CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, AUGUST 27, 2013

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

PUBLIC HEARING REGARDING ORDINANCE NO. 4388 HAS BEEN CANCELLED AND IS RESCHEDULED FOR SEPTEMBER 10, 2013.

ORD. NO. 4398 - Rescind Ordinance No. 4094, adopted January 12, 2010, which authorized the establishment of a personalized handicapped parking space for Jose Cortes Cedeno, 601 Third Avenue.

ORD. NO. 4399 - Rescind Ordinance No. 3487, adopted January 28, 2003, which authorized the establishment of a personalized handicapped parking space for Mercedes Delafe, 926 ½ South Street.

ORD. NO. 4400 - Rescind Ordinance No. 3798, adopted February 28, 2006, which authorized the establishment of a personalized handicapped parking space for Sandra M. Mayers-Allmond, 917 McLain Street.

ORD. NO. 4401 - Rescind Ord. No. 4332, adopted October 9, 2012, approving payment in lieu of taxes (PILOT) financial agreement for a long term tax exemption with E'Port Family Homes Urban Renewal, LP, for construction of a development located at 158-168 First Street; 212-214 Third Street and 200-206 Third Street.

ORD. NO. 4402 - Ordinance approving payment in lieu of taxes (PILOT) financial agreement for a long term tax exemption with E'Port Family Homes Urban Renewal, LP, for a new construction of a development located at 158-168 First Street and 106 Court Street.

THE MIDTOWN ELIZABETH SPECIAL IMPROVEMENT DISTRICT CALENDAR YEAR 2013 BUDGET IN THE AMOUNT OF $272,059.00.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated July 9, 2013, from the Business Administrator recommending the award of a contract to W. B. Mason Co., Inc., 535 Secaucus Road, Secaucus, NJ, and Paterson Papers, 730 Madison Avenue, Paterson, NJ, for the purchase of copy paper for the period of July 1, 2013 through June 30, 2014, in the amount not to exceed $40,000.00.
Which was received.

By the Clerk:
Letter dated July 10, 2013, from the Business Administrator recommending the award of a contract to Bayway Lumber, 400 Ashton Avenue, Linden, NJ, for the purchase of lumber and associated materials for various departments for the period of July 1, 2013 through June 30, 2014, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated July 10, 2013, from the Business Administrator recommending the award of a contract to Feldman Lumber Company, 1281 Metropolitan Avenue, Brooklyn, NY, for the purchase of lumber and associated materials for various departments for the period of July 1, 2013 through June 30, 2014, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated July 11, 2013, from the Business Administrator recommending the award of a contract to Royal Printing Service, P.O. Box 547, West New York, NJ, for the printing of sample election ballots for the 2013 Primary and General election in the amount of $38,215.00.
Which was received.

By the Clerk:
Letter dated July 12, 2013, from the Business Administrator requesting to renew the contract with Highway Service Corporation, 548 Trumbull Street, Elizabeth, NJ, for towing and road service for municipal vehicles for a period of one year commencing September 13, 2013 through September 12, 2014, under the same terms and conditions as the current contract.
Which was received.

By the Clerk:
Letter dated July 15, 2013, from the Business Administrator requesting authorization for the sale of the 1989 Federal Motors Hurricane Pumper, VIN#: 46JKBAA89K1002862, to the Union County Fire Academy in the amount of $1.00.
Which was received.

By the Clerk:
Letter dated July 15, 2013, from the Business Administrator recommending the award of a contract to Motorola Communications and Electronics, Inc., P.O. Box 161, Wharton, NJ, for the purchase of communications equipment and accessories for various departments for the period of June 1, 2013 through May 31, 2014 at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated July 15, 2013, from the Business Administrator recommending the award of a contract to Marturano Recreation Company, P.O. Box 106, Spring Lake, NJ, for the purchase of site amenities for the O'Brien Park Playground at a total cost of $137,923.49.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated July 17, 2013, from the Business Administrator requesting authorization for the proper City officials to enter into and execute a Shared Services Agreement by and between the City of Elizabeth, New Jersey, and the County of Union, New Jersey, for utilizing services offered by the County printing and signage shops for the City's own needs in conducting in-house business, advertising and informational purposes; no fee to join.
Which was received.

By the Clerk:
Letter dated July 23, 2013, from the Business Administrator recommending the award of a contract to Wireless Communications and Electronics, 153 Cooper Road, West Berlin, NJ, for the purchase of computers and computer accessories for the Fire Department for the period of July 1, 2013 through August 31, 2014, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated July 23, 2013, from the Business Administrator recommending the award of a contract to Marturano Recreation Company, Inc., P.O. Box 106, Spring Lake, NJ, for the purchase of playground equipment for Holland Park at a total cost of $40,000.00.
Which was received.

By the Clerk:
Letter dated July 24, 2013, from the Business Administrator recommending the award of a contract to Firefighter One Limited, 26 Gail Court, Suite 1, Sparta, NJ, for the purchase of Interface, the New Radio System, for Emergency Services at a total cost of $40,880.70.
Which was received.

By the Clerk:
Letter dated July 25, 2013, from the Business Administrator recommending the award of a contract to Pierce Manufacturing, Inc., 2600 American Way, Appleton, WI, for the alterations to one Pierce Pumper Engine #6 in the total amount of $6,383.00.
Which was received.

By the Clerk:
Letter dated August 1, 2013, from the Business Administrator recommending the award of a contract to Atlantic Uniform Company, Inc., 65 Market Street, Newark, NJ, for the purchase of uniforms, helmets and other equipment for the Police Department for the period of May 1, 2013 to April 30, 2014 at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated August 1, 2013, from the Business Administrator requesting authorization for the proper City officials to renew an agreement with the Assembly of God Portuguese Ministry of Elizabeth, Inc., 1123-1131 Dickinson Street, Elizabeth, for the use of the Church's parking lot by City employees during normal business hours at a nominal fee of $1.00 per year from September 1, 2013 through August 31, 2015.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated August 2, 2013, from the Business Administrator requesting authorization for the proper City officials to approve the policy of insurance with Western Surety Bond Company of Sioux Falls, SD, through Hughes-Plumer Associates, covering Municipal Court Judges and the entire Municipal Court Personnel for the period of September 1, 2013 to September 1, 2014 at an annual premium of $1,565.00.
Which was received.

By the Clerk:
Letter dated August 2, 2013, from the Business Administrator recommending the award of a contract to A.N.A. Painting Corporation, 172 Linden Street, Hackensack, NJ, for the furnishing of painting of public buildings for the Department of Public Buildings for a period of two years from the date of the award in an amount not to exceed $100,000.00 per year for a total of $200,000.00.

By the Clerk:
Letter dated August 2, 2013, from the Business Administrator recommending the award of a contract to First Priority Emergency Vehicles, 2444 Ridgeway Boulevard, Manchester, NJ, for the furnishing and conversion for two (2) 2013 or current model year Chevrolet Suburban Fleet Commercial Packages or equivalent in the amount of $142,600.00.
Which was received.

By the Clerk:
Letter dated August 5, 2013, from the Business Administrator recommending the award of a contract to Independence Constructors, 1200 Route 22 East, Bridgewater, NJ, for cleaning, inspections, monitoring of oil/water separators, above and underground tanks at various locations and DEP compliance for the period of August 1, 2013 through November 30, 2013,at a cost not to exceed $50,000.00.

By the Clerk:
Letter dated August 5, 2013, from the Business Administrator recommending the award of a contract to AAT Communications Systems Corporation, 3030 Veterans Road West, Staten Island, NY, for the purchase of DI Recorder Maintenance Contract and Upgrade to the SDS 24 Digital Channels for the Police Department at a cost of $24,574.20.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the Business Administrator requesting that your Honorable Body consider rejecting Energy Services Company proposals and authorize the Purchasing Agent to re-commence the competitive contracting process for the purposes of selecting an energy services company to initiate an Energy Services Improvement Program.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the Business Administrator requesting authorization for the proper City officials to enter into and execute an Intergovernmental Shared Services Agreement between the City of Elizabeth and the Parking Authority of the City of Elizabeth allowing collaboration with the City and realize savings for public works construction projects by utilizing the City's membership in certain purchasing cooperatives.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated August 6, 2013, from the Business Administrator requesting authorization for an Intergovernmental Agreement with the Parking Authority of the City of Elizabeth allowing for a dedicated and secured fenced-in-area of the James De Biasio Parking Garage, 210 Jefferson Avenue, to be utilized by the Elizabeth Police Department.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the Business Administrator recommending the award of a contract to Janyce Wilson, Esq., 226 St. Paul Street, Westfield, NJ, as Redevelopment Counsel for the period July 1, 2013 to June 30, 2014, at the rate of $175.00 per hour not to exceed $90,000.00, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the Business Administrator requesting that your Honorable Body consider authorizing a five year lease-to-own agreement with RFP Solutions, Inc., 10F Greenwood Avenue, Woodbury, NJ, for all equipment, maintenance and service commencing August 28, 2013, in the amount of $977,552.00.
Which was received.

By the Clerk:
Letter dated August 5, 2013, from the City Attorney requesting authorization for the proper City officials to execute a Temporary Access Agreement with the County of Union for an archeological study between Bridge Street and South Street before construction in order to satisfy Green Acres requirements for Phase II of the Elizabeth River Trail.
Which was received.

By the Clerk:
Letter dated August 5, 2013, from the City Attorney requesting authorization for the proper City officials to execute an Access and Use Agreement with the County of Union between Bridge Street and South Street in order to construct and maintain the River Trail Phase II for a twenty year period.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the City Attorney requesting to amend the resolution adopted July 23, 2013, to retain legal counsel for representation of the City and City employees in tort litigation where LaCorte, Bundy, Varady & Kinsella, Esqs., have conflicts of interest, specifically to include Edwin R. Matthews, Esq., Bourne, Noll & Kenyon, Counselors at Law, 382 Springfield Avenue, Suite 507, P.O. Box 690, Summit, NJ, at the rate of $175.00 with a cap of $65,000.00 for the period of July 1, 2013 to June 30, 2014.
Which was received.

By the Clerk:
Letter dated July 17, 2013, from the Chief Financial Officer requesting authorization for the Tax Collector to credit said individual's taxes who are entitled to a Senior Citizen or Disability Deduction, and a Veteran Deduction for the 2013 Tax Year as per the delineated list in the amount of $5,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated August 6, 2013, from the Chief Financial Officer advising that transfers for the 2013 SFY Municipal and Sewer Utility Budgets may be necessary.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the Chief Financial Officer advising that Temporary Emergency Appropriations for the 2014 SFY Municipal and Sewer Utility Budgets may be necessary.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the Chief Financial Officer requesting an ordinance to exceed the 2014 SFY Appropriation "CAP" up to three and one-half (3.5%) percent, which includes a 1.5% increase in excess of the increase in the final appropriations otherwise permitted by the Local Government CAP Law; revised amount of the increase is $6,173,940.00.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the Chief Financial Officer advising that an application is required to be filed with the Local Finance Board for a waiver of the down payment of $1 million regarding the Waterfront Improvement Bond Ordinance for Hurricane Sandy related improvements.
Which was received

By the Clerk:
Letter dated August 6, 2013, from the Chief Financial Officer requesting approval of a bond ordinance authorizing Environmental Engineering Compliance and Remediation including demolition and/or soil removal and related work at various properties owned by the City including but not limited to the following facilities: City Yard, Elizabeth Annex Building, Fire Headquarters, Mickey Walker Recreation Center and the Elizabeth Marina in the amount of $800,000.00; with a down payment of $40,000.00.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the Chief Financial Officer requesting approval of a bond ordinance authorizing the cost of construction of the Elizabeth River Trail Phase II, including the construction of a pedestrian/bicycle pathway, lighting, benches, trash receptacles, signage, landscaping, fencing, storm water drainage piping and other inlets and appurtenances, required for proper and safe storm water management in the amount of $1,600,000.00; with a down payment of $80,000.00 anticipating a matching grant of $600,000.00 from Green Acres.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the Chief Financial Officer requesting that City Council consider approving a bond ordinance authorizing the reconstruction of the Elizabeth Waterfront due to Hurricane Sandy which damaged the Veterans Waterfront Park, the Marina, the Recreation Pier, the Hike, Bike & Roll Throughway, Marciante-Millet-Jackson Park, and the Atalanta Public Access Walkway in the amount of $20,000,000.00; anticipating that FEMA will reimburse the City 90% of all eligible costs.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated August 6, 2013, from the Chief Financial Officer advising that in compliance with the SFY 2014 Appropriations Act requires your Honorable Body to approve all payments related to accumulated/uncompensated absence benefits.
Which was received.

By the Clerk:
Letter dated July 2, 2013, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary to discharge the City's second mortgage E'Port Commercial Loan Program Mortgage Agreement and cancellation of the affordability agreement on the property located at 132-134 First Street in the amount of $25,000.00.
Which was received.

By the Clerk:
Letter dated July 2, 2013, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary to discharge the City's second mortgage UEZ Commercial Loan and cancellation of the affordability agreement on the property located at 1120-1122 Dickinson Street in the amount of $90,000.00.
Which was received.

By the Clerk:
Letter dated July 8, 2013, from the Director of Planning and Community Development authorization to enter into a CDBG Agreement with United Youth of New Jersey, 220 West Jersey Street, Elizabeth, NJ, for funds to help cover costs for participation in the Miss America Pageant in Atlantic City for the period of July 1, 2013 until December 31, 2013 in the amount of $4,625.00.
Which was received.

By the Clerk:
Letter dated July 23, 2013, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary to discharge the First Time Home Buyer Program/ADDI-Deferred Payment Loan Program, City's second mortgage and cancellation of the Deed of Easement and Restrictive Covenant on the property located at 108 South Park Street in the amount of $12,075.00.
Which was received.

By the Clerk:
Letter dated July 30, 2013, 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 provide a Rental Housing Program Deferred Payment Loan on the property located at 848 E. Jersey Street for the rehabilitation of 1 Program assisted units in a 3 unit project in the amount of $60,000.00.
Which was received.

By the Clerk:
Letter dated August 5, 2013, from the Director of Planning and Community Development recommending the award of a contract to Dynamic Earth, LLC, 245 Main Street, Suite 113, Chester, NJ, to perform a supplemental environmental remediation concerning groundwater wells and monitoring for the period of August 28, 2013 through August 27, 2014 at a cost not to exceed $156,000.00, unless further authorized by your Honorable Body.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated August 5, 2013, from the Director of Planning and Community Development requesting to amend the resolution dated June 12, 2012, which authorized a Deferred Payment Repayable Loan to Oaks at Westminster Urban Renewal LLC, in the amount of $1,621,674.00, specifically to increase the total loan amount by $301,500.00, due to change orders related to demolition, framing, and lead based paint remediation, thereby raising the amount of the contract to $1,923,174.00.
Which was received.

By the Clerk:
Letter dated August 5, 2013, from the Director of Planning and Community Development requesting to rescind the resolution dated May 14, 2013, which authorized a Deferred Payment Repayable Loan to Parkers Walk Urban Renewal, LLC, in the amount of $571,877.00, due to the failure to receive financial approvals from the State of New Jersey for the balance of the project costs.
Which was received.

By the Clerk:
Letter dated August 5, 2013, from the Director of Planning and Community Development requesting to amend Chapter 8.80 of the Code of the City of Elizabeth entitled: Regulation of Vacant & Foreclosing Residential Properties, specifically Section 3.8.80.030 Registration and Section 6.8.80.060 Enforcement and Penalties.
Which was received.

By the Clerk:
Letter dated August 5, 2013, from the Director of Planning and Community Development requesting authorization to reallocate $46,730.35 in Community Development Block Grant funds to the Elizabeth Development Company, First Street, Elizabeth, NJ, to administer the On-the-Job Training and Placement Program, through the Elizabethport Presbyterian Center's Family Success Program, to connect adult and dislocated workers in the City with training and employment opportunities.
Which was received.

By the Clerk:
Letter dated August 5, 2013, from the Director of Planning and Community Development requesting authorization to reallocate $126,177.26 in Community Development Block Grant funds to the Union County College's Retail Skills Center at the Outlet Collection at Jersey Gardens Mall to help launch a customized employment training and certification program for Elizabeth residents.
Which was received.

By the Clerk:
Letter dated August 5, 2013, from the Director of Planning and Community Development requesting authorization to reallocate $11,500.00 in Community Development Block Grant funds for Trinitas Regional Medical Center to install a mid-block handicap accessible crosswalk.
Which was received.

By the Clerk:
Letter dated July 8, 2013, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto for the removal and disposal of debris from said properties in the amount of $10,015.71.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated July 8, 2013, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto for the boarding up of said properties in the amount of $1,937.50.
Which was received.

By the Clerk:
Letter dated July 8, 2013, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto for the removal and disposal of debris from said properties in the amount of $9,574.97.
Which was received.

By the Clerk:
Letter dated August 2, 2013, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto for the removal and disposal of debris from said properties in the amount of $10,100.14.
Which was received.

By the Clerk:
Letter dated July 24, 2013, from the Police Director requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the New Jersey Department of Transportation-Highway Safety Fund Safe Corridors grant to be used for procurement of enforcement equipment and applied to overtime salaries for police officers patrolling Route 1 in Elizabeth in an amount not to exceed $59,150.66.
Which was received.

By the Clerk:
Letter dated July 26, 2013, from the Police Director requesting the establishment of handicapped parking spaces located at 143 Inslee Place, 1st Floor (personalized); 74 Clover Street (personalized); 532 Fourth Avenue (personalized); 124 First Street (personalized); 509 Rahway Avenue, Apt. 2 (personalized); 327 E. Jersey Street (personalized); 112 Front Street (personalized); deletions: 25 Christine Street; 242 Fulton Street; 218 Delaware Street; 426 S. Fifth Street; 900 Grove Street; 405 Elizabeth Avenue; 1445 Concord Place.
Which was received.

By the Clerk:
Letter dated July 30, 2013, from the Police Director requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the 2013 State Body Armor Replacement Fund Program to purchase life saving equipment for law enforcement officers.
Which was received.

By the Clerk:
Letter dated August 5, 2013, from the Police Director, on behalf of Hedaya Home Fashions, 1111 Jefferson Avenue, recommending the installation of a loading zone on Virginia Street between the hours of 7:00 a.m. to 6:00 p.m., Monday through Friday.
Which was received.

By the Clerk:
Letter dated August 6, 2013, from the Police Director requesting to amend Chapter 10.08.10 of the Code of the City of Elizabeth entitled: Four-way stop intersections; specifically to include Pennington Street and Standish Street.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Receipts dated March 13, and March 28, 2012, for Hehl & Hehl, 370 Chestnut Street, Union, NJ, is requesting a refund of two bonds posted totaling $2,400.00 for the setting of four (4) monuments at 560-596 Bercik Street, 700 Dowd Avenue, 630-640 Dowd Avenue which have been properly set in accordance with the requirements of the NJ Map Filing Law and approval by the Division of Engineering.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:
Letter dated August 27, 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, August 2319, 2013.
Which was received.

By the Clerk:
Letter dated July 8, 2013, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and disbursements for the month of April, 2013, and Statement of Bank Balances and Investments as of April 30, 2013.
Which was received.

By the Clerk:
Letter dated July 15, 2013, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and disbursements for the month of May, 2013, and Statement of Bank Balances and Investments as of May 31, 2013.
Which was received.

By the Clerk:
Letter dated July 25, 2013, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and disbursements for the month of June, 2013, and Statement of Bank Balances and Investments as of June 30, 2013.
Which was received.

By the Clerk:
Minutes: Fair Rental Housing Board meeting held April 17, 2013.
Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 4403 - Authorize the execution of a lease agreement between the City of Elizabeth and the Assembly of God Portuguese Ministry of Elizabeth, Inc., 1123-1131 Dickinson Street, for rental of the parking lot adjacent to the church for use by City employees during regular business hours for the period September 1, 2013 to August 31, 2015, at an annual fee of $1.00.

ORD. NO. 4404 - Authorize the execution of an Access and Use Agreement with the County of Union between Bridge Street and South Street to construct and maintain the River Trail – Phase II for a twenty (20) year period.

ORDINANCES ON FIIRST (Cont'd)

ORD. NO. 4405 - Authorize an ordinance to exceed the Fiscal Year 2014 Municipal Budget Appropriation Limits and to establish a Cap Bank, pursuant to N.J.S.A. 40A:4-45.14.

ORD. NO. 4406 - Authorize an amendment to Chapter 8.80 of the Code of the City of Elizabeth, entitled "Regulation of Vacant and Foreclosing Residential Properties," specifically regarding Registration and Enforcement and Penalties.

ORD. NO. 4407 - Authorize an amendment to Chapter 10.08.10 of the Code of the City of Elizabeth, entitled "Four Way Stop Intersections Designated," specifically to add Pennington Street and Standish Street.

ORD. NO. 4408 - Authorize the establishment of a personalized handicapped parking space for Barbara A. Russo, 532 Fourth Avenue.

ORD. NO. 4409 - Authorize the establishment of a personalized handicapped parking space for Louis Z. Livsey, 124 First Street.

ORD. NO. 4410 - Authorize the establishment of a personalized handicapped parking space for Hector L. Torres, 327 East Jersey Street.

ORD. NO. 4411 - Authorize the establishment of a personalized handicapped parking space for Norma L. Gilliam, 112 Front Street.

ORD. NO. 4412 - Authorize the establishment of a personalized handicapped parking space for Emmanuel Turcios, 548 Marshall Street.

ORD. NO. 4413 - Authorize the establishment of a personalized handicapped parking space for Agostino F. Almeida, 143 Inslee Place.

ORD. NO. 4414 - Authorize the establishment of a personalized handicapped parking space for Vincenzia Foti, 74 Clover Street.

ORD. NO. 4415 - Rescind Ordinance No. 4288, adopted February 28, 2012, which authorized the establishment of a personalized handicapped parking space for Carlos A. Rivas, 25 Christine Street.

ORD. NO. 4416 - Rescind Ordinance No. 3999, adopted October 28, 2008, which authorized the establishment of a personalized handicapped parking space for Gloria Lopez, 242 Fulton Street.

ORD. NO. 4417 - Rescind Ordinance No. 4139, adopted June 22, 2010, which authorized the establishment of a personalized handicapped parking space for Jose F. Sierra, 218 Delaware Street

ORD. NO. 4418 - Rescind Ordinance No. 4215, adopted May 10, 2011, which authorized the establishment of a personalized handicapped parking space for Stuart Robles, 426 South Fifth Street.

ORD. NO. 4419 - Rescind Ordinance No. 4275, adopted January 10, 2012, which authorized the establishment of a personalized handicapped parking space for Robert Gorski, 900 Grove Street.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, SEPTEMBER 10, 2013, AT 7:30 P.M.

ORDINANCES ON FIRST (Cont'd)

ORD. NO. 4420 - Authorize the adoption of a Bond Ordinance in the amount of $7,500,000.00 with a down payment of $375,000.00, for anticipated costs of engineering and construction for an Emergency Maintenance contract for the Elizabeth River Flood Control Project.

ORD. NO. 4421 - Authorize the adoption of a Bond Ordinance in the amount of $3,200,000.00 with a down payment of $160,000.00, for the construction of a new Fire House for Engine Company #6 at 472 Catherine Street.

ORD. NO. 4422 - Authorize the adoption of a Bond Ordinance in the amount of $20,000,000.00 for the reconstruction of the Elizabeth Waterfront, the Marina, the Recreation Pier, the Hike, Bike and Roll Throughway, Marciante-Millet-Jackson Park, with 90% reimbursement of eligible costs by FEMA.

ORD. NO. 4423 - Authorize the adoption of a Bond Ordinance in the amount of $1,600,000.00, with a down payment of $80,000.00 and Green Acres grant funds of $600,000.00, for the construction of the Elizabeth River Trail, Phase II.

ORD. NO. 4424 - Authorize the adoption of a Bond Ordinance in the amount of $800,000.00, with a down payment of 40,000.00, providing for environmental engineering, compliance and remediation services for the demolition and/or soil removal and related work at various City-owned properties.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, SEPTEMBER 24, 2013, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 4398 - Rescind Ordinance No. 4094, adopted January 12, 2010, which authorized the establishment of a personalized handicapped parking space for Jose Cortes Cedeno, 601 Third Avenue.

ORD. NO. 4399 - Rescind Ordinance No. 3487, adopted January 28, 2003, which authorized the establishment of a personalized handicapped parking space for Mercedes Delafe, 926 ½ South Street.

ORD. NO. 4400 - Rescind Ordinance No. 3798, adopted February 28, 2006, which authorized the establishment of a personalized handicapped parking space for Sandra M. Mayers-Allmond, 917 McLain Street.

ORDINANCES ON FINAL (Cont'd.)

ORD. NO. 4401 - Rescind Ord. No. 4332, adopted October 9, 2012, approving payment in lieu of taxes (PILOT) financial agreement for a long term tax exemption with E'Port Family Homes Urban Renewal, LP, for construction of a development located at 158-168 First Street; 212-214 Third Street and 200-206 Third Street.

ORD. NO. 4402 - Ordinance approving payment in lieu of taxes (PILOT) financial agreement for a long term tax exemption with E'Port Family Homes Urban Renewal, LP, for a new construction of a development located at 158-168 First Street and 106 Court Street.

NEW BUSINESS

Authorize an amendment to the Fiscal Year 2013 Capital budget in the amount of $32,380,000.00.

Adopt the Midtown Elizabeth Special Improvement District Calendar Year 2013 budget in the amount of $272,059.00.

Authorize the proper City officials to apply for a waiver of the $1 million dollar down payment regarding the Waterfront Improvement Bond Ordinance for Hurricane Sandy related improvements from the Local Finance Board.

Authorize Temporary Emergency appropriations for the 2014 Fiscal Year Municipal and Sewer Utility Budgets in the amount of $454,404.33.

In compliance with SFY 2014 Appropriations Act (Best Practices Requirement), City Council is requested to approve all payments related to accumulated/uncompensated absence benefits.

MOTION TO REMOVE FROM THE TABLE

Authorize the proper City officials to enter into a contract with Acacia Financial Group, Inc., Four Greentree Centre, 13000 Lincoln Drive West, Marlton, N.J., to provide financial advisory services in connection with the City's issuance of municipal and sewer utility debt obligations, including bonds and bond anticipation notes and any other financial analysis deemed necessary, for Fiscal Year 2014 in an amount not to exceed $40,000.00.

MOTION TO REMOVE FROM THE TABLE

Authorize the proper City officials to enter into a contract with Powell Capital Markets, Inc., 280 Corporate Center, 3 Becker Farm Road, Roseland, N.J., to provide financial advisory services in connection with the City's issuance of municipal and sewer utility debt obligations, including bonds and bond anticipation notes and any other financial analysis deemed necessary, for the Fiscal Year 2014, in an amount not to exceed $40,000.00.

Authorize the award of respective contracts to W.B. Mason, Inc., 535 Secaucus Road, Secaucus, N.J., and Paterson Papers, 730 Madison Avenue, Paterson, N.J for the purchase of copy paper , under the Morris County CO-OP, for the period July 1, 2013 through June 30, 2014, in an amount not to exceed $40,000.00.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Bayway Lumber, 400 Ashton Avenue, Linden, N.J., for the purchase of lumber and associated materials for various departments, under the Morris County CO-OP, for the period July 1, 2013 through June 30, 2014, at a cost not to exceed $50,000.00.

Authorize the award of a contract to Feldman Lumber Company, 1281 Metropolitan Avenue, Brooklyn, N.Y., for the purchase of lumber and associated materials for various departments, under the Morris County CO-OP, for the period July 1, 2013 through June 30, 2014, at a cost not to exceed $50,000.00.

Authorize the award of a contract to Royal Printing Service, P.O. Box 547, West New York, N.J., for the printing of sample election ballots for the 2013 Primary and General Elections, in the amount of $38,215.00.

Authorize the renewal of a contract with Highway Service Corporation, 548 Trumbull Street, Elizabeth, N.J., for the furnishing of towing and road services for municipal vehicles, for a one year period, commencing September 13, 2013 through September 12, 2014, under the same terms and conditions of the current contract.

Authorize the sale of the 1989 Federal Motors Hurricane Pumper to the Union County Fire Academy in the amount of $1.00.

Authorize the award of a contract to Motorola Communications & Electronics, Inc., P.O. Box 161, Wharton, N.J., for the purchase of Communications Equipment and Accessories for various departments, for the period June 1, 2013 through May 31, 2014, at a cost not to exceed $50,000.00.

Authorize the award of a contract to Marturano Recreation Company, P.O. Box 106, Spring Lake, N.J., for the purchase of site amenities for O'Brien Park Playground, at a total cost of $137,923.49.

Authorize the award of a contract to Marturano Recreation Company, P.O. Box 106, Spring Lake, N.J., for the purchase of playground equipment for Holland Park, at a total cost of $40,000.00.

Authorize the proper City officials to enter into a Shared Services Agreement with the County of Union for utilizing services offered by the County printing and signage shops.

Authorize the award of a contract to Wireless Communications & Electronics, 153 Cooper Road, West Berlin, N.J., for the purchase of computers and computer accessories for the Fire Department for the period July 1, 2013 through August 31, 2014, at a cost not to exceed $50,000.00.

Authorize the award of a contract to Firefighter One Limited, 26 Gail Court, Sparta, N.J., for the purchase of Interface, the new radio system for Emergency Services, at a total cost of $40,880.70.

Authorize the award of a contract to Pierce Manufacturing, Inc., 2600 American Drive, Appleton, WI., for alterations to one (1) Pierce Pumper Engine #6 for the Fire Department, in the total amount of $6,383.00.

Authorize the award of a contract to Atlantic Uniform Company, Inc., 65 Market Street, Newark, N.J., for the purchase of uniforms, helmets and other equipment for the Police Department for the period May 1, 2013 to April 30, 2014, at a cost not to exceed $50,000.00.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Western Surety Bond Company of Sioux Falls, S. D., through the agent of record, Hughes-Plumer and Associates, Inc., to provide a policy of insurance covering the Municipal Court Judges and the entire Municipal Court personnel, for the period September 1, 2013 to September 1, 2014, at an annual premium of $1,565.00.

Authorize the award of a contract to A.N.A. Painting Corporation, 172 Linden Street, Hackensack, N.J., for the painting of public buildings for the Department of Public Works/Division of Public Buildings, for a period of two years from the date of the award, in an amount not to exceed $100,000.00 per year.

Authorize the award of a contract to First Priority Emergency Vehicles, Inc., 2444 Ridgeway Boulevard, Manchester, N.J., for the furnishing and conversion for two 2013 or current model Chevrolet Suburban Fleet Commercial Packages in the amount of $142,600.00.

Authorize the award of a contract to Independence Constructors, 1200 Route 22 East, Bridgewater, N.J., for cleaning, inspections, monitoring of oil/water separators and above and underground tanks at various locations and DEP compliance for the period August 1, 2013 through November 30, 2013, at a cost not to exceed $50,000.00.

Authorize the award of a contract to AAT Communications Systems Corporation, 3030 Veterans Road West, Staten Island, N.Y., for the purchase of DI Recorder maintenance and upgrade to the SDS 24 Digital Channels for the Police Department at a cost of $24,574.20.

Reject energy services company proposals and authorize the Purchasing Agent to re-commence with the competitive contracting process for selecting an energy services company to initiate an Energy Savings Improvement Program.

Authorize the proper City officials to enter into an Intergovernmental Shared Services Agreement with the Parking Authority by utilizing the City's membership in purchasing cooperatives to realize savings for public works construction projects.

Authorize the proper City officials to enter into an Intergovernmental Agreement with the Parking Authority allowing for the Elizabeth Police Department to lease a fenced area in the James De Biasio Parking Garage, 210 Jefferson Avenue.

Authorize the award of a contract to Janyce Wilson, Esq., 226 St. Paul Street, Westfield, N.J., to provide the City with redevelopment counsel for the period July 1, 2013 to June 30, 2014, at a cost not to exceed $90,000.00, unless further authorized by City Council.

Authorize the award of a contract to RFP Solutions, Inc., 10F Greenwood Avenue, Woodbury, N.J., to replace the telecommunications and data network systems at City-owned facilities for all equipment, maintenance and service commencing August 28, 2013, in the amount of $977,552.00, with a five year lease-to-own agreement.

Authorize the proper City officials to execute a temporary access agreement with the County of Union to conduct an archeological study between Bridge Street and South Street before construction of the Elizabeth River Trail, Phase II, to satisfy Green Acres requirements.

NEW BUSINESS (Cont'd.)

Amend a resolution adopted July 23, 2013, awarding a contract to law firms where LaCorte, Bundy, Varady & Kinsella, Esqs., have conflicts of interest in tort litigation, specifically to add Edwin R. Matthews, Bourne, Noll & Kenyon, 382 Springfield Avenue, Summit, N.J., at the rate of $175.00 with a cap of $65,000.00, for the period July 1, 2013 to June 30, 2014.

Authorize the Tax Collector to credit senior citizen, disability and/or veteran tax deductions for the Tax Year 2013, pursuant to a delineated list submitted July 17, 2013, in the total amount of $5,000.00.

Authorize the award of a contract to Dynamic Earth, LLC., 245 Main Street, Chester, N.J., to perform supplemental environmental remediation concerning groundwater wells and monitoring at the former Transit Bus Garage, 865 Livingston Street, for the period August 28, 2013 through August 27, 2014, at a cost not to exceed $156,000.00, unless further authorized by City Council.

Authorize the proper City officials to execute all necessary documents to discharge a second mortgage held by the City on the property located at 132-134 First Street and the cancellation of the affordability agreement.

Authorize the proper City officials to execute all necessary documents to discharge a second mortgage held by the City on the property located at 1120-1122 Dickinson Street and the cancellation of the affordability agreement.

Authorize the proper City officials to execute all necessary documents to discharge a First Time Home Buyer/ADDI Deferred Payment Loan Program second mortgage held by the City on the property located at 108 South Park Street and the cancellation of the Deed of Easement and Restrictive Covenant.

Authorize the proper City officials to execute all necessary documents to provide a Rental Housing Program Deferred Payment loan to Magill Real Estate Holdings, LLC, 806 East Jersey Street, Elizabeth, N.J., for the rehabilitation of one program assisted unit in a three (3) unit project on the property located at 848 East Jersey Street, in the amount of $60,000.00

Authorize an amendment to a resolution adopted June 12, 2012, authorizing a Deferred Payment Repayable Loan to the Oaks at Westminster Urban Renewal, LLC, in the amount of $1,621,674.00, specifically to increase the loan amount an additional $301,500.00 due to change orders related to demolition, framing and lead-based paint remediation.

Rescind the resolution adopted May 14, 2013, which authorized a Deferred Payment Repayable Loan to Parkers Walk Urban Renewal, LLC, in the amount of $571,877.00 due to the failure to receive financial approvals from the State for the balance of project costs.

Authorize the proper City officials to execute a CDBG Agreement with United Youth of New Jersey, 220 West Jersey Street, Elizabeth, for funds in the amount of $4,625.00 to help cover costs for participation in the Miss America Pageant in Atlantic City for the period July 1, 2013 until December 31, 2013.

Authorize the proper City officials to reallocate CDBG funds in the amount of $46,730.35 to the Elizabeth Development Company, First Street, Elizabeth, to administer the On-the-Job Training and Placement Program through the Elizabethport Presbyterian Center's Family Success Program to connect adult and dislocated workers in the City with training and employment opportunities.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to reallocate CDBG funds in the amount of $126,177.26 to the Union County College's Retail Skills Center at the Outlet Collection at Jersey Gardens Mall to help launch a customized employment training and certification program for Elizabeth residents.

Authorize the proper City officials to reallocate CDBG funds in the amount of $11,500.00 for Trinitas Regional Medical Center to install a mid-block handicap accessible crosswalk.

Establish liens for the boarding up of properties listed on Schedule A on file in the City Clerk's Office in the total amount of $1,937.50.

Establish liens for the removal and disposal of debris on properties listed on Schedule A on file in the City Clerk's Office in the total amount of $10,015.71.

Establish liens for the removal and disposal of debris on properties listed on Schedule A on file in the City Clerk's Office in the total amount of $9,574.97.

Establish liens for the removal and disposal of debris on properties listed on Schedule A on file in the City Clerk's Office in the total amount of $10,100.14.

Authorize the proper City officials to execute all appropriate documents for the New Jersey Department of Transportation - Highway Safety Fund Safe Corridors Act grant for procurement of enforcement equipment and applied to overtime salaries for police officers patrolling Route 1 in Elizabeth in an amount not to exceed $59,150.66.

Authorize the proper City officials to execute all appropriate documents for the 2013 State of New Jersey Body Armor Replacement Fund Grant Program.

Authorize the establishment of a loading zone, on behalf of Hedaya Home Fashions, 1111 Jefferson Avenue, to be installed on the south side of Virginia Street, beginning 59 feet north of Madison Avenue and continuing 75 feet west thereof, between the hours of 7:00 a.m. to 6:00 p.m., Monday through Friday.

Authorize the refund of two bonds in the amount of $2,400.00 posted by Hehl & Hehl, 370 Chestnut Street, Union, N.J., for the setting of four (4) monuments at 560-596 Bercik Street, 700 Dowd Avenue and 630-640 Dowd Avenue, in accordance with the requirements of the N.J. Map Filing Law and approval by the Division of Engineering.

Establish a handicapped parking space in front of the premises located at 229 South Second Street .

Establish a handicapped parking space in front of the premises located at 30 Second Street .

Establish a handicapped parking space in front of the premises located at 442 Elizabeth Avenue .

Establish a handicapped parking space in front of the premises located at 320 Clark Place .

Establish a handicapped parking space in front of the premises located at 155 Franklin Street .

NEW BUSINESS (Cont'd.)

Establish a handicapped parking space in front of the premises located at 29 Second Street.

Establish a handicapped parking space in front of the premises located at 37 DeHart Place.

Establish a handicapped parking space in front of the premises located at 509 Rahway Avenue.

Delete the following handicapped parking spaces from in front of the premises located at: 405 Elizabeth Avenue and 1445 Concord Place.

Authorize settlement in the workers compensation litigation matter of Tropeano vs. the City of Elizabeth, in the total amount of $36,144.00.

Pay Utility Bills

Bingo and Raffles

COMMENDATIONS

James Carrey (
Kaheem Best (
Liliana Fornes (Recipients of Commendations
Deputy Chief Donald Peterson (for National Night Out
Captain Steve McConlogue (
Firefighter Patrick Wirkus (
Firefighter Sean Horton (
Elizabeth Police Department, (
Community Services Operations Division, (
Street Crimes Unit (

Rev. Dr. Larry Dixon, Greater Mt. Teman AME Church, Retirement
Sherri Shepherd
Rev. Joseph Garlic
Thomas "Shamar" Pretlow
Mrs. Pauline Shirley

MEMORIALS

Patsy Cupo
Marian L. Pallmieri
William Best
Dr. Thelma Hurd
Dr. John Francis Dobosiewicz

ADJOURNMENT