

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MARCH 27, 2012

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4293 - Authorize a Refunding Bond Ordinance in an amount not to exceed \$8,800,000.00, for General Obligation Refunding Bonds, Series 2012, for cost savings by refinancing existing debt service obligations for outstanding callable General Improvement Bonds, Series 2003.
- ORD. NO. 4294 - Grant an encroachment permit to Kleinfelder, Three AAA Drive, Hamilton, N.J., on behalf of ExxonMobil Environmental Services Company, to perform environmental remediation work within the public right-of-way of South Fifth Street and Third Avenue to include eight (8) soil borings; two (2) temporary well points and two (2) monitoring wells pursuant to N.J. Department of Environmental Protection regulations.
- ORD. NO. 4295 - Authorize the establishment of a personalized handicapped parking space for Santa Nivar, 173 Jacques Street.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 14, 2012, from the Business Administrator recommending the award of a contract to Office Solutions, Inc., 217 Mount Horeb Road, Warren, NJ, for the purchase of telecommunications equipment wired for various departments for the period of March 12, 2012 through March 13, 2013, at a cost not to exceed \$50,000.00. Which was received.

By the Clerk:

Letter dated March 16, 2012, from the Business Administrator recommending the award of a contract to Garden State Fireworks, 383 Carleton Road, Millington, NJ, for the furnishing of fireworks for the Fourth of July Fireworks Display for the Recreation Department in the amount of \$16,900.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 16, 2012, from the Business Administrator recommending the award of a contract to Avaya, Inc., 161 Cliveden Drive, Newtown, PA, for the purchase of telecommunications equipment wired for various departments for the period of February 1, 2012 through February 1, 2013, at a cost not to exceed \$80,000.00. Which was received.

By the Clerk:

Letter dated March 16, 2012, from the Business Administrator requesting authorization for Alliance Transportation, LLC., (Alliance) 67 Remson Avenue, New Brunswick, NJ, to operate as an Autobus pursuant to Chapter 5.16 of the Code of the City of Elizabeth; traveling to and from Dayton, NJ, North Brunswick, NJ, Cranbury, NJ, Edison, NJ, and South River, NJ; having six (6) vans in operation and they will be parked at 67 Remson Avenue, New Brunswick, NJ. Which was received.

By the Clerk:

Letter dated March 16, 2012, from the Business Administrator recommending the award of a contract to First Priority Emergency Vehicles, Inc., 2444 Ridgeway Blvd., Manchester, NJ, for one (1) EMS CBRNE/DECON Support Vehicle in the amount of \$180,080.00. Which was received.

By the Clerk:

Letter dated March 16, 2012, from the Business Administrator requesting a waiver of the residency requirement for Emergency Medical Technician Lattwana Cylear, for a one year period. Which was received.

By the Clerk:

Letter dated March 16, 2012, from the Business Administrator requesting a waiver of the residency requirement for Emergency Medical Technician Matthew Blaskewicz, for a one year period. Which was received.

By the Clerk:

Letter dated March 16, 2012, from the Business Administrator requesting a waiver of the residency requirement for Emergency Medical Technician Tanaya Atlantic, for a one year period. Which was received.

By the Clerk:

Letter dated March 19, 2012, from the Business Administrator requesting that your Honorable Body consider a resolution calling for the restoration of energy taxes to municipalities. Which was received.

By the Clerk:

Letter dated March 20, 2012, from the Business Administrator recommending the award of a contract to SHI/Everbridge, 290 Davidson Avenue, Somerset, NJ, for a Reverse 911 System, which includes software and technical support, in an amount not to exceed \$75,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 20, 2012, from the Business Administrator recommending the award of a contract, funded by the New Jersey Transportation Trust Fund Authority Act, 2010 Safe Streets and Neighborhoods Program, to Johnston Communications, P.O. Box 390, Kearny, NJ, for the purchase of any equipment and the design of the North Avenue and Broad Street Corridor, CCTV Public Security System, for the period of March 27, 2012 to March 26, 2013, in an amount not to exceed \$300,000.00. Which was received.

By the Clerk:

Letter dated March 20, 2012, from the Chief Financial Officer advising that additional grants may be appropriated in the 2012 SFY Budget by budget amendments Which was received.

By the Clerk:

Letter dated March 20, 2012, from the Chief Financial Officer requesting that your Honorable Body review and discuss the City's completed 2012 SFY "Best Practices" Inventory at a public meeting in order to receive 100% State Aid. Which was received.

By the Clerk:

Letter dated March 12, 2012, from the Director of Planning and Community Development requesting to rescind the resolutions adopted November 9, 2011 and December 9, 2011, extending the 2010-2011 Community Development Block Grant (CDBG) contract with Tri-County American Red Cross, specifically due to the extension being applied to the Community Development Block Grant contract instead of the Emergency Shelter Grant contract and authorize to extend the Emergency Shelter Grant (ESG) contract with Tri-County American Red Cross for the period of June 30, 2011 to June 30, 2012. Which was received.

By the Clerk:

Letter dated March 19, 2012, from the Director of Planning and Community Development requesting permission for the proper City officials to execute all necessary documents to the U.S. Department of Housing and Urban Development (HUD) a Substantial Amendment to the Funding Year 2011 Consolidated Plan for CD-37 to include applications for funding and an Action Plan for the Emergency Solutions Grant (ESG) for an additional \$51,753.00; initial allocation was for \$92,006.00, raising the total allocation to \$143,759.00. Which was received.

By the Clerk:

Letter dated March 19, 2012, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute all necessary documents to the U.S. Department of Housing and Urban Development (HUD) a Consolidated Plan for CD-38, FY 2012 to include applications for funding and an Action Plan for Community Development Block Grant (CDBG), in the amount of \$1,865,232.00, a decrease of \$35,894.00, Emergency Shelter Grant (ESG), in the amount of \$164,633.00, an increase of \$51,753.00, and HOME Program, in the amount of \$730,502.00, a decrease of \$594,710.00 from Funding Year 2011. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 20, 2012, from the Director of Planning and Community Development requesting authorization for the proper City officials to enter into an agreement with Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, NJ, for the purchase of Health Care Apparatus, material and activities for the Brother Bonaventure Extended Care Center in the amount of \$5,000.00. Which was received.

By the Clerk:

Letter dated March 12, 2012, from the Director of Public Works requesting permission to have liens placed against the properties listed on Schedule A attached hereto and made a part thereof for the boarding up of said properties in the amount of \$4,761.41. Which was received.

By the Clerk:

Letter dated March 12, 2012, from the Director of Public Works requesting permission to have liens placed against the properties listed on Schedule A attached hereto and made a part thereof for the removal and disposal of debris from said properties in the amount of \$2,434.15. Which was received.

By the Clerk:

Letter dated March 16, 2012, from the Director of Public Works recommending the award of a contract to J.C. Contracting, Inc., 1745 Silverton Road, Toms River, NJ, for the traffic signal installation at North Broad Street and Westfield Avenue at a cost of \$186,060.00. Which was received.

By the Clerk:

Letter dated March 19, 2012, from the Director of Public Works requesting approval of Change Order No. 1 to the contract awarded to J.C. Contracting, Inc., 1745 Silverton Road, Toms River, NJ, for the traffic signal installation at West Jersey Street at Union Street – Elizabethtown Plaza and Broad Street at Caldwell Place at an original cost of \$363,590.00, providing further for final quantities adjustments, which represents an increase of \$4,192.65; raising the amount of the contract to \$367,782.65. Which was received.

By the Clerk:

Letter dated March 8, 2012, from the Police Director recommending the establishment of a loading zone for use by Avenue Furniture, 941 Elizabeth Avenue, Elizabeth, to be installed on Reid Street between the hours of 8 a.m. to 7 p.m., Monday through Saturday. Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated March 8, 2012, from the Police Director requesting to establish and delete handicapped parking spaces in and from the following locations: 900 Second Avenue (personalized), 1048 North Avenue (personalized), 569 Jefferson Avenue (personalized), 1019 Emma Street, 612 Magnolia Avenue, 364 Cherry Street, 556 Marshall Street, 215 Pine Street, 1023 Flora Street, 563 Jefferson Avenue; disapproved: 1051 Lafayette Street, 17 Sayre Street; deletions: 18 Delaware Street (personalized), 1135 Fairmount Avenue (personalized), 243 Orchard Street, 527 Walnut Street, 83 Westfield Avenue. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 12, 2012, from the Police Director requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the COPS Hiring Program Grant to provide funds to hire 15 new police officers in an amount not to exceed \$3,500,000.00.
Which was received.

By the Clerk:

Letter received January 27, 2012, from AWT Environmental Services, P.O. Box 128, Sayreville, NJ, requesting an Encroachment Permit to perform environmental remediation work within the public right-of-way of 537 Elizabeth Avenue.
Which was received.

By the Clerk:

Letter dated March 12, 2012, from the Haitian Flag Day Planning Committee of New Jersey, Inc., P.O. Box 165, Elizabeth, NJ, requesting permission to conduct a flag raising on Friday, May 18, 2012, in front of City Hall from 9:30 a.m. to 10:30 a.m. and a Haitian Flag Day Cultural Event, "A Taste of Haiti," on Sunday, May 13, 2012, in front of City Hall from 1 p.m. to 5 p.m.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated March 27, 2012, from the Finance Department submitting a list of all bills, claims and vouchers which have been paid as of the close of business on Friday, March 23, 2012.
Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 4296 - Grant an encroachment permit to AWT Environmental Services, P.O. Box 128, Sayreville, N.J., on behalf of Acacio Nascimento, to perform environmental remediation work within the public right-of-way of 537 Elizabeth Avenue.
- ORD. NO. 4297 - Authorize the establishment of a personalized handicapped parking space for Miriam F. Veliz, 1048 North Avenue.
- ORD. NO. 4298 - Authorize the establishment of a personalized handicapped parking space for Gloria Ricari, 569 Jefferson Avenue.
- ORD. NO. 4299 - Rescind Ordinance No. 3746, adopted August 23, 2005, which authorized the establishment of a personalized handicapped parking space for Antonia G. Prieto, 18 Delaware Street.
- ORD. NO. 4300 - Rescind Ordinance No. 3855, adopted October 10, 2006, which authorized the establishment of a personalized handicapped parking space for Mamie L. Tyler, 1135 Fairmount Avenue.
- ORD. NO. 4301 - Authorize the establishment of a personalized handicapped parking space for Jennifer L. Rosal, 900 Second Avenue.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, APRIL 10, 2012, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 4293 - Authorize a Refunding Bond Ordinance in an amount not to exceed \$8,800,000.00, for General Obligation Refunding Bonds, Series 2012, for cost savings by refinancing existing debt service obligations for outstanding callable General Improvement Bonds, Series 2003.
- ORD. NO. 4294 - Grant an encroachment permit to Kleinfelder, Three AAA Drive, Hamilton, N.J., on behalf of ExxonMobil Environmental Services Company, to perform environmental remediation work within the public right-of-way of South Fifth Street and Third Avenue to include eight (8) soil borings; two (2) temporary well points and two (2) monitoring wells pursuant to N.J. Department of Environmental Protection regulations.
- ORD. NO. 4295 - Authorize the establishment of a personalized handicapped parking space for Santa Nivar, 173 Jacques Street.

NEW BUSINESS

- Authorize an amendment to the Fiscal Year 2012 Budget to insert, as an Item of Revenue, a U.S. Environmental Protection Agency, Brownfields Wide Assessment-Hazardous Grant in the amount of \$200,000.00.
- Authorize an amendment to the Fiscal Year 2012 Budget to insert, as an Item of Revenue, a U.S. Environmental Protection Agency, Brownfields Wide Assessment-Petroleum Grant in the amount of \$200,000.00.
- Authorize City Council to submit the completed “Best Practices” Public Meeting Certification to the Department of Community Affairs that they have reviewed and discussed the 2012 SFY “Best Practices” Inventory at a public meeting in compliance with SFY 2012 Appropriation Act in order to receive 100% State Aid.
- Authorize the adoption of a resolution calling for the restoration of energy taxes to municipalities.
- Authorize the award of a contract to Office Solutions, Inc., 217 Mount Horeb Road, Warren, N.J., for the purchase of telecommunications equipment wired for various departments for the period March 12, 2012 through March 13, 2013, at a cost not to exceed \$50,000.00.
- Authorize the award of a contract to Avaya, Inc., 161 Cliveden Drive, Newton, PA, for the purchase of telecommunications wired for various departments for the period February 1, 2012 through February 1, 2013, at a cost not to exceed \$80,000.00.
- Authorize the award of a contract to Garden State Fireworks, 383 Carlton Road, Millington, N.J., for the furnishing of Fourth of July fireworks display for the Recreation Department, at a cost of \$16,900.00.
- Authorize the award of a contract to First Priority Emergency Vehicles, Inc., 2444 Ridgeway Boulevard, Manchester, N.J., for the purchase of one (1) EMS CBRNE/Decon Support vehicle in the amount of \$180,080.00.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to SHI/Everbridge, 290 Davidson Avenue, Somerset, N.J., for the a Reverse 911 System, which includes software and technical support in an amount not to exceed \$75,000.00.

Authorize the award of a contract to Johnston Communications, P.O. Box 390, Kearny, N.J., for the purchase of any equipment and the design of the North Avenue and Broad Street Corridor, CCTV Public Security System, funded by the N.J. Transportation Trust Fund Authority Act, 2010 Safe Streets and Neighborhoods Program, for the period March 27, 2012 to March 26, 2013, in an amount not to exceed \$300,000.00.

Authorize the proper City officials to permit Alliance Transportation, LLC, 67 Remson Avenue, New Brunswick, N.J., to operate as an Autobus, pursuant to Chapter 5.16 of the Code of the City of Elizabeth, travelling to and from Dayton, North Brunswick, Cranbury, Edison and South River, N.J.; utilizing six vans and the parking of the vans at 67 Remson Avenue, New Brunswick, N.J.

Authorize the proper City officials to enter into an agreement with Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, for the purchase of Health Care Apparatus, material and activities for the Brother Bonaventure Extended Care Center in the amount of \$5,000.00.

Authorize the award of a contract to J.C. Contracting, Inc., 1745 Silverton Road, Toms River, N.J., to install traffic signals at North Broad Street and Westfield Avenue, at a cost of \$186,060.00.

Authorize Change Order No. 1 to the contract awarded to J.C. Contracting, Inc., to install traffic signals on West Jersey Street at Union Street and Elizabeth Plaza and Broad Street at Caldwell Plaza, at a cost of \$363,590.00, providing further for final quantities adjustments increasing the contract amount an additional \$4,192.65.

Authorize the proper City officials to submit to the U.S. Department of Housing and Urban Development a Consolidated Plan and Action Plan for Fiscal Year 2012 incorporating single submission of applications for funding for Community Development Block Grants, Emergency Shelter Grants and Home Programs.

Authorize the proper City officials to submit to the U.S. Department of Housing and Urban Development a Substantial Amendment to the Funding Year 2011 Consolidated Plan for Fiscal Year 2011 and an Action Plan for Emergency Solutions Grant.

Rescind the resolution adopted November 9, 2011, extending the 2010-2011 CDBG contract with Tri-County American Red Cross for Community Development Block Grant funding.

Authorize the proper City officials to extend the Emergency Shelter Grant contract with Tri-County American Red Cross to June 30, 2012.

Grant a waiver of the residency requirement for Emergency Medical Technician Latwana Cylear for a one-year period.

Grant a waiver of the residency requirement for Emergency Medical Technician Matthew Blaskewicz for a one-year period.

Grant a waiver of the residency requirement for Emergency Medical Technician Tanaya Atlantic for a one-year period.

NEW BUSINESS (Cont'd.)

Establish liens for the removal and disposal of debris on properties listed on Schedule A on file in the City Clerk's Office in the total amount of \$2,434.15

Establish liens for the boarding up of properties listed on Schedule A on file in the City Clerk's Office in the total amount of \$4,761.41.

Authorize the proper City officials to execute all appropriate documents for the FY 2012 COPS Hiring Program.

Establish a handicapped parking space in front of the premises located at 612 Magnolia Avenue.

Establish a handicapped parking space in front of the premises located at 563 Jefferson Avenue.

Delete the following handicapped parking spaces from in front of the premises located at: 18 Delaware Street, 243 Orchard Street 527 Walnut Street and 83 Westfield Avenue.

Authorize the establishment of a loading zone for Avenue Furniture, 941 Elizabeth Avenue, to be installed on the west side of Reid Street beginning 58' north of Elizabeth Avenue and continuing 50' north thereof, between the hours of 8 a.m. to 7 p.m., Monday through Saturday.

Authorize settlement in the litigation matter of the City of Elizabeth vs. Supermarket at 70 Broadway, LLC., in the total amount of 395,000.00.

Permit the Haitian Day Planning Committee of New Jersey, Inc., P. O. Box 165, Elizabeth, N.J., to conduct their flag raising in front of City Hall on Friday, May 18, 2012, at 9:30 a.m., and Haitian Flag Day Cultural Event, "A Taste of Haiti," on Sunday, May 13, 2012, in front of City Hall from 1:00 p.m. to 5:00 p.m.

Pay utility bills.

Approve Bingo and Raffle licenses

COMMENDATIONS

MEMORIALS

Vito Anthony Mazza, former Supervisor, Department of Public Works
Donald M. "Ducky" Peterson
Trayvon Martin
Ada Sharpton, mother of Al Sharpton

ADJOURNMENT