PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Evening
June 14, 2011
7:30 p.m.

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

Council President 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, Chapter 231, P.L. 1975 on December 28, 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 Joseph Keenan, 3rd Ward - 9

ABSENT:

ALSO PRESENT: Rocco DiPaola, Assistant City Attorney

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

NOTE: Councilwoman Perkins-Auguste arrived at the meeting at 7:35 p.m. and assumed her seat.

PUBLIC SPEAKING

Mr. George Katigaritis, 137 Elmora Avenue, spoke to the individuals that live on the railroad tracks behind Pathmark. He stated there are individuals panhandling along Elmora Avenue and the residents are concerned. He continued that the legal residents of Elmora Avenue do not feel safe. He questioned if these individuals are held accountable for their actions and he was told "No", because they do not have an address. Also, he questioned if they are a health hazard because of their urinating and defecating in public.

Mr. Katigaritis asked City Council to look into the situation.

Council President Keenan responded that the Police Department has had a team on this situation for a while.

Ms. Margaret Greenspan requested an emergency resolution regarding Glass Steagall. She continued that H.R. 1489, The Return to Prudent Banking Act of 2011, is now before the House of Representatives, which aims to revive the separation between commercial banking and the securities business, in the manner provided in the Banking Act of 1933, Glass-Steagall Act. She stated further the Glass Steagall Act will enable getting this country back in shape.

Ms. Greenspan announced that Newton, Irvington, Paterson and Montclair have passed a resolution.

Ms. Helen Ann Doss, 201 First Street, stated on June 7, 2011, the fire alarms went off in her building and the Fire Department did not respond until twenty minutes later. She continued that she spoke with Deputy Campbell and was informed that electronically the alarm came in at 11:52 and they arrived at 11:59, so her claim of a twenty minutes response time could not be true.

Ms. Doss requested of City Council to look into this matter.

Mr. Ludin Pierre, 1405 Irvington Avenue, spoke regarding the people who are dying in Haiti. He continued that one pack of salt will save one person's life. He stated further that many are still suffering and asked for City Council's support in having this government to give "his" people the money.

Mr. James Carey and other members of Peoples Operation in Saving Lives in Haiti, spoke of all the volunteers in Haiti and they figured they would start here at City Hall to plead their case.

Mr. Carey then read from a letter he received from a volunteer of how the people of Haiti are suffering with cholera, makeshift houses, etc. He continued that this is the rain season and they are afraid that the illness will rise.

Mr. Carey spoke of Council members Perkins-Auguste and Grova's support and believes something will be done. He continued that the salt will stop dehydration.

A resident spoke to the No Parking 7 AM – 9 AM and 4 PM – 6 PM. He stated that tickets are being issued.

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

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated May 18, 2011, from the Business Administrator requesting that City Council declare August 2, 2011, National Night Out.
Which was received.

By the Clerk:
Letter dated May 20, 2011, from the Business Administrator recommending the renewal of insurance with Western World Insurance Company, 48 South Franklin Turnpike, Ramsey, N.J., through agent-of-record, Hughes-Plumer Associates, covering Emergency Medical Malpractice Liability Insurance for the Ambulance Drivers and Attendants for the period June 15, 2011 through June 15, 2012, at an annual premium of $7,850.00.
Which was received.

By the Clerk:
Letter dated May 31, 2011, from the Business Administrator requesting authorization for the proper City officials to renew the Commodity Resale Agreement with the State of New Jersey to provide gasoline for marine vehicles to the Department of Environmental Protection, Division of Fish and Wildlife/Department of Law and Public Safety, Division of State Police, for the period July 1, 2011 through June 30, 2014.
Which was received.

By the Clerk:
Letter dated June 1, 2011, from the Business Administrator recommending the award of a contract to Emtec Inc., 11 Diamond Road, Springfield, N.J., for the purchase of computer equipment to work in conjunction with the Surveillance Cameras at a cost of $54,360.00.
Which was received.

[redacted]

[redacted]

By the Clerk:
Letter dated June 1, 2011, from the Business Administrator recommending the award of a contract to David Weber Oil Company, 601 Industrial Road, Carlstadt, N.J., for automotive lubricants, oils, grease and hydraulic oils for various departments for the period May 31, 2011 through August 30, 2011, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated June 3, 2011, from the Business Administrator requesting authorization for the proper City officials to execute a contract with Discovery Benefits, 3216 13th Avenue S, Fargo, ND, to provide billing services and premium collection in connection with the COBRA mandate for the period July 1, 2011 through June 30, 2014, at a cost not to exceed $1,750.00 per year.
Which was received.

By the Clerk:
Letter dated June 3, 2011, from the Business Administrator requesting authorization for the proper City officials to execute an agreement with Systemed RX, a MEDCO Business, 100 Parsons Pond Drive, Franklin Lakes, N.J., to provide a Prescription Drug Program for a three (3) year period commencing May 1, 2011 through May 1, 2014, at an estimate not to exceed $4,400,000.00.
Which was received.

By the Clerk:
Letter dated June 6, 2011, from the Business Administrator requesting authorization for the proper City officials to accept the Edward J. Byrne Memorial Justice Assistance Grant and sign the Memorandum of Understanding between the County of Union and the City of Elizabeth in the amount of $133,760.70.
Which was received.

By the Clerk:
Letter dated June 7, 2011, from the Business Administrator recommending the award of a contract to Gabel Associates, 417 Denison Street, Highland Park, N.J., to provide Energy Consulting Services for the period June 13, 2011 to June 12, 2012, at a cost not to exceed $55,000.00.
Which was received.

By the Clerk:
Letter dated June 7, 2011, from the Business Administrator requesting authorization for the proper City officials to execute an agreement with the Elizabeth Parking Authority for the rental of 21 Parking Spaces in Lot No. 6 and 300 Parking Spaces in Lot No. 2 at a rate of $25.00 per parking space per month for the period July 1, 2011 through June 30, 2012, totaling $8,025.00 per month or $96,300.00 for one year.
Which was received.

By the Clerk:
Letter dated June 7, 2011, from the Business Administrator recommending the award of a contract to Flemington Ford Fleet Sales, 215 Routes 202 & 31, Flemington, N.J., for the purchase of one (1) 2011/12 GMC Sierra 4 WD Extended Pickup Truck at a cost of $32,530.00.
Which was received.

[redacted]

[redacted]

By the Clerk:
Letter dated May 16, 2011, from the Chief Financial Officer requesting authorization for the Tax Collector to refund NJ-TLC Holdings, LLC, an overpayment of the Calendar Year 2010 Taxes on the property located at 331-333 South Park Street in the sum of $3,429.86.
Which was received.

By the Clerk:
Letter dated May 20, 2011, from the Chief Financial Officer requesting authorization for the Tax Collector to credit tax accounts entitled to a Senior Citizen, Disability and/or a Veteran Deduction for the 2011 Tax Year, pursuant to a delineated list, totaling $3,000.00.
Which was received.

By the Clerk:
Letter dated June 1, 2011, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel the Disallowed Senior Citizen Deductions for the 2010 Tax Year, pursuant to delineated lists totaling $9,500.00.
Which was received.

By the Clerk:
Letter dated June 8, 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 June 8, 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 June 8, 2011, from the Chief Financial Officer recommending that City Council consider approving the Certification of the Preliminary 2012 State Fiscal Year Tax Levy in order that tax bills for the second half of Calendar Year 2011 are issued in a timely manner in accordance with state statutes.
Which was received.

By the Clerk:
Letter dated June 8, 2011, from the Chief Financial Officer recommending that City Council consider approving to pre-qualify Powell Capital Markets, Inc., 3 Becker Farm Road, Roseland, N.J.; Acacia Financial Group, Inc., 13000 Lincoln Drive West, Marlton, N.J.; Phoenix Advisors, LLC, 4 West Park Street, Bordentown, N.J.; NW Financial Group, LLC, 10 Exchange Place, 17th Floor, Jersey City, N.J., as prospective financial advisors to serve the City.
Which was received.

By the Clerk:
Letter dated June 8, 2011, from the Chief Financial Officer recommending that City Council consider approving to pre-qualify Louis C. Mai, CPA & Associates, 6 Moonshadow Court, Kinnelon, N.J., as a prospective Auditor to serve the City.
Which was received.

By the Clerk:
Letter dated June 8, 2011, from the Chief Financial Officer recommending that City Council consider approving to pre-qualify Stack, Coolahan & Stack, LLC, 90 Hudson Street, Hoboken, N.J., as a prospective appraiser to serve the City.
Which was received.

[redacted]

[redacted]

By the Clerk:
Letter dated June 8, 2011, from the Chief Financial Officer recommending that City Council consider approving to pre-qualify Blau & Blau, Attorneys-at-Law, 223 Mountain Avenue, Springfield, N.J.; Florio & Kenny, LLP, Attorneys-at-Law, 100 Hudson Street, Hoboken, N.J.; Palumbo & Renaud, Attorneys-at-Law, 190 North Avenue E., Cranford, N.J., as prospective property tax attorneys to serve the City.
Which was received.

By the Clerk:
Letter dated June 8, 2011, from the Chief Financial Officer recommending that City Council consider approving to pre-qualify DeCotiis, FitzPatrick, & Cole, LLP, Glenpoint Center West, 500 W. Burr Boulevard, Suite 31, Teaneck, N.J., as prospective Bond Attorneys to serve the City.
Which was received.

By the Clerk:
Letter dated June 8, 2011, from the Chief Financial Officer requesting that City Council consider the approval of an installment payment plan to the 620 First Avenue Urban Renewal, LP, for outstanding PILOT taxes in the amount of $74,741.19, over a five (5) year period.
Which was received.

By the Clerk:
Letter dated June 8, 2011, from the Chief Financial Officer requesting that City Council consider the approval of an installment payment plan to the 107 First Street Urban Renewal, Inc., for outstanding PILOT taxes in the amount of $216,390.21, over a five (5) year period.
Which was received.

By the Clerk:
Letter dated June 8, 2011, from the Chief Financial Officer requesting that City Council consider the approval of an installment payment plan to the Burnett Investors Urban Renewal, Inc., for outstanding PILOT taxes in the amount of $170,819.34, over a five (5) year period.
Which was received.

By the Clerk:
Letter dated June 8, 2011, from the Chief Financial Officer requesting that City Council consider the approval of an installment payment plan to the Millennium Urban Renewal, LP, for outstanding PILOT taxes in the amount of $41,370.00, over a five (5) year period.
Which was received.

By the Clerk:
Letter dated June 8, 2011, from the Chief Financial Officer requesting that City Council consider a resolution providing for the Refunding of a Portion of City's $5,225,000 General Improvement Bonds, Series 2001; $4,030,000 Sewer Utility Bonds, Series 2001 and $2,875,000 Sewer Utility Refunding Bonds, Series 2001 and Providing for the Forms, Maturities and other details of said Bonds; authorize a Preliminary Official Statement and Official Statement; providing for the Sale of the Refunding Bonds; and Approving and Authorizing the Execution and Delivery by the City of a Continuing Disclosure Certificate, a Bond Purchase Agreement and an Escrow Deposit Agreement; this refunding will generate a cost savings of over $150,000 to the City.
Which was received.

[redacted]

[redacted]

By the Clerk:

Letter dated May 26, 2011, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to partially discharge the City's mortgage with Waters Edge, LLC, on the property located at 68A Magnolia Avenue; City now holds a mortgage on this property in the amount of $83,333.00.
Which was received.

By the Clerk:

Letter dated June 2, 2011, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to allow the assumption of the City's mortgage on the property located at 278 First Street, HOME Rental Housing Program; property will be sold to a new entity, Magill Real Estate Holdings, LLC, 806 E. Jersey Street, Elizabeth, who will be bound by the terms of the note and Mortgage for the full period of affordability.
Which was received.

By the Clerk:

Letter dated May 31, 2011, from the Director of Planning and Community Development requesting authorization for the proper City officials to sign any and all documents necessary in connection with the approval of substantial amendments to the HOME Investment Partnership Program for FY 2006, 2009 and 2010 as follows: FY 2006, the YWCA was allocated $385,000 in HOME Rental Program funds and has withdrawn their application; the reallocated funds will be used by New Jersey Community Development Group, LLC, 123 Town Square Place, Jersey City, N.J., for the rehabilitation of 8 units in a 14 unit building located at 1006-1014 Emma Street; FY2009, Community Investment Strategies, Inc., was allocated $683,181, the developer has reconfigured the project to leverage needed financing, the reallocated funds will be used for the rehabilitation of 12 units in a 60 unit building located at 350 Irvington Avenue; FY 2009 First Time Homebuyer Program funds of $160,000 shall be reallocated to the Rental Housing Program for the new construction of 4 units of a 20 unit rental project located at 460 Spring Street to be developed by New Jersey Community Development Group, LLC.; FY2010 Community Investment Strategies, Inc., was allocated $738,493 and has reconfigured the project to leverage needed financing, reallocated funds will be used for the rehabilitation of 13 units in a 60 unit building located at 350 Irvington Avenue; FY2010 unspent First Time Homebuyer Program funds of $80,000 shall be reallocated to the Rental Housing Program for the new construction of 2 units of a 20 unit rental project to be developed by New Jersey Community Development Group, LLC.
Which was received.

By the Clerk:

Letter dated June 1, 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 and disposal of debris from said properties in the amount of $3,271.69.
Which was received.

By the Clerk:

Letter dated June 1, 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 boarding up of said properties in the amount of $1,417.32.
Which was received.

[redacted]

[redacted].

By the Clerk:
Letter dated June 2, 2011, from the Director of Public Works is requesting that City Council reject all bids received on June 1, 2011, for the Front Street Synthetic Turf Park Project and authorize the Director of Public Works to re-advertise for same.
Which was received.

By the Clerk:
Letter dated June 3, 2011, from the Director of Public Works requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the Union County Open Space, Recreation & Historic Preservation Greening Union County Program for the purchase of trees in an amount not to exceed $20,000.00.
Which was received.

By the Clerk:
Letter dated April 7, 2011, from the Director of Recreation requesting authorization for the proper City officials to apply, accept and sign all appropriate documents between the State of New Jersey, Department of Education Sponsor Management Plan and the City for the 2011 Summer Food Service Program which will commence on July 5, 2011 and conclude on August 25, 2011.
Which was received.

By the Clerk:
Letter dated April 7, 2011, from the Director of Recreation requesting authorization for the proper City officials to apply, accept and sign all appropriate documents between the State of New Jersey and the City for the Summer Food Nutrition Program commencing on July 5, 2011 and ending on August 25, 2011, at no cost to the City.
Which was received.

By the Clerk:
Letter dated April 7, 2011, from the Director of Recreation requesting authorization for the proper City officials to apply, accept and sign all appropriate documents between the Elizabeth Board of Education and the City for the purpose of providing food vendor services from July 5, 2011 through August 25, 2011, at no cost to the City.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:
Letter June 14, 2011, 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, June 10, 2011.
Which was received.

By the Clerk:
Letters dated April 19, 2011, from the Chief Financial Officer submitting the City Treasurer's report of Receipts and Disbursements for the month of February, 2011, and Statement of Bank Balances and Investments as of February 28, 2011.
Which was received.

By the Clerk:
Minutes: Fair Rental Housing Board, April 20, 2011.
Which was received.

ORDINANCES ON FIRST READING

Council President Keenan announced that the next business in order would be the introduction of **Ordinance No. 4221** , which was seconded by Councilman Grova, entitled:

AN ORDINANCE TO AMEND CHAPTER 2.20 OF THE CODE OF CITY OF ELIZABETH "PARKING ENFORCEMENT OFFICER", SPECIFICALLY SECTION 2.20.030 APPOINTMENT, TO INCREASE THE NUMBER OF PARKING ENFORCEMENT OFFICERS AT THE PARKING AUTHORITY FROM THREE (3) TO TEN (10).

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading 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 introduction of **Ordinance No. 4222** , which was seconded by Councilman Grova, entitled:

AN ORDINANCE AUTHORIZING THE ADOPTION OF THE OAKWOOD PLAZA REDEVELOPMENT PLAN DATED FEBRUARY, 2011, AMENDED MAY 5, 2011 AS RECOMMENDED BY THE ELIZABETH PLANNING BOARD AND REVISED BY CITY COUNCIL ON JUNE 8, 2011.

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading 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 public notice will be published fixing Tuesday, June 28, 2011 , at 7:30 p.m., City Council Chambers, City Hall, Elizabeth, N.J., as the time and place that City Council will conduct public hearings and further consider the foregoing Ordinance Nos. 4221 and 4222, adopted on first reading.

NEW BUSINESS

Councilwoman Perkins-Auguste **MOVED** for a Suspension of the Rules to consider resolutions which do not appear on the agenda, seconded by Councilman Mazza and

Which was carried unanimously.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the **Frank O. Mazza Civic Association, 630 Third Avenue, Elizabeth, New Jersey 07202,** has advised that due to inclement weather the San Vito Committee decided to postpone the feast scheduled for Saturday, June 11, 2011, and Sunday, June 12, 2011, and has been requested permission to reschedule and conduct the St. Vito Procession through the streets of the Peterstown Section of Elizabeth, ending at the corner of High Street and Fourth Avenue, and to have a small street festival, on High Street, beginning at Fourth Avenue and ending at the Elizabeth River, to be held Saturday, July 9, 2011, and Sunday, July 10, 2011, Sunday; and

WHEREAS, on Saturday, July 9, 2011, at 3:00 p.m. the Vallatese Club Hall, 800 Fourth Avenue, and High Street, Elizabeth will conduct cooking lessons on how to make the miracle bread of Saint Vito, the festival will be from 3:00 p.m. to 10:30 pm.; and

WHEREAS, on Sunday, July 10, 2011, St. Anthony Church, 853 Third Avenue, Elizabeth, at Noon, will celebrate a Mass in Italian which will be followed by a procession. The procession will depart from St. Anthony's Church at approximately 1:00 p.m. through the street of the Peterstown Section of Elizabeth ending at the corner of High Street and Fourth Avenue in front of the entrance of the Vallatese Club; and

WHEREAS, festival will be held between the hours of 2:00 p.m. to 10:00 p.m. which will include food, vendors, giveaways, music, cultural performances and much more; and

WHEREAS, this City Council deems it is in the best interest of the City of Elizabeth to grant said permission under certain conditions; now, therefore, be it

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RESOLVED that the City Council of the City of Elizabeth grants permission for the **Frank O. Mazza Civic Association, 630 Third Avenue, Elizabeth, New Jersey, 07202,** to conduct the St. Vito Procession through the streets of the Peterstown Section of Elizabeth, ending at the corner of High Street and Fourth Avenue, and a small street festival, on High Street, beginning at Fourth Avenue and ending at the Elizabeth River, to be held on Saturday, July 9, 2011, between the hours of 3:00 p.m. to 10:30 p.m.; Sunday, July 10, 2011, 2:00 p.m. to 10:00 p.m. provided that they comply with the requirements of (The Festival Ordinance) Chapter 12.56 of the Code of the City of Elizabeth and (The Parade Ordinance) Chapter12.36 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, H. R. 1489, the Return to Prudent Banking Act of 2011, is now before the House of Representatives, which aims "to revive the separation between commercial banking and the securities business, in the manner provided in the Banking Act of 1933, the so-called Glass-Steagall Act"; and

WHEREAS, the current weight of trillions of dollars of debts foisted on the U.S. taxpayers in the 2008-2011 bailout of Wall Street is currently obliterating and destroying the economy of the United States and its people; and

WHEREAS, it is in response to the failure of thousands of banks across the country that Congress enacted the Banking Act of 1933; and

WHEREAS, the first step to solving this problem is the reinstatement of Glass-Steagall through the adoption and enactment of H.R. 1489; and

WHEREAS, the enactment of HR 1489 would provide greater security to banking deposits in commercial banks, would allow investment banks to leverage their own funds and limit the risks of the American citizenry; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby requests that the United States Congress immediately pass H.R. 1489 and identical legislation in the Senate as the indispensable first measure to save the nation from irrevocable economic harm.

Councilwoman Perkins-Auguste stated that the Glass-Steagall Act will help to bail out the Mom and Pop businesses.

Council President Keenan stated this is so important. He continued that investment and banking industries went haywire. He stated further that millions were wasted and no one was held accountable, but this will put the controls back into the "mechanism."

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 business was then resumed.

By City Council as a Whole:

WHEREAS, Chapter 72, P.L. 1994 requires the governing body to set the Preliminary Municipal Levy so that the second half 2011 property tax bills may be issued, and

WHEREAS, the Chief Financial Officer recommends a Preliminary Municipal Levy in the amount of $125,038,252.94 as per the attached Certification of Preliminary State Fiscal Year Tax Levies,

NOW, THEREFORE, BE IT RESOLVED that the Preliminary Municipal levy for the third and fourth installments 2011 be set in the amount of $125,038,252.94.

CERTIFICATION OF PRELIMINARY STATE FISCAL YEAR TAX LEVIES
3RD AND 4TH INSTALLMENTS ~~19x~~ 2011

MUNICIPAL PORTION			NON-MUNICIPAL PORTION		
	Formula	Amount	Taxing District	Prior Levy	Estimated Levy
Current Year 1 & 2 Levy		62,038,252.94			
Adjustment			School		
Net Current Year 1 & 2 Levy	A	62,038,252.94	County (all units)		
			Other		
Projected New FY Levy	B	126,000,000.00			
			Total		
Preliminary Levy	C = (B/2)+A	125,038,252.94			
Levy for 3 & 4	D=C-A	63,000,000.00			
Net Valuation Taxable	E	906,866,041			
3 & 4 rate	F= E / C/100	13.788			

Which was adopted by the following vote:

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

NEGATIVE: [redacted] CEDENO, MAZZA – 2

RESOLUTION OF THE CITY OF ELIZABETH PROVIDING FOR THE ISSUANCE OF REFUNDING BONDS FOR THE REFUNDING OF A PORTION OF THE CITY'S GENERAL IMPROVEMENT BONDS, SERIES 2001, SEWER UTILITY BONDS, SERIES 2001, AND SEWER UTILITY REFUNDING BONDS, SERIES 2001, AND PROVIDING FOR THE FORMS, MATURITIES AND OTHER DETAILS OF SAID BONDS; AUTHORIZING A PRELIMINARY OFFICIAL STATEMENT AND AN OFFICIAL STATEMENT; PROVIDING FOR THE SALE OF THE REFUNDING BONDS; AND APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY BY THE CITY OF A CONTINUING DISCLOSURE CERTIFICATE, A BOND PURCHASE AGREEMENT AND AN ESCROW DEPOSIT AGREEMENT

WHEREAS, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law") of the State of New Jersey authorizes the issuance by the City of Elizabeth, in the County of Union, New Jersey (the "City"), of bonds for the purpose of refunding outstanding bonds of the City; and

WHEREAS, in accordance with the Local Bond Law, the City Council did, on December 14, 2010, finally adopt (i) Ordinance No. 4173 (the "General Improvement Refunding Ordinance") authorizing the issuance by the City of refunding bonds in the amount of not to exceed $3,000,000 for the purpose of refunding certain of the City's outstanding General Improvement Bonds, Series 2001 dated November 1, 2001 (the "2001 General Improvement Bonds") and (ii) Ordinance No. 4174 (the "Sewer Utility Refunding Ordinance") authorizing the issuance by the City of refunding bonds in the amount of not to exceed $2,800,000 for the purpose of refunding certain of the City's outstanding Sewer Utility Bonds, Series 2001, dated November 1, 2001 (the "2001 Sewer Utility Bonds"), and Sewer Utility Refunding Bonds, Series 2001, dated December 1, 2001 (the "2001 Sewer Utility Refunding Bonds") (the "General Improvement Refunding Ordinance" and the "Sewer Utility Refunding Ordinance" are collectively referred to as the "Refunding Ordinances"); which Refunding Ordinances authorizes the issuance by the City of refunding bonds in the amount of not to exceed $5,800,000 for the purpose of refunding certain of the City's outstanding 2001 General Improvement Bonds, 2001 Sewer Utility Bonds and 2001 Sewer Utility Refunding Bonds (collectively, the "Outstanding Bonds"), to provide debt service savings for the City; and

WHEREAS, pursuant to the Local Bond Law, the City has sought and obtained approvals on December 8, 2010 from the Local Finance Board in the Division of Local Government Services of the Department of Community Affairs of the State of New Jersey (the "Local Finance Board") to the adoption by the City Council of the Refunding Ordinances and the issuance of obligations thereunder; and

WHEREAS, in accordance with the Local Bond Law, the City desires (i) to authorize and approve the sale and issuance of refunding bonds (the "Bonds" or the "Refunding Bonds") in the aggregate principal amount not to exceed $5,800,000, to be issued in two (2) separate series designated as (a) "General Improvement Refunding Bonds, Series 2011" to be issued for the

purpose of refunding the outstanding 2001 General Improvement Bonds maturing on November 1 in the years 2012 through and including 2021 (the "Refunded 2001 General Improvement Bonds") and (b) "Sewer Utility Refunding Bonds, Series 2011" to be issued for the purpose of refunding the outstanding (y) 2001 Sewer Utility Bonds maturing on November 1 in the years 2012 through and including 2021 and (z) 2001 Sewer Utility Refunding Bonds maturing on November 15 in the years 2011 and 2012 (collectively, the "Refunded 2001 Sewer Utility Bonds") (the Refunded 2001 General Improvement Bonds and the Refunded 2001 Sewer Utility Bonds are collectively referred to as the "Refunded Bonds"); and (ii) to provide for the forms and sale of the Refunding Bonds; and

WHEREAS, in connection with the sale and issuance of the Refunding Bonds, the City also desires to approve and authorize (i) the distribution of a preliminary official statement (the "Preliminary Official Statement") and the execution and distribution of an official statement (the "Official Statement") and (ii) the forms and the entering into of the hereinafter defined Continuing Disclosure Certificate, Bond Purchase Agreement and Escrow Deposit Agreement; and

WHEREAS, to be able to take advantage of favorable market conditions, the City has determined to authorize a bond purchase agreement (the "Bond Purchase Agreement") with RBC Capital Markets Corporation, as underwriter (the "Underwriter") for the Refunding Bonds, to which the Underwriter will agree to purchase the Refunding Bonds upon satisfaction of the conditions precedent to issuance set forth therein and with such terms for the Refunding Bonds as set forth therein.

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

Section 1. The City hereby authorizes the issuance and sale of the Refunding Bonds of the City in the aggregate principal amount not to exceed $5,800,000.

Section 2. The Refunding Bonds shall be issued as two (2) separate series designated as "General Improvement Refunding Bonds, Series 2011" and "Sewer Utility Refunding Bonds, Series 2011". The Refunding Bonds of each series shall be dated their date of delivery, shall be numbered from 1 upward in the denomination of $5,000 and integral multiples of $1,000 in excess thereof, and shall be issued as fully registered bonds. The Refunding Bonds shall mature on November 1 in each of the years and in the principal amounts and shall bear interest at the rate or rates as shall be determined by the Chief Financial Officer of the City within the limitations hereinafter provided. Interest on the Bonds shall be payable on November 1 and May 1 of each year, commencing on the November 1 or the May 1 that is at least thirty (30) days after the delivery date of the Refunding Bonds.

The Council hereby delegates to the Chief Financial Officer of the City the power and authority to sell and award the Refunding Bonds in accordance with this Resolution and the prior approval of the Local Finance Board in accordance with the following parameters: the Refunding

Bonds shall be issued in a maximum aggregate principal amount not to exceed $5,800,000 and shall mature substantially as set forth in the application submitted to and approved by the Local Finance Board; the Refunding Bonds shall bear interest at the rate or rates not to exceed 5.00% per annum and the net interest cost on the Refunding Bonds shall not exceed 4.00%; the present value savings to be achieved by the City in connection with the issuance of the Refunding Bonds to refund the Refunded Bonds shall not be less than 3% of the principal amount of the Refunded Bonds, with such savings to be achieved, as far as practicable, as set forth in the Local Finance Board Application. The Chief Financial Officer of the City is hereby directed to report in writing to the Mayor and City Council at their first meeting after the sale of the Refunding Bonds as to the principal amount, interest rate or rates and maturities of the Refunding Bonds sold, the price obtained and the present value savings in connection with the refunding.

The Refunding Bonds shall be substantially in the form as provided in this Resolution, with such omissions, insertions and variations as are properly required.

Section 3. The Refunding Bonds will be initially issued in book-entry form only in the form of one certificate for the aggregate principal amount of the Refunding Bonds of each series maturing in each year and, when issued, will be registered in the name of and held by Cede & Co., as registered owner and nominee for The Depository Trust Company, New York, New York ("DTC"), which is hereby appointed to act as securities depository for the Refunding Bonds. As long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made by the City, or a bank or trust company (if any) selected by the Chief Financial Officer to act as paying agent and bond registrar for the Bonds pursuant to Section 11 hereof (the "Paying Agent"), directly to DTC or its nominee, Cede & Co., which will credit payments of principal of and interest on the Bonds to the participants of DTC as listed on the records of DTC as of each next preceding October 15 and April 15 (each, a "Record Date" and together, the "Record Dates" for the payment of interest on the Refunding Bonds), which participants will in turn credit such payments to the beneficial owners of the Refunding Bonds. The registration books of the City shall be kept by the Chief Financial Officer (or, if appointed pursuant to Section 11 hereof, by the Paying Agent at its corporate trust office).

The Refunding Bonds shall be payable as to both principal and interest in lawful money of the United States of America. The Refunding Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the City Clerk. If a Paying Agent is appointed pursuant to Section 11 hereof, the foregoing attestation may be made by facsimile signature of the City Clerk provided that the Refunding Bonds shall be authenticated by the manual signature of the Paying Agent. The following matters are hereby determined with respect to the Bonds:

Date of Refunding Bonds: Date of Delivery

Interest Payment Dates:	Each November 1 and May 1 until maturity, commencing on the November 1 or May 1 that is at least thirty (30) days after the delivery date of the Refunding Bonds, with payment being made to DTC or its authorized nominee, by the City or the Paying Agent
Bond Registrar/Paying Agent:	City of Elizabeth, unless a Paying Agent is appointed pursuant to Section 11 hereof
Securities Depository:	The Depository Trust Company, New York, New York
Authorized Denominations:	$5,000 and integral multiples of $1,000 in excess thereof

Section 4. The Refunding Bonds are not subject to optional redemption prior to maturity. There is hereby delegated to the Chief Financial Officer the authority, at the request of the Underwriter and after consulting with the City's financial advisor, to provide that one or more maturities of the Refunding Bonds may be issued as term bonds subject to mandatory sinking fund redemption, at a redemption price equal to 100% of the principal amount thereof, on November 1 in specified years prior to the stated maturity date. If any of the Refunding Bonds are issued as term bonds, the term bonds shall be subject to mandatory sinking fund redemption in the years specified by the Chief Financial Officer upon notice as hereinafter provided.

When any Refunding Bonds are to be redeemed, the Chief Financial Officer (or, if appointed pursuant to Section 11 hereof, the Paying Agent) shall give notice of the redemption of the Refunding Bonds by mailing such notice by first class mail in a sealed envelope postage prepaid to the registered owners of the portion of any Refunding Bonds which are to be redeemed, at their respective addresses as they last appear on the registration books of the City, at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. Notice of redemption having been given as aforesaid, the portion of the Refunding Bonds which are to be redeemed shall, on the date fixed for redemption, become due and payable at the redemption price specified above plus accrued interest to the redemption date and, upon presentation and surrender thereof at the place specified in such notice, such portion of the Refunding Bonds shall be paid at the redemption price, plus accrued interest to the redemption date. On and after the redemption date (unless the City shall default in the payment of the redemption price and accrued interest), such Refunding Bonds shall no longer be considered as outstanding.

During any period in which The Depository Trust Company (or any successor thereto) shall act as securities depository for the Refunding Bonds, the notices referred to above shall be given only to such depository and not to the beneficial owners of the Refunding Bonds. Any failure of such depository to advise any of its participants or any failure of any participant to

notify any beneficial owner of any notice of redemption shall not affect the validity of the redemption proceedings.

Section 5. The Chief Financial Officer is hereby authorized to enter into a letter of representations or other agreement with DTC setting forth the respective obligations of DTC, the City and the Paying Agent (if any) with respect to the payment and transfer of the Bonds. The City agrees to comply with all obligations set forth in such agreement.

Section 6. The Refunding Bonds shall be executed by the Mayor and the Chief Financial Officer, by their manual or facsimile signatures, and the corporate seal of the City shall be affixed thereto, or imprinted or reproduced thereon, and attested by the manual signature of the City Clerk.

Section 7. The distribution and, if necessary, the re-distribution, by the City of a Preliminary Official Statement pertaining to the Refunding Bonds is hereby authorized and the use of an Official Statement in substantially the form of the Preliminary Official Statement presented to this meeting is hereby approved with such changes as counsel may advise, and the use of the information contained therein concerning the City in connection with the sale of the Refunding Bonds is hereby approved and authorized and the Chief Financial Officer of the City is hereby authorized and directed to execute and deliver to the purchaser of the Refunding Bonds the final Official Statement with such changes as counsel may advise and the officer executing the same may approve, such approval to be evidenced by such officer's execution thereof. The Chief Financial Officer is hereby authorized to deem final the Preliminary Official Statement for purposes of Rule 15c2-12 of the Securities and Exchange Commission.

Section 8. Powell Capital Markets, Inc., is hereby designated as the City's financial advisor in connection with the Refunding Bonds. RBC Capital Markets Corporation is hereby designated as the City's investment banker in connection with the Refunding Bonds.

Section 9. The escrow agent for the Refunded Bonds (the "Escrow Agent") shall be Wells Fargo Bank, National Association. The Escrow Agent shall signify its acceptance of the duties imposed upon it by this Resolution by a written certificate delivered to the City prior to the delivery of the Refunding Bonds. The Chief Financial Officer is authorized to accept the schedule of fees provided by the Escrow Agent.

Section 10. The Refunding Bonds shall be in substantially the forms attached hereto as Exhibit A, with such changes as may be appropriate.

Section 11. The Chief Financial Officer is hereby authorized to select and to enter into an agreement with a Paying Agent to ensure that the City can meet its obligations undertaken herein to the holders of the Refunding Bonds. The Chief Financial Officer may, however, elect not to select a Paying Agent for the Refunding Bonds, and may elect to select a Paying Agent at any time prior or subsequent to the issuance of the Refunding Bonds. However, the Chief Financial Officer shall select a Paying Agent upon any determination to cause the

Refunding Bonds to be registered in the names of the beneficial owners thereof, as provided in Section 12 or Section 13 hereof.

Section 12. In the event that DTC shall determine to discontinue providing its services as securities depository with respect to the Refunding Bonds, the City and the Paying Agent (if any) may enter into an agreement with a substitute securities depository, if available. Alternatively, the City and the Paying Agent may cause the Refunding Bonds to thereafter be registered in the names of, and delivered to, each beneficial owner of the Refunding Bonds and thereafter the principal of the Refunding Bonds will be payable in lawful money of the United States of America at the office of the Paying Agent, and interest on the Refunding Bonds will be payable by check mailed to the respective addresses of the registered owners thereof as shown on the registration books of the City as of the close of business on the Record Date for the applicable interest payment date.

Section 13. The City may terminate the services of DTC as securities depository with respect to the Refunding Bonds if the City determines that (i) DTC is unable to discharge its responsibilities with respect to the Refunding Bonds, or (ii) continued use of the book-entry system is not in the best interests of the beneficial owners of the Refunding Bonds. In such event, the City and the Paying Agent (if any) shall either contract with a substitute securities depository or cause the Bonds to be registered in the names of the beneficial owners thereof, as provided in Section 12 hereof.

Section 14. A Continuing Disclosure Certificate in substantially the form attached hereto as Exhibit B (the "Continuing Disclosure Certificate") is hereby approved, and the Chief Financial Officer is hereby authorized and directed to execute and deliver the Continuing Disclosure Certificate on behalf of the City in substantially such form, with such insertions and changes therein as the Chief Financial Officer may approve, such approval to be evidenced by her execution thereof.

Section 15. The proceeds of the Refunding Bonds shall be applied for the purpose of refunding the Refunded Bonds and paying the costs of issuing the Refunding Bonds

Section 16. In order to maintain the exclusion from gross income for federal income tax purposes of interest on the Refunding Bonds, and for no other purpose, the City covenants to comply with each applicable requirement of the Internal Revenue Code of 1986, as amended (the "Code"), applicable to the Refunding Bonds, and the City covenants not to take any action or fail to take any action which would cause the interest on the Refunding Bonds to lose the exclusion from gross income for federal income taxation purposes under Section 103 of the Code.

The City covenants and agrees with the holders of the Refunding Bonds that the City shall not take any action or omit to take any action which would cause the Refunding Bonds to be "private activity bonds" or "arbitrage bonds" within the meaning of Sections 141(a) or 148, respectively, of the Code, or any successor provision.

Section 17. The City covenants that it will take no action which would cause the Refunding Bonds to be federally guaranteed (within the meaning of Section 149(b) of the Code).

Section 18. The Escrow Deposit Agreement pertaining to the Refunded Bonds shall be substantially in the form attached to this Resolution as Exhibit C (the "Escrow Deposit Agreement") and made a part hereof and the Mayor or the Chief Financial Officer of the City are hereby authorized to execute same with such changes, revisions or alterations therefor as may be approved by the officer executing the Escrow Deposit Agreement, such approval to be conclusively evidenced by the execution thereof.

Section 19. If it is deemed beneficial to the City after consultation with the Underwriter and the City's financial advisor, there is herby delegated to the Chief Financial Officer the authority to accept a commitment for bond insurance in respect of the Refunding Bonds and to determine that the payment of the principal of and interest on the Refunding Bonds shall be insured by a bond insurance policy. Such officer is further authorized to execute such additional documents and certificates as may be required or necessary in connection with the purchase of such bond insurance.

Section 20. The Bond Purchase Contract by and between the City and the Underwriter with respect to the Refunding Bonds shall be substantially in the form attached to this Resolution as Exhibit D (the "Bond Purchase Agreement") and made a part hereof, and the Mayor or the Chief Financial Officer of the City are each hereby authorized to execute the same with such changes, revisions or alterations therefor as may be approved by the officer executing the Bond Purchase Agreement after consultation with the City's counsel and/or bond counsel, such approval to be conclusively evidenced by the execution thereof. The Underwriter's discount in connection with the Refunding Bonds shall not exceed $6.50 per $1,000 of Refunding Bonds.

Section 21. The Mayor, the Chief Financial Officer, the Business Administrator and the Clerk of the City are hereby designated, authorized and directed to perform or determine any other matters or details relating to the Refunding Bonds, to do or perform or cause to be done or performed any and all acts as such officers or Bond Counsel may deem necessary or appropriate in order to effect the proper issuance, execution and delivery of the Refunding Bonds, and to execute, among other things, one or more subscriptions for the purchase of United States Treasury Obligations, State and Local Government Series or such other securities and/or investment agreements in accordance with the Escrow Deposit Agreement, a tax certificate certifying that, among other things, the City, to the extent it is empowered and allowed under applicable law, covenants that it will do and perform all acts and things necessary or desirable for the purpose of monitoring compliance to assure that interest paid on the Refunding Bonds is excludable from gross income under the Internal Revenue Code of 1986, as amended, and any and all instruments, opinions, affidavits, certificates, resolutions, documents or other papers as may be deemed necessary.

Section 22. This resolution shall take effect upon the adoption hereof.

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, Purchasing Agent, and the Director of the Department of Public Works have advised that the current Commodity Resale Agreement to provide diesel fuel and gasoline to New Jersey Department of Environmental Protection, Division of Fish and Wildlife, Department of Law and Public Safety and Division of State Police expires June 30, 2011; and

WHEREAS, the Business Administrator, Purchasing Agent and the Director of the Department of Public Works have requested authorization to renew the Commodity Resale Agreement with the State of New Jersey to provide diesel fuel and gasoline to the Department of Environmental Protection, Division of Fish and Wildlife, Department of Law and Public Safety and Division of State Police from July 1, 2011 through June 30, 2014, which will be billed in accordance with the requirements of the Department of Public Works; and now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to renew the Commodity Resale Agreement to provide diesel fuel and gasoline in New Jersey Department of Environmental Protection, Division of Fish and Wildlife, Department of Law and Public Safety and Division of State Police from July 1, 2011 through June 30, 2014, which will be billed in accordance with the requirements of the Department of Public Works.

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 **EMTEC INC., 11 Diamond Road, Springfield, New Jersey 07081,** for the purchase of Computer Equipment to work in conjunction with the Surveillance Cameras at a cost of $54,360.00 under State Contract #74849; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 11-08809, charging the amount of $54,360.00 to Account No. G-02-41-800-10, 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 #74849, 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 **EMTEC INC., 11 Diamond Road, Springfield, New Jersey 07081,** for the purchase of Computer Equipment to work in conjunction with the Surveillance Cameras at a cost of $54,360.00 under State Contract #74849.

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 **DAVID WEBER OIL COMPANY, 601 Industrial Road, Carlstadt, New Jersey 07072,** for Automotive Lubricants, Oils, Grease and Hydraulic Oils for Various Departments for the period of May 31, 2011 through August 30, 2011 at a cost not to exceed $50,000.00 under State Contract #70846; and

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

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

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #70846, 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 **DAVID WEBER OIL COMPANY, 601 Industrial Road, Carlstadt, New Jersey 07072,** for Automotive Lubricants, Oils, Grease and Hydraulic Oils for Various Departments for the period of May 31, 2011 through August 30, 2011 at a cost not to exceed $50,000.00 under State Contract #70846

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 the award of a contract be made to **Systemed RX, a MEDCO Business, 100 Parsons Pond Drive, Franklin Lakes, New Jersey 07417,** to provide administrative services for a Prescription Drug Program for employees of the City of Elizabeth for which the City of Elizabeth is self-insured at an estimated annual cost of $4,400,000.00 for the period May 1, 2011 to May 1, 2014; and

WHEREAS, this request is made with the full concurrence of the members of the Insurance Fund Commission; and

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

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

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

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

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

1. The Mayor and the City Clerk are hereby authorized to execute a contract with **Systemed RX, a MEDCO Business, 100 Parsons Pond Drive, Franklin Lakes, New Jersey 07417,** to provide administrative services for a Prescription Drug Program for employees of the City of Elizabeth for which the City of Elizabeth is self-insured at an estimated annual cost of $4,400,000.00 for the period May 1, 2011 to May 1, 2014.
2. It was determined that **Systemed RX**, a **MEDCO Business** was the most qualified firm based on the company's ability to provide this service at the least cost to the City. **Systemed RX, a MEDCO Business**, is a Fortune 500 company, has numerous New Jersey local government accounts and a proven track record.
3. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking, in order to qualify to do business within this

State. New Jersey Statute 40A:11-5(m) exempts the purchase of insurance coverage from advertising for bids and bidding which exception shall be in accordance with the requirements for Extraordinary, Unspecifiable Service.

4. This cannot be described by written specifications because of the special nature of insurance coverage as described in paragraph (3) and as specifically exempted from the bidding requirements of **N.J.S.A**. 40A:11-5(m).

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

Councilman Jackus stated costs of $4.4 million is coming out of the July 1 budget and Council has to and needs to pay these benefits because it is part of their contract.

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 advised that for the past several years, the City of Elizabeth has done many wonderful things on the energy efficiency and sustainability front. In order to best facilitate the City of Elizabeth's progressive energy policy and to maximize the available benefits, it has been determined that it is necessary to engage the services of an Energy Consultant; and

WHEREAS, the costs of paying this consultant will come directly from both energy savings, as well as direct grants the City of Elizabeth has already received. Accordingly, the City does not expect to outlay upfront capital; and

WHEREAS, the Business Administrator has requested authorization to award a contract to **GABEL ASSOCIATES, 417 Denison Street, Highland Park, New Jersey 08904,** to provide Energy Consulting Services for the period June 13, 2011 to June 12, 2012 at a cost not to exceed $55,000.00 and

WHEREAS, this contract as solicited pursuant to **N.J.S.A**. 19:44A-20.5, et seq and is being warded pursuant to a fair and open process. The proposal submitted by Gabel Associates is on file in the Department of Administration; and

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

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30-14.4 as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local 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 the award of a contract to **GABEL ASSOCIATES, 417 Denison Street, Highland Park, New Jersey 08904,** to provide Energy Consulting Services for the period June 13, 2011 to June 12, 2012 at a cost not to exceed $55,000.00.

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 per the request of the Director of the Department of Public Works the award of a contract to **FLEMINGTON FORD FLEET SALES, 215 Routes 202 & 31, Flemington, New Jersey 08822**, for the purchase of One (1) 2011/12 GMC Sierra 4WD Extended Pickup Truck, which replaces Truck #12, that is being scrapped, at a cost of $32,530.00 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. 11-09036, charging the amount of $32,530.00 to Account No. X-04-55-999-X14-414, 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 FORD FLEET SALES, 215 Routes 202 & 31, Flemington, New Jersey 08822**, per the request of the Director of the Department of Public Works for the purchase of One (1) 2011/12 GMC Sierra 4WD Extended Pickup Truck, which replaces Truck #12, that is being scrapped, at a cost of $32,530.00 under State Contract.

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 WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Financial Advisors who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose a financial advisory service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective financial advisory firms based on their qualification statements and experience achieved in the area of Financial Advisory Services. One or more individuals/firms may be selected to provide Financial Advisory Services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with **N.J.S.A.** 19:44A-20.5 et seq; and

WHEREAS, the entities that should be pre-qualified are as follows:

Powell Capital Markets, Inc.	**Acacia Financial Group, Inc.**
NW Financial Group	**Phoenix Advisors**

Now, Therefore, Be It

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **Powell Capital Markets, Inc., Acacia Financial Group, Inc., NW Financial Group, and Phoenix Advisors** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Financial Advisory 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 WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Auditors who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose an auditing service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective auditing firms based on their qualification statements and experience achieved in the area of Auditing Services. One or more individuals/firms may be selected to provide auditing services in the future; and

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

WHEREAS, the entity that should be pre-qualified is as follows:

Louis C. Mai, CPA & Associates

Now, Therefore, Be It

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **Louis C. Mai, CPA & Associates** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Auditing 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 WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Appraisers who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose an appraiser service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective appraisal firms based on their qualification statements and experience achieved in the area of Appraisal Services. One or more individuals/firms may be selected to provide appraisal services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with **N.J.S.A**. 19:44A-20.5 et seq; and

WHEREAS, the entities that should be pre-qualified is as follows:

Stack, Coolahan & Stack, LLC.

Now, Therefore, Be It

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **Stack, Coolahan & Stack, LLC.** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Appraisal 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 WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Property Tax Attorneys who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose a property tax attorney service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective property tax attorneys based on their qualification statements and experience achieved in the area of Property Tax Attorney Services. One or more individuals/firms may be selected to provide property tax attorney in the future; and

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

WHEREAS, the entity that should be pre-qualified is as follows:

Blau & Blau, Attorneys at Law
Florio & Kenny, LLP. Attorneys at Law
Palumbo & Renaud, Attorneys at Law

Now, Therefore, Be It

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **Blau & Blau, Attorneys at Law, Florio & Kenny, LLP, Attorneys at Law and Palumbo & Renaud, Attorneys at Law** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Property Tax Attorney 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 WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Bond Attorneys who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose a bond attorney service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective bond attorneys based on their qualification statements and experience achieved in the area of Bond Attorney Services. One or more individuals/firms may be selected to provide bond attorney services in the future; and

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

WHEREAS, the entity that should be pre-qualified are as follows:

DeCotiis, FitzPatrick, & Cole, LLP

Now, Therefore, Be It

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **DeCotiis, FitzPatrick, & Cole, LLP** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Bond Attorney 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, the N.J.S.A. 54:5-19 allows an installment payment plan for outstanding taxes prior to a tax sale; and

WHEREAS, the Chief Financial Officer of the City of Elizabeth requests authorization to negotiate an installment payment plan for delinquent taxes with the principal owners of the 620 First Avenue Urban Renewal, LP; and

WHEREAS, this installment payment plan would provide a payment schedule sufficient to pay in full all delinquent taxes in the amount of $74,741.19 over a five year period; and

WHEREAS, this installment payment plan is a one time only agreement and failure to comply with the terms and conditions shall generate a tax sale process; and

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is authorized and directed to negotiate a one time only installment payment plan for delinquent taxes with the principal owners of the 620 First Avenue Urban Renewal, LC. that would provide a payment schedule sufficient to pay in full all delinquent taxes in the amount of $74,741.19 over a five year period.

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 N.J.S.A. 54:5-19 allows an installment payment plan for outstanding taxes prior to a tax sale; and

WHEREAS, the Chief Financial Officer of the City of Elizabeth requests authorization to negotiate an installment payment plan for delinquent taxes with the principal owners of the 107 First Street Urban Renewal, Inc; and

WHEREAS, this installment payment plan would provide a payment schedule sufficient to pay in full all delinquent taxes in the amount of $216,390.21 over a five year period; and

WHEREAS, this installment payment plan is a one time only agreement and failure to comply with the terms and conditions shall generate a tax sale process; and

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is authorized and directed to negotiate an installment payment plan for delinquent taxes with the principal owners of the 107 First Street Urban Renewal, Inc. that would provide a payment schedule sufficient to pay in full all delinquent taxes in the amount of $216,390.21 over a five year period.

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 N.J.S.A. 54:5-19 allows an installment payment plan for outstanding taxes prior to a tax sale; and

WHEREAS, the Chief Financial Officer of the City of Elizabeth requests authorization to negotiate an installment payment plan for delinquent taxes with the principal owners of the Burnett Investors Urban Renewal, Inc; and

WHEREAS, this installment payment plan would provide a payment schedule sufficient to pay in full all delinquent taxes in the amount of $170,819.34 over a five year period; and

WHEREAS, this installment payment plan is a one time only agreement and failure to comply with the terms and conditions shall generate a tax sale process; and

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is authorized and directed to negotiate an installment payment plan for delinquent taxes with the principal owners of the Burnett Investors Urban Renewal, Inc. that would provide a payment schedule sufficient to pay in full all delinquent taxes in the amount of $170,819.34 over a five year period.

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 N.J.S.A. 54:5-19 allows an installment payment plan for outstanding taxes prior to a tax sale; and

WHEREAS, the Chief Financial Officer of the City of Elizabeth requests authorization to negotiate an installment payment plan for delinquent taxes with the principal owners of the Millennium Urban Renewal, LP; and

WHEREAS, this installment payment plan would provide a payment schedule sufficient to pay in full all delinquent taxes in the amount of $41,370.00 over a five year period; and

WHEREAS, this installment payment plan is a one time only agreement and failure to comply with the terms and conditions shall generate a tax sale process; and

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is authorized and directed to negotiate a one time only installment payment plan for delinquent taxes with the principal owners of the Millennium Urban Renewal, LP that would provide a payment schedule sufficient to pay in full all delinquent taxes in the amount of $41,370.00 over a five year period.

Which was adopted by the following vote:

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

NEGATIVE: None

37

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested adoption of a resolution authorizing the proper City Officials to execute any and all documents necessary and appropriate to provide a Partial Discharge of the City's Mortgage on the following property:

New Owner: Francine Graham
68A Magnolia Avenue
Elizabeth, New Jersey 07201
Block No. 1, Lot No. 73B.23

Purchase Date: May 24, 2011

WHEREAS, WATERS EDGE, LLC has received HOME funds to construct six (6) units For Sale Housing; this is the third unit that has been sold. Waters Edge, LLC has sold the property to qualified purchasers and therefore, **WATERS EDGE, LLC** is eligible to a partial release of lien. The property will remain affordable for a period of fifteen (15) years by way of a deed restriction; and

WHEREAS, the City now holds a mortgage on this property in the amount of $83,333.00; and

WHEREAS, the Director of the Department of Planning and Community Development advises that **WATERS EDGE, LLC** is entitled to a Partial Discharge of Mortgage held by the City on the property located at:

New Owner: Francine Graham
68A Magnolia Avenue
Elizabeth, New Jersey 07201
Block No. 1, Lot No. 73B.23

Purchase Date: May 24, 2011

RESOLVED that the City Council of the City of Elizabeth does hereby authorize the Mayor to execute any and all documents in order to provide a partial discharge said mortgage on the above property.

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 and Community Development has requested authorization for the proper City Officials to execute any and all documents necessary and appropriate to allow the assumption of the City's mortgage on **278 First Street, Elizabeth, New Jersey**, under the **HOME Rental Housing Program**; and

WHEREAS, 278 First Street, Elizabeth, New Jersey will be sold to a new entity:

New Entity: Magill Real Estate Holdings, LLC
Angel Magill – Managing Member
806 E. Jersey Street
Elizabeth, New Jersey 07206

WHEREAS, assumptions of mortgage are allowable under the **HOME Rental Housing Program**; the new owner will be bound by the terms of the note and Mortgage for the full period of affordability; now, therefore, be it

RESOLVED that the City Council of the City of Eizabeth authorized the assumption of mortgage for the City's mortgage on **278 First Street, Elizabeth, New Jersey**, under the **HOME Rental Housing Program.** The property will be sold to a new entity:

New Entity: Magill Real Estate Holdings, LLC
Angel Magill – Managing Member
806 E. Jersey Street
Elizabeth, New Jersey 07206

The new owner will be bound by the terms of the note and Mortgage for the full period of affordability;; and be it

FURTHER RESOLVED that the proper City Officials are authorized to execute any and all documents and appropriate to allow the assumption of the City's mortgage on **278 First Street, Elizabeth, New Jersey.**

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 and Community Development has requested substantial amendments to the **HOME Investment Partnership Program** for **FY 2006**, **FY 2009** and **FY2010** as follows:

WHEREAS, in **FY2006** the YWCA was allocated $385,000.00 in **HOME Rental Program** funds. Since then the YWCA has withdrawn their application, requiring the reallocation of funds. The reallocated funds will be used for the rehabilitation of eight (8) units in a fourteen (14) unit Building located at 1006-1014 Emma Street being developed by NJ Community Development Group, LLC, with offices located at 123 Town Square Place, Jersey City, New Jersey; and

WHEREAS, in **FY2009** Community Investment Strategies, Inc. (CIS), with offices located at 1970 Brunswick Avenue, Lawrenceville, New Jersey was allocated $683,181.00 for the new construction of twelve (12) units of a One-Hundred Twenty-four (124) unit senior building on the Oakwood Plaza site. The developer has reconfigured the project to leverage needed financing. The reallocated funds will be used for the rehabilitation of twelve (12) units in a sixty (60) unit building located at 350 Irvington Avenue, Elizabeth, New Jersey; and

WHEREAS, in **FY2009,** due to the nationwide sluggish housing market, unspent First Time Homebuyer Program funds shall be reallocated to the Rental Housing Program. The Rental Housing program will utilize the $160,000.00 of reallocated funds for the new Construction of four (4) units of twenty (20) unit rental project located at 460 Spring Street being developed by New Jersey Community Development Group, LLC; and

WHEREAS, in **FY2010** Community Investment Strategies, Inc. (CIS) was allocated $738,493.00 for the new construction of thirteen (13) units of eight-four (84) unit building on the Oakwood Plaza site. The developer has reconfigured the project to leverage needed financing. The reallocated funds will be used for the rehabilitation of thirteen (13) units in a sixty (60) unit building located at 35 Irvington Avenue; and

WHEREAS, in **FY2010,** due to the nationwide sluggish housing market, unspent First Time Homebuyer Program funds shall be reallocated to the Rental Housing Program. The Rental Housing Program will utilize the $80,000.00 of reallocated funds for the new construction of two (2) of twenty (20) unit rental project located at 460 Spring Street being developed by New Jersey Community Development Group, LLC; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to execute all appropriate documents necessary in connection with substantial amendments to the **HOME Investment Partnership Program** for **FY 2006**, **FY2009** and **FY2010.**

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 Public Works has advised that on June 1, 2011 five (5) bids were received for the **Front Street Synthetic Turf Park Project, 175-219 Front Street, Elizabeth, New Jersey;** and

WHEREAS, the lowest bidder, **The LandTek Group, Inc., 235 County Line Road, Amityville, New York 11701,** did not provide a statement of compliance for a Licensed Master Plumber as required, which is a material defect; therefore, their bid was not responsive and must be rejected; and

WHEREAS, the second lowest bidder, **Applied Landscape Technologies, Inc., 83 N. Beverwyck Road, Lake Hiawatha, New Jersey 07034**, did not provide a statement of compliance for a Licensed Master Plumber as required, which is a material defect; therefore, their bid was not responsive and must be rejected; and

WHEREAS, the third lowest bidder, **Dakota Excavating Contractor, Inc., 1901 West Street, Union City, New Jersey 07087**, did not provide a certified financial statement and did not include Proposal Form Pages P-1 to P-3 as required, which is a material defect, therefore their bid was not responsive and must be rejected; and

WHEREAS, the remaining two bids received substantially exceed the engineers cost estimate for the project; now, therefore, be it

RESOLVED the City Council of the City of Elizabeth rejects the bids received for the **Front Street Synthetic Turf Park Project, 175-291 Front Street, Elizabeth, New Jersey** and authorizes the Director of the Department of Public Works to readvertise for the project.

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 advised that pursuant to the County of Union's application for and receipt of the Edward J. Byrne Memorial Justice Assistance Grant that provides additional assistance to local law enforcement, authorization is requested for the proper City Officials to execute a Memorandum of Understanding between the County of Union and the City of Elizabeth and accept the Edward J. Byrne Memorial Justice Assistance Grant in the amount of $133,760.70; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to execute a proposal of Memorandum of Understanding with the County of Union and accept the Edward J. Byrne Memorial Justice Assistance Grant, that provides additional assistance to local law enforcement, in the amount of $133,760.70.

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 Public Works has requested authorization for the proper City Officials to apply, accept and sign all appropriate documents for the Greening Union County program for an amount not to exceed $20,000.00; and

WHEREAS, through the Greening Union County grant initiative, every tree purchased by our community will be matched by Union County, tree for tree, complete with installation by forestry professionals with a one-year maintenance guarantee. Greening Union County will help improve the environment of this county through lowering air pollution, improving the air that we breathe, lowering energy costs and improving the overall quality of life. The trees will be scheduled for planting this fall; and

WHEREAS, each municipality will be responsible for payment to the successful vendor for their municipality tree planting program in full. If the municipality participates in the county cooperative bid, the County will reimburse the municipality 50% of the total cost of the purchase of trees. Proof of payment and contract is required for reimbursement; and

WHEREAS, with anticipated grant funds, the City of Elizabeth will purchase trees to be placed throughout the 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 Greening Union County program for an amount not to exceed $20,000.00

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, there exists a need to renew the Accident Insurance Policy covering Ambulance Drivers and Attendants for the period June 15, 2011 to June 15, 2012; and

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to enter into a contract with **WESTERN WORLD INSURANCE COMPANY, 48 South Franklin Turnpike, Ramsey, New Jersey 07446, through agent of record, Hughes-Plumer & Associates,** to renew the Accident Insurance Policy covering Ambulance Drivers and Attendants for the period June 15, 2011 to June 15, 2012 for an annual premium of $7,850.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 11-09082, charging the amount of $7,850.00 to Account Number 11-01-23-210-INS, of the Municipal Budget is on file in the Office of the City Clerk; and

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

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

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **WESTERN WORLD INSURANCE COMPANY, 48 South Franklin Turnpike, Ramsey,New Jersey 07446 , through the agent of record, Hughes-Plumber & Associates,** to renew the Accident Insurance Policy covering Ambulance Drivers and Attendants for the period June 15, 2011 to June 15, 2012 for an annual premium of $7,850.00.
2. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking, in order to qualify to do business within this State.

   New Jersey Statute 40A:11-5(m) exempts the purchasing of insurance coverage from advertising for bids and bidding, which exception shall be in accordance with the requirements for Extraordinary, Unspecifiable Service in accordance with the requirements thereof.
3. This cannot be described by written specifications because of the special nature of the service as described in paragraph (2).
4. A notice of this action shall be published 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 Director of the Department of Recreation has requested the execution of an Agreement between the State of New Jersey Department of Education and the City of Elizabeth regarding the Sponsor Management Plan for the 2011 Summer Food Service Program at no cost to the City of Elizabeth; and

WHEREAS, this Agreement shall be effective with respect to meals served during the period commencing July 5, 2011 and concluding August 25, 2011; now, therefore be it

RESOLVED by the City Council of the City of Elizabeth that the Mayor and the City Clerk are hereby authorized to execute an agreement with the State of New Jersey Department of Education regarding the Sponsor Management Plan for the 2011 Summer Food Service Program during the period commencing July 5, 2011 and concluding August 25, 2011, at no cost to the City; and be it

FURTHER RESOLVED that the Mayor and City Clerk and any other proper City officials are authorized to execute all documents in connection therewith.

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 Recreation has requested the execution of an Agreement between the State of New Jersey and the City of Elizabeth for funding for the Summer Food Nutrition Program at no cost to the City of Elizabeth; and

WHEREAS, this Agreement shall be effective with respect to meals served during the period commencing July 5, 2011 and ending August 25, 2011; now, therefore, be it

RESOLVED by the City Council of the City of Elizabeth that the Mayor and the City Clerk are hereby authorized to execute an agreement with the State of New Jersey regarding funding for the Summer Food Nutrition Program during the period commencing July 5, 2011 and ending August 25, 2011 at no cost to the City of Elizabeth; and be it

FURTHER RESOLVED that the Mayor and City Clerk and any other proper City officials are authorized to execute all documents in connection therewith.

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 Recreation has requested the execution of an Agreement between the Elizabeth Board of Education and the City of Elizabeth for the purpose of providing food vendor services at no cost to the City of Elizabeth; and

WHEREAS, this Agreement shall be effective with respect to meals delivered during the period commencing July 5, 2011 and concluding August 25, 2011; now, therefore be it

RESOLVED by the City Council of the City of Elizabeth that the Mayor and the City Clerk are hereby authorized to execute an agreement with the Elizabeth Board of Education for the purpose of providing food vendor services during the period covering July 5, 2011 and concluding august 25, 2011 at no cost to the City; and be it

FURTHER RESOLVED that the Mayor and City Clerk and any other proper City officials are authorized to execute all documents in connection therewith.

Which was adopted by the following vote:

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

TO CITY COUNCIL AS A WHOLE:

WHEREAS, NJ-TLC Holdings, L.L.C. are the owners of property located at 331-333 S. Park St. (Tax Account No. 3-957), and

WHEREAS, said property was demolished in 2001 as per Construction Department, and

WHEREAS, the 2010 Tax List erroneously reflected an assessment of 16,200 for a building that had previously been demolished, Now

THEREFORE BE IT RESOLVED, that the Tax Collector be authorized to refund said property owner the sum of $ 3,429.86 (16200 x 21.172). This amount represents an overpayment of the calendar year 2010 taxes.

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 following property owner(s) has (have) filed the necessary papers and is (are) entitled to a Senior Citizen (S1) or Disability Deduction (D1), and a Veteran Deduction (V1 & WV) for the 2011 Tax Year and,

WHEREAS, the Tax Assessor has approved same, now therefore, be it

RESOLVED, the Tax Collector is hereby authorized to credit said individual's taxes in the amount of $250.00 (S1 & D1) & $250.00 (V1 & WV) for the 2011 Tax Year as follows.

Acct. No.	Property Location	Name	Ded. Code
4-1107	544 Myrtle St	Covino, J & P	S1
6-357.E	432 Fay Ave	Rebelo, A	S1
6-532	359 Johnson Ave	Pereira, J	S1
8-1156	1029 Louisa St	Fox, J	D1
9-1416	1024 William St	Boles, E	S1
10-1521.A	450 Elmora Ave	Feintuch, G	S1
10-2268	876-878 Wyoming Ave	Grossi, I	S1
11-1084.5D	704-712 N Broad St	Casero, N & G	S1
12-97	910 Adams Ave	Soares, C	S1
13-382	117 Elm St	Poultney, B	S1
13-1199	303-305 Rahway Ave	Nunez, R	S1

11@$250.00ea.=$2,750.00

Acct. No.	Property Location	Name	Ded. Code
13-80	420 Cherry St	Jaramillo, F	V1

1@$250.00ea.=$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

WHEREAS, the above mentioned senior citizens were ill and unable to file said form on time, but have now filed the necessary Post-Tax Year Statement for the Tax Year 2010 attached with a doctor's certificate; and

WHEREAS, there remains on the tax records of the City of Elizabeth the sum of $7,500.00 as stated above; now, therefore, be it

RESOLVED, that the Tax Collector is hereby authorized to cancel the said disallowed senior citizen deductions in the amount of $7,500.00 for or the Tax Year 2010.

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 WHOLE:

WHEREAS, the listed senior citizens were disallowed senior citizen deductions in the amount of $250.00 for the Tax Year 2010 as a result of erroneously filing a Post Tax Year Statement indicating that their income exceeded $10,000.00 as set forth below:

Block & Lot	Owner	Property Description	Amount
04-273.B	Torres, Steven	603 Britton St.	250.00
06-1224	Fredella, G & R	925-929 South St.	250.00
13-0390	Rodriguez, Teresa	139-141 Elm St.	250.00
			$ 750.00

WHEREAS, the above mentioned senior citizens have now correctly filed their Annual Post-Tax Year Statement for the Tax Year 2010 ;and

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

RESOLVED, that the Tax Collector is hereby authorized to cancel the said disallowed senior citizen deductions in the amount of $750.00 for or the Tax Year 2010.

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 WHOLE:

WHEREAS, various senior citizens were disallowed senior citizen deductions in the amount of $250.00 for the Tax Year 2010 as a result of failure to file a Post-Tax Year Statement as set forth below:

Block & Lot	Owner	Property Description	Amount
01-0733	Somerville, Locadia	301-303 Second St.	250.00
02-0715	Slawinski, Czeslawa	135-137 Marshall St.	250.00
10-0139	Cardoso, S & Drgraca, A.	143 Bellevue St.	250.00
12-1283	Cortes, Diego	888-890 Livingston Rd.	250.00
13-1124 A	Dolgos, H & G	501-505 Pennington St.	250.00
			$ 1,250.00

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

WHEREAS, there remains on the tax records of the City of Elizabeth the sum of $1,250.00 as stated above; now, therefore, be it

RESOLVED, that the Tax Collector is hereby authorized to cancel the said disallowed senior citizen deductions in the amount of $1,250.00 for or the Tax Year 2010.

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 6/01/2011 Total Amount: $3,271.69.

Which was adopted by the following vote:

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

NEGATIVE: None

54

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works after notice from the Police Department and for the Health Department has caused the boardup of properties listed on **Schedule A** attached hereto and made a part hereof; and

WHEREAS, the buildings or structures listed on the attached **Schedule A** have become unsafe, or unsanitary or are otherwise dangerous to human life or the public welfare or which by reasons of illegal or improper use or occupancy have become unsafe; and

WHEREAS, structures on premises listed on the attached **Schedule A** meet one or more of the criteria hereinabove mentioned; and

WHEREAS, the Department of Public Works has caused to be boarded up the structures on premises listed on the attached **Schedule A** and the owners having been notified of the cost to the City in the amounts as set fort on the attached **Schedule A** and said costs not having been paid to the City of Elizabeth as required and the Director of Public Works having issued Certificates to City Council of the cost to the City in the amounts listed on the attached **Schedule A;** and

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

RESOLVED by the City Council of the City of Elizabeth that the costs shown on the Certificates of the Public Works Director of the City of Elizabeth for the boarding up of structures on premises and the costs listed on **Schedule A** attached hereto and made a part hereof is hereby established as a lien upon the lands listed on the attached Schedule A, which said lien shall hereafter form a part of the taxes next to be assessed and levied upon said lands, the same to bear interest at the same rate as taxes and to be collected and enforced by the same officers and in the same manner as taxes, in accordance with the provisions of **N.J.S.A.** 40:48-2.5 and the provisions of the Code of the City of Elizabeth.

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

Certificate/Invoice 6/01/2011 Total Amount $1,417.32.

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 City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **1242 Clinton Place, Elizabeth, New Jersey 07208,** as follows, pursuant to the recommendation of the Elizabeth Police Director:

along the South curb line of Clinton Place

beginning at a point 86' West of Newark Avenue

continuing 22' West thereof;

and be it

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

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **1440 Lexington Place, Elizabeth, New Jersey 07208,** as follows, pursuant to the recommendation of the Elizabeth Police Director:

along the South curb line of Lexington Place

beginning at a point 286' East of North Broad

continuing 22' West thereof;

and be it

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

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, National Night Out (NNO) Against Crime is an annual event focusing on neighborhood efforts against crime. The City of Elizabeth will be joining more than one thousand other communities nationwide in sponsoring special events on Tuesday, August 2, 2011 at Kellogg Park (intersection of Madison Avenue and North Avenue), Elizabeth, New Jersey from 6:00 p.m. to 8:00 p.m.; now, therefore, be it

RESOLVED by the City Council of the City of Elizabeth proclaims, Tuesday, August 2, 2011 at Kellogg Park (intersection of Madison Avenue and North Avenue), Elizabeth, New Jersey from 6:00 p.m. to 8:00 p.m. as the Annual National Night Out (NNO) Against Crime.

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 country of Haiti is recovering from the devastating earthquake of last year, the Haitian people continue to suffer terribly; and

WHEREAS, the City Council of the City of Elizabeth is requesting to demand the foreign government's release an accounting of nearly $13 billion dollars in relief aid that was pledged by the passing of H.R. 1016 to assist in Haiti's earthquake reconstruction recovery efforts; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth supports the request to demand the foreign government's release and accounting of nearly $13 billion dollars in relief aid that was pledged by the passing of H.R. 1016 to assist in Haiti's earthquake reconstruction recovery efforts; be it

FURTHER RESOLVED that a copy of this resolution be forwarded to Senator Robert Menendez, Congressmen Donald Payne and Albio Sires.

Councilman Grova stated the money that has been collected for Haiti is not getting to Haiti. He continued that this resolution will be sent to the Legislators and hopefully pressure will be sent to the people. He stated further that this money cannot be held forever.

Councilwoman Perkins-Auguste applauded Mr. Carey for keeping Council aware. She continued that Mr. Neron, N.J. for Haiti, will support this resolution.

Councilman Mazza echoed the sentiments of his colleagues stating the entire world felt for Haiti and hopes the money will be released.

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:

AVAYA, INC.	**1-01-31-440**	**$**	**5,985.16**
ELIZABETHTOWN GAS	**1-01-31-446**	**$**	**1,850.45**
HESS CORPORATION	**1-07-55-SEW-302**	**$**	**68,617.58**
LANGUAGE LINES SERVICES	**1-01-43-490-MCO-302**	**$**	**1,621.85**
NATIONAL FUEL OIL, INC.	**1-01-31-447**	**$**	**7,124.04**
NATIONAL TERMINAL, INC.	**1-01-31-447**	**$**	**6,347.90**
NEXTEL COMMUNICTIONS	**1-01-27-330-HEA-325**	**$**	**5,670.05**
PEPCO ENERGY SERVICES	**1-01-31-446**	**$**	**6,309.38**
PSE&G	**1-01-31-435**	**$**	**20,786.98**
SPRINT	**1-01-31-440**	**$**	**290.54**
USA MOBILITY	**1-01-31-440**	**$**	**607.98**
VERIZON	**1-01-31-440**	**$**	**71,257.54**
VERIZON CABS	**1-01-31-440**	**$**	**192.72**
VERIZON WIRELESS	**1-01-32-440**	**$**	**672.14**
VERIZON WIRELESS	**1-01-31-440**	**$**	**347.67**
VERIZON COMMUNICTIONS, INC.	**1-01-31-440**	**$**	**815.97**

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 passing of Josephine Loretta Garron; and

WHEREAS, Mrs. Garron was born in Elizabeth and had lived in Florida for the past twenty-five years; and

WHEREAS, she was predeceased by her two husbands, James J. "Red" Devine and Stephen Garron; her grandson, Ian Schnug, her sister, Gertrude "Mickie" Kelly; and

WHEREAS, Mrs. Garron is survived by her daughters, Joanne Devine, Jill Gallicchio and Joyce Calavano; her son, James Devine; her grandchildren, Jennalee, Dr. Kristen, Jamie and Jeffrey Gallicchio, John Calavano, and James and Thomas Devine; her great-grandson, Tyler Gallicchio; her sisters, Ellen Leszczak and Anna Mae Harkabus, and her brothers, Walter Allen and John Allen,, and her dear friend, Marilou Criador; and

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing Josephine Loretta Garron and wishes to express sympathy to her 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 City Council and a certified copy be sent to her family.

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

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Michelo Naturile, 80, of Elizabeth; and

WHEREAS, Mr. Naturile was a lifelong resident of Elizabeth; and

WHEREAS, he was a former shop steward and foreman with the American Can Company in Hillside, New Jersey, where he worked for twenty years, retiring in 1981; and

WHEREAS, Michelo was a member of the Elizabeth Linden Elks Lodge No. 289; and

WHEREAS, he is survived by his loving wife, Phyllis, (nee Haskins); his children, Mrs. Linda Habyk and her husband, Walter; Mrs. Risina Crooms and her husband, Vern;, and Antonio and Giuseppe Naturile, and his sister, Anna Naturile. He is also survived by fifteen loving and adorable grandchildren and eleven great-grandchildren. He was predeceased by his daughter, Maria Weigand, and his son, Michelo Naturile; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Michelo Naturile 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.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Giuseppa Sortino, 89, of Elizabeth who died at her daughter's residence in Charlotte, N.C. ; and

WHEREAS, Mrs. Sortino was born in Ribera, Italy. She came to Elizabeth in 1956, and she was a survivor of the Andrea Doria; and

WHEREAS, Giuseppa was a seamstress and a homemaker; and

WHEREAS, she enjoyed taking care of home and family, but most of all spending time with her grandchildren and great-grandchildren; and

WHEREAS, she was a devoted wife, mother, grandmother and great-grandmother, she is survived by her loving daughter, Mrs. Liboria Micalizzi and her husband, Matteo; her son, Frank Sortino and his wife, Lisa, and five adoring grandchildren, Bernard and Catherine Micalizzi, and Julianne, Joseph, and Loralyn Sortino, and two great-grandchildren, Joseph Matthew Decker and Antoinio Micalizzi. She was predeceased by her Giuseppe in 1992; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing Giuseppa Sortino and wishes to express sympathy to her 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 City Council and a certified copy be sent to her family.

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

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Rose Cardone DiGirolamo, 85, a life-long resident of Elizabeth; and

WHEREAS, she was a lab technician for the Western Electric Company of Clark for twenty-nine years, retiring in 1979. She was a member of St. Anthony Senior Citizens Society, the Retired Men's and Ladies Club in Peterstown section of Elizabeth and the Pioneer Club of Western Electric; and

WHEREAS, she was predeceased by her beloved husband, Salvatore DiGirolamo, who died in 2004; she is survived by her son, Gary DiGirolamo and a daughter, Theresa West, and her husband, Kenneth; two sisters, Josephine Mariano and Theresa (Ida) Paroda; she is also survived by six grandchildren and two great-grandchildren; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing Rose Cardone DiGirolamo and wishes to express sympathy to her 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 City Council and a certified copy be sent to her family.

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

Councilman Cuesta moved that City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President Keenan declared City Council adjourned at

8:25 p.m.

APPROVED

JOSEPH KEENAN
President of City Council

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