PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Afternoon
May 24, 2011
2:00 p.m.

A regular meeting of the City Council was held this afternoon in the City Council Chamber, City Hall, pursuant to a resolution adopted February 22, 2011, designating the 57th Annual "Youth in City Government Day" program.

President Joseph Keenan 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, Chap. 231, P.L. 1975 on December 28, 2010, and as amended by letter dated April 8, 2010.

PRESENT: Council Members-at-Large: Patricia Perkins-Auguste, Frank J. Cuesta; Edward Jackus
Council Members: Manny Grova, Jr., 1st Ward; Nelson Gonzalez, 2nd Ward; Carlos Cedeno, 4th Ward; William Gallman, Jr., 5th Ward; Frank O. Mazza, 6th Ward; and President Council Joseph Keenan, 3rd Ward - 9

ABSENT:

ALSO PRESENT: Mayor J. Christian Bollwage;

William R. Holzapfel, City Attorney

Raymond Bolanowski, First Assistant City Attorney

Student Sheedy Milord (Councilman-at-Large) delivered the opening prayer and led all present in the Pledge of Allegiance to the American Flag.

YOUTH IN CITY GOVERNMENT
TUESDAY, May 24, 2011

TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
MAYOR	Honorable J. Christian Bollwage	Paloma Andrade	Edison Career & Technical Academy
CITY COUNCIL			
President & Councilman – Third Ward	Joseph Keenan	Kyle Valente	Hamilton Prep. Academy
Councilwoman-at-Large	Patricia Perkins-Auguste	Mose Keren Cadet	Jefferson Arts Academy
Councilman-at-Large	Frank J. Cuesta	Sheedy Milord	Hamilton Prep. Academy
Councilman-at-Large	Edward Jackus	Alexander Lopez	Edison Career & Technical Academy
Councilman, First Ward	Manny Grova, Jr.	Loramny Rodriguez	St. Patrick's H.S.
Councilman, Second Ward	Nelson Gonzalez	Lydia Rodrigues	EHS Upper Academy
Councilman, Fourth Ward	Carlos Cedeño	Dayla Ly	Hamilton Prep. Academy
Councilman, Fifth Ward	William Gallman, Jr.	Sarah Adu-Gyamfi	Jefferson Arts Academy
Councilman, Sixth Ward	Frank O. Mazza	Sheila Soriano	Edison Career and Technical Academy
City Clerk	Yolanda M. Roberts	Edess Damis	Hamilton Prep. Academy
BOARD OF EDUCATION			
Superintendent of Schools	Pablo Muñoz	Silvia Garces	EHS Upper Academy
Assistant Superintendent for Schools	Jennifer Barrett	Natalie Castrillon	Dwyer Technology Academy
Assistant Superintendent for Family & Community Outreach	Jerome Dunn	Elvina Nazaire	Halsey Leadership Academy
Assistant Superintendent for Schools	Aida Garcia	Marilyn Mendoza	Dwyer Technology Academy
Assistant Superintendent for Teaching & Learning	Olga Hugelmeyer	Nicole De La Cruz	St. Mary's H.S.
Executive Director for Human Resources	Karen Murray	Luis Pereira	EHS Upper Academy
School Business Administrator/Board Secretary	Harold E. Kennedy, Jr.	Sergio Obando	Halsey Leadership Academy
Assistant Board Secretary	Donald Goncalves	Christian Charria	Jefferson Arts Academy
Comptroller	Dr. William Greene, Jr.	Loutchkendie Verneret	Edison Career & Technical Academy

[redacted]

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TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
DEPARTMENT OF ADMINISTRATION			
Business Administrator	Bridget S. Zellner	Michael Gonzalez	Saint Patrick H.S.
DEPARTMENT OF NEIGHBORHOOD SERVICES			
Chief License Inspector	Richard T. Lospinoso	Stephany Herrera	Halsey Leadership Academy
DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT			
Director, Department, Planning & Community Development	William Reyes Jr.	Sebastian Valencia	Dwyer Technology Academy
DEPARTMENT OF FINANCE			
CFO/Comptroller	Anthony Zengaro	Raymond Davis	Halsey Leadership Academy
DEPARTMENT OF FIRE			
Director, Department of Fire	Onofrio A. Vitullo	Jorge Soriano Soto	Dwyer Technology Academy
Acting Fire Chief	Thomas McNamara	Savannah Soto	Dwyer Technology Academy

[redacted]

[redacted]

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TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
DEPARTMENT OF HEALTH & HUMAN SERVICES			
Director, Department, Health & Human Services	Charlene Mason-Reese	Erica Rodriguez	Jefferson Arts Academy
DEPARTMENT OF LAW			
Director, Department of Law	William R. Holzapfel, Esq.	Carlos Cardenas	Hamilton Prep Academy
DEPARTMEMENT OF POLICE			
Director, Department of Police *Police Chief	James Cosgrove Ronald Simon	Naomi Rosa Andrea Prado	Halsey Leadership Academy Saint Mary H.S.
MUNICIPAL COURT			
Presiding Judge, Municipal Court	Honorable Roman A. Montes	Bill Surena	Halsey Leadership Academy
DEPARTMENT OF PUBLIC WORKS			
Director, Department of Public Works City Engineer	John F. Papetti, Jr. Ernesto Marticorena	Romina Montero Veronica Tepale	Edison Career and Technical Academy EHS Upper Academy

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TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
DEPARTMENT OF RECREATION			
Director, Department of Recreation	Paul M. Addessa	Solanlly Arias	Edison Career and Technical Academy
PUBLIC LIBRARY			
Director, Public Library	Dorothy M. Key	Sara Pereira	Benedictine Academy
HOUSING AUTHORITY			
Executive Director, Housing Authority	William D. Jones	Ludmilla Peres	Benedictine Academy
Executive Director, Parking Authority	Carla A. Mazza	Tatiana Ray	Jefferson Arts Academy
RECYCLING			
Acting Recycling Program Coordinator	Pasquale A. Vella	Carline Jean	Dwyer Technology Academy

[redacted]

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The following communication was forwarded to each City official participating in the Youth Day Program:

April 8, 2011

The 57th Annual "Youth in City Government Day" program will be held on **TUESDAY, MAY 24, 2011**. The program will commence at 9:00 A.M.

Students from Elizabeth's public and parochial schools will participate in the program. A student will be designated to act in your official capacity.

If you cannot be present for the assembly at 9:00 A.M. on May 24, 2011, please arrange to have a representative from your department in attendance.

A buffet luncheon will be served at **NOON** in the Bambu Banquet Hall, 545 Bayway Avenue, Elizabeth. The expense of the luncheon will be shared by the City officials - the students will be our guests. Kindly submit your $30.00 contribution for the luncheon to the City Clerk's Office. Payment is to be made in **CASH ONLY.**

The regular meeting of the City Council will be held in City Council Chambers at 2:00 P.M. It is requested that you or your representative attend the meeting with your student.

A detailed program will be forwarded to you prior to May 24th.

Sincerely,

Patricia Perkins-Auguste
Chairwoman
Youth Day Program

[redacted]

YOUTH IN CITY GOVERNMENT DAY
ELIZABETH, NEW JERSEY
TUESDAY, MAY 24, 2011

PROGRAM

9 A.M. ASSEMBLY	City Council Chambers, City Hall
	Greeting by Youth Day Chairwoman Councilwoman Patricia Perkins-Auguste
	Introduction of participating students and City Officials by City Clerk Yolanda M. Roberts
9:45 A.M. TO 10:45 A.M.	STUDENTS TO SPEND THIS TIME IN THE OFFICE TO WHICH THEY ARE ASSIGNED.
	STUDENTS TO BE BRIEFED BY THEIR RESPECTIVE CITY OFFICIAL ON THE FUNCTION OF THE OFFICE/DEPARTMENT.
10:45 A.M. TO 11:45 A.M.	BUS TOUR - THE BUS WILL BE PARKED IN THE FRONT OF CITY HALL
11:45 A.M.	Departure to the Bambu' Banquet Hall 545 Bayway Avenue, Elizabeth
NOON LUNCHEON	BAMBU' BANQUET HALL 545 Bayway Avenue, Elizabeth
Toastmaster	Councilwoman Patricia Perkins-Auguste
Superintendent of Schools	Pablo Munoz
Invocation	Reverend Joseph L. Adair, Jr.
Announcement	Buffet Luncheon
Guest Speaker	Honorable Carl L. Marshall Judge, Municipal Court
Speaker	Honorable J. Christian Bollwage, Mayor
Presentation	Trophy - "Youth of the Year"
Benediction	Reverend Joseph L. Adair, Jr.

2:00 P.M. CITY COUNCIL MEETING — City Council Chamber, City Hall
City Officials and Students

Presentations "Certificate of Merit" to participating students
Councilwoman Patricia Perkins-Auguste

PUBLIC SPEAKING

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

PUBLIC HEARINGS

Council President Keenan announced that the next business in order would be a public hearing on **Ordinance No. 4218**, entitled:

AN ORDINANCE TO AMEND CHAPTER 10.32.160 VIOLATIONS AND PENALITIES –TOWING OF ILLEGALLY PARKED VEHICLES AND TO AMEND CHAPTER 10.36.060 VIOLATIONS AND PENALITIES.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 10, 2011**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 16, 2011**.

The Clerk read the foregoing ordinance by title and Council President Keenan 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 Keenan declared the public hearing portion of the meeting closed.

Council President Keenan announced that the next business in order would be a public hearing on **Ordinance No. 4219**, entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 4000, AUTHORIZING THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR MARINA V. FERNANDEZ, 315 SOUTH FIFTH STREET, ELIZABETH, NEW JERSEY.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 10, 2011**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 16, 2011**.

The Clerk read the foregoing ordinance by title and Council President Keenan 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 Keenan declared the public hearing portion of the meeting closed.

Council President Keenan announced that the next business in order would be a public hearing on **Ordinance No. 4220**, entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 4086, AUTHORIZING THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR HECTOR SANTILLAN, 1014 SHERIDAN AVENUE, ELIZABETH, NEW JERSEY.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 10, 2011**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 16, 2011**.

The Clerk read the foregoing ordinance by title and Council President Keenan 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 Keenan declared the public hearing portion of the meeting closed.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 11, 2011, from the Business Administrator recommending the award of a contract to Computer Systems and Methods Corporation, 15 Maple Street, Somerville, N.J., for the purchase of two (2) Panasonic Tough Book Notebooks and Accessories at a cost of $3,799.73 each, for a total cost of $7,599.46.
Which was received.

By the Clerk:

Letter dated May 11, 2011, from the Business Administrator recommending the award of a contract to DFFLM, LLC, t/a Ditschman Flemington Ford, 215 Route 202, Flemington, N.J., for the remount of an ambulance in the amount of $96,000.00.
Which was received.

By the Clerk:

Letter dated May 11, 2011, from the Business Administrator requesting an amendment to the resolution adopted May 10, 2011, awarding a contract to General Sales Administration, t/a Major Police Supply for the purchase of Emergency Lighting Equipment, specifically to increase the award of $70,000.00 for an additional $50,000.00 to cover expenses through October 31, 2011, increasing the amount of the contract to $120,000.00.
Which was received.

By the Clerk:

Letter dated May 11, 2011, from the Business Administrator recommending the award of a contract to A.N.A. Painting Corporation, 172 Linden Street, Hackensack, N.J., for the furnishing of painting of public buildings for the period of June 11, 2011 through June 10, 2013, in an amount not to exceed $50,000.00 per year.
Which was received.

By the Clerk:

Letter dated May 11, 2011, from the Business Administrator recommending the award of a contract to Flemington Buick Chevrolet Pontiac GMC, LLC, Route 202 & 31 South, P.O. Box 487, Flemington, N.J., for the purchase of one (1) 2011 GMC Sierra 2500HD Pick-up truck at a cost of $29,914.00.
Which was received.

By the Clerk:

Letter dated May 16, 2011, from the Business Administrator advising that being satisfied that an emergency did exist, recommends the award of a contract to Doma Construction, Inc., 215 North 12th Street, Newark, N.J., for the demolition of 160-166 First Street in the amount of $5,500.00.
Which was received.

By the Clerk:

Letter dated May 16, 2011, from the Business Administrator recommending the award of a contract to Triangle Communications, P.O. Box 282, Millington, N.J., for eight (8) Data 911 Mobile Data Terminals to be installed in the eight (8) new Ford Explorers, at a total cost of $48,544.00.
Which was received.

By the Clerk:

Letter dated May 16, 2011, from the Business Administrator recommending the award of a contract to Garden State Highway, Inc., 1740 East Oak Road, Vineland, N.J., for the purchase of 150 Portable Pedestrian Signs with Base and 150 Fixed Signs with Posts and Bases for the Police Department at a cost of $53,175.00.
Which was received.

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By the Clerk:
Letter dated May 17, 2011, from the Chief Financial Officer advising that additional grants may be appropriated in the 2011 SFY Budget by budget amendments
Which was received.

By the Clerk:
Letter dated May 17, 2011, from the Chief Financial Officer advising that transfers for the 2011 SFY Municipal and Sewer Utility Budgets may be necessary.
Which was received.

By the Clerk:
Letter dated May 17, 2011, from the Chief Financial Officer requesting that City Council consider the 2011 Budget for the Midtown Elizabeth Special Improvement District for introduction and approval.
Which was received.

By the Clerk:
Letter dated May 16, 2011, from the Director of Health and Human Services requesting authorization for the proper City officials to apply to the County of Union for grant funds for the continuation of the Elizabeth Municipal Alliance program activities for the period January 1, 2012 through December 31, 2012, for the sum of $82,881.00.
Which was received.

By the Clerk:
Letter dated May 9, 2011, from the Planning Board requesting an amendment to the Oakwood Plaza, 328-460 Irvington Avenue and the Old Fire Station, 318-326 Irvington Avenue properties Redevelopment Plan.
Which Was Referred To Council As A Whole.

By the Clerk:
Letter dated May 9, 2011, from the Director of Public Works recommending the award of a contract to CME Associates, 3141 Bordentown Avenue, Parlin, N.J., to provide professional engineering services in connection with the design and construction administration of the 2011 Road Resurfacing Program – Phase 4 at a cost not to exceed $93,928.00.
Which was received.

By the Clerk:
Letter dated May 10, 2011, 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 hereof for the removal of debris from said properties in the amount of $4,545.65.
Which was received.

By the Clerk:
Letter dated May 13, 2011, from the Director of Public Works recommending the award of a contract to Johnson, Mirmiran & Thompson, Inc., formerly known as Kupper, LLC, 1200 Lenox Drive, Suite 101, Trenton, N.J., to provide professional engineering services in connection with the design and construction administration of the 2011 Road Resurfacing Program – Phase 3, at a cost not to exceed $94,800.00.
Which was received.

By the Clerk:
Letter dated May 16, 2011, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute all necessary documents for the reprogramming and reallocating of previously approved Community Development Block Grant (CDBG) Funds from CD-26 to CD-36 and to extend the contract period to May 31, 2012.
Which was received.

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ORDINANCES ON FINAL PASSAGE

Council President Keenan announced that the next business in order would be the adoption of **Ordinance No. 4218**, which was seconded by Councilman Grova.

AN ORDINANCE TO AMEND CHAPTER 10.32.160 VIOLATIONS AND PENALITIES –TOWING OF ILLEGALLY PARKED VEHICLES AND TO AMEND CHAPTER 10.36.060 VIOLATIONS AND PENALITIES.

WHEREAS, pursuant to a recommendation by the Business Administrator, the following proposed amendments are consistent with the City Code and the penalities are comparable to the parking violation rates of neighboring municipalities; now, therefore,

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

SECTION 1. – That **Chapter 10.32.160 – Violations and Penalties – Towing of Illegally Parked Vehicles** is to be amended as follows:

A. Unless another penalty is expressly provided by New Jersey Statute, any person who shall violate or fail to comply with any of the provision of this chapter, or who shall counsel, aid or abet any such violation or failure to comply, shall be deemed guilty of an offense and shall be punished by a fine of not less than the payable amount of thirty-nine dollars ($39.00) or by imprisonment for a term not to exceed fifteen (15) days, either or both penalties to be imposed at the discretion of the Court. The foregoing payable amount includes all Court costs. The foregoing penalties amount includes all court costs.

B. In addition to the penalty provided for in Subsection A of this section, any vehicle parked on property of the parking authority illegally, as provided for in Section 10.32.150, may be towed away at the owner's expense by the City or its agents.

C. The parking authority shall receive from the City the sum of Five-Dollars ($5.00) included within the costs of the payable amount for each summons issued by its parking enforcement officers for violations of this chapter and for violations of Title 39 of the Revised Statutes of the State of New Jersey.

SECTION 2. – That **Chapter 10.36.060 – Violations and Penalties** is to be amended as follows:

Unless another penalty is expressly provided by New Jersey Statute, any person who shall violate or fail to comply with any of the provisions of this chapter, or who shall counsel, aid or abet any such violation or failure to comply, shall be deemed guilty of an offense and shall be punished by a fine of not less than the payable amount of thirty-nine dollars ($39.00) or by imprisonment for a term not to exceed fifteen (15) days, either or both penalties to be imposed at the discretion of the court costs. The foregoing payable amount includes all court costs.

SECTION 3. - All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 4. - 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 5. - The effective date of this ordinance shall be twenty (20) days after its final passage by City Council and approval by the Mayor at the time and in the manner provided by law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held . **May 10, 2011.**

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 **May 16, 2011.**

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

Council President Keenan announced that the next business in order would be the adoption of **Ordinance No. 4219** , which was seconded by Councilman Grova.

AN ORDINANCE TO RESCIND ORDINANCE NO. 4000, AUTHORIZING THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR MARINA V. HERNANDEZ, 315 SOUTH FIFTH STREET, ELIZABETH, NEW JERSEY.

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

SECTION 1. - Ordinance No. 4000 is hereby rescinded.

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

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

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

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held . **May 10, 2011.**

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 **May 16, 2011.**

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

Council President Keenan announced that the next business in order would be the adoption of **Ordinance No. 4220**, which was seconded by Councilman Grova.

AN ORDINANCE TO RESCIND ORDINANCE NO. 4086, AUTHORIZING THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR HECTOR SANTILLAN, 1014 SHERIDAN AVENUE, ELIZABETH, NEW JERSEY.

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

SECTION 1. - Ordinance No. 4086 is hereby rescinded.

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

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

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

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held . **May 10, 2011.**

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 **May 16, 2011.**

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

Councilman Grova **MOVED** for a Suspension of the Rules to consider resolutions, which do not appear on the Agenda, seconded by Councilman Gallman and

Which was carried unanimously.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, on April 26, 2011 the Governing Body adopted a resolution authorizing permission for **Melly Mell Productions, Inc., 812 East Jersey Street, Suite 10, Elizabeth, New Jersey**, in conjunction with the **Elizabeth Cubanos Lions Club**, to conduct the Eighteenth Annual Elizabeth Waterfront Festival to be held at the Veterans Memorial Waterfront Park on May 28, 2011 and May 29, 2011 between the hours of 1:00 p.m. to 9:00 p.m.; and

WHEREAS, Melly Mell Productions, Inc., has requested rain dates for the festival of June 4, 2011 and June 5, 2011 in case of inclement weather and the event has to be cancelled; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth does hereby authorizes an amendment to the resolution adopted April 26, 2011 which granted permission to **Melly Mell Productions, Inc., 812 East Jersey Street, Suite 10, Elizabeth, New Jersey**, in conjunction with the **Elizabeth Cubanos Lions Club**, to conduct the Eighteenth Annual Elizabeth Waterfront Festival to be held at the Veterans Memorial Waterfront Park on May 28, 2011 and May 29, 2011 to include rain dates for the festival of June 4, 2011 and June 5, 2011 in case of inclement weather and the event has to be cancelled between the hours of 1:00 p.m. to 9:00 p.m. on condition that it comply with all provisions contained in Chapter 72B of the Code of the City of Elizabeth.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, Mt. Calvary United Church of Deliverance Ministries, 223-25 First Street, Elizabeth, New Jersey has advised that Bishop Samuel Leak will be celebrating his twenty-sixth year as Bishop and will be remembering with gratitude Bishop James Leak who was pastor until 1985; and

WHEREAS, the City Council of the City of Elizabeth desires to honor both men by designating the block of First Street between Pine Street and Bond Street as Bishop Samuel Leak Plaza and Bishop James Leak Plaza; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City officials to designate the block of First Street between Pine Street and Bond Street as Bishop Samuel Leak Plaza and Bishop James Leak Plaza.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

The regular order of then resumed.

NEW BUSINESS

By City Council as a Whole:

WHEREAS, N.J.S. 40A 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Elizabeth will receive an amount of $2,500,000 for the Low Interest Loan Elberon Development Co. LLC awarded by the State of New Jersey Urban Enterprise Zone Authority Department of Commerce and Economic Development and wishes to amend its FY2011 budget to include these amounts as revenue:

NOW, THEREFORE, BE IT RESOLVED that the council of the City of Elizabeth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the fiscal year 2011 in the total sum of $2,500,000 which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
State and Federal Revenues Off-set with Appropriations:

State of New Jersey - Department of Commerce & Economic Development
UEZ Low Interest Loan Elberon Development Co. LLC $2,500,000

BE IT FURTHER RESOLVED, that a like sum of $2,500,000 be and the same is hereby appropriated under the caption of :

General Appropriations
(a) Operations Excluded from 3 ½ % Caps
State and Federal Programs Offset by Revenues:

State of New Jersey - Department of Commerce & Economic Development

UEZ Low Interest Loan Elberon Development Co. LLC

Other Expenses $2,500,000

BE IT FURTHER RESOLVED, that City Clerk forward two copies of this resolution to the Director of Local Government Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

By City Council as a Whole:

WHEREAS, N.J.S. 40A 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Elizabeth will receive an amount of $4,638.38 for the Municipal Court Alcohol Ed, Rehab, Enforcement Grant 2011 awarded by the State of New Jersey Department of Community Affairs and wishes to amend its FY2011 budget to include these amounts as revenue:

NOW, THEREFORE, BE IT RESOLVED that the council of the City of Elizabeth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the fiscal year 2011 in the total sum of $4,638.38 which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
State and Federal Revenues Off-set with Appropriations:

State of New Jersey Department of Community Affairs Municipal Court Alcohol Ed, Rehab, Enforcement Grant 2011	$4,638.38

BE IT FURTHER RESOLVED, that a like sum of $4,638.38 be and the same is hereby appropriated under the caption of :

General Appropriations
(a) Operations Excluded from 3 ½ % Caps
State and Federal Programs Offset by Revenues:

State of New Jersey Department of Community Affairs Municipal Court Alcohol Ed, Rehab, Enforcement Grant 2011 Other Expenses	$4,638.38

BE IT FURTHER RESOLVED, that City Clerk forward two copies of this resolution to the Director of Local Government Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

By City Council as a Whole:

Resolved, that the following transfers be made in the FY2011 Municipal Budget appropriations:

Account	Type	Description	Amount
		Transfers To:	
20-120-CCL-100	Salaries & Wages	City Clerk	2,000.00
20-130-ACC-100	Salaries & Wages	Accounts & Control	200.00
25-240-PSS-100	Salaries & Wages	Police Signal Systems	58,000.00
25-250-PCV-100	Salaries & Wages	Police Civilians	9,000.00
25-250-PST-100	Salaries & Wages	Public Safety Telecommunications	10,000.00
25-260-ASB-100	Salaries & Wages	Ambulance Service Bureau	50,000.00
26-290-DWP-100	Salaries & Wages	Director Public Works	1,000.00
26-305-REY-100	Salaries & Wages	Recycling Department	1,800.00
26-330-PHN-100	Salaries & Wages	Public Health Nurses	60,000.00
26-290-EYM-100	Operating Expenses	Equipment Yard Maintenance	10,000.00
		TOTAL	**202,000.00**
		Transfers From:	
20-110-MAY-100	Salaries & Wages	Mayors Office	25,000.00
20-145-REV-100	Salaries & Wages	Revenue	25,000.00
20-170-PIN-100	Salaries & Wages	Public Information	25,000.00
22-195-CLI-100	Salaries & Wages	Central Licensing	25,000.00
26-300-SPT-100	Salaries & Wages	Streets Parks Trees	102,000.00
		TOTAL	**202,000.00**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

20

MIDTOWN ELIZABETH SPECIAL IMPROVEMENT DISTRICT BUDGET NOTICE

Midtown Elizabeth Special Improvement District of the City of Elizabeth, County of Union, for the calendar year 2011.

BE IT RESOLVED that the following statements of revenue and appropriations shall constitute the Midtown Elizabeth Special Improvement District Budget for the calendar year 2011.

BE IT FURTHER RESOLVED that said Budget be published in The Star-Ledger in the issue of June 17, 2011.

NOW THEREFORE, BE IT RESOLVED that the governing body of the City of Elizabeth does hereby approve the following as the Midtown Elizabeth Special Improvement District Budget for 2010.

Notice is hereby given that the Midtown Elizabeth Special Improvement District Budget was approved by the City Council of the City of Elizabeth, County of Union, on May 24, 2011

A hearing on said budget will be held at Elizabeth City Hall on June 28, 2011, at 7:30 P.M. at which time and place objections to said Budget for the year 2011 may be presented by Midtown Elizabeth Special Improvement District taxpayers or other interested persons.

REVENUES	
Surplus Anticipated	$0.00
UEZ Funds	$152,250.00
Miscellaneous	$3,000.00
Amount to be Raised by Special Improvement District	$200,000.00
Total Revenues	$355,250.00

APPROPRIATIONS	
Promotions & Marketing	$33,300.00
Safe and Clean	$121,800.00
Administration & Operations	$200,150.00
Total Appropriations	$355,250.00

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator, and the Purchasing Agent have recommended the award of a contract to **COMPUTER SYSTEMS AND METHODS CORP., 15 Maple Street, Somerville, New Jersey 08876,** per the request of the Supervisor of Data Processing for the purchase of two (2) Panasonic Tough Book Notebooks and Accessories at a cost of $3,799.73 each for a total cost of $7,599.46 under State Contract #75583; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 11-08379, charging the amount of $5,265.53 to Account No. G-02-41-714-9, and Certification No. 11-08380 charging the amount of $2,333.93 to Account No. 1-01-25-240-POL-325, 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 #75583, requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.** 5:34-1.2; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to **COMPUTER SYSTEMS AND METHODS CORP., 15 Maple Street, Somerville, New Jersey 08876,** per the request of the Supervisor of Data Processing for the purchase of two (2) Panasonic Tough Book Notebooks and Accessories at a cost of $3,799.73 each for a total cost of $7,599.46 under State Contract #75583.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have requested a contract be awarded to the sole bidder **DFFLM, LLC t/a Ditschman Flemington Ford, 215 Route 202, Flemington, New Jersey 08822,** for the Remount of an Ambulance for the Fire Department in the amount of $96,000.00; 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 **DFFLM, LLC t/a Ditschman Flemington Ford;** and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 11-08410, charging the amount of $96,000.00 to Account No. 1-01-25-265-FIR-325 of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of authorizes the award of a contract to the sole bidder **DFFLM, LLC t/a Ditschman Flemington Ford, 215 Route 202, Flemington, New Jersey 08822,** for the Remount of an Ambulance for the Fire Department in the amount of $96,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have made a request to award a contract to the lowest responsible bidder, **A.N.A. Painting Corp., 172 Linden Street, Hackensack, New Jersey 07601**, for the furnishing of Painting of Public Buildings for the Department of Public Buildings, Division of Public Works for the period of June 11, 2011 through June 10, 2013 in an amount not to exceed $50,000.00; 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 the City Council of the City of Elizabeth authorizes the award of a contract to the lowest responsible bidder, **A.N.A. Painting Corp., 172 Linden Street, Hackensack, New Jersey 07601**, for the period o June 11, 2011 through June 10, 2013 for the furnishing of Painting of Public Buildings for the Department of Public Buildings, Division of Public Works in an amount not to exceed $50,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended the award of a contract to **FLEMINGTON BUICK CHEVROLET PONTIAC GMC, LLC, Route 202 & 31 South, P. O. Box 487, Flemington, New Jersey 08822,** for the purchase of one (1) 2011 GMC Sierra 2500 HD Pick-Up Truck at a cost of $29, 914.00 under State Contract #A78847; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 11-08284, charging the amount of $29,914.00 to Account No. 1-01-25265-UFS-362 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 #A78847, requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.** 5:34-1.2; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to **FLEMINGTON BUICK CHEVROLET PONTIAC GMC, LLC, Route 202 & 31 South, P. O. Box 487, Flemington, New Jersey 08822,** for the purchase of one (1) 2011 GMC Sierra 2500 HD Pick-Up Truck at a cost of $29, 914.00 under State Contract #A78847.

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Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended that per the request of the Police Department. the award of a contract to **TRIANGLE COMMUNICATIONS, P. O. BOX 282, Millington, New Jersey 07946-0282,** for eight (8) Data 911 Mobile Data Terminals to be installed in the eight (8) new Ford Explorers at a total cost of $48,544.00 under State Contract #53763 & #53771; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 11-08580, charging the amount of $48,544.00 to Account No. 1-21-56-130, 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 #53763 & #53771, requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C**.5:34-1.2; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to **TRIANGLE COMMUNICATIONS, P. O. BOX 282, Millington, New Jersey 07946-0282,** per the request of the Police Department for eight (8) Data 911 Mobile Data Terminals to be installed in the eight (8) new Ford Explorers at a total cost of $48,544.00 under State Contract #53763 & #53771.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator, and the Purchasing Agent have recommended the award of a contract to **GARDEN STATE HIGHWAY, INC., 1740 East Oak Road, Vineland, New Jersey 08361**, for the purchase of 150 Portable Pedestrain Signs with Base & 150 Fixed Signs with Posts and Bases for the Police Department at a cost of $53,175.00 under State Contract #A76835; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 11-08563, charging the amount of $53,175.00 to Account No. 1-21-56-130, 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 #A76835, requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to **GARDEN STATE HIGHWAY, INC., 1740 East Oak Road, Vineland, New Jersey 08361**, for the purchase of 150 Portable Pedestrain Signs with Base & 150 Fixed Signs with Posts and Bases for the Police Department at a cost of $53,175.00 under State Contract #A76835.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, on March 11, 2011, Friday, the Director of the Department of Public Works received qualification proposals for consulting professional engineering services for civil engineering; and

WHEREAS, the Director of the Department of Public works reviewed the qualifications of all respondents, and found the firm of **CME Associates** to be qualified to provide the City of Elizabeth with professional engineering services in connection with road resurfacing and reconstruction as per their proposal dated, May 5, 2011; and

WHEREAS, the Director of the Department of Public Works has requested an award of a contract be made to **CME Associates, 3141 Bordentown Avenue, Parlin, New Jersey 08859-1162,** to provide professional engineering services at a cost not to exceed $93,928.00 in connection with the 2011 Road Resurfacing Program – Phase 4 (list of streets attached); and

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

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

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available an appropriated for this purpose and Certification No. 11-08474, charging the amount of $93,928.00 to Account No. X-04-55-999-X23-001 of the Municipal Budget, is on file in the Office in 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; 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 **CME Associates, 3141 Bordentown Avenue, Parlin, New Jersey 08859,** to provide professional engineering services at a cost not to exceed $93,928.00 in connection with the 2011 Road Resurfacing Program – Phase 4

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**.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, on March 11, 2011, the Director of the Department of Public Works received qualification proposals for consulting professional engineering services for civil engineering; and

WHEREAS, the Director of the Department of Public works reviewed the qualifications of all respondents, and found the firm of **Johnson, Mirmiran & Thompson, Inc.,** to be qualified to provide the City of Elizabeth with professional engineering services in connection with road resurfacing and reconstruction as per their proposal dated, May 5, 2011; and

WHEREAS, the Director of the Department of Public Works has requested an award of a contract be made to **Johnson, Mirmiran & Thompson, Inc., 1200 Lenox Drive, Suite 101, Trenton, New Jersey 08648, (formerly known as Kupper, LLC),** to provide professional engineering services at a cost not to exceed $94,800.00 in connection with the 2011 Road Resurfacing Program – Phase 3 (list of streets attached); and

WHEREAS, the contract is hereby awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44 A-20.5 et.seq. and N.J.S.A. 40a:11-5(a) (i); and

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

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available an appropriated for this purpose and Certification No. 11-08669, charging the amount of $94,800.00 to Account No. X-04-55-999-X23-001 of the Municipal Budget, is on file in the Office in 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; 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 **Johnson, Mirmiran & Thompson, Inc., 1200 Lenox Drive, Suite 101, Trenton, New Jersey 08648, (formerly known as Kupper, LLC)** to provide professional engineering services at a cost not to exceed $94,800.00 in connection with the 2011 Road Resurfacing Program – Phase 3

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**.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization to amend the May 10, 2011 resolution awarding a contract for the purchase of Emergency Lighting Equipment to **GENERAL SALES ADMINISTRATION t/a Major Police Supply, 47 North Dell Avee., Kenvil, New Jersey 07847,** that due to underestimation, it is necessary to increase the previous award of $70,000.00 by $50,000.00 to cover expenses through October 31, 2011 for the total amount of $120,000.00; now, therefore, be it

RESOLVED that the City Council authorizes the amendment to the resolution adopted May 10, 2011 awarding a contract for the purchase of Emergency Lighting Equipment to **GENERAL SALES ADMINISTRATION t/a Major Police Supply, 47 North Dell Avee., Kenvil, New Jersey 07847,** that due to underestimation, it is necessary to increase the previous award of $70,000.00 by $50,000.00 to cover expenses through October 31, 2011 for the total amount of $120,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning & Community Development has requested authorization to reallocate and reprogram previously approved funds for the Elizabeth Development Company, (EDC). Essentially it is necessary to clean-up residual pre-approved balances from CD-26 through CD-36 Community Development Block Grant (CDBG), funds. In addition, authorization is requested for the contract period to expend these funds be extended from June 1, 2011 through May 31, 2012: and

WHEREAS, the certification of availability of funds are listed as follows:

T-22-56-006-219 in the amount of $12,961.36

1-23-56-299 in the amount of $5,389.90

1-21-56-182 in the amount of $4,669.59

T-22-56-008-419 in the amount of $116,496.14

T-22-56-010-EDC-172 in the amount of $390,000.00

See attached Exhibit A for specific transfer details; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the relocation and reprogramming of previously approved funds for the Elizabeth Development company, (EDC). It is necessary to clean-up residual pre-approved balances from CD-26 through CD-36 Community Development Block Grant (CDBG), funds. In addition, the contract period to expend these funds be extended from June 1, 2011 through May 31, 2012: and be it

FURTHER RESOLVED that the certification of availability of funds are listed as follows:

T-22-56-006-219 in the amount of $12,961.36

1-23-56-299 in the amount of $5,389.90

1-21-56-182 in the amount of $4,669.59

T-22-56-008-419 in the amount of $116,496.14

T-22-56-010-EDC-172 in the amount of $390,000.00

See the attached Exhibit A for specific transfer details.

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health and Human Services has requested authorization to apply to the County of Union for a grant funds for the sum in $82,881.00 for the continuation of the Elizabeth Municipal Alliance program activities for the period January 1, 2012 to December 31, 2012; and

WHEREAS, the Alliance is a comprehensive and well-coordinated effort by the City and Community based organizations to reduce alcoholism and other drugs of abuse in Elizabeth. Its primary aim is to support and promote alcohol and drug prevention programs throughout the City; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to apply to the County of Union for in grant funds for in sum of $82,881.00 for the continuation of the Elizabeth Municipal Alliance program activities for the period January 1, 2012 to December 31, 2012.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Fire Department has requested authorization for the proper City Officials to apply, accept and sign all appropriate documents for the FEMA –FY 11 Port Security Grant Program (PSGP) in an amount not to exceed $1,725,000.00; and

WHEREAS, the purpose of the Port Security Grant Program "is to create a sustainable, risk-based effort to protect critical port infrastructure from terrorism, particularly attacks using explosives and non-conventional threats that could cause major disruption to commerce…The PSGP funds are primarily intended to assist ports in enhancing maritime domain awareness, enhancing risk management capabilities to prevent, detect, respond to and recover from attacks involving improvised explosive devices (IEDs), Chemical, Biological, Radiological, Nuclear, Explosive, (CBRNE), and other non-conventional weapons, as well as training and exercises…"; and

WHEREAS, through the FY 2011 Port Security grant, a funding request will be submitted under the category of prevention, protection, response and recovery efforts as well as overall security of the Port. In order to achieve these goals, the City of Elizabeth will utilize anticipated grants to acquire a specialized foam delivery unit, which will be utilized to combat flammable liquid and hazardous material fires; providing the foundation for successful response to emergency situations. This grant application is 100% funded, therefore no matching funds are required; and

WHEREAS, access to specialized equipment enables improve preparation, increased safety and enhance services for residents, thus positively impacting the entire City; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to apply, accept and sign all appropriate documents for the FEMA –FY 11 Port Security Grant Program (PSGP) in an amount not to exceed $1,725,000.00 for the reasons stated hereinabove.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

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 sign all appropriate documents for the Edward Byrne Memorial Justice Assistance Grant Program for an amount not to exceed $138,000.00. No matching funds are required for this opportunity; and

WHEREAS, the New Jersey Division of Criminal Justice is accepting application for the Targeting Violent Crime Initiative. The mission of this Program "is to reduce Violent crime through intelligence-led policing initiatives that include forgoing partnerships among law enforcement agencies and the community. Grant funds may be used to support initiatives such as: crime analysis, software, training and/or directed overtime patrols that are directly linked to intelligence-led policing"; and

WHEREAS, anticipated grant funds will be utilized for overtime salaries for the Elizabeth police Department Narcotics Division. Increased patrols within neighborhoods will yield a reduction in criminal activity and contribute to an enhanced and comprehensive approach to safety and security; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to apply, accept and sign all appropriate documents for the Edward Byrne Memorial Justice Assistance Grant Program for an amount not to exceed $138,000.00 for the reasons stated hereinabove. No matching funds are required for this opportunity.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

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 5/10/2011 Total Amount: $4,545.65.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE: [redacted]

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:

ELIZABETHTOWN GAS	**1-01-31-446**	**$**	**31,712.64**
FLEETCOR TECHNOLOGIES SERVICE	**1-01-31-460**	**$**	**113,382.72**
HESS CORPORATION	**1-01-31-435**	**$**	**32,998.50**
NEXTEL COMMUNICATIONS	**1-02-31-440**	**$**	**2,499.49**
PEPCO ENERGY SERVICES	**1-01-31-446**	**$**	**11,220.23**
PSE&G	**1-01-31-430**	**$**	**3,690.39**
SPRINT	**1-01-31-440**	**$**	**1,766.15**
USA MOBILITY	**1-01-31-440**	**$**	**541.99**
VERIZON	**1-01-31-440**	**$**	**45,700.25**
VERIZON CABS	**1-01-31-440**	**$**	**192.46**
VERIZON WIRELESS	**1-01-31-440**	**$**	**16,421.16**
VERIZON COMMUNICATIONS INC.	**1-01-31-440**	**$**	**638.30**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

May 24, 2011

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

No bingo or Raffle filed

40

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that the members of the Holy Temple Church of God in Christ (C.O.G.I.C.), 947 Lafayette Street, Elizabeth, New Jersey will be conducing an installation service of their Pastor, Edward P. Wortman, Sr. on June 11, 2011 at 12:00 p.m.; and

WHEREAS, on June 11, 2011 he will be elevated to Superintendent of the Central District of the First Ecclesiastical Jurisdiction of the Church of God in Christ for the State of New Jersey; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby congratulates Pastor Edward P. Wortman, Sr. upon his installation as the Pastor of the Holy Temple Church of God in Christ and his elevation to Superintendent of the Central District of the First Ecclesiastical Jurisdiction of the Church of God in Christ for the State of New Jersey and wishes him continued success in their future endeavors ; and be it

FURTHER RESOLVED that a copy of this resolution be spread in full upon the minutes of City Council and that a certified copy be forwarded to Pastor, Edward P. Wortman, Sr.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that Bishop Samuel M. Leak of Mt. Calvary United Church of Deliverance Ministries, 223-25 First Street, Elizabeth, New Jersey will be celebrating his twenty-sixth year as Bishop; and

WHEREAS, in 1949 he made a commitment to prepare himself for his life's work in the Lord's ministry. He attended the Newark Bible School from 1959-1962; he attended the Manhattan Bible Institute in New York City from 1968-1970; in 1973 to 1974, he continued his theological and academic education by returning to the Newark Bible School, in 1975, he attended the Miller University in Elizabeth, New Jersey and was awarded an honorary Doctorate of Divinity degree in 1977. He was ordained into the ministry in 1961; and

WHEREAS, before becoming Bishop, he served in as Sunday school teacher, Treasurer of the Usher's Board, member of the Deacon's Board, appointed Assistant Pastor in 1965 President of the Everlasting Truth Bible Institute in Elizabeth, New Jersey; and

WHEREAS, in 1985, at his father's request, he inherited the pastoral leadership of Mt. Calvary United Church of God. From 1981 to 2000 he also led the New Covenant United Church of God in Fayetteville, North Carolina; and

WHEREAS, in 1985 he was consecrated to Bishop at the hands of the late Bishop F.D. Washington of Washington Temple C.O.G.I.C. in Brooklyn New York. Bishop Samuel M. Leak was integral in laying the foundation for that organization and seeing it grow as an Elder and Overseer. Bishop Leak was a member of the General Elders' Council, a member of the Church Manual Advisory Revision Board and the Chairman of the General Board of Directors for over thirteen years; and

WHEREAS, in 1989, Bishop Leak was appointed the Seventh Presiding Bishop of the United Church of God of America, Inc., and in September 2011 was the establishmentarian and Presiding Bishop of the United Church of Deliverance Ministries, Inc; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby congratulates Bishop Samuel M. Leak for celebrating his twenty-sixth year as Bishop and wishes him continued success in his future endeavors; and be it

FURTHER RESOLVED that a copy of this resolution be spread in full upon the minutes of City Council and that a certified copy be forwarded to Bishop Samuel M. Leak.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Gonzalez, Cedeno, Gallman, Mazza, and President Keenan - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE;

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Henry "Hank" Murawski, 56; and

WHEREAS, Mr. Murawski was born in Elizabeth, moving to Edison twenty-six years ago; and

WHEREAS, he was a graduate of the John Jay College of Criminal Justice in New York City; and

WHEREAS, Hank was retired from the Elizabeth Police Department; and

WHEREAS, surviving are his wife of thirty-four years, Deborah (Luby), Murawski; daughter Rev. Juel Nelson and her husband, Theodore, of Franklin Lakes; son, David H. Murawski of Edison; mother-in-law, Eleanor Paul of Edison; brothers, Thomas (Donna) Murawski of Colonia and Leonard (Diana) Murawski of California;sister Patricia (Martin) Pielech of Union, and brothers-in-law, Dennis (Polly) Luby of Florida and John (Darlene) Luby of Colonia; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Henry "Hank" Murawski and wishes to express sympathy to his family, relatives and friends at this time of their loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of the City Council and a certified copy be sent to his family.

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

Council President Keenan announced that Councilwoman Perkins-Auguste would make a presentation to each student.

Councilwoman Perkins-Auguste then presented a "Certificate of Merit" to each student who participated in the City of Elizabeth's "Youth in City Government Day" program.

Councilman Cuesta moved that City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President Keenan declared City Council adjourned at 2:30 p.m.

APPROVED

JOSEPH KEENAN
President of City Council

YOLANDA M. ROBERTS
City Clerk