

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MARCH 28, 2017

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

ORD. NO. 4818 - An Ordinance to Amend Chapter 10.28.030, Schedule I, of the Code of the City of Elizabeth, entitled "No Parking All Times On Certain Streets", specifically to include West Grand Street on the South Side; Cherry Street on the West Side and Cherry Street on the East side.

ORD. NO. 4820 - An Ordinance authorizing the City of Elizabeth to execute an Easement Agreement with the National Railroad Passenger Corporation d/b/a Amtrak in connection with the Elizabeth River Flood Control Project and Elizabeth River Trail – Phase 4, 1-3 Cherry Street (Block 6, Lot 158).

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 13, 2017, from His Honor the Mayor, subject to the confirmation of your Honorable Body, I herewith re-appoint Commissioner Wynona J. Ancrum, 205 First Street, Elizabeth, NJ to serve as a Member of the Elizabeth Housing Authority for a term of five (5) years effective April 29, 2017.  
Which was received.

By the Clerk:

Letter dated March 16, 2017, from the Business Administrator requesting authorization for Morales Moralitos Transportation, LLC, to operate as an Autobus pursuant to Chapter 5.16 of the Code of the City of Elizabeth having one van in operation traveling to and from 449 Elizabeth Avenue to 99 Caven Point Avenue, Jersey City; 105 Harbor Drive, Jersey City and 30 Pulaski Street, Bayonne; van will be parked at 306 Manhattan Avenue, Jersey City, NJ.  
Which was received.

By the Clerk:

Letter dated March 16, 2017, from the Business Administrator recommending awarding a contract to W. W. Grainger, Inc., Grainger Industrial Supply Division, 55 Jackson Drive, Cranford, NJ for industrial maintenance repair operation supplies and equipment for various departments for the period of March 1, 2017 through June 30, 2017 at a cost not to exceed \$50,000.00.  
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated March 16, 2017, from the Business Administrator recommending awarding a contract to Allied Oil LLC, 25 Old Camplain Road, Hillsborough, NJ for the purchase of gasoline for the Public Works Marina for the period of March 1, 2017 through May 30, 2017 at a cost not to exceed \$50,000.00. Which was received.

By the Clerk:

Letter dated March 16, 2017, from the Business Administrator requesting authorization for the proper City officials to participate and execute the necessary documents in connection with the Union County Cooperative Pricing System for the purchases of work, services, materials and supplies. Which was received.

By the Clerk:

Letter dated March 16, 2017, from the Business Administrator requesting authorization for the City to participate in the New Jersey Sustainable Energy Joint Meeting and recommending awarding a contract to Compass Energy Gas Services, LLC, P.O. Box 5473, Carol Stream, IL for the purchase of Natural Gas for the period of January 2017 through December 2017 at a rate of \$.47030 per therm. Which was received.

By the Clerk:

Letter dated March 17, 2017, from the Business Administrator requesting authorization to renew the current American Family Life Assurance Company (AFLAC) products voluntary payroll deduction programs covering employees and their families for the period of May 10, 2017 to May 10, 2020 at no cost to the City. Which was received.

By the Clerk:

Letter dated March 17, 2017, from the Business Administrator recommending awarding a contract to The Rodgers Group, LLC, P.O. Box 831, Island Heights, NJ for the furnishing of Training Modules to assist in securing the State Association of Chiefs of Police Accreditation for the Elizabeth Police Department in the total amount of \$54,720.00. Which was received.

By the Clerk:

Letter dated March 20, 2017, from the Business Administrator requesting authorization to participate in a State Contract with SHI International, 290 Davidson Avenue, Somerset, NJ for the purchase of a Payroll Software System including maintenance for a period of 18 months from the date that the Supervisor of Data Processing receives the software system at the total cost of \$300,000.00. Which was received.

By the Clerk:

Letter dated March 20, 2017, from the Business Administrator requesting to amend the resolution adopted July 26, 2016 awarding a contract to Motorola Communications & Electronics, Inc., Wharton, NJ for the purchase of Communications Equipment and Accessories at a cost not to exceed \$100,000.00, specifically for an additional amount of \$150,000.00 to cover the City's expenses through June 30, 2017, thereby raising the amount of the contract to \$250,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated March 21, 2017, from the Chief Financial Officer advising that additional grants may be appropriated in the 2017 SFY Budget by budget amendments (Chapter 159).  
Which was received.

By the Clerk:

Letter dated March 21, 2017, from the Chief Financial Officer advising in compliance with the SFY 2016 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits.  
Which was received.

By the Clerk:

Letter dated March 21, 2017, from the Chief Financial Officer advising in compliance with the SFY 2017 Appropriations Act requires that your Honorable Body discuss the City's completed 2017 SFY 'Best Practices' Inventory at a public meeting.  
Which was received.

By the Clerk:

Letter dated March 21, 2017, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a capital ordinance authorizing the purchase of a new payroll system not to exceed \$300,000.00.  
Which was received.

By the Clerk:

Letter dated March 21, 2017, from the Chief Financial Officer requesting that your Honorable Body consider an ordinance approving a financial agreement for a tax exemption for affordable housing under the Long Term Tax Exemption Law for the E'Port Family Homes Urban Renewal LP, c/o the Housing Authority of the City of Elizabeth for the construction of two (2) new buildings with sixty (60) units; forty-five (45) units at 155-168 First Street and fifteen (15) units at 200-206, 208-210, and 212-214 Third Street.  
Which was received.

By the Clerk:

Letter dated March 21, 2017, from the Chief Financial Officer requesting that your Honorable Body consider a resolution approving a tax exemption for affordable housing under the Long Term Tax Exemption Law for the E'Port Family Homes Urban Renewal LP, c/o the Housing Authority of the City of Elizabeth to construct two (2) new buildings with sixty (60) units; forty-five (45) units at 155-168 First Street and fifteen (15) units at 200-206, 208-210, and 212-214 Third Street.  
Which was received.

By the Clerk:

Letter dated March 21, 2017, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a capital ordinance authorizing the acquisition of 862-864 Anna Street for the expansion of the Recreation Department maintenance yard in the amount of \$400,000.00.  
Which was received.

By the Clerk:

Letter dated March 21, 2017, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a capital ordinance authorizing the acquisition of 368 Third Avenue for the expansion of the Public Works Department City Yard in the amount of \$300,000.00.  
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated March 16, 2017, from the Director of Health and Human Services requesting that your Honorable Body consider authorizing the submission of and for the appropriate City officials to execute a Memorandum of Understanding between the City of Elizabeth, Department of Health and Human Services and the Elizabeth Public Library to identify the mutual responsibilities and expectations as it pertains to the Municipal Identification Card Program.  
Which was received.

By the Clerk:

Letter dated March 1, 2017, from the Director of Planning and Community Development requesting authorization for the proper City officials to amend the resolution adopted October 11, 2016 executing CDBG funds to Prevention Links, 121-125 Chestnut Street, Roselle, NJ, specifically to extend the contract period to December 29, 2017.  
Which was received.

By the Clerk:

Letter dated March 13, 2017, from the Director of Public Works requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the Union County Infrastructure and Municipal Aid Grant program giving special consideration to projects associated with municipal roadway improvements in an amount not to exceed \$500,000.00.  
Which was received.

By the Clerk:

Letter dated March 20, 2017, from the Director of Public Works recommending awarding a contract to P.M. Construction Corp., 1310 Central Avenue, Hillside, NJ for the Trumbull Street Stormwater Control Project at a cost of \$5,417,928.66.  
Which was received.

By the Clerk:

Letter dated February 28, 2017, from Engineering & Land Planning Associates, Inc., 140 West Main Street, High Bridge, NJ requesting an Encroachment Permit to perform environmental work consisting of three (3) monitoring wells within the right-of-way of Second Avenue, Centre Street and Smith Street, Colton's Pharmacy, 851 Elizabeth Avenue.  
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated March 13, 2017, from the City Treasurer submitted the City Treasurer's Report of Receipts and Disbursements for the month of December 2016 and Statement of Bank Balances and Investments as of December 31, 2016.

By the Clerk:

Minutes: Fair Rental Housing Board minutes of January 18, 2017.

**ORDINANCE ON FIRST READING**

- ORD. NO. 4821 - An Ordinance authorizing Tax Abatement and Pilot Agreement with E'Port Family Homes Urban Renewal, LP.
- ORD. NO. 4822 - An Ordinance granting an encroachment permit to Engineering and Land Planning Associates, Inc., 140 West Main Street, High Bridge, New Jersey, to perform environmental work consisting of installing three (3) monitoring wells within the public right-of-way on City-Owned property located at 901-903 Second Avenue, 1-7 Centre Street and 11-15 Smith Street.
- ORD. NO. 4823 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Anthony Vargas-Mena, 156 Elm Street.
- ORD. NO. 4824 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Sergio Duran, 626 Monroe Avenue.

**(PUBLIC HEARING AND FURTHER CONSIDERATION TO BE HELD TUESDAY EVENING, APRIL 11, 2017.)**

- ORD. NO. 4825 - A Capital Ordinance of the City of Elizabeth, in the County of Union; New Jersey, appropriating \$300,000.00, for the acquisition of a payroll system.
- ORD. NO. 4826 - A Capital Ordinance of the City of Elizabeth, in the County of Union, New Jersey, appropriating \$300,000.00 for the acquisition of a property at 368 Third Avenue.
- ORD. NO. 4827 - A Capital Ordinance of the City of Elizabeth, in the County of Union, New Jersey, appropriating \$400,000.00 for the acquisition of a property at 862-864 Anna Street.

**(PUBLIC HEARING AND FURTHER CONSIDERATION TO BE HELD TUESDAY EVENING, APRIL 25, 2017.)**

**ORDINANCES ON FINAL PASSAGE**

- ORD. NO. 4818 - An Ordinance to Amend Chapter 10.28.030, Schedule I, of the Code of the City of Elizabeth, entitled "No Parking All Times On Certain Streets", specifically to include West Grand Street on the South Side; Cherry Street on the West Side and Cherry Street on the East side.
- ORD. NO. 4820 - An Ordinance authorizing the City of Elizabeth to execute an Easement Agreement with the National Railroad Passenger Corporation d/b/a Amtrak in connection with the Elizabeth River Flood Control Project and Elizabeth River Trail – Phase 4, 1-3 Cherry Street (Block 6, Lot 158).

NEW BUSINESS

Authorize an amendment to the 2017 Fiscal Year Capital Budget in the amount of \$1,000,000.00.

Authorize an amendment to the Fiscal Year 2017 Budget to insert, as an Item of Revenue, a State of New Jersey Department of Transportation Highway Safety Grant 2016, in the amount of \$32,682.26.

Authorize an amendment to the Fiscal Year 2017 Budget to insert, as an Item of Revenue, a State of New Jersey Department of Health and Senior Services STD Grant 2017, in the amount of \$47,337.00.

Authorize City Council to submit the completed "Best Practices" Public Meeting Certification to the Department of Community Affairs that they have reviewed and discussed the 2017 SFY "Best Practices" Inventory at a public meeting in compliance with SFY 2017 Appropriation Act in order to receive 100% State Aid.

Approve the application for a tax exemption under the Long Term Tax Exemption Law, and authorize the Mayor to enter into a Financial Agreement with E'Port Family Homes Urban Renewal LP, c/o The Housing Authority of the City of Elizabeth, to construct two (2) new buildings with sixty (60) units; forty-five (45) units located on the property known as 155-168 First Street; fifteen (15) units located on the property known as 200-206 Third Street; 208-210 Third Street; and 212-214 Third Street.

Confirm the reappointment of Commissioner Wynona J. Ancrum, 205 First Street, Elizabeth, to serve as a member of the Elizabeth Housing Authority for a five (5) year term effective April 29, 2017.

Authorize a policy of insurance with American Bankers Insurance of Florida, Miami, F.L., through agent-of-record Otterstedt Insurance Agency to obtain a flood insurance policy for coverage at the Front Street Marina Building and Trenton Avenue Pump Station, for the period of April 22, 2017 through April 22, 2018, at an annual premium of \$3,713.00.

Authorize the proper City officials to permit Morales Moralitos Transportation, LLC., 306 Manhattan Avenue, Jersey City, N.J. to operate as an Autobus, pursuant to Chapter 5.16 of the Code of the City of Elizabeth.

Authorize the award of a contract to W.W. Grainger, Inc., Grainger Industrial Supply Division, 55 Jackson Drive, Cranford, N.J., for Industrial Maintenance Repair Operation Supplies and Equipment for various departments for the period March 1, 2017 through June 30, 2017, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to Allied Oil, LLC, 25 Old Camplain Road, Hillsborough, N.J., for the purchase of gasoline for the Public Works Marina for the period March 1, 2017 through May 30, 2017, at a cost not to exceed \$50,000.00.

Authorize the proper City officials to execute all appropriate documents to participate in the Union County Cooperative Pricing System, for the purchases of work, services, materials and supplies.

Authorize the proper City officials to execute all appropriate documents to participate in the New Jersey Sustainable Energy Joint Meeting and authorize the award of a contract to Compass Energy Gas Services, LLC, P. O. Box 5473, Carol Stream, IL, for the purchase of Natural Gas for the period of January 2017 through December 2017 at a rate of \$.47030 per therm.

NEW BUSINESS (Cont'd.)

Authorize the renewal of a contract to American Family Life Assurance (AFLAC), P. O. Box 15087, Albany N.Y., to all City Employees, Personal Accident Indemnity and Personal Short Term Disability Income Protection Insurance products, for the period May 10, 2017 through May 10, 2020, at no cost to the City as part of the Employee Voluntary Payroll Deduction Program.

Authorize the award of a contract to The Rodgers Group, LLC., P.O. Box 831, Island Heights, N.J., for the furnishing of Training Modules to assist in securing the State Association of Chiefs of Police Accreditation for the Elizabeth Police Department, at a cost not to exceed \$54,720.00.

Authorize the award of a contract to SHI International, 290 Davidson Avenue, Somerset, N.J., for the purchase of a Payroll Software System, including maintenance, for a period of 18 months from the date that the Supervisor of Data Processing receives the software system at a cost not to exceed \$300,000.00.

Amend resolution adopted July 26, 2016 with Motorola Communications & Electronics Inc., P. O. Box 161, Wharton, N.J., for the purchase of communications equipment and accessories for various departments, in the amount of \$100,000.00, specifically to increase the amount of the contract by \$150,000.00, original amount was not sufficient to cover the City's expenses through June 30, 2017, raising the amount of contract to \$250,000.00.

Authorize the proper City officials to execute a Memorandum of Understanding between the City of Elizabeth, Department of Health and Human Services and the Elizabeth Public Library to identify the mutual responsibilities and expectation pertaining to the Municipal Identification Card Program.

Amend a resolution adopted October 11, 2016, authorizing CDBG funds to Prevention Links, 121-135 Chestnut Street, Roselle, N.J., specifically to extend the contract period to December 29, 2017.

Authorize the Planning Board to conduct a study to determine whether the Elizabethport Phase II Redevelopment Plan should be amended to include industrial uses, specifically for the area from Elizabeth Avenue running south along South First Street to the Elizabeth River.

Authorize the proper City officials to execute all necessary documents to provide a Deferred Payment Loan through the Rental Housing Program for the property located at 201-203 First Street, in the amount of \$400,00.00.

Authorize the proper City officials to execute all necessary documents for the Union County Infrastructure and Municipal Aid Grant Program for two new traffic lights at the intersection of Elizabeth Avenue at Jaques Street/South Street and the intersection of Elizabeth Avenue at High Street/New Point Road at a cost not to exceed \$500,000.00.

Authorize the award of the contract to P.M. Construction Corporation, 1310 Central Avenue, Hillside, N.J., for the Trumbull Street Stormwater Control Project at a cost not to exceed \$5,417,928.66.

Authorize settlement in the worker's compensation litigation matter of Laughery vs. the City in the total amount of \$16,518.00.

