PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Evening
January 22, 2013
7:30 p.m.

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

Council President William Gallman, Jr., announced that this regular meeting is listed in the "Annual Notice", as defined by Chapter 231, P.L. 1975, and that copies of the "Annual Notice" have been mailed or delivered to the Star Ledger, Home News and Tribune, and Cablevision of Elizabeth and posted and filed in the City Clerk's Office in compliance with the terms of the Open Public Meetings Law, Chapter 231, P.L. 1975 on December 27, 2012.

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

ABSENT:

ALSO PRESENT: Jorge Estrada, Special Counsel

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

Council President Gallman announced that he was happy to see the Elizabeth High School Marching Band here tonight because the former Council President Nelson Gonzalez tried to get you here last year.

Council President Gallman announced that Councilman Mazza would introduce the band.

Councilman Mazza welcomed parents, teachers and students and introduced a young man that is standing at his side, who used to be a part of the Marching Band and now Jorge Estrada is an attorney for the City. He continued that the Elizabeth Marching Band have been State Champions not once, but twice. He stated further that each of the members of the band practiced and practiced and it paid off.

Councilman Mazza stated that we have to live, work and celebrate together. He continued that the Mayor will invite you for lunch.

Councilman Mazza then presented commendations to the Elizabeth High School Marching Band and the Directors.

PUBLIC SPEAKING

Mr. James Carey, 212 Inslee Place, congratulated Mr. Carlos Torres and would like to present City Council with T-shirts to show appreciation for things they have done.

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

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated January 3, 2013, from His Honor the Mayor advising, that subject to confirmation, he is making the following appointments: Chief Municipal Prosecutor, Norma M. Murgado, Esq.; Assistant Municipal Prosecutors: Ashton E. Thomas, Esq., Patricia A. Mack, Esq., Tangerla Mitchell Thomas, Esq., Temporary Municipal Prosecutors: Robert Carroll, Esq., Suzette Cavadas, Esq., Lawrence M. Centanni, Esq., Kevin D. Harris, Esq., Anabela Dacruz-Melo, Esq., Annette Quijano, Esq., Christopher Howard, Esq., for a term of one year effective January 1, 2013.
Which was received.

By the Clerk:
Letter dated January 8, 2013, from His Honor the Mayor advising, that subject to the confirmation of your Honorable Body, he herewith re-appoints Roman A. Montes, Esq., 1126 Coolidge Road, Elizabeth, NJ, to serve as Presiding Judge of the Municipal Court for a term of three years, effective February 1, 2013.
Which was received.

By the Clerk:
Letter dated January 7, 2013, from the Business Administrator requesting authorization for the proper City officials to enter into and sign all necessary documents for an Intergovernmental Services Agreement with the City of Linden, NJ, for License Inspectors to provide assistance with inspection services for Taxicab and Limousine Enforcement for the period of December 15, 2012 through December 14, 2013 at a fee of $10,000.00.
Which was received.

[redacted]

By the Clerk:
Letter dated January 10, 2013, from the Business Administrator recommending the award of a contract to Northeast Auto & Truck Parts, LLC/Division of Capital Supply, Inc., 976 Broadway, Bayonne, NJ, for the purchase of automotive parts and accessories, to include but not limited to brakes, filters and spark plugs, for the Department of Public Works for the period of December 25, 2012 through January 25, 2013, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated January 10, 2013, from the Business Administrator recommending the award of a contract to Triangle Communications, LLC, 2362 Waldheim Avenue, Scotch Plains, NJ, for the purchase of communications equipment for the Department of Public Works for the period of January 1, 2013 through December 31, 2013, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated January 11, 2013, from the Business Administrator requesting authorization for the proper City officials to renew the policy of insurance with Admiral Insurance Company, 1255 Caldwell Road, Cherry Hill, NJ, through the agent-of-record Hughes-Plumer & Associates, Somerville, NJ, covering Public Officials and Employees Liability for the period of January 31, 2013 through January 31, 2014, at an annual premium of $65,508.26.
Which was received.

By the Clerk:
Letter dated January 11, 2013, from the Business Administrator requesting authorization for the proper City officials to enter into and execute an Interlocal Agreement by and between the City of Elizabeth, New Jersey, and the Borough of Sea Bright, New Jersey, for the use of a Department of Public Works Dump Truck for the period of January 23, 2013 through January 22, 2014, at no cost to the Borough of Sea Bright; they will provide fuel and maintenance for the dump truck during the term of the agreement.
Which was received.

By the Clerk:
Letter dated January 11, 2013, from the Business Administrator recommending the award of a contract to Nickerson Corporation, 515 Union Avenue, Union Beach, NJ, for the purchase of lockers for the Police Department Swat, under the Middlesex Regional Educational Service Commission Cooperative Pricing System, in the amount of $22,724.25.
Which was received.

By the Clerk:
Letter dated January 11, 2013, from the Business Administrator recommending the award of a contract to Daved Fire Systems, Inc., 307 W. Pleasantview Avenue, Hackensack, NJ, to purchase Fire Alarm Services for various departments, under the Union County Cooperative Purchasing Contract, for the period of September 29, 2012 through September 28, 2014, at a cost not to exceed $100,000.00.
Which was received.

[redacted]

By the Clerk:

Letter dated January 11, 2013, from the Business Administrator recommending the award of a contract to Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, DE, for the purchase of two (2) 2013 Jeep Patriot 4 WD, 4DR Sport Vehicles for the Department of Recreation at an individual cost of $18,879.00; totaling $37,758.00.
Which was received.

By the Clerk:

Letter dated January 11, 2013, from the Business Administrator recommending the award of a contract to Saf-Gard Safety Shoe Company, 1749 Grey Mill Drive, Pittsburgh, PA, for Safety Boots for the Public Works Department laborers, Recreation Department laborers and Health Department Dog Wardens, under the Morris County Co-Op Contract, for the period of January 1, 2013 through December 31, 2013, at a total cost not to exceed $25,000.00.
Which was received.

By the Clerk:

Letter dated January 14, 2013, from the Business Administrator recommending the award of a contract to Pierce Manufacturing, Inc., 2600 American Drive, Appleton, WI, for one (1) Mobile Foam Support Delivery Unit and one (1) Chemical Agent Support Unit in the amount of $1,641,828.00.
Which was received.

By the Clerk:

Letter dated December 31, 2012, from the Chief Financial Officer requesting authorization for the Tax Collector to credit said individuals who are entitled to a Senior Citizen, Disability Deduction, and a Veteran Deduction for the 2012 Tax Year as per the delineated list, totaling $2,500.00.
Which was received.

By the Clerk:

Letter dated January 7, 2013, from the Chief Financial Officer requesting that your Honorable Body consider approval of the City's Tax Year 2013 Cash Management Plan for the period of January 1, 2013 through December 31, 2013.
Which was received.

By the Clerk:

Letter dated January 7, 2013, from the Chief Financial Officer requesting authorization for the Tax Collector to accept payment of taxes without interest charges provided said payment is made within the tenth calendar day following the date upon which the same become payable, and fix the rate of interest to be charged for delinquent taxes.
Which was received.

By the Clerk:

Letter dated January 10, 2013, from the Chief Financial Officer requesting authorization for the Tax Collector to refund/cancel an overbilling of the 2012 property taxes on the property located at 90-94 West Grand Street in the sum of $5,795.84.
Which was received.

By the Clerk:

Letter dated January 15, 2013, from the Chief Financial Officer advising that additional grants may be appropriated in the 2013 SFY Budget by budget amendments
Which was received.

[redacted]

By the Clerk:
Letter dated January 15, 2013, from the Chief Financial Officer recommending that your Honorable Body consider the approval of a refunding bond ordinance for the General Obligations Refunding Bonds, Series 2005, not to exceed $12,650,000.00.
Which was received.

By the Clerk:
Letter dated January 10, 2013, from the Director of Planning and Community Development requesting an amendment to a resolution adopted December 26, 2012, which authorized a First Time Homebuyer loan to Julia Y. & Carlos J. Calligros to acquire 620 Chetwood Street, specifically to increase the period of affordability from five (5) years to ten (10) years in accordance with Home Program rules and regulations.
Which was received.

By the Clerk:
Letter dated January 14, 2013, from the Director of Planning and Community Development requesting authorization for the proper City officials to enter into a CDBG Agreement with United Youth of New Jersey, 220 West Jersey Street, Elizabeth, NJ, to provide funds to administer the agency's after-school safe haven program for at-risk youngsters and for summer recreational trips for the period of January 1, 2013 through December 31, 2013, in the amount of $17,000.00.
Which was received.

By the Clerk:
Letter dated January 15, 2013, from the Director of Planning and Community Development requesting authorization for the proper City officials to enter into an agreement with Harbor Consultants, Inc., 320 North Avenue East, Cranford, NJ, for Planning and Engineering Services to the Planning and Zoning Boards, and the Department of Planning and Community Development for the period of December 27, 2012 through December 26, 2013 at a total cost of $60,000.00.
Which was received.

By the Clerk:
Letter dated January 4, 2013, from the Planning Board of the City of Elizabeth recommending that the Land Use Element of the Master Plan of the City of Elizabeth be amended to include the Revised Durant Street Redevelopment Plan.
Which was received.

By the Clerk:
Letter dated January 3, 2013, from the Director of Public Works requesting authorization 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 $2,574.34.
Which was received.

By the Clerk:
Letter dated January 14, 2013, from the Director of Public Works requesting authorization for the proper City officials to request the New Jersey Department of Transportation to grant the City of Elizabeth an extension of one (1) year, extending the award date for the Bike, Hike and Roll Throughway Extension, 2011 Bikeway Program from October 20, 2012 to October 20, 2013, due to the extraordinary effects of Hurricane Sandy.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated January 14, 2013, from the Director of Public Works requesting Contract Amendment No. 1 to the contract with CHA Consulting, Inc., to provide professional engineering services in connection with the design and construction management of the improvements to O'Brien Field in the amount of $205,800.00, specifically for additional work related to soils, Licensed Site Remediation Professional (LSRP) and storm water design services at an additional cost not to exceed $38,000.00, thereby raising the amount of the contract to $243,800.00.
Which was received.

By the Clerk:
Letter dated January 8, 2013, from the Fire Director requesting authorization for the proper City officials to apply, accept, and sign all appropriate documents for the U.S. Department of Homeland Security – FEMA - FY 2012 Assistance to Firefighters Fire Prevention and Safety Program to purchase code enforcement and education materials to assist in the implementation of juvenile fire prevention and overall safety programs in an amount not to exceed $400,000.00 with a twenty percent match for fire departments that serve populations over 50,000.
Which was received.

By the Clerk:
Letter dated January 11, 2013, from the Police Director recommending an amendment to Chapter 10.08, entitled: Stop Intersections, Yield Intersections, Through Streets and No Passing Zones; specifically to install a Multi Way Stop Sign at the intersection of Clarkson Avenue and Fillmore Street and Adams Avenue and Mary Street; also signage to prevent vehicles from blocking the intersection to be installed at S. Broad Street and Garden Street.
Which was received.

By the Clerk:
Letter dated January 11, 2013, from the Police Director requesting permission to establish reserved and personalized handicapped parking spaces and deletions; 1051 Lafayette Street (personalized); 542 Richmond Street, 542 Fulton Street, 233 Second Street, 122 S. Park Street, 108 Inslee Place, 1047 Lafayette Street, 2nd Flr.; deletions: 919 Anna Street, 150 Grove Street, 918 Olive Street, 506 Fulton Street, 833 Allen Street.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:
Letter dated January 8, 2013, 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, January 4, 2013.
Which was received.

By the Clerk:
Letter dated January 3, 2013, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and disbursements for the month of October, 2012, and Statement of Bank Balances and Investments as of October 30, 2012.
Which was received.

ORDINANCES ON FIRST READING

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4354** , which was seconded by Councilwoman Perkins-Auguste, entitled:

REFUNDING BOND ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR THE REFUNDING OF CERTAIN GENERAL IMPROVEMENT BONDS OF THE CITY AND APPROPRIATING AN AMOUNT NOT EXCEEDING $12,650,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED $12,650,000 REFUNDING BONDS OF THE CITY OF ELIZABETH FOR FINANCING THE COST THEREOF

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~9~~ 8

NEGATIVE: None

EXCUSED: Torres – 1.

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4355** , which was seconded by Councilwoman Perkins-Auguste , entitled:

AN ORDINANCE TO AMEND CHAPTER 10.08.010 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED FOUR-WAY STOP INTERSECTIONS SPECIFICALLY TO ADD A FOUR-WAY STOP AT THE INTERSECTION OF ADAMS AVENUE AND MARY STREET.

The Clerk read the foregoing ordinance.

Council President Gallman asked for his colleagues to support this ordinance, hoping this will decrease accidents at this intersection.

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

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

NEGATIVE: None

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4356** , which was seconded by Councilwoman Perkins-Auguste , entitled:

AN ORDINANCE TO AMEND CHAPTER 10.08.020 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "STOP INTERSECTIONS DESIGNATED", SPECIFICALLY TO ADD A THREE-WAY STOP AT THE INTERSECTION OF CLARKSON AVENUE AND FILLMORE STREETS.

The Clerk read the foregoing ordinance.

Councilman Gonzalez questioned if this will be a four-way stop, because it should be a three-way stop and hopefully this will slow the speed of vehicles.

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

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

NEGATIVE: None

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4357** , which was seconded by Councilwoman Perkins-Auguste , entitled:

AN ORDINANCE TO AMEND ORDINANCE NO. 4340, ADOPTED ON NOVEMBER 13, 2012, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR DANIEL M. BRAVO, 1051 LAFAYETTE STREET, ELIZABETH, NEW JERSEY 07201, SPECIFICALLY TO REVISE THE METES AND BOUNDS DESCRIPTION.

The Clerk read the foregoing ordinance.

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

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

NEGATIVE: None

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4358** , which was seconded by Councilwoman Perkins-Auguste , entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 4273, ADOPTED ON JANUARY 10, 2012, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR MAGDALINA GUTIERREZ, 506 FULTON STREET, ELIZABETH, NJ

The Clerk read the foregoing ordinance.

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

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

NEGATIVE: None

Council President Gallman announced that public notice will be published fixing Wednesday, February 13, 2013 , 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. 4354, 4355, 4356, 4357 and 4358, adopted on first reading.

NEW BUSINESS

Councilwoman Perkins-Auguste **MOVED** for a Suspension of the Rules to consider a resolution which did not appear on the Agenda, seconded by Councilman Gonzalez , and

Which was carried unanimously.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Division of Local Government Services in compliance with eh SFY 2012 Appropriations Act (P.L. 2011, c.85) requires that the Honorable City Council approve all payments related to accumulated uncompensated absence benefits; and

WHEREAS, as of January 1, 2013, the following employees are entitled to the payment of accumulated/uncompensated absence benefits;

Anthony Vecchia	$25,329.70
Ernesto Marticorena	$39,341.70
Charlene Mason-Reese	$29,481.54

; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City Elizabeth hereby approves the payments for accumulated/uncompensated absence benefits to the following employees;

Anthony Vecchia	$25,329.70
Ernesto Marticorena	$39,341.70
Charlene Mason-Reese	$29,481.54

; and

FURTHER RESOLVED, that a certified copy of this resolution be recorded in full upon the minutes of City Council.

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of **Norma M. Murgado, Esq.**, to serve as Chief Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2013.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, ~~Grova, Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED: GROVA, TORRES - 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of **Ashton E. Thomas Esq.,** to serve as Assistant Municipal Prosecutor at the Elizabeth Municipal Court of the City of Elizabeth, for a one year term, commencing January 1, 2013.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, ~~Grova, Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED: GROVA, TORRES - 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of **Patricia A. Mack, Esq.,** to serve as Assistant Municipal Prosecutor at the Elizabeth Municipal Court of the City of Elizabeth, for a one year term, commencing January 1, 2013.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, ~~Grova, Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED: GROVA, TORRES – 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of **Tangerla Mitchell Thomas, Esq.,** to serve as **Assistant Municipal Prosecutor** at the Elizabeth Municipal Court of the City of Elizabeth, for a one year term, commencing January 1, 2013.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, ~~Grova, Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED: GROVA, TORRES – 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby advise and consent to the appointment of **Robert C. Carroll, Esq.,** as **Temporary Municipal Prosecutor** at the Elizabeth Municipal Court of the City of Elizabeth for a term of one year commencing, January 1, 2013.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, ~~Grova~~, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED: GROVA, TORRES – 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of **Suzette Cavadas, Esq.,** to serve as **Temporary Municipal Prosecutor** at the Elizabeth Municipal Court of the City of Elizabeth, for a one year term, commencing March 13, 2013.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, ~~Grova~~, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED: GROVA, TORRES - 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby advise and consent to the appointment of **Lawrence M. Centanni, Esq.,** as **Temporary Municipal Prosecutor** at the Elizabeth Municipal Court of the City of Elizabeth for a term of one year commencing, January 1, 2013.

Which was adopted by the following vote:

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

NEGATIVE: None

EXCUSED: GROVA, TORRES – 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of **Kevin D. Harris, Esq.,** to serve as **Temporary Municipal Prosecutor** at the Elizabeth Municipal Court of the City of Elizabeth, for a one year term, commencing March 13, 2013.

Which was adopted by the following vote:

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

NEGATIVE: None

EXCUSED: GROVA, TORRES – 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of **Anabela Dacruz-Melo, Esq.,** to serve as Temporary Municipal Prosecutor at the Elizabeth Municipal Court of the City of Elizabeth, for a term of one year effective January 1, 2013.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, ~~Grova,~~ ~~Torres,~~ Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED: GROVA, TORRES – 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of **Annette Quijano, Esq.,** to serve as **Temporary Municipal Prosecutor** at the Elizabeth Municipal Court of the City of Elizabeth, for a one year term, commencing January 1, 2013.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, ~~Grova,~~ ~~Torres,~~ Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED: GROVA, TORRES – 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of **Christopher Howard, Esq.,** to serve as **Temporary Municipal Prosecutor** at the Elizabeth Municipal Court of the City of Elizabeth, for a one year term, commencing January 1, 2013.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, ~~Grova,~~ ~~Torres,~~ Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED: GROVA, TORRES - 2

BY CITY COUNCIL AS A WHOLE:

RESOLVED the City Council of the City of Elizabeth does hereby advise and consent to the appointment of **Roman A. Montes, Esq.**, as Presiding Judge of the Elizabeth Municipal Court for a three year period effective February 2, 2013.

Which was adopted by the following vote:

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

NEGATIVE: None

EXCUSED: GROVA - 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to enter into an Intergovernmental Services Agreement for License Inspectors with the City of Linden for the period of December 15, 2012 through December 14, 2013 for a fee of $10,000.00; and

WHEREAS, the License Inspectors employed by the City of Elizabeth, New Jersey will be providing services to the City of Linden, 301 North Wood Avenue, Linden, New Jersey 07036, (Inspection Services for Taxicab and Limousine Enforcement); now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to enter and execute into an Intergovernmental Services Agreement with the City of Linden for License Inspectors for the period of December 15, 2012 through December 14, 2013 for a fee of $10,000.00 for the purposes set forth hereinabove.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - 8
NEGATIVE:	None
EXCUSED:	TORRES - 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have requested per the recommendation of the Director of Public Works the award of a contract to **NORTHEAST AUTO & TRUCK PARTS, LLC/Division of Capital Supply, Inc., 976 Broadway, Bayonne, NJ 07002,** for the purchase of Automotive Parts & Accessories for the Department of Public Works for the period of December 25, 2012 through January 25, 2013 at a cost not to exceed $50,000.00 under their State Contract #80071; and

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

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

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #A80071 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 authorizes the award of a contract to **NORTHEAST AUTO & TRUCK PARTS, LLC/Division of Capital Supply, Inc., 976 Broadway, Bayonne, NJ 07002,** for the purchase of Automotive Parts & Accessories for the Department of Public Works for the period of December 25, 2012 through January 25, 2013 at a cost not to exceed $50,000.00 under their State Contract #80071.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~9~~ 8

NEGATIVE: None

EXCUSED: TORRES — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended per the request of the Director of Public Works the award of a contract to **Triangle Communications, LLC., 2362 Waldheim Ave., Scotch Plains, NJ 07076,** for the purchase of Communications Equipment including (Radios, Microphones, Antennas, etc.,) for the Department of Public Works for the period of January 1, 2013 through December 31, 2013 at a cost not to exceed $50,000.00 under the Morris County Cooperative Purchasing Contract #41; 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; therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the award of a contract to **Triangle Communications, LLC., 2362 Waldheim Ave., Scotch Plains, NJ 07076,** for the purchase of Communications Equipment, including (Radios, Microphones, Antennas, etc.,) for the Department of Public Works for the period of January 1, 2013 through December 31, 2013 at a cost not to exceed $50,000.00 under the Morris County Cooperative Purchasing Contract #41.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~9~~ 8

NEGATIVE: None

EXCUSED: TORRES -1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need to renew the Insurance for Public Officials and Employee Liability.

WHEREAS, the Chief Financial Officer has requested authorization for the proper City Officials to renew the policy of insurance covering Public Officials and Employee Liability with **ADMIRAL INSURANCE COMPANY, 1255 Caldwell Road, Cherry Hill, New Jersey 08034-3200** (through Hughes-Plumer & Associates, agent of record) for the cost of $65,508.26 for the period January 31, 2013 to January 31, 2014. Admiral Insurance Company has a rating of A+; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No 13-05615 charging the amount of $65,508.26 to Account Number 3-01-23-210-INS of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, insurance companies are exempt from the provisions of Chapter 2.92 of the code of the City of Elizabeth; 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 and directed to renew the policy of insurance covering Public Officials and Employee Liability with **ADMIRAL INSURANCE COMPANY, 1255 Caldwell Road, Cherry Hill, New Jersey 08034-3220**. This policy of insurance will be processed through Hughes-Plumer & Associates, Somerville, New Jersey for the period January 31, 2013 to January 31, 2014 at a total cost of $65,508.26.

2. Quotations were solicited for this contract and the lowest quote was received from the **ADMIRAL INSURANCE COMPANY.** Admiral Insurance Company has a rating of A+. This recommendation to award the contract is being made because this proposal offers a continuation of the present insurance for the purpose stated hereinabove.

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 purchasing of insurance coverage from advertising for bids and bidding, which exception shall be in accordance with the requirements thereof.

4. This cannot be described by written specifications because of the unique nature of the services to be rendered as more fully explained in paragraph (3) above.

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,, ~~Torres~~, Gonzalez, Keenan, Cedeno, ~~Mazza,~~ and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED: TORRES, MAZZA – 2.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has advised that pursuant to recovery efforts from the damage caused by Hurricane Sandy, the Borough of Sea Bright is in need of mutual aid and has requested that the City of Elizabeth lend a Dump Truck to assist in its restoration efforts; and

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to enter into an execute an Interlocal Agreement by and between the City of Elizabeth, New Jersey and the Borough of Sea Bright, New Jersey to lend the Borough of Sea Bright, New Jersey, Dump Truck for the period of January 23, 2013 through January 22, 2014 at no cost to the Borough of Sea Bright. In addition, the Borough of Sea Bright will provide fuel and maintenance for the city Dump Truck during the term of the agreement; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the proper City Officials to enter and execute into an Intergovernmental Services Agreement with and the Borough of Sea Bright a Dump Truck for the period of January 23, 2013 through January 22, 2014 at no cost to the Borough of Sea Bright. The Borough of Sea Bright will provide fuel and maintenance during the term of the agreement.

Which was adopted by the following vote:

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

NEGATIVE: None

EXCUSED: TORRES — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended per the request of the Director of the Public Works Department the award of a contract to **NICKERSON CORPORATION, 515 Union Ave., Union Beach, NJ 07735,** for the purchase of Lockers for the Police Department Swat at a cost of $22,724.25 under the Middlesex Regional Educational Services Commission Cooperative Pricing System #65MCESCCPS; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 13-05465, charging the amount of $22,724.25 to Account No. X-04-55-X18-001, of the Municipal Budget is on file in the Office of the City Clerk; therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the award of a contract to **NICKERSON CORPORATION, 515 Union Ave., Union Beach, NJ 07735,** for the purchase of Lockers for the Police Department Swat at a cost of $22,724.25 under the Middlesex Regional Educational Services Commission Cooperative Pricing System #65MCESCCPS.

Which was adopted by the following vote:

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

NEGATIVE: None

EXCUSED: TORRES — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have requested per the request of the Director of Public Works Department an award of a contract be made to **DAVED FIRE SYSTEMS, INC., 307 W. Pleasantview Ave., Hackensack, NJ 07601,** to purchase Fire Alarm Services various departments at a cost not to exceed $100,000.00 under the Union County Cooperative Purchasing Contract #UK-06-UNION for the period September 29, 2012 through September 28, 2014; and

WHEREAS, all contracts entered into with the United States of America, state of New Jersey, county or municipality, or any board, body, officer, agency or authority thereof, and any other state of subdivision thereof are exempt from the provisions of Chapter 2.92.010 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 award of a contract to **DAVED FIRE SYSTEMS, INC., 307 W. Pleasantview Ave., Hackensack, NJ 07601,** to purchase Fire Alarm Services various departments at a cost not to exceed $100,000.00 under the Union County Cooperative Purchasing Contract #UK-06-UNION for the period September 29, 2012 through September 28, 2014.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~9~~ 8

NEGATIVE: None

EXCUSED: TORRES — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended per the request of the Director of the Recreation Department the award of a contract to **HERTRICH FLEET SERVICES, INC., 1427 Bay Road, Milford, DE 19963**, for the purchase of Two (2) 2013 Jeep Patriot 4WD, 4DR Sport Vehicles at an individual cost of $18,879.00 and totaling $37,738.00 under State Contract #A83011; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 13-05291, charging the amount of $37,758.00 to Account No. X-04-55-999-X52-001 of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #A83011 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 authorizes the award of a contract to **HERTRICH FLEET SERVICES, INC., 1427 Bay Road, Milford, DE 19963**, for the purchase of Two (2) 2013 Jeep Patriot 4WD, 4DR Sport Vehicles at an individual cost of $18,879.00 and totaling $37,738.00 under State Contract #A83011.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~9~~ 8

NEGATIVE: None

EXCUSED: TORRES — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended per the request of the Purchasing Agent the award of a contract to **Saf-Gard Safety Shoe Company, 1749 Grey Mill Dr., Pittsburg, PA 15241,** for Safety Boots for the Public Works Department laborers, Recreation Department laborers and Health Department Dog Wardens at a total cost not to exceed $25,000.00 under the Morris County Cooperative Purchasing Contract #22 for the period of January 1, 2013 to December 24, 2013; 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; therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the award of a contract to **Saf-Gard Safety Shoe Company, 1749 Grey Mill Dr., Pittsburg, PA 15241,** for Safety Boots for the Public Works Department laborers, Recreation Department laborers and Health Department Dog Wardens at a total cost not to exceed $25,000.00 under the Morris County Cooperative Purchasing Contract #22 for the period January 1, 2013 through December 31, 2013.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~9~~ 8

NEGATIVE: None

EXCUSED: TORRES — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator per the request of the Purchasing Agent has requested the award of a contract to sole bidder meeting specifications **PIERCE MANUFACTURING, INC., 2600 American Drive, Appleton, WI 54914,** for the furnishing of One (1) Mobile Foam Support Delivery Unit and One (1) Chemical Agent Support Unit for the Fire Department in an amount of $1,641,828.00; and

WHEREAS, the amount of the contract in question exceeds $50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have complied with by **PIERCE MANUFACTURING, INC.;** and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 13-05567, charging the amount of $1,641,828.00 to Account No. G-02-41-778-13 of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it ,

RESOLVED that the City Council of the City of Elizabeth authorizes an award of a contract to **PIERCE MANUFACTURING, INC., 2600 American Drive, Appleton, WI 54914,** sole bidder meeting specifications for the furnishing of One (1) Mobile Foam Support Delivery Unit and One (1) Chemical Agent Support Unit for the Fire Department in an amount of $1,641,828.00.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - X 8
NEGATIVE:	None
EXCUSED:	TORRES - 1

13

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 2012 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 2012 Tax Year as follows.

Acct. No.	Property Location	Name	Ded. Code
2-696	234 Magnolia Ave	Roa, J & C	D1
3-408	411 Franklin St	Wong, J & S	S1
8-921	836 Jackson Ave	Olavarrieta, M	S1
10-431	1035-1039 Coolidge Rd	Butler, J	S1
12-1241	1100 North Ave	Yasin, H	S1
13-737	509-511 Linden Ave	Cuba, A & C	S1
13-1516	505-507 W End Ave	Minch, D	D1
13-1829.A	14 Wilson Ter	Triguero, R & J	D1

8@$250.00ea.=$2,000.00

Acct. No.	Property Location	Name	Ded. Code
6-634	670 Montgomery St	Diaz, J & M	V1
10-688	844-846 Floral Ave	Socha, C & L	V1

2@$250.00ea.=$500.00

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~9~~ 8

NEGATIVE: None

EXCUSED: TORRES - 1

BY CITY COUNCIL AS A WHOLE:

RESOLVED, that pursuant to N.J.S.A. 40A:5-14, the Cash Management Plan of the City of Elizabeth effective January 1, 2013 through December 31, 2013 is hereby approved.

CASH MANAGEMENT PLAN OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY

I. STATEMENT OF PURPOSE.

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the City of Elizabeth, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. DESIGNATION OF DEPOSITORIES.

The following banks and financial institutions as set forth in Schedule A are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan.

III. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN.

The Plan is intended to cover the deposit and/or investment of all funds and accounts of the City of Elizabeth.

IV. DESIGNATION OF OFFICIALS OF THE CITY OF ELIZABETH AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN.

The City Treasurer of the City of Elizabeth (the "Designated Official") is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan.

V. AUTHORIZED INVESTMENTS.

The Designated Official is hereby authorized to invest the public funds covered by this Plan in the following permitted investments:

(1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;

(2) Government money market mutual funds;

(3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;

(4) Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part or within which the school district is located;

(5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units;

(6) Local government investment pools;

(7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c.281 (C.52:18A - 90.4); or

(8) Agreements for the repurchase of fully collateralized securities if:

(a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;

(b) the custody of collateral is transferred to a third party;

(c) the maturity of the agreement is not more than 30 days;

(d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9 - 41); and

(e) a master repurchase agreement providing for the custody and security of collateral is executed.

For purposes of the above language, the terms "Government money market mutual fund" and "local government investment pool" shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

(a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940, " 15 U.S.C. sec. 80a-1 et seq., and operated in accordance with 17 C.F.R. sec. 270.2a-7.

(b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R.

sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S.Government securities; and

(c) which has:

(i) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or

(ii) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940," 15 U.S.C. sec. 80b-1 et seq., with experience investing in U.S. Government securities for at least the most recent past 60 months and with assets under management in excess of $500 million.

Local Government Investment Pool. An investment pool:

(a) which is managed in accordance with 17 C.F.R. sec. 270.2a-7:

(b) which is rated in the highest category by a nationally recognized statistical rating organization:

(c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;

(d) which is in compliance with rules adopted pursuant to the "Administrative Procedure Act," P.L. 1968, c.410 (c.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;

(e) which does not permit investments in instruments that are subject to high price volatility with changing market conditions; cannot reasonably be expected at the time of interest rate adjustment to have a market value that approximates their par value or utilize an index that does not support a stable net asset value; and

(f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State

bank located within this State, or through a broker-dealer which at the time of purchase or redemption has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9 (C.49:3-56) and has at least $25 million in capital stock (or equivalent capitalization if not a (corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in borrowing on such U.S. Government securities.

VI. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN.

To the extent that any Deposit or permitted Investment involves a document or security which is not physically held by the City of Elizabeth, then such instrument or security shall be covered by a custodial agreement with an independent third party which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the City of Elizabeth to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a "delivery versus payment" method to insure that such Permitted Investments are either received by the City of Elizabeth or by a third party custodian prior to or upon the release of the City of Elizabeth's funds.

To assure that all parties with whom the City of Elizabeth deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan and all such parties shall acknowledge the receipt of that Plan in writing, a copy shall be on file with the Designated Official.

VII. REPORTING REQUIREMENTS

A monthly report of the receipts, disbursements and fund balances shall be submitted by the Designated Official to the City Council of the City of Elizabeth.

VIII. TERM OF PLAN.

This plan shall be in effect from January 1, 2013 to December 31, 2013. Attached to this Plan is a resolution of the City Council of the City of Elizabeth approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by City Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

BY CITY COUNCIL AS A WHOLE:

RESOLVED, that in accordance with N.J.S.A. 54:4-67, as amended and supplemented by Chapter 435 of the Laws of 1979 and Chapter 75 of the Laws of 1991, the Tax Collector is hereby authorized to accept payment of taxes without interest charges provided said payment is made within the tenth calendar day following the date upon which the same became payable; and be it

FURTHER RESOLVED, that when a Saturday, Sunday, or legal holiday occurs on the tenth day period referred to above, an extra day or days grace be given for said holiday (s); and be it

FURTHER RESOLVED, that the governing body does hereby fix as the rate of interest to be charged for delinquent taxes, assessments, water and sewer charges at 8% per annum on the first $1,500.00 of the delinquency, and 18% per annum on any amount in excess of $1,500.00, to be calculated from the date the tax was payable until the date of actual payment; and be it

FURTHER RESOLVED, by the City Council of the City of Elizabeth to add an additional penalty of six percent (6%) on delinquent taxes in excess of $10,000.00 that are not paid prior to the end of the fiscal year.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 8
NEGATIVE:	None
EXCUSED:	TORRES — 1

TO CITY COUNCIL AS A WHOLE:

WHEREAS, "Community Access Institute, Inc". is the owner of property located at 90-94 West Grand Street (Tax Account No. 6-1578), and

WHEREAS, said property applied and qualified for Tax Exemption starting with calendar year 2012, and

WHEREAS, the 2012 Tax List erroneously reflected the property as taxable, resulting in a tax bill in the amount of $ 5,795.84. Now,

THEREFORE BE IT RESOLVED, that the Tax Collector be authorized to Refund/Cancel said property owner the sum of $ 5,795.84, which Represents an over-billing of the 2012 calendar year property taxes.

ECE/ccc
1-10-2013

Which was adopted by the following vote:

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

NEGATIVE: None

EXCUSED: TORRES — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested an amendment to a resolution adopted December 26, 2012, which authorized a First Time Homebuyer Program Loan to **Julia Y. & Carlos J. Callirgoas** to acquire **620 Chetwood Street, Elizabeth, New Jersey** in the amount of $19,695.00 ; and

WHEREAS, the purpose of the amendment is to increase the period of affordability from five (5) years to ten (10) years in accordance with Home Program rules and regulations. The loan amount and terms remain unchanged; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth amends the resolution adopted December 26, 2012, which authorized a First Time Homebuyer Program Loan to **Julia Y. & Carlos J. Callirgoas** to acquire **620 Chetwood Street, Elizabeth, New Jersey** in the mount of $19,695.00, specifically increase the period of affordability from five (5) years to ten (10) years in accordance with the Home Program Loan regulations.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~9~~ 8
NEGATIVE:	None
EXCUSED:	TORRES — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization to execute an agreement with **UNITED YOUTH OF NEW JERSEY, INC., 220 West Jersey Street, Elizabeth, New Jersey 07207,** to provide the agency's After-School Safe Haven Program for At-Risk Youngsters for the period July 1, 2013 through June 30, 2013 at a cost of $17,000.00; and

WHEREAS, funds in the amount of $10,000.00 will be used to administer the agency's After- School Safe Haven Program for At-Risk Youngsters. Funds of $7,000.00 will be used for Summer Recreational Trips; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 13-05661 charging the amount of $7,000.00 to Account Number T-22-56-013-PBS-388; Certification No.13-05664 charging the amount of $10,000.00 to Account Number T-22-56-013-PBS-388 of the Municipal Budget, are 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 Director of the Department of Planning and Community Development 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 Municipal Clerk are hereby authorized and directed to execute an agreement **UNITED YOUTH OF NEW JERSEY, INC., 548 Walnut Street, Elizabeth, New Jersey 07207,** to provide After- School Safe Haven Program for At-Risk Youngsters the agency's for the period July 1, 2013 through June 30, 2013 at a cost of $17,000.00.

2. Quotations were not solicited because of the unique nature of the contractor as a non-profit agency within the City of Elizabeth that offers life skills training, academic skills development, and recreational activities as well as community service activities.

3. The nature of the service provided requires experience and extensive training in teaching, counseling, music and physical education.

4. The performance of this service cannot be reasonably described by written specifications as skills and aptitudes range within the client pool.

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

Which was adopted by the following vote:

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

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development requested that an award of a contract be made to **Harbor Consultants, 320 North Avenue East, Cranford, New Jersey** to provide Planning & Engineering Services for the Planning and Zoning Boards and the Department of Planning and Community Development for the period December 27, 2012 through December 26, 2013 in an amount not to exceed $60,000.00; and

WHEREAS, pursuant to **N.J.S.A.** 19:44A-20.5 et seq., this contract was solicited and is being awarded pursuant to a fair and open procedure; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available an appropriated for this purpose and Certification No 13-05618 charging the amount of $60,000.00 to Account No 3-01-20-170-PZO-302 of the Municipal Budget, is on file in the Office in the City Clerk; 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 Local Public Contracts Law (**N.J.S.A.** 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services"without competitive bids and the contract itself must be available for public inspections; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **Harbor Consultants, 320 North Avenue East, Cranford, New Jersey** to provide Planning & Engineering Services for the Planning and Zoning Boards and the Department of Planning and Community Development for the period December 27, 2012 through December 26, 2013 in an amount not to exceed $60,000.00.

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

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

Which was adopted by the following vote:

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

NEGATIVE: None

EXCUSED: TORRES — 1

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.

Certificate Invoice 01/03/2013 Total Amount: $2,574.34.

Which was adopted by the following vote:

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

NEGATIVE: None

EXCUSED: TORRES - 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has advised that on April 28, 2011 the New Jersey Department of Transportation approved an allotment of $290,000.00 for the 2011 Bikeway Program. The Scope of work includes a Waterfront Development Permit application, design and construction management services necessary for improving approximately 0.3 miles of the Public Bikeway from the end of the existing bikeway near Pine Street to the northeast end of the Boardwalk Pier. The work includes but is not limited to removal of existing timber planking to be replaced with concrete, retrofit of existing lighting, planting of trees, installation of bike racks and railing modifications; and

WHEREAS, this project was to be awarded by October 20, 2012, however on October 29, 2012 Hurricane Sandy inflicted considerable damage to Veterans Memorial Waterfront Park, the Marina, the Recreation Pier and the Hike, Bike and Roll Throughway. As a result of the Hurricane, it is apparent that there is damaged to the Waterfront that will impact award of this contract in the immediate future. Repairs to the Waterfront will likely need to take place prior to extension of the Bike, Hike and Roll Throughway to ensure that the new construction is not compromised; and

WHEREAS, after Hurricane Sandy, Envar Services was awarded a contract to perform an inspection of the Waterfront, take photographs of the damage, document the structural damages and prepare sketches to describe the losses that have occurred and the structures that remain. A preliminary damage assessment report will be prepared describing structures that require repair or replacement. At that point he Bikeway plans may require revision; and

WHEREAS, the extraordinary circumstances due to Hurricane Sandy qualifies for an extension of this project; and

WHEREAS, the Director of the Department Public Works is requesting authorization for the Proper City Officials to request the New Jersey Department of Transportation grant the City of Elizabeth an extension of one (1) year, extending the award date of contract from October 20, 2012 to October 20, 2013 due to the extraordinary effects of Hurricane Sandy; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorize the proper City Officials to request the New Jersey Department of Transportation to grant a one (1) year extension from October 20, 2012 to October 20, 2013 for the Bikeway Grant Program for the Bike, Hike and Roll Throughway Extension due to the effects of Hurricane Sandy.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~X~~ 8
NEGATIVE:	None
EXCUSED:	TORRES — 1

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has advised that on April 10, 2012 your Honorable Body adopted a resolution authorizing the City of Elizabeth to award a contract in the amount of $205,800,00 to **CHA Consulting, Inc., 3 Independence Way, Suite 205, Princeton, NJ 08540,** to provide for the design of improvements to O'Brien field to include construction of synthetic turf for soccer as well as drainage and infrastructure improvements, soil testing and removal, playground replacement, sidewalks, curbs and parking improvements; and

WHEREAS, during the course of design several issues were revealed that were not foreseen in the original scope of work and could not be determined until design commenced. Specifically, the need to control downstream flooding, and monitoring and disposal of on-site non-hazardous historic fill (soil) as follows:

1. Re-grading of site for 12" over excavation and cap per LSRP requirements.

2. Revisions to details and specifications for topsoil areas, pavements, Plantings and site features.

3. Incorporation of three (3) earthwork cross-sections into the plans.

4. Incorporation of design and specifications for calculations and computations to support the current design and required storm water report, additional earthwork calculations, and coordination and storm water product manufacturers due to the city's existing combined sewer system being inadequate to accept the runoff from the park.

; and

WHEREAS, the Director of the Department of Public Works has requested a Contract Amendment No. 1 to provide professional engineering services at an additional cost not to exceed $38,000.00 for additional work related to soils, LSRP and storm water design services at O'Brien Field; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 13-05779 , charging the amount of $38,000.00 to Account No x-04-55-999-X44-001, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes Contract Amendment No. 1 to the contract with **CHA Consulting, Inc., 3 Independence Way, Suite 205, Princeton, NJ 08540,** for the design and construction management of the improvements to O'Brien Field at a cost not to exceed $205,800.00, specifically for additional work to control flooding and disposal of soil at a cost not to exceed $38,000.00, for a total amount of the contract not to exceed $243,800.00.

Which was adopted by the following vote:

AFFIRMATIVE: ~~Perkins-Auguste~~, Cuesta, Grova, ~~Torres~~, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - ~~8~~ 7

NEGATIVE: None

EXCUSED : PERKINS-AUGUSTE, TORRES - 2

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Fire Department has requested authorization for the proper City Officials to apply, accept, and sign all appropriate documents for the U.S. Department of Homeland Security - FEMA-FY 2012 Assistance to Firefighters Fire Prevention and Safety Program. The amount of grant dollars being requested is an amount not to exceed $400,000.00; and

WHEREAS, there is a match requirement of twenty percent for all project costs for the Fire Departments that serve populations over 50,000; and

WHEREAS, this grant will allow for the Elizabeth Fire Department to purchase code enforcement and educational materials to assist in the implementation of juvenile fire prevention and overall safety programs. These items would enable the Department to provide more efficient and effective services to the City of Elizabeth; and

WHEREAS, the assistance to Firefighters Fire Prevention and Safety Grant Program is designed to award grants to fire departments that address "high-risk target groups and mitigate incidents of death and injuries caused by fire and fire-related hazards"; and

WHEREAS, activities that are eligible through this program include; but are not limited to: general prevention/awareness, public education, code enforcement, as well as juvenile fire setter intervention and mitigation; 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 a U.S. Department of Homeland Security – FEMA – FY 2012 Assistance to Firefighters Fire Prevention and Safety Program Grant for the purchase of code enforcement and educational material for the implementation of juvenile fire prevention and safety programs in an amount not to exceed $400,000.00 with a twenty percent match for fire departments serving populations over 50,000.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Grova, Torres, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - 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 **542 Richmond Street, Elizabeth, New Jersey 07202**, as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the South curb line of Richmond Street
beginning at a point 250' East of Clarkson Avenue
and continuing 22' East thereof;

and be it

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

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Grova, Torres, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - 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 **122 South Park Street, Elizabeth, New Jersey 07202**, as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the South curb line of So Park Street
beginning at a point 290' West of First Street
and continuing 22' West thereof;

and be it

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova, Torres, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - 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 **1047 Lafayette Street, Elizabeth, New Jersey 07201**, as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the North curb line of Lafayette Street
beginning at a point 63' West of Catherine Street
and continuing 22' West thereof;

and be it

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

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth hereby amends Chapter 10.44.020 of the Code of the City of Elizabeth to delete the handicapped parking spaces at premises commonly known as **919 Anna Street, 918 Olive Street, and 833 Allen Street, Elizabeth, New Jersey** in accordance with the recommendation of the Police Director.

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE

WHEREAS, a case is currently pending in the matter of **Michael Guarino v. City of Elizabeth, et al, CP No.: 2009-18885;** and

WHEREAS, the Law Department and Christopher J. Kinsella, Esq. have recommended settlement of $15,000.00 pursuant to a Section 20 on the psychological claim; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No.13-08777 charging the amount of $15,000.00 to Account No. 03-21-56-249 and of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby approves and authorizes the settlement of the claim in an amount of $15,000.00 payable to **Michael Guarino, 313 Redcliffe Street, Elizabeth, New Jersey 07206,** and the Attorney for the Plaintiff: **Ginarte O'Dwyer Gonzalez & Winograd, 400 Market Street, Second Floor, Newark, New Jersey 072205.**

Which was adopted by the following vote:

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

BY CITY COUNCIL AS A WHOLE:

WHEREAS, in the beginning of 1985 Black Clergy and Black Educators called the community together to celebrate the life of the Reverend Dr. Martin Luther King, Jr.; and

WHEREAS, as the years went on plans were developed to build a more permanent structure which the community could use to salute Dr. Martin Luther King, Jr., and his commitment to mankind; and

WHEREAS, Congress declared the third Monday in January, 1986, the first National Holiday honoring the social change brought to this nation by the struggle of the Reverend Dr. Martin Luther King, Jr.; and

WHEREAS, a monument was presented to the City of Elizabeth, on January 20, 1996, which was built by the African-American community in Elizabeth, and which was the first monument to be placed on Freedom Trail in Scott Park; and

WHEREAS, Dr. Martin Luther King, Jr., was the first African-American so honored in Elizabeth; and

WHEREAS, the Reverend Dr. Martin Luther King, Jr.'s quest for justice and righteousness served as a value system for all citizens by leading the struggle for equality, justice, peace and commitment to our fellow-man; and

WHEREAS, the National Holiday expresses our gratitude and appreciation for his achievements and contributions to the country and our community; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth, New Jersey, recognizes January 21, 2013 as the Twenty-Eighth Commemorative Anniversary, as a National Holiday, of the life of Reverend Dr. Martin Luther King, Jr., to be held at the CEA Church of God, 67 Prince Street, Elizabeth, New Jersey.

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE: **JANUARY 24, 2013**

RESOLVED that City Council of the City of Elizabeth hereby confirms and approves the payment of all utility bills for the City of Elizabeth as indicated hereinbelow; and be it

FURTHER RESOLVED that the foregoing payments are excepted from the requirement of bidding by the provisions of the Local Public Contracts Law **N.J.S.A.** 40A:11-5(1)(f); and be it

FURTHER RESOLVED that the following certifications of availability of funds are on file in the office of the City Clerk:

ELIZABETHTOWN GAS	**3-01-31-440**	**$**	**37,945.38**
HESS CORP – ELECTRIC	**3-01-31-446**	**$**	**8,250.93**
PSE&G	**3-01-31-430**	**$**	**27,431.75**
SOUTH JERSEY ENERGY	**3-01-31-435**	**$**	**34,490.89**
VERIZON	**3-01-31-340**	**$**	**251.28**
VERIZON WIRELESS	**3-01-31-3440**	**$**	**18,793.56**
VERIZON COMMUNICATIONS, INC.	**3-01-31-440**	**$**	**438.82**

Which was adopted by the following vote:

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

NEGATIVE: None

January 22, 2013

BY COUNCIL AS A WHOLE:

RESOLVED that the following bingo and raffle licenses issued by the City Clerk are here by approved:

ORGANIZATION	AG	B.L.	R.L.	DATE
Judith G. Wharton Music			5300	01-24-13
St. Adalbert R. C. Church			5301	01-25-13

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth, New Jersey, has learned of the recent retirement of Ms. Charlene Mason-Reese, the Director of Health and Human Services, now therefore be it

RESOLVED that the City Council of the City of Elizabeth extends their heartfelt thanks for her many years of service and extends to her City Council's best wishes and good health in the future; and be it

FURTHER RESOLVED that this resolution be spread in full upon the minutes of City Council and that a certified copy be forwarded to Ms. Charlene Mason-Reese.

Which was adopted by the following vote:

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

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned with profound regret of the death of Rose Orsi,

WHEREAS, Ms. Orsi was a dedicated public servant who served with distinction, now, therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at her death and to her family over their great loss; and be it

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

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

Councilwoman Perkins-Auguste moved that City Council do now adjourn.

Which was carried unanimously.

Whereupon President Gallman declared City Council adjourned at 8:40 P.M.

APPROVED

WILLIAM GALLMAN, JR
President of City Council

YOLANDA M. ROBERTS
Municipal Clerk