

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MAY 12, 2015

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4575 - Grant an encroachment permit to Torcon, Inc. 328 Newman Springs Road, Red Bank, N.J., for the placement of temporary construction trailers within the public right-of-way of Pulaski Street for the construction of a new elementary school at Richmond Street.
- ORD. NO. 4576 - An ordinance approving the application and Financial Agreement with FRG Elizabeth Urban Renewal, LLC., 1201 Corbin Street, Elizabeth, N.J., for a thirty years tax abatement to construct a new freezer warehouse and ancillary office located on the vacated Henry Street parcel.
- ORD. NO. 4584 - Authorize the establishment of a personalized handicapped parking space for Alfredo Arias, 60 Watson Avenue.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 1, 2015, from the Business Administrator recommending the award of a contract to Gold Type Business Machines, Inc., 351 Paterson Avenue, East Rutherford, NJ, for the furnishing of an electronic traffic ticketing system for the Police Department for a period of two years in an amount not to exceed \$80,000.00. Which was received.

By the Clerk:

Letter dated May 1, 2015, from the Business Administrator recommending the award of a contract to Lawmen Supply Co., NJ, Inc., 5521 Whitehorse Pike, Egg Harbor City, NJ, for the purchase of Police and Homeland Security Equipment and Supplies for the period April 21, 2015 through April 30, 2016, at a cost not to exceed \$150,000.00. Which was received.

By the Clerk:

Letter dated May 1, 2015, from the Business Administrator recommending the award of a contract to Garden State Highway Products, 1740 East Oak Road, Vineland, NJ, for Reflective Sheeting for the Public Works Department for the period of April 29, 2015 through April 30, 2016 at a cost not to exceed \$50,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 1, 2015, from the Business Administrator recommending the award of a contract to Atlantic Tactical of New Jersey, Inc., 763 Corporate Circle, New Cumberland, PA, for the purchase of police gear, equipment and supplies for the Police Department for the period of May 1, 2015 through April 30, 2016, at a cost not to exceed \$100,000.00.  
Which was received.

By the Clerk:

Letter dated May 5, 2015, from the Business Administrator recommending the award of a contract to Firefighter One, LLC, 26 Gail Court – Suite 1, Sparta, NJ, for the purchase of Police and Homeland Security Equipment and Supplies for the Fire Department for the period of May 1, 2015 through April 30, 2016 at a cost not to exceed \$60,000.00.  
Which was received.

By the Clerk:

Letter dated May 5, 2015, from the Business Administrator recommending the award of a contract to Firefighter One, LLC, 26 Gail Court – Suite 1, Sparta, NJ, for the purchase of Police and Homeland Security Equipment and Supplies for the Fire Department for the period of May 1, 2015 through April 30, 2016 at a cost not to exceed \$60,000.00.  
Which was received.

By the Clerk:

Letter dated May 5, 2015, from the Business Administrator recommending the award of a contract to ESI Equipment, 440 Horsham Road, Suites 4 & 5, Horsham, PA, for the purchase of Holmatro CORE Rescue Systems Equipment for the period of May 1, 2015 through April 30, 2016 at a cost not to exceed \$40,000.00.  
Which was received.

By the Clerk:

Letter dated May 5, 2015, from the Business Administrator requesting that your Honorable Body reject all bids received on April 21, 2015, for the provision of an administrator of records for abandoned, vacant and foreclosed properties within the City of Elizabeth for the Department of Planning and Community Development and authorize the Purchasing Agent to re-advertise for same.  
Which was received.

By the Clerk:

Letter dated May 1, 2015, from the City Attorney requesting that your Honorable Body consider the following ordinances for introduction and approval: Ordinance Authorizing Aerial Easements and Draft Grant of Easement for portions of Amboy Avenue/Bayway and a portion of South Front Street; Ordinance Vacating Krakow Street and Portions of Burlington Avenue and Reversion of Vacated Streets to Adjoining Properties; Ordinance Vacating Rockefeller Street and Reversion of Vacated Street to Adjoining Properties; Ordinance Authorizing the Vacation and Sale of a Portion of Former Relocated Bayway and Draft Bargain and Sale Deed for Transfer of Ownership of a Portion of Former Relocated Bayway.  
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 5, 2015, from the City Attorney requesting, on behalf of Waste Management of New Jersey, Inc., that your Honorable Body consider consenting to an assignment of the Redevelopment Agreement which is currently with Elizabeth Marine Terminal, LLC, concerning property on South Front Street to be purchased and used for the trucking of sealed containers of municipal waste material, subject to Waste Management being awarded a contract from the City of New York which will mean substantial revenue to the City. Which was received.

By the Clerk:

Letter dated April 28, 2015, from the Chief Financial Officer requesting authorization for the Tax Collector to credit a senior citizen, disability and/or veteran deduction for Tax Year 2015, pursuant to a delineated list in the total amount of \$4,500.00. Which was received.

By the Clerk:

Letter dated April 28, 2015, from the Chief Financial Officer requesting authorization for the Tax Collector to credit/refund a Senior Citizen deduction for the tax year 2013 and 2014 on the property located at 11 John Street totaling \$500.00. Which was received.

By the Clerk:

Letter dated May 5, 2015, from the Chief Financial Officer advising that additional grants may be appropriated in the 2015 SFY Budget by budget amendments. Which was received.

By the Clerk:

Letter dated May 5, 2015, from the Chief Financial Officer advising that transfers for the 2015 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

By the Clerk:

Letter dated May 5, 2015, from the Chief Financial Officer advising that in compliance with the SFY 2015 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits. Which was received.

By the Clerk:

Letter dated May 5, 2015, from the Chief Financial Officer requesting the City Council's approval of the Fiscal Year 2014 Corrective Action Plan concomitant with the Fiscal Year 2014 Audit Report. Which was received.

By the Clerk:

Letter dated May 5, 2015, from the Chief Financial Officer requesting that your Honorable Body consider an ordinance to Amend segments of Chapter 13.16.130 E (4) & (5) of the Code of the City of Elizabeth, to set new sewer rates effective July 1, 2015. Which Was Referred To Council As A Whole.

**PETITIONS, COMMUNICATIONS, ETC.**

By the Clerk:

Letter dated April 27, 2015, from the Director of Planning and Community Development requesting authorization to amend the resolution dated December 9, 2014 between the City of Elizabeth and Jefferson Park Day Care to provide a preschool summer program, specifically to allocate an additional \$30,000.00 and to extend the contract to December 31, 2015.  
Which was received.

By the Clerk:

Letter dated April 28, 2015, from the Director of Planning and Community Development requesting that your Honorable Body approve a letter of support for Pets First, Inc., application to the New Jersey Economic Development Authority Small Business Fund for assistance in the acquisition and renovation of real estate located at 248-256 Third Street in the amount of \$380,000.00.  
Which was received.

By the Clerk:

Letter dated April 30, 2015, from the Director of Planning and Community Development requesting authorization for the Floodplain Administrator to endorse the Port Authority of New York and New Jersey's appeal and to submit supporting documentation from the City in order to appeal FEMA's findings related to the Preliminary Revised FEMA Flood Insurance Rate Maps for the Newark Liberty International Airport.  
Which was received.

By the Clerk:

Letter dated May 4, 2015, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute all necessary documents to the U.S. Department of Housing and Urban Development (HUD) a Five Year Consolidated Plan for CD-41, Fiscal Year 2015-2019 funding for grant allocations: Community Development Block Grant - \$2,357,850.00; Emergency Solutions - \$202,745.00; and HOME Program - \$646,765.00, plus any program income and un-programmed funds available.  
Which was received.

By the Clerk:

Letter dated May 4, 2015, from the Director of Planning and Community Development 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 2015 for the removal of the former Bayway Polish Home Structure located at 625 Pulaski Street and the removal of a dilapidated structure on 206 South Second Street for an amount not to exceed \$200,000.00.  
Which was received.

By the Clerk:

Letter dated May 4, 2015, from the Director of Planning and Community Development requesting authorization for the proper City officials to enter into a contract with Stanley Jay Real Estate Appraisal Consultants, 1 Morton Place, Colonia, NJ, for real estate appraisals of three City-owned vacant parcels located at 326 Magnolia Avenue, 118 Fulton Street and 339 Marshall Street for a total cost of \$2,500.00.  
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 5, 2015, from the Director of Planning and Community Development requesting authorization for the proper City officials to sign any and all documents necessary in connection with substantial amendments to: Community Development Block Grant Program FY 2014 - Relocation – increase the municipal award by \$50,000.00; E'Port Presbyterian Center – increase funds for their Gather, Guide & Groom program by \$15,000.00; Elizabeth Development Company – increase funds for their On-The-Job Training Program by \$53,264.14; HOME Investment Partnership Program, First Time Homebuyers Program FY 2011 – Reallocate \$40,000.00 to the Rental Housing Program to help close a funding gap to Parkers Walk Urban Renewal, LLC, 200-220 Parker Road new construction of 96 affordable rental units; FY 2012 - Reallocate \$40,000.00 to the Rental Housing Program to help close a funding gap to Parkers Walk Urban Renewal, LLC, 200-220 Parker Road, new construction of 96 affordable rental units; FY 2013 – Reallocate \$40,000.00 to the Rental Housing Program to help close a funding gap to Parkers Walk Urban Renewal, LLC, 200-220 Parker Road new construction of 96 affordable rental units \$25,000.00; Parkers View Urban Renewal, LLC, 230 Parker Road, rehabilitation of a 60 unit affordable rental housing building \$15,000.00; FY 2014 – Reallocate \$85,000.00 to the Rental Housing Program to help close a funding gap to Parkers View Urban Renewal, LLC, 230 Parker Road rehabilitation of a 60 unit affordable rental housing building. Which was received.

By the Clerk:

Letter dated April 30, 2015, from the Director of Public Works recommending the award of a contract to Yannuzzi Group, Inc., 135 Kinnelon Road, Kinnelon, NJ, for the demolition of 625 Pulaski Street at a cost of \$165,444.00. Which was received.

By the Clerk:

Letter dated May 1, 2015, 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 \$671.34. Which was received.

By the Clerk:

Letter dated May 1, 2015, 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 \$557.27. Which was received.

By the Clerk:

Letter dated April 17, 2015, from the Police Director requesting authorization to amend Chapter 10.28.050 of the Code of the City of Elizabeth, Schedule III, "No Stopping or Standing" to establish the south side of West Grand Street from Bellevue Street to Elmora Avenue as "No Stopping or Standing All Times". Which was received.

By the Clerk:

Letter dated April 21, 2015, from the Police Director requesting to amend Ordinance No. 4562, No Parking on the east side curb line of West End Place and Street Cleaning on Fridays 1 p.m. to 4 p.m., specifically to have the No Parking Anytime on the west side and No Parking All Times except for Street Cleaning on Monday's 1 p.m. to 4 p.m. on the east side of West End Place. Which was received.

**PETITIONS, COMMUNICATIONS, ETC.**

By the Clerk:

Letter dated April 23, 2015, from the Police Director requesting the establishment of handicapped parking spaces in front of the following locations: 324 South Park Street (personalized); 247 Fulton Street (personalized). Which was received.

By the Clerk:

Letter dated April 28, 2015, from the Police Director advising that the roadway Glimcher Realty Way has been changed by the property owner to International Boulevard. Which was received.

By the Clerk:

Letter dated April 29, 2015, from the Police Director advising that the following handicapped parking spaces are to be deleted: 108 Insee Place; 632 Court Street. Which was received.

By the Clerk:

Letter dated April 24, 2015, from the Fire Director requesting authorization to sell 25 surplus portable radios and accessories that no longer service the needs of the Elizabeth Fire Department, to the Borough of Kenilworth Fire Department for \$1.00. Which was received.

**NONE.**

**REPORTS OF CITY OFFICERS**

**ORDINANCES ON FIRST READING**

- ORD. NO. 4585 - An ordinance authorizing aerial easements and grant of easement to the Port Authority of New York and New Jersey for portions of Amboy Avenue/Bayway and a portion of South Front Street concerning the Goethals Bridge Replacement Project.
- ORD. NO. 4586 - An ordinance to vacate Krakow Street and portions of Burlington Avenue and reversion of vacated streets to adjoining properties.
- ORD. NO. 4587 - An ordinance to vacate Rockefeller Street and reversion of vacated streets to adjoining properties.
- ORD. NO. 4588 - An ordinance authorizing the vacation and sale of former Relocated Bayway Avenue.
- ORD. NO. 4589 - Amend Chapter 10.28.050, Schedule III, of the Code of the City of Elizabeth, entitled "No Stopping or Standing," specifically to establish the south side of West Grand Street, from Bellevue Street to Elmora Avenue, as "No Stopping or Standing All Times."

**ORDINANCES ON FIRST (Cont'd.)**

- ORD. NO. 4590 - Amend Ordinance No. 4562, entitled “No Parking All Times,” on the east side curb line of West End Place, specifically to have the No Parking Anytime on the west side and No Parking All Times except for Street Cleaning on Monday’s, 1:00 p.m. to 4:00 p.m. on the east side of West End Place.
- ORD. NO. 4591 - Authorize the establishment of a personalized handicapped parking space for Jose Vazquez, 324 South Park Street.
- ORD. NO. 4592 - Amend Ord. No. 3997, adopted October 28, 2008, authorizing a personalized handicapped parking space for Yldefonso Morales, 247 Fulton Street, specifically to change the name to Silvia Morales.
- ORD. NO. 4593 - Amend segments of Chapter 13.16.130 E (4) & (5) of the Code of the City of Elizabeth, to set new sewer rates effective July 1, 2015.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, MAY 26, 2015, AT 2:00 P.M. (YOUTH IN CITY GOVERNMENT DAY)**

**ORDINANCES ON FINAL PASSAGE**

- ORD. NO. 4575 - Grant an encroachment permit to Torcon, Inc. 328 Newman Springs Road, Red Bank, N.J., for the placement of temporary construction trailers within the public right-of-way of Pulaski Street for the construction of a new elementary school at Richmond Street.
- ORD. NO. 4576 - An ordinance approving the application and Financial Agreement with FRG Elizabeth Urban Renewal, LLC., 1201 Corbin Street, Elizabeth, N.J., for a thirty years tax abatement to construct a new freezer warehouse and ancillary office located on the vacated Henry Street parcel.
- ORD. NO. 4584 - Authorize the establishment of a personalized handicapped parking space for Alfredo Arias, 60 Watson Avenue.

**NEW BUSINESS**

Authorize transfers for the Fiscal Year 2015 Municipal and Sewer Utility Budgets in the amount of \$596,817.00.

In compliance with SFY 2012 Appropriations Act (Best Practices Requirement), City Council is requested to approve all payments related to accumulated/uncompensated absence benefits.

Approve the City’s Fiscal Year 2014 Corrective Action Plan concomitant with the Fiscal Year 2014 Audit Report.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Gold Type Business Machines, Inc., 351 Paterson Avenue, East Rutherford, N.J., for the furnishing of an electronic traffic ticketing system for the Police Department for a two year period in an amount not to exceed \$80,000.00.

Authorize the award of a contract to Lawmen Supply Company of New Jersey, 5521 Whitehorse Pike, Egg Harbor City, N.J., for the purchase of Police and Homeland Security equipment and supplies for the period April 21, 2015 through April 30, 2016, at a cost not to exceed \$150,000.00.

Authorize the award of a contract to Garden State Highway Products, 1740 East Oak Road, Vineland, N.J., for the purchase of reflective sheeting for the Department of Public Works, for the period April 29, 2015 through April 30, 2016, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to Atlantic Tactical of New Jersey, Inc., 763 Corporate Circle, New Cumberland, PA, for the purchase of police gear, equipment and supplies for the Police Department for the period May 1, 2015 through April 30, 2016, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Firefighter One, 26 Gail Court, Sparta, N.J., for the purchase of Police and Homeland Security equipment and supplies for the Fire Department for the period May 1, 2015 through April 30, 2016, at a cost not to exceed \$60,000.00.

Authorize the award of a contract to Firefighter One, 26 Gail Court, Sparta, N.J., for the purchase of Police and Homeland Security equipment and supplies for the Fire Department for the period May 1, 2015 through April 30, 2016, at a cost not to exceed \$60,000.00.

Authorize the award of a contract to ESI Equipment, 440 Horsham Road, Horsham, PA, for the purchase of Holmatro CORE Rescue Systems Equipment for the period May 1, 2015 through April 30, 2016, at a cost not to exceed \$40,000.00.

Reject all bids received April 21, 2015, for the provision of an administrator of records for abandoned, vacant and foreclosed properties within the City for the Department of Policy and Planning and authorize the Purchasing Agent to readvertise for same.

Rescind the resolution adopted April 28, 2015, awarding a contract to James River Insurance Group, covering professional liability insurance for the City Engineer and his staff at a cost of \$38,787.00.

Adopt a resolution consenting to an assignment of the redevelopment agreement with Elizabeth Marine Terminal, LLC, concerning property on South Front Street to be purchased and used for the trucking of sealed containers of municipal waste material subject to Waste Management of New Jersey, Inc., being awarded a contract from the City of New York.

Authorize the Tax Collector to credit senior citizen, disability and/or veteran deductions for Tax Year 2015, pursuant to a delineated list submitted April 28, 2015, in the total amount of \$4,500.00.

Authorize the Tax Collector to credit/refund a senior citizen deduction for Tax Year 2013 and 2014 on the property located at 11 John Street in the total amount of \$500.00.



NEW BUSINESS (Cont'd.)

Amend a resolution adopted December 9, 2014, awarding a contract to Jefferson Park Day Care to provide a preschool summer program, specifically to allocate an additional \$30,000.00 and to extend the term of the contract to December 31, 2015.

Adopt a resolution approving a Letter of Support for Pets First, Inc., application to the New Jersey Economic Development Authority Small Business Fund for assistance in the acquisition and renovation of real estate located at 248-256 Third Street in the amount of \$380,000.00.

Authorize the proper City officials to execute the necessary documents to the U.S. Department of Housing & Urban Development for a five (5) year Consolidated Plan for CD-41 Fiscal Year 2015-2019 funding for Community Development Grants; Emergency Solutions Grants and HOME Program Grants in the total allocation amount of \$3,207,360.00.

Authorize the proper City officials to endorse the Port Authority of New York and New Jersey's appeal of FEMA's findings and submit requested documents related to the Preliminary Revised FEMA Flood Insurance Rate Maps for the Newark Liberty International Airport.

Authorize the proper City officials to execute the necessary documents for the Union County Infrastructure and Municipal Aid Grant Program 2015 in an amount not to exceed \$200,000.00 for the demolition of the former Bayway Polish National Home located at 625 Pulaski Street and for the demolition of a dilapidated structure on 206 South Second Street.

Authorize the award of a contract to Stanley Jay Real Estate Appraisal Associates, One Morton Place, Colonia, N.J., to provide appraisal services of three City-owned vacant parcels located at 326 Magnolia Avenue, 118 Fulton Street and 339 Marshall Street, at a total cost of \$2,500.00.

Authorize an amendment to the CDBG FY 2014 Program and the Home Investment Partnership Program for FY 2011, 2012, 2013 and 2014 to reallocate funds in the total amount of \$363,264.14 .

Authorize the award of a contract to Yannuzzi Group, Inc., 135 Kinnelon Road, Kinnelon, N.J., for the demolition of 625 Pulaski Street, at a cost of \$165,444.00.

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 \$671.34.

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 \$557.27.

Rescind a resolution, adopted June 9, 2009, which authorized the establishment of a handicapped parking space in front of the premises located at 324 South Park Street.

Delete the following handicapped parking spaces from in front of the premises located at 108 Insliee Place and 632 Court Street.

Grant permission to the Director of Fire to sell twenty-five (25) surplus portable radios and accessories to the Borough of Kenilworth Fire Department for \$1.00.

Install "Autistic Child in Area" sign in the area of 1148 Hand Place.

Pay Utility Bills.

**COMMENDATIONS**

Lady Shamika Wormley, 5<sup>th</sup> Anniversary at Liberty Baptist Church  
Rev. Joseph L. & Rosylyn Adair, II

**MEMORIALS**

Jennie Cicchitto  
Bessie A. Giacalone

**ADJOURNMENT**