

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, SEPTEMBER 27, 2016

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4751 - Authorize the establishment of a personalized handicapped parking space for Hector L. Perez, 755 Jefferson Avenue.
- ORD. NO. 4752 - Authorize the establishment of a personalized handicapped parking space for Yasha N. Afre, 46 Sayre Street.
- ORD. NO. 4753 - Authorize the establishment of a personalized handicapped parking space for Salvador Santos, 111 Washington Avenue.
- ORD. NO. 4754 - Rescind Ordinance No. 4520, adopted November 25, 2014, which authorized the establishment of a personalized handicapped parking space for Tiffany Sanchez, 1091 William Street.
- ORD. NO. 4755 - Rescind Ordinance No. 3475, adopted November 26, 2002, which authorized the establishment of a personalized handicapped parking space for Nellie Otero, 238 Fulton Street.
- ORD. NO. 4756 - Rescind Ordinance No. 3623, adopted May 25, 2003, which authorized the establishment of a personalized handicapped parking space for Frederick J. Mazura, 517 South Fifth Street.
- ORD. NO. 4757 - Authorize the establishment of a personalized handicapped parking space for Miguel A. Ascoy, 631 Grier Avenue.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 16, 2016, from the Business Administrator recommending the renewal of the contract with Highway Service Corporation, 548 Trumbull Street, Elizabeth, NJ, for Towing and Road Service for Municipal Vehicles for a third term for a period of one year commencing October 14, 2016 through October 13, 2017, under the same terms and conditions as the current agreement.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 16, 2016, from the Business Administrator recommending the award of a contract to NuView Systems, Inc., 401 Congress Avenue, Suite 2650, Austin, TX, for proprietary software maintenance for payroll software for the period of March 1, 2016 through February 28, 2019 in the amount of \$70,080.00. Which was received.

By the Clerk:

Letter dated September 19, 2016, from the Business Administrator requesting authorization for the proper City officials to obtain a policy with The Guardian Insurance, through its agent-of-record, Willis of New Jersey, Inc., 350 Mt. Kemble Avenue, P.O. Box 1969, Morristown, NJ, to provide a continuation of benefits for Group Life Insurance/Accidental Death and Dismemberment Program for the period of January 1, 2017 through December 31, 2020, at a cost not to exceed \$300,000.00. Which was received.

By the Clerk:

Letter dated September 19, 2016, from the Business Administrator recommending the award of a contract to Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, DE, for the purchase of two (2) 2017 Ford Fusions as replacement vehicles within the Bureau of Central Licensing at the total cost of \$40,550.00. Which was received.

By the Clerk:

Letter dated September 19, 2016, from the Business Administrator recommending the award of a contract to RFP Solutions, Inc., 10-F Greenwood Avenue, West Deptford, NJ, for the purchase of telephone equipment, hardware and software for City Hall, the Police and Fire Departments and Senior Centers for the period of September 13, 2016 through March 15, 2017, at a cost not to exceed \$50,000.00. Which was received.

By the Clerk:

Letter dated September 20, 2016, from the Business Administrator recommending the award of a contract to New Jersey Overhead Door, P.O. Box 376, Bayville, NJ, for the purchase of Door and Gate Systems Service for various departments for the period of September 16, 2016 through July 31, 2018 at a cost not to exceed \$150,000.00. Which was received.

By the Clerk:

Letter dated September 14, 2016, from the City Attorney requesting authorization to execute a contract with the law firm of Weber Dowd Law, LLC, for legal representation as Condemnation Counsel in connection with the Elizabeth River Trail Phase IV for the period of October 3, 2016 through October 2, 2017 at a rate of \$175.00 per hour plus costs not to exceed \$75,000.00. Which was received.

By the Clerk:

Letter dated September 13, 2016, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel/refund/credit an overbilling of taxes for 2016 Tax Year for the properties attached hereto in the amount of \$39,708.80. Which was received.

By the Clerk:

Letter dated September 20, 2016, from the Chief Financial Officer advising that transfers for the 2016 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 20, 2016, from the Chief Financial Officer advising that temporary emergency appropriations for the 2017 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

By the Clerk:

Letter dated September 20, 2016, from the Chief Financial Officer requesting that your Honorable Body consider the approval of an ordinance authorizing a guaranty of not exceeding \$3 million aggregate principal amount of project revenue bonds, Series 2016 (Elizabethtown Plaza Redevelopment Project) of PACE QUALICB, Inc. for the purpose of providing additional security therefor, approving the form of a Subsidy Agreement and appropriating \$3 million and providing for the issuance of \$3,000,000.00 in bonds or notes of the City as a funding source therefor and determining certain other matters in connection therewith. Which was received.

By the Clerk:

Letter dated September 20, 2016, from the City Treasurer requesting an amendment the Cash Management Plan and Designation of Depositories, adopted March 8, 2016, specifically to include Community Champions and their bank of original deposit. Which was received.

By the Clerk:

Letter dated September 16, 2016, from the Director of Health and Human Services requesting authorization to enter into an agreement with New Jersey State Department of Health, Public Health and Environmental Laboratories, to provide STD laboratory services for the period of September 1, 2016 through June 30, 2017. Which was received.

By the Clerk:

Letter dated September 16, 2016, from the Director of Planning and Community Development requesting an amendment to Chapter 8.80.030 of the Code of the City of Elizabeth, entitled “Vacant and Foreclosing Residential Properties”, specifically to increase the annual registration fees. Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated September 16, 2016, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate for the CD-42 Funding Year 2016 spending plans for Community Development Block Grants in the amount of \$2,824,246.00 and Emergency Solutions Grants in the amount of \$231,406.00, as per the Schedule A attached hereto. Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated September 20, 2016, from the Director of Planning and Community Development requesting authorization for the proper City officials to reprogram the unexpended Community Development Block Grant (CDBG) contract balances to the CDBG Holding Account, as indicated on Schedule A attached hereto, in the amount of \$32,157.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 20, 2016, from the Director of Planning and Community Development requesting authorization for the proper City officials to amend the resolution dated October 27, 2015, authorizing a contract between the City of Elizabeth and Bris Avrohom for their Translation and Counseling Program in the amount of \$10,000.00, specifically to extend the term of the contract to December 30, 2016 and award additional funds in the amount of \$2,500.00. Which was received.

By the Clerk:

Letter dated September 13, 2016, from the Director of Public Works recommending the award of a contract to Johnson, Mirmiran & Thompson, Inc., 1200 Lenox Drive, Suite 101, Trenton, NJ, to provide professional engineering services in connection with the design and construction administration of the 2016 Road Resurfacing Program at a cost not to exceed \$46,800.00. Which was received.

By the Clerk:

Letter dated September 15, 2016, from the Director of Public Works requesting Change Order No. 1 – Final to the contract adopted January 13, 2015 with W.D. Snyder Company, Inc., for the Engine Company No. 6 Construction, 472 Catherine Street, in the amount of \$4,551,500.00, specifically for additional items of construction required to complete the building at an additional cost of \$167,188.00, raising the amount of the contract to \$4,718,688.00. Which was received.

By the Clerk:

Letter dated September 15, 2016, from the Director of Public Works requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the Transportation Alternatives Program 2016 administered by the New Jersey Department of Transportation, in partnership with the North Jersey Transportation Planning Authority, the Delaware Valley Regional Planning Authority and the South Jersey Transportation Planning Organization, for funding to implement the East Grand Street Streetscape, between Broad Street and Jefferson Avenue, total grant amount not to exceed \$1,000,000.00. Which was received.

By the Clerk:

Letter dated September 19, 2016, from the Director of Public Works recommending the award of a contract to T & M Associates, Eleven Tindall Road, Middletown, NJ, to provide professional engineering services in connection with the design and construction administration of the 2016 Road Resurfacing Program at a cost not to exceed \$66,000.00 plus reimbursable. Which was received.

By the Clerk:

Letter dated September 19, 2016, from the Director of Public Works requesting authorization for the proper City officials to execute permanent easements and agreements to accept and maintain a new traffic signal at 101-141 North Avenue East. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 7, 2016, from the Police Director requesting the deletion of handicapped parking spaces from in front of the following premises: 129 Elizabeth Avenue, 704 Fourth Avenue, 308 Center Street, 504 First Avenue, 126 Franklin Street, 222 Franklin Street, 329 Franklin Street, 536 Fulton Street, 57 Geneva Street, 447 Grier Avenue, 112 Livingston Street, 122 Port Avenue, 219 Rankin Street, 153 Ripley Place, 46 Sixth Street, 144 Smith Street, 400 ½ Third Avenue, 83 Westfield Avenue. Which was received.

By the Clerk:

Letter dated September 16, 2016, from the Police Director requesting the deletion of handicapped parking spaces from in front of the following premises: 235 South Street, 214 Franklin Street, 569 Third Avenue, 571 Third Avenue. Which was received.

By the Clerk:

Letter dated September 7, 2016, from the Elizabeth Chapter of UNICO National, P.O. Box 250, Elizabeth, NJ requesting that your Honorable Body consider declaring the month of October 2016, Italian-American Heritage Month and a flag raising ceremony in front of City Hall on Thursday, October 6, 2016 at 12:00 noon. Which was received.

REPORTS OF CITY OFFICERS

NONE.

ORDINANCES ON FIRST READING

- ORD. NO. 4758 - An ordinance authorizing the execution of permanent easements and agreements to accept and maintain a new traffic signal at 101-141 North Avenue East.
- ORD. NO. 4759 - Rescind Ordinance No. 3346, adopted October 23, 2001, which authorized the establishment of a personalized handicapped parking space for Truedell Thomas, 129 Elizabeth Avenue.
- ORD. NO. 4760 - Rescind Ordinance No. 3579, adopted December 9, 2003, which authorized the establishment of a personalized handicapped parking space for Lucia Cordero, 235 South Street.
- ORD. NO. 4761 - Rescind Ordinance No. 3676, adopted December 28, 2003, which authorized the establishment of a personalized handicapped parking space for Daysi P. Diaz, 704 Fourth Avenue.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, OCTOBER 11, 2016, AT 7:30 P.M.

ORDINANCES ON FIRST (Cont'd.)

ORD. NO. 4762 - An ordinance authorizing a guaranty of not exceeding \$3,000,000 aggregate principal amount of Project Parking Revenue Bonds, Series 2016 (Elizabethtown Plaza Redevelopment Project) of PACE QUALICB, Inc. for the purpose of providing additional security, approving the form of a subsidy agreement and appropriating \$3,000,000 and providing for the issuance of \$3,000,000 in bonds and notes of the City as a funding source and determining certain other matters in connection therewith.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, OCTOBER 25, 2016, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 4751 - Authorize the establishment of a personalized handicapped parking space for Hector L. Perez, 755 Jefferson Avenue.
- ORD. NO. 4752 - Authorize the establishment of a personalized handicapped parking space for Yasha N. Afre, 46 Sayre Street.
- ORD. NO. 4753 - Authorize the establishment of a personalized handicapped parking space for Salvador Santos, 111 Washington Avenue.
- ORD. NO. 4754 - Rescind Ordinance No. 4520, adopted November 25, 2014, which authorized the establishment of a personalized handicapped parking space for Tiffany Sanchez, 1091 William Street.
- ORD. NO. 4755 - Rescind Ordinance No. 3475, adopted November 26, 2002, which authorized the establishment of a personalized handicapped parking space for Nellie Otero, 238 Fulton Street.
- ORD. NO. 4756 - Rescind Ordinance No. 3623, adopted May 25, 2003, which authorized the establishment of a personalized handicapped parking space for Frederick J. Mazura, 517 South Fifth Street.
- ORD. NO. 4757 - Authorize the establishment of a personalized handicapped parking space for Miguel A. Ascoy, 631 Grier Avenue.

NEW BUSINESS

Authorize Temporary Emergency appropriations for the 2017 Fiscal Year Municipal and Sewer Utility Budgets in the amount of \$439,533.02.

Authorize the renewal of a contract with Highway Service Corporation, 548 Trumbull Street, Elizabeth, N.J., for the furnishing of towing and road services for municipal vehicles, for a one year period commencing October 14, 2016 through October 14, 2017, for a third year under the same terms and conditions as the current agreement at a cost not to exceed \$30,000.00 per year.

Authorize the award of a contract to NuView Systems, Inc., 401 Congress Avenue, Austin, Texas, for proprietary software maintenance for payroll software for the period March 1, 2016 through February 28, 2019, in the amount of \$70,080.00.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to obtain a policy of insurance with The Guardian Insurance Company, through the Agent of Record, Willis of New Jersey, Inc., 350 Mt. Kemble Avenue, Morristown, N.J., to provide a Group Life Insurance/Accidental Death and Dismemberment Program for active and retired employees, for the period January 1, 2017 through December 31, 2020, the estimated amount to be expended covering the first year not to exceed \$300,000.00.

Authorize the award of a contract to Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, DE, for the purchase of two (2) 2017 Ford Fusions, as replacement vehicles for the Bureau of Central License at a total cost of \$40,550.00.

Authorize the award of a contract to RFP Solutions, Inc., 10-F Greenwood Avenue, West Deptford, N.J., for the purchase of telephone equipment, hardware and software for City Hall, Police and Fire Departments and Senior Centers for the period September 13, 2016 through March 15, 2017 in the total amount of \$50,000.00.

Authorize the award of a contract to New Jersey Overhead Door, P.O. Box 376, Bayville, N.J., for the purchase of Door and Gate Systems Services for various departments for the period September 16, 2016 through July 31, 2018, at a cost not to exceed \$150,000.00.

Authorize the award of a contract to the law firm of Weber Dowd Law, LLC, for legal representation as Condemnation Counsel in connection with the Elizabeth River Trail Phase IV Project for the period October 3, 2016 through October 2, 2017 at a cost not to exceed \$75,000.00.

Authorize the Tax Collector to cancel/refund/credit an overbilling of taxes for Tax Year 2016, pursuant to a delineated list submitted September 13, 2016, in the total amount of \$39,708.80.

Authorize the proper City officials to enter into an agreement with the New Jersey State Department of Health, Public Health and Environmental Laboratories, to provide STD laboratory services for the period September 1, 2016 through June 30, 2017.

Authorize the proper City officials to reprogram unexpended CDBG contract balances and transfer same to the Community Development Block Grant Holding Account, as listed on Schedule A on file in the City Clerk's Office in the amount of \$32,157.00.

Amend a resolution adopted October 27, 2015, authorizing the award of a contract to Bris Avrohom for their Translation and Counseling Program in the amount of \$10,000, specifically to extend the term of the contract to December 30, 2016 and award additional funds in the amount of \$2,500.00.

Authorize the award of a contract to Johnson, Mirmiran and Thompson, Inc., 1200 Lenox Drive, Trenton, N.J., to provide professional engineering services in connection with the design and construction administration of the 2016 Road Resurfacing Program at a cost not to exceed \$46,800.00.

Authorize Change Order No. 1 – Final to the contract awarded to W. D. Snyder for construction of Engine Company No. 6, 472 Catherine Street, in the amount of \$4,551,500.00, to provide for additional work required to complete the building at an additional cost of \$167,188.00.

Authorize the award of a contract to T & M Associates, 11 Tindall Road, Middletown, N.J., to provide civil engineering services in connection with the design and construction administration of the 2016 Road Resurfacing Program at a cost not to exceed \$66,000.00, plus reimbursables.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to execute appropriate documents for the Transportation Alternatives Program 2016 Grant administered by the New Jersey Department of Transportation, in partnership with the North Jersey Transportation Planning Authority, the Delaware Valley Organization, for funding to implement the East Grand Street Streetscape, between Broad Street and Jefferson Avenue, in an amount not to exceed \$1,000,000.00.

Delete the following handicapped parking spaces from in front of the premises located at: 308 Center Street, 504 First Avenue, 126 Franklin Street, 222 Franklin Street, 329 Franklin Street, 536 Fulton Street, 447 Grier Avenue, 112 Livingston Street, 122 Port Avenue, 219 Rankin Street, 153 Ripley Place, 46 Sixth Street, 144 Smith Street, 400 ½ Third Avenue, 83 Westfield Avenue, 214 Franklin Street, 569 Third Avenue, 571 Third Avenue.

Declare the month of October, 2016 as “Italian American Heritage Month,” and permit a flag raising ceremony at City Hall on October 6, 2016 at 12:00 p.m.

Declare the month of October, 2016 Breast Cancer Awareness.

Pay Utility Bills.

Approve Bingo and Raffle licenses.

COMMENDATIONS:

Mr. Terry Armstrong, Elizabeth Coalition To House The Homeless

Alex Reyes, Pitcher, St. Louis Cardinals

Carole Cascio, Citizen of the Year, UNICO

Marcella Perrotti, Short Cutz (Regarding bomb found at the Elizabeth Train Magic Fountain (Station on Sunday, September 18, 2016

Ivan White (Found Bomb & Reported It
Lee Parker (

MEMORIALS:

Rosemary A. Jones
Sandra Pobuta

ADJOURNMENT