jersey 07094,** and **PAPER MART, 151 Ridgedale Ave., East Hanover, New Jersey 07936,** for the purchasing of copy paper for all departments and divisions at a cost not to exceed $40,000.00 under the Morris County Cooperative Purchasing Contract#30 for the period of July 1, 2014 through June 30, 2015; and

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

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

**RESOLVED**, that City Council of the City of Elizabeth hereby awards a contract to to **W.B. MASON CO., 535 Secaucus Road, Secaucus, New Jersey 07094,** and **PAPER MART, 151 Ridgedale Ave., East Hanover, New Jersey 07936,** for the purchasing of copy paper for all departments and divisions at a cost not to exceed $40,000.00 under the Morris County Cooperative Purchasing Contract#30 for the period of July 1, 2014 through June 30, 2015.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

**WHEREAS**, the Business Administrator and the Purchasing Agent have recommended the award of a contract to **RICOH AMERICAS CORP., 5 Dedrick Place, West Caldwell, New Jersey 07006**, for new or replacement leases under state contract #82709 and for the maintenance of owned photocopiers under their state contracts #51464 and #51465 for the period July 1, 2014 through March 31, 2015 in the total amount not to exceed $85,000.00. In addition, the costs includes all parts, labor and supplies (including staples for the machines; 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 Contracts #51464 and #51465 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 **RICOH AMERICAS CORP., 5 Dedrick Place, West Caldwell, New Jersey 07006,** for new or replacement leases under state contract #82709 and for the maintenance of owned photocopiers under their state contracts #51464 and #51465 for the period July 1, 2014 through March 31, 2015 in the total amount not to exceed $85,000.00. In addition, the costs includes all parts, labor and supplies (including staples for the machines.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

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 Public Works the award of a contract to **INDEPENDENCE CONSTRUCTORS, 1200 Route 22 East, Bridgewater, New Jersey 08807,** for Cleaning, Inspections and Monitoring of Oil/Water Separators, Above and Underground Tanks at Various Locations and New Jersey Department of Environmental Protection Compliance for the period of July 1, 2014 through November 30, 2014 at a cost not to exceed $75,000.00 under their State Contract #A75553; and

**WHEREAS**, the contract in question is determined to fall within the Open-end Contract Rule 5:30-14.4 as promulgated by the State 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 #A75553 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 **INDEPENDENCE CONSTRUCTORS, 1200 Route 22 East, Bridgewater, New Jersey 08807,** for Cleaning, Inspections and Monitoring of Oil/Water Separators, Above and Underground Tanks at Various Locations and New Jersey Department of Environmental Protection Compliance for the period of July 1, 2014 through November 30, 2014 at a cost not to exceed $75,000.00 under their State Contract #A75553.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

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 Police Department the award of a contract to **MODERN OFFICE SYSTEMS, LLC, 45 West 36th Street, 9th Floor, New York, New York 10018,** for the purchase of evidence lockers for the Police Department Property Room in the amount of $10,405.66 under their State Contract #A79829; and

**WHEREAS,** the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00018 charging the amount of $10,405.66 to Account No. 4-01-25-260-POL-361, of the Municipal Budget is on file in the Office of the City Clerk; 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 #A79829 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 **MODERN OFFICE SYSTEMS, LLC, 45 West 36th Street, 9th Floor, New York, New York 10018,** for the purchase of evidence lockers for the Police Department Property Room in the amount of $10,405.66 under their State Contract #A79829.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the Business Administrator and the Purchasing Agent have recommended per the request of the Department of Recreation the award of a contract to **CHAS S. WINNER INC., DBA Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034**, for the purchase of four (4) pickup trucks (one 2014 Ford F150 at a cost of $30,747.00 under their state contract #85437, one (1) 2015 Ford F450 with a Landscape Body (ability to dump materials) at a cost of $69,325.00 under their state contract #A83559, one (1) 2015 Ford F450 (standard service body) at a cost of $56,540.00 under their state contract #A83559 and one (1) 2015 Ford F350 at a cost of $50,306.00 under their state contract #A83558 for a total cost of $206,918.00; and

**WHEREAS,** the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00931, charging the amount of $206,918.00 to Account No. X-04-55-999-X52-001, of the Municipal Budget is on file in the Office of the City Clerk; 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 #81411 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 **CHAS S. WINNER INC., DBA Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034**, for the purchase of four (4) pickup trucks (one 2014 Ford F150 at a cost of $30,747.00 under their state contract #85437, one (1) 2015 Ford F450 with a Landscape Body (ability to dump materials) at a cost of $69,325.00 under their state contract #A83559, one (1) 2015 Ford F450 (standard service body) at a cost of $56,540.00 under their state contract #A83559 and one (1) 2015 Ford F350 at a cost of $50,306.00 under their state contract #A83558 for a total cost of $206,918.00.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the Business Administrator has advised that sealed bids for the furnishing of one (1) FY14 re-tractoring and refurbishing of a tractor drawn aerial ladder truck for the Fire Department were received and opened by the Purchasing Agent on July 29, 2014; and

**WHEREAS,** the Fire Department's Battalion Chief and Chief have reviewed and approved the sole bid received from **PIERCE MANUFACTURING, INC.**;and

**WHEREAS,** the Business Administrator and the Purchasing Agent have requested authorization to award a contract **PIERCE MANUFACTURING, INC., 2400 American Drive, Appleton, WI 54914,** for the furnishing of one (1) FY14 re-tractoring and refurbishing of a tractor drawn aerial ladder truck for the Fire Department in the amount of $565,460.00;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 **PIERCE MANUFACTURING, INC.;** and

**WHEREAS,** the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00930, charging the amount of $565,460.00 to Account No. X-04-55-999-X47-001, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

**RESOLVED** that the City Council authorizes the award of a Levee Maintenance Contract to **PIERCE MANUFACTURING, INC., 2400 American Drive, Appleton, WI 54914,** for the furnishing of one (1) FY14 re-tractoring and refurbishing of a tractor drawn aerial ladder truck for the Fire Department in the amount of $565,460.00.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

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 Recreation Department the award of a contract to **MARTURANO RECREATION CO., P.O. BOX 106, Spring Lake, New Jersey 07762,** for Playground and Park Equipment for the Recreation Department for the period of July 1, 2014 to May 14, 2015 at a cost not to exceed $50,000.00 under their State Contract #81411; 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 #81411 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 **MARTURANO RECREATION CO., P.O. BOX 106, Spring Lake, New Jersey 07762,** for Playground and Park Equipment for the Recreation Department for the period of July 1, 2014 to May 14, 2015 at a cost not to exceed $50,000.00 under their State Contract #81411.

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Which was adopted by the following vote:

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|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| 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 Public Works the award of a contract to **GARDEN STATE HIGHWAY PRODUCTS, 1740 East Oak Road, Vineland, New Jersey 08361**, for Breakaway U-Posts and Sign Supports including, but not limited to Materials for Street Signs for the Public Works Department for the period of July 1, 2014 through July 1, 2016 at a cost not to exceed $100,000.00 under their State Contract #87100; 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 #87100 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 **GARDEN STATE HIGHWAY PRODUCTS, 1740 East Oak Road, Vineland, New Jersey 08361**, for Breakaway U-Posts and Sign Supports including, but not limited to Materials for Street Signs for the Public Works Department for the period of July 1, 2014 through July 1, 2016 at a cost not to exceed $100,000.00 under their State Contract #87100.

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Which was adopted by the following vote:

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|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the Business Administrator and the Purchasing Agent have recommended per the request of the Department of Public Works the award of a contract to **BAYWAY LUMBER, 400 Ashton Ave., Linden, NJ 07036**, for the purchase of Lumber and Associated Materials for various departments at a cost not to exceed $50,000.00 under the Morris County Cooperative Purchasing Contract#10 for the period of July 1, 2014 through June 30, 2015; and

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

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

**RESOLVED**, that City Council of the City of Elizabeth hereby awards a contract to to **BAYWAY LUMBER, 400 Ashton Ave., Linden, NJ 07036**, for the purchase of Lumber and Associated Materials for various departments at a cost not to exceed $50,000.00 under the Morris County Cooperative Purchasing Contract#10 for the period of July 1, 2014 through June 30, 2015.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the Business Administrator and the Purchasing Agent have recommended per the request of the Department of Public Works the award of a contract to **FELDMAN LUMBER CO., 1281 Metropolitan Ave., Brooklyn, NY 11237**, for the purchase of Lumber and Associated Materials for various departments at a cost not to exceed $75,000.00 under the Morris County Cooperative Purchasing Contract#10 for the period of July 1, 2014 through June 30, 2015; and

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

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

**RESOLVED,** that City Council of the City of Elizabeth hereby awards a contract to to **FELDMAN LUMBER CO., 1281 Metropolitan Ave., Brooklyn, NY 11237**, for the purchase of Lumber and Associated Materials for various departments at a cost not to exceed $75,000.00 under the Morris County Cooperative Purchasing Contract#10 for the period of July 1, 2014 through June 30, 2015.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the Second Assistant City Attorney has advised that tw telecom of **new jersey l.p. (TWTC)** , with a principal business address at **10475 Park Meadows Drive, Littleton, Colorado 80124**, has been approved by the New Jersey Board of Public Utilities to provide local exchange and interexchange telecommunication services throughout the State of New Jersey by Order of Approval in Docket No. TE98121438 on July 28, 1999; and

**WHEREAS,** TWTC has requested Municipal Consent from the City of Elizabeth to install fiber optic cable in the public right-of-way from West Grand Street at Park Street to West/East Grand from Cherry Street to Route 1 & 9 then North to the Newark City line for a period of fifteen (15) years; and

**WHEREAS,** the City Engineer has reviewed the route and does not have an objection ; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth authorizes and consents for the proper City officials to enter into a Right-of-Way Use Agreement with **new jersey l.p. (TWTC) , with a principal business address at 10475 Park Meadows Drive, Littleton, Colorado 80124,** to install fiber optic cable in the public right-of-way from West Grand Street at Park Street to West/East Grand from Cherry Street to Route 1 & 9 then North to the Newark City line for a period of fifteen (15) years.

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Which was adopted by the following vote:

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|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

BY CITY COUNCIL AS WHOLE:

**WHEREAS**, KECK,ROBERT AND CHRISTINA ARE ENTITLED TO THE VETERAN DEDUCTION FOR THE PROPERTY LOCATED AT 831 GROVE ST ,ALSO KNOWN AS BLOCK: 6, LOT:490,AND

**WHEREAS**, THE VETERAN DEDUCTIONS WAS ERRONEOUSLY REMOVED FROM THE TAX YEAR 2014,

**NOW,THEREFORE BE IT RESOLVED** THAT THE TAX COLLECTOR BE AUTHORIZED TO REFUND/CREDIT $250(TWO HUNDRED FIFTY-DOLLARS) FOR THE TAX YEAR 2014.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

BY CITY COUNCIL AS WHOLE:

**WHEREAS**, CONFORTI,MARY-CONFORTI TRUST C/O KERKER IS ENTITLED TO THE VETERAN DEDUCTION FOR THE PROPERTY LOCATED AT 912 SOUTH ST ,ALSO KNOWN AS **BLOCK: 6, LOT:1179**,AND

**WHEREAS**, THE VETERAN DEDUCTIONS WAS ERRONEOUSLY REMOVED FROM THE TAX YEAR 2014,

**NOW,THEREFORE BE IT RESOLVED** THAT THE TAX COLLECTOR BE AUTHORIZED TO REFUND/CREDIT $250(TWO HUNDRED FIFTY-DOLLARS) FOR THE TAX YEAR 2014.

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Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

*BY CITY COUNCIL AS WHOLE:*

*WHEREAS,* various senior citizens were disallowed senior citizen deductions in the amount of $250.00 for the Tax Year 2013 as a result of failure to file a Post-Tax Year Statement as set forth below:

| Block & Lot | Owner | Property Description | Amount |
|---|---|---|---|
| 07-0417 | Cerullo, Giuseppina | 625-627 First Avenue | 250.00 |
| 13-1480 | Michael Schechter | 19 Watson Avenue | 250.00 |
| | | | $ 500.00 |

*WHEREAS*, the above mentioned senior citizens are deceased and the necessary filing of the Post-Tax Year Statement is not required; and

*WHEREAS*, the remains on the tax records of the City of Elizabeth the sum of $500.00 as stated above; now, therefore, be it

*RESOLVED,* that the Tax Collector is hereby authorized to cancel the said disallowed senior citizen deductions in the amount of $500.00 for the Tax Year 2013.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

*BY CITY COUNCIL AS WHOLE:*

*WHEREAS,* the listed senior citizens were disallowed senior citizen deductions in the amount of $250.00 for the Tax Year 2013 as a result of erroneously filing a Post Tax Year Statement indicating that their income exceeded $10,000.00 as set forth below:

| Block & Lot | Owner | Property Description | Amount |
|---|---|---|---|
| 05-0223 | Berrocal, E & M | 227 Delaware Street | 250.00 |
| 09-1416 | Boles, Ethel | 1024 William Street | 250.00 |
| | | | $ 500.00 |

*WHEREAS,* the above mentioned senior citizens have now correctly filed their Annual Post-Tax Year Statement for the Tax Year 2013 ;and

*WHEREAS,* there remains on the tax records of the City of Elizabeth the sum of $500.00 as stated above; now, therefore, be it

*RESOLVED,* that the Tax Collector is hereby authorized to cancel the said disallowed senior citizen deductions in the amount of $500.00 for or the Tax Year 2013.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

*BY CITY COUNCIL AS WHOLE:*

***WHEREAS,*** the listed senior citizens were disallowed senior citizen deductions in the amount of $250.00 for the Tax Year 2013 as a result of failure to file an Annual Post Tax Year Statement as set forth below:

| Block & Lot | Owner | Property Description | Amount |
|---|---|---|---|
| 06-1224 | Fredilla, Gerardo | 925-929 South Street | 250.00 |
| 10-0431 | Butler, Jean | 1035-39 Coolidge Road | 250.00 |
| 12-0807 | Vasconcelos, A & L, A | 829-831 Madison Avenue | 250.00 |
| | | | $750.00 |

***WHEREAS,*** the above mentioned senior citizens were ill and unable to file said form on time, but have now filed the necessary Annual Post Tax Year Statement for the Tax Year 2013 attached with a doctor's certificate.

***WHEREAS,*** there remains on the tax records of the City of Elizabeth the sum of $750.00 as stated above; now, therefore, be it

***RESOLVED,*** that the Tax Collector is hereby authorized to cancel the said disallowed senior citizen deductions in the amount of $750.00 for the Tax Year 2013.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE**

**WHEREAS,** the Director of the Department of Health and Human Services has advised that the Department of Health and Human Services has the opportunity to apply for 2014 -2015 Grant funding for the continuation of the H.O.P.W.A. (Housing Opportunities for People with Aids) Program from the City of Newark, Department of Administration, Bureau of Research and Program Development for the period January 1, 2015 through December 31, 2015 ; and

**WHEREAS,** the Director of the Department of Health and Human Services has also requested for the proper City Officials to execute all documents pertaining to the H.O.P.W.A.; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth has authorized the proper City Officials to apply for 2014 -2015 Grant funding for the continuation of the H.O.P.W.A. (Housing Opportunities for People with Aids) Program from the City of Newark, Department of Administration, Bureau of Research and Program Development for the period January 1, 2015 through December 31, 2015; and be it

**FURTHER RESOLVED** that the proper City Officials are authorized to execute all necessary documents for the H.O.P.W.A. (Housing Opportunities for People with Aids) Program Grant.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the Director of the Department of Health and Human Services has requested authorization to enter into an agreement with **United Negro College Fund, Inc.** (UNCF for the purpose of providing scholarships for students from the City of Elizabeth, New Jersey attending any accredited four year institution; now, therefore, be it

**RESOLVED** that the proper City Officials authorize the proper City Officials to enter into an agreement with the **United Negro College Fund, Inc. (UNCF)** for the purpose of providing scholarships for students from the City of Elizabeth, New Jersey attending any accredited four year institution.

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Which was adopted by the following vote:

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|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the Director of the Department of Health and Human Services has requested authorization to enter into and execute an agreement between the **City of Elizabeth, 50 Winfield Scott Plaza, Elizabeth, NJ 07201, and the Gateway Family YMCA, 144 Madison Avenue, Elizabeth, NJ 07201,** to offer academic and recreational activities for fifty (50) children for the period July 9, 2014 through August 15, 2014; and

**WHEREAS,** from the City's summer camp program, the City of Elizabeth will pay a cost of Twenty-Five Thousand Dollars, $25,000.00 for fifty (50) campers; and

**WHEREAS,** the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00518, charging the amount of $25,000.00 to Account No. 5-01-27-330-OYS-348, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

**RESOLVED that** the City Council of the City of Elizabeth authorizes the proper City officials to execute an agreement with the **City of Elizabeth, 50 Winfield Scott Plaza, Elizabeth, NJ 07201, and the Gateway Family YMCA, 144 Madison Avenue, Elizabeth, NJ 07201,** to offer academic and recreational activities for fifty (50) children for the period July 9, 2014 through August 15, 2014.

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Which was adopted by the following vote:

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|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the Director of the Department of Health and Human Services, has advised that the Office of Youth, S.O.A.R. (Special Opportunities for Achievement & Reawakening) After-School Program utilizes Nicholas Murray Butler School #23 to offer academic and recreational activities for children between the ages of 6-13 of the City of Elizabeth; and

**WHEREAS,** a bill has been presented to the Department of Health and Human Services from Elizabeth Board of Education in the amount of Thirty-Three Thousand, One-Hundred Fifty One Dollars and Fifty Cents, $33,151.50 for the use of custodial, security and bus services for after-school program beginning on October 7, 2013 and ending June 19, 2014. Authorization is requested to pay said bill to the Elizabeth Board of Education; and

**WHEREAS,** the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-01015 charging the amount of $33,151.50 to Account No. 4-01-27-330-OYS-325 the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth authorizes payment of Thirty-Three Thousand, One-Hundred Fifty One Dollars and Fifty Cents, $33,151.50 for the use of custodial, security and bus services for after-school program beginning on October 7, 2013 and ending June 19, 2014. Authorization is requested to pay said bill to the Elizabeth Board of Education.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

**WHEREAS**, the Director of the Department of Planning & Community Development has advised that **Yvette Figueredo, 746 Jackson Avenue, Elizabeth, New Jersey 07201**, has applied for a loan under the City of Elizabeth's Owner Occupied Basic Program to rehabilitate **746 Jackson Avenue, Elizabeth, New Jersey 07201,** a rehabilitation of one a (1) unit house including: roof, windows, ceilings, plumbing, electrical, sheetrock, paint, and asbestos removal; and

**WHEREAS**, the maximum assistance to be provided is not to exceed $16,000.00; and

**WHEREAS**, the total estimated project cost is $29,936.00; and

**WHEREAS**, in return for the loan, the applicant has agreed to abide by the requirements of the City's Owner-Occupied Basic Program Loan which is forgiven after ten (10) years of compliance and an interest rate of 0%; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose in Certification No. 15-00640 charging the amount of $16,000.00 to Account No. Summit RCA 5-21-56-300-003, 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 authorizes an Owner Occupied Basic Program loan to **Yvette Figueredo, 746 Jackson Avenue, Elizabeth, New Jersey 07201,** at 0% interest in the maximum amount of $16,000.00 provided the property is maintained as affordable housing according to applicable Federal regulations and the terms of the City's Owner-Occupied Basic Program for a period of ten (10) years; and

**FURTHER RESOLVED** the funds shall not be released until after execution of the necessary and appropriate documents including Mortgage Note, Mortgage and any other documents required by the City's Program for the purpose of securing the loan made herein

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

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 postpone the City's Rental HOME Program Mortgage on **460-474 Spring Street, Elizabeth, New Jersey given to NJ Community Development Group, LLC., 2444 Morris Avenue, Suite 210, Union, NJ 07083.** The project is facing a financial shortfall due to increased construction costs. The County of Union will provide additional HOME funds in the amount of $250,000.00. The County loan will increase from $850,000.00 to $1,100,000.00; and

**WHEREAS,** the City now holds a third mortgage on this property in the amount of $573,910.00 that is forgivable 20 years after project completion and continued compliance. The mortgage documents were executed on April 12, 2013. The new First Mortgage will be for ConnectOne Bank, in the sum of $150,000.00. The second Mortgage will be held by the County of Union in the sum of $1,150,000.00. The City will continue to hold a mortgage in third position, should this postponement be authorized, for the full term of the loan; and

**WHEREAS,** the Director of the Department of Planning & Community Development recommends that Council authorizes the postponement of mortgage; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth does hereby authorize the postponement of the City of Elizabeth's Rental Housing Program mortgage on the property located at **460-474 Spring Street, Elizabeth, NJ 07201 given to NJ Community Development Group, LLC.** The City of Elizabeth will continue to hold a third mortgage on this property in the amount of $573,910.00 that is forgivable 20 years after project completion and continued compliance subordinate to the first mortgage held by ConnectOne in the amount of $1,150,000.00 and the County of Union's mortgage in the amount of $1,100,00.00, for the full term of the loan

**FURTHER RESOLVED** that the City Council of the City of Elizabeth authorizes the Mayor and the Municipal Clerk to execute any and all documents in order to postpone the said mortgage.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

**WHEREAS**, the Director of the Department of Public Works has requested that City Council of the City of Elizabeth adopt a resolution in support of the proposed N.J. Department of Transportation's Northbound intersection improvements to Route 27, NB known as (Cherry Street), at West Grand Street. The NJDOT will fund the project; and

**WHEREAS**, the NJDOT has requested the City of Elizabeth's endorsement to Utility Relocation Agreement UECA-5-RT 27-124370 for relocation of certain sewer facilities in connection with the construction of Route 27, NB known as (Cherry Street), at West Grand Street; and

**WHEREAS**, the State is obligated, as per **N.J.S.A.** 27:7-44.9, to bear the cost of relocating public utilities, to accommodate highway construction and improvement projects. The State will authorize the reimburse the Utility its actual costs incurred for design, review, approval and inspection, for the protection, relocation or adjustment of its existing facilities necessary to accomplish the Project; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth endorser the undertaking of the N.J. Department of Transportation's design and construction of intersection improvements to Route 27, (Cherry Street), at West Grand Street and hereby authorizes the Mayor to execute Utility Relocation Agreement No. UECA-5-RT 27 - 124370 and any other agreement to obtain funding for this project.

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Which was adopted by the following vote:

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|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

**BY CITY COUNCIL AS A WHOLE:**

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

**WHEREAS**, the Department of Public Works reviewed the qualifications of all respondents and found the firm of **T&M Associates, Eleven Tindall Road, Middletown, NJ 07748-2792,** to be qualified to provide the City of Elizabeth with Civil Engineering Services in connection with traffic signal design and construction inspection as per their proposal dated July 25, 2014; and

**WHEREAS,** the Director of the Department of Public Works has requested authorization to award a contract to the firm of **T&M Associates, Eleven Tindall Road, Middletown, NJ 07748-2792,** to provide civil engineering services on a time and material basis for actual time and expenses at a cost not to exceed $192,550.00, plus reimbursables in connection with traffic signal design and construction inspection at the intersection of East Jersey Street and Winfield Scott Plaza and the intersection of Jackson Avenue and Monroe Avenue/Anna Street; and

**WHEREAS**, the traffic lights at these locations are now obsolete. The City has received a grant for this project in the amount of $374,790.00 through the New Jersey Department of Transportation Fiscal Year 2014 Municipal Aid Program; and

**WHEREAS,** the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-01010, charging the amount of $192,550.00 to Account No. X-04-55-999-X45-001, of the Municipal Budget is on file in the Office of the City Clerk; and

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

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

**WHEREAS**, the contract is awarded through a fair and open process in accordance with **N.J.S.A**. 19:44A-20.5, et Seq., and **N.J.S.A**. 40A:11-5 (a) (i); and

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

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

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a contract with the firm of **T&M Associates, Eleven Tindall Road, Middletown, NJ 07748-2792,** to provide civil engineering services on a time and material basis for actual time and expenses at a cost not to exceed $192,550.00, plus reimbursables in connection with traffic signal design and construction inspection at the intersection of East Jersey Street and Winfield Scott Plaza and the intersection of Jackson Avenue and Monroe Avenue/Anna Street.

2. This contract is awarded without competitive bidding as a Professional Service in accordance with **N.J.S.A.** 40A:11-2(6) of the Local Public Contracts Law because these services require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training.

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

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

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 fort on the attached **Schedule A** and said costs not having been paid to the City of Elizabeth as required and the Director of Public Works having issued Certificates to City Council of the cost to the City in the amounts listed on the attached **Schedule A;** and

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

**RESOLVED** by 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 7/16/2014 Total Amount $1,070.43.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

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 08/11/2014 Total Amount: $8,558.19.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

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.

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

Certificate Invoice 08/04/2014 Total Amount: $19,736.28.

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the Director of the Police Department has requested authorization for the proper City Officials to apply, accept and to sign all appropriate documents for a State of New Jersey, Division of Criminal Justice, 2014 State Body Armor Replacement Fund Program Grant; and

**WHEREAS,** the New Jersey State Body Armor Replacement Fund Program Grant provides that funds can be used to purchase a body vest which is designed to be worn on the body for protection against blunt force trauma associated either with the impact of a firearm projectile or with a knife or other pointed instrument and which meets or exceeds either of the National Institute of Justice's (NIJ) applicable standards for either "ballistic resistant body armor" or "stab resident body armor"; and

**WHEREAS,** this program provides life-saving equipment for law enforcement officers. Municipal funding is formula based; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth authorizes the proper City Officials to apply, accept and to sign all appropriate documents for a State of New Jersey, Division of Criminal Justice, 2014 State Body Armor Replacement Fund Program Grant; and be it

**FURTHER RESOLVED** that the proper City officials are authorized to accept the grant and sign all appropriate documents in connection therewith.

---

Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

**BY CITY COUNCIL AS A WHOLE:**

**RESOLVED** that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **738 Van Buren Avenue, Elizabeth, New Jersey 07201,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the West curb line of Van Buren Avenue

beginning at a point 312' West of North Avenue

and continuing 22' East thereof;

and be it

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

---

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**RESOLVED** that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **45 Orchard Street, Elizabeth, New Jersey 07208,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the North curb line of Orchard Street

beginning at a point 298' East of Cherry Street

and continuing 22' East thereof;

and be it

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

---

Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

**BY CITY COUNCIL AS A WHOLE:**

**RESOLVED** that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **1009 William Street, Elizabeth, New Jersey 07201,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the North curb line of William Street

beginning at a point 112' East of Rt. 1 & 9 South

and continuing 22' East thereof;

and be it

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

---

Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

**BY CITY COUNCIL AS A WHOLE:**

**RESOLVED** that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **952 Grove Street, Elizabeth, New Jersey 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the South curb line of Grove Street

beginning at a point 147' East of New York Avenue

and continuing 22' East thereof;

and be it

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

---

Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

**BY CITY COUNCIL AS A WHOLE:**

**RESOLVED** that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **850 E. Jersey Street, Elizabeth, New Jersey 07201,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the South curb line of E. Jersey Street

beginning at a point 190' East of Smith Street

and continuing 22' East thereof;

and be it

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

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Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

**BY CITY COUNCIL AS A WHOLE:**

**RESOLVED** that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front **20 Cedar Avenue, Elizabeth, New Jersey 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the East curb line of Cedar Avenue

beginning at a point 20' North of Hayes Avenue

and continuing 22' North thereof;

and be it

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

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Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

**BY CITY COUNCIL AS A WHOLE:**

**RESOLVED** that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **113 Franklin Street, Elizabeth, New Jersey 07206,** as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the North curb line of Franklin Street

beginning at a point 164' West of First 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.

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Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

BY CITY COUNCIL AS A WHOLE:

**RESOLVED** that City Council of the City of Elizabeth hereby amends Chapter 10.44.020 of the Code of the City of Elizabeth to delete the following handicapped parking spaces at premises commonly known as: **629 Grier Avenue; 70 Florida Street; 76 Florida Street; 29 Spencer Street; 150 Jacques Street; 509 Rahway Avenue (in front of 2 Clover Street); 512 South Park Street** and **123 Acme Street,** in accordance with the recommendations of the Police Department.

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Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

BY CITY COUNCIL AS A WHOLE

**WHEREAS,** a case is currently pending in the matter **Juan Carlos Jurjo v. City of Elizabeth, CP No. 2013-15727**; and

**WHEREAS,** the Law Department and Christopher J. Kinsella, Esq. have recommended settlement of this matter for 20 1/2% of partial total, equaling $32,226.00; and

**WHEREAS,** the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00358 charging the amount of $32,226.00 to Account No. 04-21-56-249 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 $32,226.00 payable to **Juan Carlos Jurjo, 184 East Lincoln Avenue, Roselle Park, New Jersey 07204,** and **Attorney for the Plaintiff: DANIEL GEDDES, LLC, 1435 Morris Avenue, Suite 3-C, Union, New Jersey 07083.**

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE

**WHEREAS,** a case is currently pending in the matter **Lazaro Mollinea v. City of Elizabeth, CP No. 2012-10141**; and

**WHEREAS,** the Law Department and Christopher J. Kinsella, Esq. have recommended settlement of this matter for 30% partial total, equaling $68,122.00; and

**WHEREAS,** the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 15-00565 charging the amount of $68,122.00 to Account No. 05-21-56-249 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 $68,122.00 payable to **Lazaro Mollinea, 212 Franklin Place, Morganville, New Jersey 07751,** and **Attorney for the Plaintiff: GILL & CHAMAS, ESQS., 655 Florida Grove Road, P.O. Box 760, Woodbridge, New Jersey 07095.**

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Which was adopted by the following vote:

| | |
|---|---|
| AFFIRMATIVE: | Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8 |
| NEGATIVE: | None |

BY CITY COUNCIL AS A WHOLE:

August 4, 2014
August 7, 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 |
| CONSTELLATION NEW ENERGY, INC. | 4-01-31-430 | $ | 27,885.36 |
| DIRECT ENERGY BUSINESS | 4-01-31-446 | $ | 70.35 |
| ELIZABETHTOWN GAS | 4-01-31-446 | $ | 1,695.82 |
| FLEETCOR TECHNOLOGIES SERVICES | 4-01-31-460 | $ | 105,956.12 |
| LANGUAGE LINE SERVICES | 4-01-43-490-MCO-302 | $ | 911.83 |
| NRG BUSINESS SYSTEMS | 4-01-31-430 | $ | 352.74 |
| PSE&G | 4-01-31-430 | $ | 182,287.43 |
| VERIZON | 4-01-31-440 | $ | 61.58 |
| VERIZON CABS | 4-01-31-440 | $ | 194.30 |
| VERIZON WIRELESS | 4-01-31-440 | $ | 18,489.88 |
| VERIZON COMMUNICATIONS INC. | 4-01-31-440 | $ | 178.22 |
| SOUTH JERSEY ENERGY | 4-01-31-430 | $ | 117.48 |

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

**August 18, 2014**
**August 21, 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:

| | | | |
|---|---|---|---|
| **ALLIED OIL COMPANY** | **5-01-31-447** | **$** | **5,084.85** |
| **DIRECT ENERGY BUSINESS** | **4-01-31-446** | **$** | **17.98** |
| **ELIZABETHTOWN GAS** | **5-01-31-446** | **$** | **387.85** |
| **NATIONAL TERMINAL, INC.** | **5-01-31-447** | **$** | **4,062.21** |
| **NRG BUSINESS SOLUTIONS** | **4-01-31-430** | **$** | **4,469.77** |
| **PSE&G** | **5-01-31-430** | **$** | **45,129.35** |
| **SPRINT SPR 09** | **5-01-31-440** | **$** | **571.80** |
| **SPRINT SPR11** | **4-01-31-440** | **$** | **1,777.78** |
| **VERIZON** | **5-01-31-440** | **$** | **37,742.00** |
| **VERIZON COMMUNICATIONS, INC.** | **5-01-31-440** | **$** | **491.78** |

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Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

August 26, 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 |
|---|---|---|---|---|
| St. Adalbert R. C. Church | | | 5343 | 09-04-14 |

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the City Council of the City of Elizabeth wishes to recognize **Deputy Chief Curtis Merrill** is a 19 year veteran of the Elizabeth Fire Department assigned to the First Tour of the Elizabeth Fire Department at the City's annual National Night Out Event held on August 5, 2014 for his effort to improve the City of Elizabeth and for his dedication to serving the community; and

**WHEREAS,** on June 25, 2014, Elizabeth Firefighters arrived at 537 Jersey Avenue and encountered a heavy fire condition on all floors in the rear of a 2 1/2 story wood frame residential structure. Building occupants notified the **Incident Commander, Deputy Chef Merrill** that a woman was trapped in the attic. Upon investigation **Deputy Chief Merrill** witnessed the victim banging on the top portion of the window trying to break the glass to escape. The lower half of the window was blocked by an air conditioner. A heavy fire condition made an interior rescue extremely difficult. **Deputy Chief Merrill** ordered Ladder Company 3 to ladder the attic window and perform and exterior rescue of the victim. Firefighters Oscar Barreto, Dean Melachrinos and Brendon McConway ascended the ladder, broke the window and began to pull the victim out of the top of the window over the air conditioner. All three firefighters descended the ladder with the victim and handed the victim to EMS for treatment. Due to the heroic actions of these three firefighters the victim survived this incident and made a full recover; and

**WHEREAS,** it is because of the effort and the selfless disregard for their own safety that a life was saved in these extremely difficult conditions; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth hereby congratulates **Deputy Chief Curtis Merrill** for his leadership, dedication and unselfish service to the residents of the City of Elizabeth and extends to **Deputy Chief Merrill** its sincerest best wishes in all his future endeavors; and be it

**FURTHER RESOLVED** that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be presented to **Deputy Chief Curtis Merrill.**

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the City Council of the City of Elizabeth wishes to recognize **Firefighter Dean Melachrinos,** a six year veteran of the Elizabeth Fire Department assigned to Ladder Company 3 at the City's annual National Night Out Event held on August 5, 2014 for his effort to improve the City of Elizabeth and for his dedication to serving the community; and

**WHEREAS,** on June 25, 2014 Elizabeth firefighters arrived at 537 Jersey Avenue and encountered a heavy fire condition on all floors in the rear of a 2 1/2 story wood frame residential structure. Building occupants notified the Incident Commander that a woman was trapped in the attic. Upon investigation Deputy Chief Curtis Merrill witnessed the victim banging on the top portion of the window trying to break the glass to escape. The lower half of the window was blocked by an air conditioner. A heavy fire condition made an interior rescue extremely difficult. **Firefighter Dean Melachrinos** ascended the ladder broke the window and pulled the victim out of the top of the window over the air conditioner. **Firefighter Melachrinos** along with Firefighters Dean Barretto and Brendon McConway, descended the ladder with the victim and handed the victim to EMS for treatment. Due to the heroic actions of **Firefighter Melachrinos** the victim survived this incident and made a full recover; and

**WHEREAS,** it is because of the effort and the selfless disregard for their own safety that a life was saved in these extremely difficult conditions; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth hereby congratulates **Firefighter Dean Melachrinos** for his leadership, dedication and unselfish service to the residents of the City of Elizabeth and extends to **Firefighter Dean Melachrinos** its sincerest best wishes in all his future endeavors; and be it

**FURTHER RESOLVED** that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be presented to **Firefighter Dean Melachrinos.**

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the City Council of the City of Elizabeth wishes to recognize **Firefighter Oscar Barreto**, a fifteen year veteran of the Elizabeth Fire Department assigned to Ladder Company 3 at the City's annual National Night Out Event held on August 5, 2014 for his effort to improve the City of Elizabeth and for his dedication to serving the community; and

**WHEREAS,** on June 25, 2014 Elizabeth firefighters arrived at 537 Jersey Avenue and encountered a heavy fire condition on all floors in the rear of a 2 1/2 story wood frame residential structure. Building occupants notified the Incident Commander that a woman was trapped in the attic. Upon investigation Deputy Chief Curtis Merrill witnessed the victim banging on the top portion of the window trying to break the glass to escape. The lower half of the window was blocked by an air conditioner. A heavy fire condition made an interior rescue extremely difficult. **Firefighter Oscar Barreto** ascended the ladder broke the window and pulled the victim out of the top of the window over the air conditioner. **Firefighter Barreto** along with Firefighters Dean Melachrinos and Brendon McConway, descended the ladder with the victim and handed the victim to EMS for treatment. Due to the heroic actions of **Firefighter Oscar Barreto** the victim survived this incident and made a full recover; and

**WHEREAS,** it is because of the effort and the selfless disregard for their own safety that a life was saved in these extremely difficult conditions; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth hereby congratulates **Firefighter Oscar Barreto** for his leadership, dedication and unselfish service to the residents of the City of Elizabeth and extends to **Firefighter Oscar Barreto** its sincerest best wishes in all his future endeavors; and be it

**FURTHER RESOLVED** that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be presented to **Firefighter Oscar Barreto.**

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the City Council of the City of Elizabeth wishes to recognize **Firefighter Brendan McConway**, a fourteen year veteran assigned to Rescue Company One, of the Elizabeth Fire Department at the City's annual National Night Out Event held on August 5, 2014 for his effort to improve the City of Elizabeth and for his dedication to serving the community; and

**WHEREAS**, on June 25, 2014 Elizabeth firefighters arrived at 537 Jersey Avenue and encountered a heavy fire condition on all floors in the rear of a 2 1/2 story wood frame residential structure. Building occupants notified the Incident Commander that a woman was trapped in the attic. Upon investigation Deputy Chief Curtis Merrill witnessed the victim banging on the top portion of the window trying to break the glass to escape. The lower half of the window was blocked by an air conditioner. A heavy fire condition made an interior rescue extremely difficult. **Firefighter Brendon McConway** also ascended the ladder and assisted in the removal of the victim form the attic. All three firefighters descended the ladder with the victim, upon reaching the ground handing the victim to EMS for treatment. Due to the heroic actions of these three firefighters the victim survived this incident and made a full recover; and

**WHEREAS**, it is because of the effort and the selfless disregard for their own safety that a life was saved in these extremely difficult conditions; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth hereby congratulates **Firefighter Brendon McConway** for his leadership, dedication and unselfish service to the residents of the City of Elizabeth and extends to **Firefighter Brendon McConway** its sincerest best wishes in all his future endeavors; and be it

**FURTHER RESOLVED** that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be presented to **Firefighter Brendon McConway.**

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the City Council of the City of Elizabeth wishes to recognize **Rose Zarrillo** at the City's annual National Night Out Event held on August 5, 2014 for her effort to improve the City of Elizabeth and for her dedication to serving the community; and

**WHEREAS**, she is a resident of the 2nd ward and is dedicated to improving her neighborhood. She is an example of how each one of us can help build a better Elizabeth; and

**WHEREAS,** Rose is a great example of someone who promotes crime and drug prevention awareness, safety and neighborhood unity. She is an active participant in The Hill neighborhood watch meetings. She has shown her concern with quality of life issues such as graffiti, speeding potholes, noise, loitering, and their impact on the neighborhood; and

**WHEREAS,** her time and commitment to the City of Elizabeth is greatly appreciated and has not gone unnoticed; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth hereby congratulates **Rose Zarrillo** for her leadership, dedication and unselfish service to the residents of the City of Elizabeth and extends to **Rose Zarrillo** its sincerest best wishes in all her future endeavors; and be it

**FURTHER RESOLVED** that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be presented to **Rose Zarrillo.**

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the City Council of the City of Elizabeth wishes to recognize **Dorothy Limehouse** at the City's annual National Night Out Event held on August 5, 2014 for her effort to improve the City of Elizabeth and for her dedication to serving the community; and

**WHEREAS**, she is a resident of the 4th ward and she is a resident of the 1st ward and is dedicated to improving her neighborhood. She is an example of how each one of us can help build a better Elizabeth; and

**WHEREAS,** her time and commitment to the City of Elizabeth is greatly appreciated and has not gone unnoticed; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth hereby congratulates **Dorothy Limehouse** for her leadership, dedication and unselfish service to the residents of the City of Elizabeth and extends to **Dorothy Limehouse** its sincerest best wishes in all her future endeavors; and be it

**FURTHER RESOLVED** that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be presented to **Dorothy Limehouse.**

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the City Council of the City of Elizabeth wishes to recognize Sherville Norville at the City's annual National Night Out Event, on August 5, 2014 for his effort to improve the City of Elizabeth and for his dedication to serving the community; and

**WHEREAS**, he is a resident of the 6th ward and has made immeasurable contributions to the City's efforts in drug and crime prevention and unity in the neighborhood. Sherville's time and commitment to the City of Elizabeth is greatly appreciated and has not gone unnoticed; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth hereby congratulates Sherville Norville for his leadership, dedication and unselfish service to the residents of the City of Elizabeth and extends to Sherville Norville its sincerest best wishes in all his future endeavors; and be it

**FURTHER RESOLVED** that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be presented to Sherville Norville.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the City Council of the City of Elizabeth wishes to recognize Leslie Cedillo at the City's annual National Night Out Event, on August 5, 2014 for her effort to improve the City of Elizabeth and for her dedication to serving the community; and

**WHEREAS**, she is a resident of the 6th ward and has made immeasurable contributions to the City's efforts in drug and crime prevention and unity in the neighborhood. Leslie's time and commitment to the City of Elizabeth is greatly appreciated and has not gone unnoticed; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth hereby congratulates Leslie Cedillo for her leadership, dedication and unselfish service to the residents of the City of Elizabeth and extends to Leslie Cedillo its sincerest best wishes in all her future endeavors; and be it

**FURTHER RESOLVED** Leslie is an animal activist who is involved in transport as a volunteer; and

**FURTHER RESOLVED** Leslie believes that Elizabeth residents need to be better educated on proper care of pets. She would like to see more people get involved with rescue, adoption and transport. It is very fulfilling and rewarding Leslie believes that animals are beautiful and their souls are much more pure than ours, we can learn a lot from them; and be it

**FURTHER RESOLVED** that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be presented to Leslie Cedillo.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the City Council of the City of Elizabeth wishes to recognize **Mrs. Oceola Bragg** at the City's annual National Night Out Event held on August 5, 2014 for her effort to improve the City of Elizabeth and for her dedication to serving the community; and

**WHEREAS,** she is a resident of the 1st ward and is dedicated to improving her neighborhood. She is an example of how each one of us can help build a better Elizabeth; and

**WHEREAS, Mrs. Oceola Bragg** has dedicated eleven years service as the Director of The After-School Arts Program in the First Ward for Children 6-17 years old. She is responsible for starting a fitness program for children and adults which consisted of a gym, karate, boxing and dancing; and

**WHEREAS,** her time and commitment to the City of Elizabeth is greatly appreciated and has not gone unnoticed; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth hereby congratulates **Mrs. Oceola Bragg** for her leadership, dedication and unselfish service to the residents of the City of Elizabeth and extends to **Mrs. Oceola Bragg** its sincerest best wishes in all her future endeavors; and be it

**FURTHER RESOLVED** that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be presented to **Mrs. Oceola Bragg.**

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Torres, Gonzalez, Keenan, Cedeno, Mazza, Gallman, and President pro tem Perkins-Auguste - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, City Council of the City of Elizabeth has learned of the death of Lawrence Carter, Sr.; and

WHEREAS, Lawrence Carter, Sr., was born and educated Cranford, New Jersey; and

WHEREAS, Lawrence Carter, Sr., later joined the United States Air Force, from which he was honorably discharged; and

WHEREAS, Lawrence Carter, Sr., faithfully devoted himself to his position with the City of Elizabeth, where he served for twenty-three years as a Housing Inspector in the Department of Health & Human Services. While serving the City of Elizabeth, Lawrence Carter, Sr., fulfilled his duties loyally and conscientiously; and

WHEREAS, Lawrence Carter, Sr., was the first African-American paramedic within the City of Elizabeth; and

WHEREAS, Lawrence Carter, Sr., was a faithful member of Mt. Teman AM.E. Church where he served on the Usher Board and in the Senior Choir; and

WHEREAS, Lawrence Carter, Sr., was the Founder and Grand Master of the New Birth Grand Lodge where he served with distinction; and

WHEREAS, Lawrence Carter, Sr., will be fondly remembered by his friends and co-workers; and

WHEREAS, Lawrence Carter, Sr., leaves behind his wife, Lucy Carter; son, Lawrence Carter, Jr.,(Florine) and daughter, Carla Carter-Rose(Darnell) and a host of other family, friends and loved ones; now, therefore, be it

RESOLVED that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at the passing of Lawrence Carter, Sr., to his family; and be it

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

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

Councilman Gallman announced the First Gospel Explosion in the City of Elizabeth. He thanked all who attended and all of the churches that participated. It was a great event and is looking forward to next year.

Councilwoman Perkins-Auguste announced that tomorrow the City-wide book bag give-away will be held.

Councilman Torres moved that City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President pro tem Perkins-Auguste declared City Council adjourned at 8:15 p.m.

APPROVED

PATRICIA PERKINS-AUGUSTE
President Pro Tem of City Council

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