

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, JANUARY 26, 2016

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4660 - Grant an encroachment permit to Unique Scaffolding Systems, LLC., 808 Fairfield Avenue, Kenilworth, N.J., for the erection of a temporary sidewalk shed and scaffolding within the sidewalk area of the public right-of-way for the purpose of exterior renovations to the building at 654 Third Avenue.
- ORD. NO. 4661 - Authorize the proper City officials to negotiate and execute all necessary documents associated with the acquisition of temporary construction and permanent utility easements from AEE Real Estate Holdings, LLC., to allow the City to install a sewer pipe across private property between Division Street and Progress Street required for the Progress Street Stormwater Control Project.
- ORD. NO. 4662 - Amend Chapter 1.12.010, Section A, of the Code of the City of Elizabeth, entitled "Violations and Penalties," specifically to increase the maximum fine amount from \$1,250.00 to \$2,000.00.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 14, 2016, from the Assistant Business Administrator requesting authorization for the proper City officials to enter into and execute a Memorandum of Understanding among thirteen (13) cities that will participate in Regional Marine Response and Dispatching at no cost to the City. Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Assistant Business Administrator recommending the renewal of a contract with Community Champions, 6767 N. Wickham Road, Melbourne, Fl., for the first of four annual renewals commencing on March 16, 2016 through March 15, 2017, as the City's Administrator of Records for abandoned, foreclosed and vacant properties under the same terms and conditions. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 14, 2016, from the Assistant Business Administrator recommending the renewal of a contract with Professional Account Management, LLC, a subsidiary of Duncan Solutions, Inc, 633 W. Wisconsin Ave., Suite 1600, Milwaukee, WI, for private collection of Municipal Court Debt for a period of one year, commencing March 11, 2016 through March 10, 2017, under the same terms and conditions as the current contract at no cost to the City.
Which was received.

By the Clerk:

Letter dated January 14, 2016, from the Assistant Business Administrator recommending the award of a contract to Lawson Products, Inc., 8770 W. Bryn Mawr Ave., Ste 900, Attn: Billing Dept., Chicago, IL, for parts and repairs for road maintenance equipment for various departments for the period of January 11, 2016 through January 29, 2017, at a cost not to exceed \$50,000.00.
Which was received.

By the Clerk:

Letter dated January 15, 2016, from the Assistant Business Administrator recommending the award of a contract to Ditschman/DFFLM, LLC, 215 U.S. Highway 202, Flemington, NJ, for the purchase of one 2016 Ford Pick Up, as a replacement vehicle, for the Fire Department, through the Morris County Cooperative Pricing Council, at a total cost of \$41,957.00.
Which was received.

By the Clerk:

Letter dated January 15, 2016, from the Assistant Business Administrator recommending the award of a contract to Northeast Auto and Truck Parts, LLC, 976 Broadway, Bayonne, NJ, for the purchase of parts and repairs for road maintenance equipment including, but not limited to hydraulic pumps, motors, brushes and brakes, for the Department of Public Works for the period of January 11, 2016 through January 29, 2017, at a cost not to exceed \$500,000.00.
Which was received.

By the Clerk:

Letter dated January 15, 2016, from the Assistant Business Administrator recommending the award of a contract to Morton Salt, Inc., 123 North Wacker Drive, Chicago, IL, for the purchase of rock salt and treated salt for the Department of Public Works for the period of January 11, 2016 through January 11, 2018, at a cost not to exceed \$580,090.00.
Which was received.

By the Clerk:

Letter dated January 15, 2016, from the Assistant Business Administrator recommending the award of a contract to Ditschman/DFFLM, LLC, 215 U.S. Highway 202, Flemington, NJ, for the purchase of one 2016 Ford Cargo Van as a replacement vehicle at the total cost of \$26,069.00.
Which was received.

By the Clerk:

Letter dated January 15, 2016, from the Assistant Business Administrator recommending awarding a contract to Culinary Holdings, Inc., D/B/A Culinary Ventures Vending, 1835 Burnet Avenue, Union, NJ, for vending machine services at the Elizabeth Maintenance Facility for the period August 28, 2015 through August 27, 2016, at no cost to the City in addition to Culinary Holdings, Inc., paying the City a commission under the Union County Cooperative Purchasing Contract.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 15, 2016, from the Assistant Business Administrator requesting to amend the resolution adopted May 26, 2015, awarding a contract to General Sales Administration, t/a Major Police Supply, Kenil, NJ, for emergency lighting equipment at a cost not to exceed \$200,000.00, specifically to purchase additional equipment at a cost of \$50,000.00; increasing the original amount to \$250,000.00. Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Assistant Business Administrator requesting to amend the resolution adopted October 14, 2014, authorizing an agreement by and between the City of Elizabeth and the Elizabeth Parking Authority for the rental of parking spaces, specifically to execute a new agreement for the rental of 25 parking spaces in Lot No. 6 and 300 parking spaces in Lot No. 2 for the period of one year effective July 1, 2015 through June 30, 2016, at a rate of \$100.00 per parking space per month at a total monthly cost of \$32,500.00 or \$390,000.00 for one year. Which was received.

By the Clerk:

Letter dated January 15, 2016, from the Assistant Business Administrator requesting to amend a resolution adopted on October 27, 2015, awarding a contract to Dr. Matthew Letizia, DO FACOEP, to provide professional services covering the Medical Services at a cost not to exceed \$40,000.00, specifically to change the name to Matthew Letizia, DO Inc., as well as, add appropriate language due to the nature of the medical work involved, the City is providing Professional Liability Insurance for Medical Director and the signature line should denote that Dr. Letizia is the President of Matthew Letizia, DO, Inc. Which was received.

By the Clerk:

Letter dated January 15, 2016, from the Assistant Business Administrator requesting authorization for the proper City officials to renew the insurance policy with Fidelity & Deposit Company & Maryland, a member of Zurich Financial Services Group, Zurich Towers, 1400 American Lane, Schaumburg, IL, covering the Fidelity Blanket Bond for Public Employees Dishonesty at an annual premium of \$3,616.00. Which was received.

By the Clerk:

Letter dated January 15, 2016, from the Assistant Business Administrator recommending awarding a contract to Trinitas Regional Medical Center/CARE EAP Program, 225 Williamson Street, Elizabeth, NJ, for the implementation of an Employee Assistance Program (EAP) and Alcohol Education Program for the period commencing January 1, 2016 through December 31, 2016, at a cost not to exceed \$40,000.00. Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Assistant Business Administrator requesting authorization for the proper City officials to execute the necessary documents to transfer Urban Area Security Initiative (UASI) surplus equipment to the County of Union, Division of Public Safety, one (1) 2005 Ford F-150 heavy duty vehicle. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 7, 2016, from the Second Assistant City Attorney, on behalf of New York SMA Limited Partnership, d/b/a Verizon Wireless, is requesting Municipal Consent from the City of Elizabeth to install wireless small nodes (small antenna and radio) on existing Verizon telephone and PSE&G owned poles in the public right-of-way at 1 IKEA Drive and 814 Newark Avenue for a period of fifteen (15) years. Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Second Assistant City Attorney pursuant to the request of Councilman Grova, an ordinance amending Chapter 5.70.230, of the Code of the City of Elizabeth entitled "Violations and Penalties", specifically to increase minimum General Penalty Provision of the Code from \$100.00 to \$250.00 and increasing the maximum General Penalty Provision of the Code from \$1,000.00 to \$2,000.00 for your review and consideration. Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Chief Financial Officer advising that additional grants may be appropriated in the 2016 SFY Budget by budget amendments (Chapter 159). Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Chief Financial Officer advising that in compliance with the SFY 2016 Appropriations Act it requires your Honorable Body to approve all payments related to accumulated/uncompensated absence benefits. Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Chief Financial Officer requesting that your Honorable Body consider approving a bond ordinance authorizing the resurfacing of various roads in the amount of \$6,000,000.00 with a down payment of \$300,000.00. Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Chief Financial Officer requesting that your Honorable Body consider approving a bond ordinance authorizing the Police ID and Records Bureau Renovations consisting of interior alterations and repurposing of space to house the ID Bureau, Evidence Storage Units, and renovations to the Records Bureau and related work in the amount of \$3,500,000.00 with a down payment of \$175,000.00. Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Chief Financial Officer requesting that your Honorable Body consider approving a bond ordinance authorizing the installation of traffic lights and road resurfacing at the intersections of Elizabeth Avenue at South Street and Jacques Street in the amount of \$1,000,000.00 with a down payment of \$50,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 8, 2016, from the Director of Health and Human Services requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the continuation of the Elizabeth Municipal Alliance to support and promote drug and alcohol prevention programs throughout the City for the period July 1, 2016 to June 30, 2017 in the amount of \$75,854.00. Which was received.

By the Clerk:

Letter dated January 12, 2016, from the Director of Health and Human Services requesting authorization for the proper City officials to execute a lease agreement between the City of Elizabeth and Temple Community Development Corporation, 630 South Street, Elizabeth, NJ, to provide much needed infant child care services to Elizabeth residents with a specific focus on providing child care for Elizabeth High School students that are in need of child care to complete their education for a period of three (3) years beginning April 1, 2016 at a cost of \$1.00 per year. Which was received.

By the Clerk:

Letter dated January 12, 2016, from the Director of Health and Human Services requesting that your Honorable Body declare February 5, 2016, as National Wear Red Day to raise awareness for heart disease among women. Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Director of Planning and Community Development requesting authorization for the proper City officials to extend the due diligence review period of the Redevelopment Agreement between the City of Elizabeth and Faros-Mas Elizabeth, LLC, from January 21, 2016 to February 29, 2016. Which was received.

By the Clerk:

Letter dated January 19, 2016, from the Director of Public Works recommending awarding a contract to Hatch Mott MacDonald, 111 Wood Avenue South, Iselin, NJ to provide professional engineering services on a time and material basis at a cost not to exceed \$127,000.00, plus reimbursables. Which was received.

By the Clerk:

Letter dated January 7, 2016, from the Police Director requesting to establish handicapped parking spaces in front of the premises located at 338 Loomis Street (personalized); 1079 William Street (personalized); 942 Jackson Avenue (personalized); 627 Franklin Street (personalized); 11 Florida Street (personalized); deletions: 1054 Anna Street, 1015 Bond Street, 207 1/2 Catherine Street, 718 Madison Avenue, 775 N. Broad Street, 1030 Olive Street, 927 Van Buren, 622 Grier Avenue, 2nd Flr., 1452 Concord Place, 856 Kilsyth Street, 521 Marshall Street, 135 Berwick Street. Which was received.

By the Clerk:

Letter dated January 11, 2016, from the Police Director requesting to establish handicapped parking spaces in front of the premises located at 744 Jackson Avenue (personalized); deletions: 125 Second Street, 550 Second Avenue, 127 S. Park Street, 225 Palmer Street, 226 Marshall Street, 245 Marshall Street, 72 Livingston Street, 159 Livingston Street, 46 Fourth Street, 235 Delaware Street, 129 Court Street, 151 Chilton Street. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 12, 2016, from the Police Director requesting to establish handicapped parking spaces in front of the premises located at 445 Catherine Street (personalized); deletions: 408 Franklin Street, 602 Adams Avenue. Which was received.

By the Clerk:

Letter dated January 12, 2016, from the Director of the Elizabeth Destination Marketing Organization, 456 North Broad Street, Elizabeth, NJ, is submitting the 2016 budget for approval. Which was received.

REPORTS OF CITY OFFICERS

NONE.

ORDINANCES ON FIRST READING

- ORD. NO. 4666 - Amend Chapter 5.70.230 of the Code of the City of Elizabeth, entitled "Violations and Penalties," specifically to increase the minimum General Penalty Provision to \$200.00 and the maximum General Penalty Provision to \$2,000.00.
- ORD. NO. 4667 - Authorize the establishment of a personalized handicapped parking space for Olivia Brown, 445 Catherine Street.
- ORD. NO. 4668 - Authorize the establishment of a personalized handicapped parking space for Margarita Obando, 744 Jackson Avenue.
- ORD. NO. 4669 - Authorize the establishment of a personalized handicapped parking space for Maria C. Lopes, 942 Jackson Avenue.
- ORD. NO. 4670 - Authorize the establishment of a personalized handicapped parking space for Juanita Baskerville Walke, 1079 William Street.
- ORD. NO. 4671 - Authorize the establishment of a personalized handicapped parking space for Jose A. Mojica, Jr., 338 Loomis Street.
- ORD. NO. 4672 - Rescind Ordinance No. 4081, adopted November 10, 2009, which authorized the establishment of a Personalized Handicapped Parking Space for Azor Sneed, 1015 Bond Street.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, FEBRUARY 9, 2016, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 4660 - Grant an encroachment permit to Unique Scaffolding Systems, LLC., 808 Fairfield Avenue, Kenilworth, N.J., for the erection of a temporary sidewalk shed and scaffolding within the sidewalk area of the public right-of-way for the purpose of exterior renovations to the building at 654 Third Avenue.
- ORD. NO. 4661 - Authorize the proper City officials to negotiate and execute all necessary documents associated with the acquisition of temporary construction and permanent utility easements from AEE Real Estate Holdings, LLC., to allow the City to install a sewer pipe across private property between Division Street and Progress Street required for the Progress Street Stormwater Control Project.
- ORD. NO. 4662 - Amend Chapter 1.12.010, Section A, of the Code of the City of Elizabeth, entitled "Violations and Penalties," specifically to increase the maximum fine amount from \$1,250.00 to \$2,000.00.

NEW BUSINESS

- Authorize the proper City officials to execute a Memorandum of Understanding among thirteen (13) cities to participate in Regional Marine Response and Dispatching at no cost to the City.
- Authorize the renewal of a contract with Community Champions, 6767 N. Wickham Road, Melbourne, Florida, to serve as Administrator of Records for abandoned, vacant and foreclosed properties within the City of Elizabeth for the Department of Planning and Community Development for the first of four (4) annual renewals under the same terms and conditions.
- Authorize the renewal of the contract with Professional Account Management, LLC, a subsidiary of Duncan Solutions, Inc., 633 W. Wisconsin Avenue, Milwaukee, WI, for the Private Collection of Municipal Court Debt for a period of one year, commencing March 11, 2016 through March 10, 2017, under the same terms and conditions of the current contract at no cost to the City.
- Authorize the award of a contract to Lawson Products, Inc., 8770 W. Bryn Mawr Ave., Chicago, IL, for parts and repairs for road maintenance equipment for various departments for the period January 11, 2016 through January 29, 2017, at a cost not to exceed \$50,000.00.
- Authorize the award of a contract to Northeast Auto & Truck Parts, LLC, 976 Broadway, Bayonne, N.J., for the purchase of parts and repairs for road maintenance equipment for the Department of Public Works for the period January 11, 2016 through January 29, 2017, at a cost not to exceed \$500,000.00.
- Authorize the award of a contract to Ditschman/DFFLM, LLC., 215 U.S. Highway 202, Flemington, N.J., for the purchase of one (1) 2016 Ford Pick Up, as a replacement vehicle for the Fire Department, under the Morris County Co-Op, at a cost of \$41,957.00.
- Authorize the award of a contract to Ditschman/DFFLM, LLC., 215 U.S. Highway 202, Flemington, N.J., for the purchase of one (1) 2016 Ford Cargo Van, as a replacement vehicle for the Fire Department, at a cost of \$26,069.00.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Morton Salt, Inc., 123 North Wacker Drive, Chicago, IL., for the purchase of rock salt and treated salt for the Department of Public Works, for the period January 11, 2016 through January 11, 2018, at a cost not to exceed \$580,090.00.

Authorize the award of a contract to Culinary Holdings, Inc., d/b/a Culinary Ventures Vending, 1835 Burnet Avenue, Union, N.J., for vending machine services at the Elizabeth Maintenance Facility for the period August 28, 2015 through August 27, 2016, at no cost to the City and payment of a commission to the City under the Union County Co-Op.

Amend a resolution adopted May 26, 2015, awarding a contract to General Sales Administration, t/a Major Police Supply, 47 North Dell Avenue, Kenil, N.J., for emergency lighting equipment for the Departments of Police, Fire and Ambulance Service Bureau, at a cost not to exceed \$200,000.00, specifically to purchase additional equipment at a cost of \$50,000.00.

Amend a resolution adopted October 14, 2014, authorizing the execution of an agreement with the Elizabeth Parking Authority for the rental of parking spaces, specifically to execute a new agreement for the rental of twenty-five (25) parking spaces in Lot #6 and three hundred (300) parking spaces in Lot #2 for one year effective July 1, 2015 through June 30, 2016 at a rate of \$100.00 per parking space per month, at a total monthly cost of \$32,500.00 or \$390,000.00 for one year.

Amend a resolution adopted October 27, 2015, awarding a contract to Dr. Matthew Letizia, DO FACOEP, to provide Medical Director Services, at a cost not to exceed \$40,000.00, specifically to change the name to Matthew Letizia, DO. Inc.; add appropriate language that the City is providing professional liability insurance and to denote Dr. Letizia as President of Matthew Letizia, DO, Inc., on the signature line.

Authorize the award of a contract to Fidelity and Deposit Company of Maryland, a member of the Zurich Financial Services Group, 1400 American Lane, Schaumburg, IL., for the renewal of a policy of insurance covering the Fidelity Blanket Bond for public employees dishonesty for the period January 1, 2016 to January 1, 2017, at a cost of \$3,499.14.

Authorize the award of a contract to Trinitas Regional Medical Center/CARE EAP Program, 225 Williamson Street, Elizabeth, for the implementation of an Employee Assistance Program and an Alcohol Education Program for the period January 1, 2016 through December 31, 2016, in an amount not to exceed \$40,000.00.

Authorize the proper City officials to execute appropriate documents to transfer one (1) 2005 Ford F-150 heavy duty vehicle from the Fire Department to the County of Union, Division of Public Safety, pursuant to a Memorandum of Understanding with N.J. Office of Emergency Management, Urban Areas Security Initiative (UASI) regarding surplus equipment.

Grant a Municipal Consent for non-exclusive use of the public right-of-way for a period of fifteen (15) years and authorize the proper City officials to execute a Public Right-of-Way agreement with New York SMA Limited Partnership, d/b/a Verizon Wireless, to install wireless small network nodes on existing Verizon telephone and PSE&G owned poles in the public right-of-way at 814 Newark Avenue.

Authorize the proper City officials to execute all appropriate documents necessary for grant funds in the amount of \$75,854.00 for the continuation of the Elizabeth Municipal Alliance for the period July 1, 2016 to June 30, 2017.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to execute a lease agreement with Temple Community Development Corporation, Inc., 630 South Street, Elizabeth, to provide infant child care to Elizabeth residents with a specific focus for Elizabeth High School students in need of child care to complete their education for a period of three (3) years commencing April 1, 2016, at a cost of \$1.00 per year.

Authorize the proper City officials to extend the due diligence review period of the Redevelopment Agreement between the City and Faros-Mas Elizabeth, LLC, from January 21, 2016 to March 15, 2016.

Authorize the award of a contract to Hatch Mott MacDonald, 111 Wood Avenue South, Iselin, N.J., to provide professional engineering services on a time and material basis in connection with the Conditions Assessment of the Easterly Interceptor – South Section at a cost not to exceed \$127,000.00, plus reimbursables.

Establish a handicapped parking space in front of the premises located at 247 Clark Place.

Establish a handicapped parking space in front of the premises located at 241 Clark Place.

Delete the following handicapped parking spaces from in front of the premises located at: 1054 Anna Street; 207½ Catherine Street; 718 Madison Avenue; 775 North Broad Street; 1030 Olive Street; 927 Van Buren; 125 Second Street; 550 Second Avenue; 127 South Park Street; 225 Palmer Street; 226 Marshall Street; 245 Marshall Street; 72 Livingston Street; 159 Livingston Street; 46 Fourth Street; 235 Delaware Street; 129 Court Street; 151 Chilton Street; 622 Grier Avenue; 1452 Concord Place; 856 Kilsyth Road; 521 Marshall Street; 135 Berwick Street; 408 Franklin Street; 602 Adams Avenue.

Declare February 5, 2016 as National Wear Red Day to raise awareness of heart disease among women.

Declare February, 2016, African-American History Month and to commemorate the City-wide Proclamation Signing Program to be held on February 1, 2016 at City Hall at 4:30 p.m.

Utility Bills.

Approve Bingo and Raffle licenses

COMMENDATIONS:

Elizabeth Fire Department
Union Fire Department
Hillside Fire Department
Springfield Fire Department
Roselle Fire Department
Westfield Fire Department

Metro Strike Force:

City of Newark Fire Department
City of Jersey City Fire Department
City of Hoboken Fire Department
City of Bayonne Fire Department

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(Response Team
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(November 11, 2015
(House Explosion
(Magnolia Avenue
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NEW BUSINESS (Cont'd.)

North Hudson Regional Fire Department ()
Township of Morristown Fire Department ()
Township of Millburn Fire Department ()
County of Middlesex Fire Academy ()
Port Authority of New York/New Jersey Police Department ()
EMS Personnel (Response Team ()

Mutual Aid Agencies:

Trinitas BLS & ALS ()
Fanwood EMS (November 11, 2015 ()
Union County EMS (House Explosion ()
Union Emergency Medical Unit (Magnolia Avenue ()
Springfield EMS ()
Monoc BLS, ALS &MD & Supervisor ()
Roselle Park EMS Rehab Unit ()
University Hospital EMS ALS Unit 2303 ()

MEMORIALS:

Lucas Zegarra, Student, School No. 23
Fr. Gennaro Sesto, SDB
Adriano Esteves
Catherine Alston, Mother of William Alston,
Department of Health & Human Services

ADJOURNMENT