

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MARCH 26, 2013

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4362 - Authorize a Refunding Bond Ordinance in an amount not to exceed \$1,600,000.00, to refund 2004 Early Retirement Bonds (ER) for a cost savings to tax payers of the City by refinancing existing debt service obligations for said bonds.
- ORD. NO. 4363 - Authorize the establishment of a personalized handicapped parking space for Anna Gorska, 10 ½ Boyle Place.
- ORD. NO. 4364 - Authorize the establishment of a personalized handicapped parking space for Juan F. Navidad-Munoz, 83 Westfield Avenue.
- ORD. NO. 4365 - Authorize the establishment of a personalized handicapped parking space for Leon Foster, 733 Jersey Avenue.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 11, 2013, from His Honor the Mayor advising that subject to confirmation of your Honorable Body, I herewith re-appoint Ms. Wynona J. Ancrum, 205 First Street, Elizabeth, NJ, to serve as a Member of the Elizabeth Housing Authority for a five year term effective April 29, 2013.
Which was received.

By the Clerk:

Letter dated March 14, 2013, from the Business Administrator recommending the award of a contract to Mid Atlantic Truck Center, 525 Linden Avenue West, Linden, NJ, for auto parts for heavy duty vehicles for various departments for the period of March 12, 2013 through March 17, 2014, at a cost not to exceed \$100,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 15, 2013, from the Business Administrator recommending the award of a contract to Associated Auto Parts, 300 East Elizabeth Avenue, Linden, NJ, for auto parts for heavy duty vehicles for various departments for the period of March 12, 2013 through March 17, 2014, at a cost not to exceed \$100,000.00. Which was received.

By the Clerk:

Letter dated March 15, 2013, from the Business Administrator recommending the award of a contract to Air Brake & Equipment, 225 Route 22 West, Hillside, NJ, for auto parts for heavy duty vehicles for various departments for the period of March 12, 2013 through March 17, 2014, at a cost not to exceed \$75,000.00. Which was received.

By the Clerk:

Letter dated March 15 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 \$86,265.70. Which was received.

By the Clerk:

Letter dated March 15, 2013, from the Business Administrator recommending the award of a contract to Campbell Freightliner, LLC, 145 Talmadge Road, Suite 8, P.O. Box 770, Edison, NJ, for auto parts for heavy duty vehicles, including but not limited to brakes, pumps, radiators and fuel tanks, for Freightliner Trucks for various departments for the period of March 12, 2013 through March 17, 2014, at a cost not to exceed \$100,000.00. Which was received.

By the Clerk:

Letter dated March 15, 2013, from the Business Administrator recommending the award of a contract to Delta Products, 343 Somerset Street, Stirling, NJ, for auto parts for heavy duty vehicles, including but not limited to screws, nuts, bolts, and tubing cable ties, for various departments for the period of March 12, 2013 through March 17, 2014, at a cost not to exceed \$50,000.00. Which was received.

By the Clerk:

Letter dated March 15, 2013, from the Business Administrator recommending the award of a contract to Route 23 Auto Mall, 1301 Route 23 South, Butler, NJ, for auto parts for heavy duty vehicles, including but not limited to brakes, engine parts and filters, for various departments for the period of March 12, 2013 through March 17, 2014, at a cost not to exceed \$50,000.00. Which was received.

By the Clerk:

Letter dated March 18, 2013, from the Business Administrator recommending the award of a contract to Aris Painting & Contracting, 52 Campbell Avenue, Edison, NJ, for the furnishing of painting 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 for a total of \$200,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 18, 2013, from the Business Administrator recommending the award of a contract to East Coast Emergency Lighting, 200 Mecco Drive, Millstone Township, NJ, for the purchase of emergency lighting and installation for the Police Department for the period of March 14, 2013 through March 15, 2015, at a cost not to exceed \$150,000.00.
Which was received.

By the Clerk:

Letter dated March 18, 2013, from the Business Administrator requesting authorization for the proper City officials to accept a sub-grant award of the Federal Fiscal Year 2012 from the Department of Homeland Security Emergency Management Performance Grant Program Funding for the purpose of enhancing the City of Elizabeth's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies in the amount of \$10,000.00.
Which was received.

By the Clerk:

Letter dated March 19, 2013, from the Business Administrator recommending the award of a contract to Lawson Products, Inc., 530 Palmer Farm Dr., Yardley, PA, for auto parts for heavy duty vehicles for the various departments for the period of March 12, 2013 through March 17, 2014, at a cost not to exceed \$75,000.00.
Which was received.

By the Clerk:

Letter dated March 19, 2013, from the Business Administrator requesting authorization for the Purchasing Agent to advertise for Proprietary Sealed Bids with Elizabeth Fire Department specifications to purchase Universal Gold Foam.
Which was received.

By the Clerk:

Letter dated March 18, 2013, from the Second Assistant City Attorney requesting that your Honorable Body consider to rescind and waive all tax, interest and penalties imposed upon the property located at 10 Cherry Street from January 1, 2008 forward, as well as interest and penalties for the third (3) and fourth (4) quarters of Tax Year 2007; the Union County Improvement Authority will be responsible for payment of the tax for the third (3) and fourth (4) quarters for Tax Year 2007.
Which was received.

By the Clerk:

Letter dated March 19, 2013, from the Chief Financial Officer advising that additional grants may be appropriated in the 2013 SFY Budget by budget amendments
Which was received.

By the Clerk:

Letter dated March 19, 2013, from the Chief Financial Officer advising that in compliance with the SFY 2013 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 4, 2013, 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 Petco Foundation Capital Grant to provide funds for new buildings, existing building repairs and equipment, specifically to construct a new animal shelter in the City of Elizabeth in an amount not to exceed \$2,000,000.00; with no match requirement.
Which was received.

By the Clerk:

Letter dated March 8, 2013, from the Director of Health and Human Services requesting authorization for the proper City officials to disburse the sum of \$24,320.00 to the Elizabeth Board of Education for the use of Nicholas Murray Butler School #23 to offer the S.O.A.R. After-School Program for the City of Elizabeth youth ages 6-13 for the period of October 15, 2012 through June 14, 2013.
Which was received.

By the Clerk:

Letter dated March 18, 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 continue serving as the Licensed Site Remediation Professional and to commence soil cleanup and preparation of a Remedial Action Order for the period of March 26, 2013 through March 25, 2014, at a cost not to exceed \$1,695,850.00, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:

Letter dated March 15, 2013, from the Director of Public Works recommending the award of a contract to A-Tech Concrete Company, Inc., 11 Taylor road, Edison, NJ, for the site clearing and construction of approximately 20,000 sq. ft. multi-purpose recreational facility complete with a skate park, playground area, gaming tables and gathering areas at the Charles Holland Memorial Playground and Skate Park at a cost of \$598,322.00.
Which was received.

By the Clerk:

Letter dated March 18, 2013, from the Director of Public Works recommending the award of a contract to James R. Guerra, P.A., 55 Jefferson Avenue, Elizabeth, NJ, to provide architectural services for the preparation of the preliminary design of renovations to the Mickey Walker Recreation Center at a cost not to exceed \$7,500.00, plus reimbursables.
Which was received.

By the Clerk:

Letter dated February 25, 2013, from the Frank O. Mazza Civic Association, 630 Third Avenue, Elizabeth, NJ, requesting permission to host the Saint Vito Festival to be held during the evenings of June 20 through June 23, 2013, from 6:30 p.m. to 10:30 p.m. and to have a Saint Vito Procession through the streets of Little Italy of Elizabeth, ending at the corner of High Street and Fourth Avenue, in front of the Vallatase Club Hall and requesting to have all festival fees, including vendor fees, waived.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated March 26, 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, March 22, 2013.
Which was received.

By the Clerk:

Letter dated March 11, 2013, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and disbursements for the month of December, 2012, and Statement of Bank Balances and Investments as of December 31, 2012.
Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 4366 - Authorize the establishment of a one-year moratorium for the issuance of summonses and enforcement of certain provisions of Chapter 10.28.040 and Chapter 10.28.050 of the Code of the City of Elizabeth relating to No Parking: 8:00 A.M. to 4:00 P.M., During School Hours, on Ripley Place and Third Street.

ORD. NO. 4367 - Authorize the establishment of a personalized handicapped parking space for Olga I. Briceno, 848 Martin Street.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, APRIL 9, 2013, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 4362 - Authorize a Refunding Bond Ordinance in an amount not to exceed \$1,600,000.00, to refund 2004 Early Retirement Bonds (ERI) for a cost savings to tax payers of the City by refinancing existing debt service obligations for said bonds.

ORD. NO. 4363 - Authorize the establishment of a personalized handicapped parking space for Anna Gorska, 10 ½ Boyle Place.

ORD. NO. 4364 - Authorize the establishment of a personalized handicapped parking space for Juan F. Navidad-Munoz, 83 Westfield Avenue.

ORD. NO. 4365 - Authorize the establishment of a personalized handicapped parking space for Leon Foster, 733 Jersey Avenue.

NEW BUSINESS

In compliance with SFY 2013 Appropriations Act (Best Practices Requirement)" City Council is requested to approve all payments related to accumulated/uncompensated absence benefits.

NEW BUSINESS (Cont'd.)

Confirm the reappointment of Ms. Wynona J. Ancrum, 205 First Street, Elizabeth, to serve as a member of the Elizabeth Housing Authority for a term of five (5) years, commencing April 29, 2013.

Authorize the award of a contract to Mid Atlantic Truck Center, 525 Linden Avenue West, Linden, N.J., for the purchase of auto parts for heavy duty vehicles for various departments for the period March 12, 2013 through March 17, 2014, at a cost of not to exceed \$100,000.00.

Authorize the award of a contract to Associated Auto Parts, 300 East Elizabeth Avenue, Linden, N.J., for the purchase of auto parts for heavy duty vehicles for various departments, for the period March 12, 2013 through March 17, 2014, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Air Brake & Equipment, 225 Route 22 West, Hillside, N.J., for the purchase of auto parts for heavy duty vehicles for various departments for the period March 12, 2013 through March 17, 2014, at a cost not to exceed \$75,000.00.

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 \$86,265.70.

Authorize the award of a contract to Campbell Freightliner, LLC, 145 Talmadge Road, Edison, N.J., for the purchase of auto parts for heavy duty vehicles for various departments for the period March 12, 2013 through March 17, 2014, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Delta Products, 343 Somerset Street, Stirling, N.J., for the purchase of auto parts for heavy duty vehicles for various departments for the period March 12, 2013 through March 17, 2014, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to Route 23 Auto Mall, 1301 Route 23 South, Butler, N.J., for the purchase of auto parts for heavy duty vehicles for various departments, for the period March 12, 2013 through March 17, 2014, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to Aris Painting & Contracting, 52 Campbell Avenue, Edison, 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 East Coast Emergency Lighting, 200 Mecco Drive, Millstone Township, N.J., for the purchase of emergency lighting and installation for the Police Department, for the period March 14, 2013 through March 15, 2015, at a cost not to exceed \$150,000.00.

Authorize the proper City officials to accept a Subgrant award of the Federal Fiscal Year 2012 of Department of Homeland Security Emergency Management Performance Grant Program funding in the amount of \$10,000.00 to assist in the operation of Emergency Management.

Authorize the award of a contract to Lawson Products, Inc., 530 Palmer Farm Drive, Yardley, PA., for the purchase of auto parts for heavy duty vehicles for various departments for the period March 12, 2013 through March 17, 2014, at a cost not to exceed \$75,000.00.

NEW BUSINESS (Cont'd.)

Permit the Purchasing Agent to advertise for Proprietary Sealed Bids with Elizabeth Fire Department specifications to purchase Universal Gold Foam.

Authorize the proper City officials to waive taxes, interest and penalties on the property located at 10 Cherry Street from January, 2008 forward and for the third and fourth quarter of Tax Year 2007, with the provision the Union County Improvement Authority will be responsible for payment of taxes for the third and fourth quarter of Tax Year 2007.

Authorize the proper City officials to execute all necessary documents for the Petco Foundation Capital Grant in an amount not to exceed \$2,000,000.00 to construct a new animal shelter in the City, with no match requirement.

Authorize the expenditure of \$24,320.00 to the Elizabeth Board of Education, 500 North Broad Street, Elizabeth, for security and custodial services for the S.O.A.R. After-School Program utilizing Nicholas Murray Butler School #23 for the period October 15, 2012 through June 14, 2013.

Authorize the award of a contract to Dynamic Earth, LLC. 245 Main Street, Chester, N.J., to continue serving as the Licensed Site Remediation Professional (LSRP) to commence soil cleanup and preparation of a Remedial Action Order at the former New Jersey Transit Bus Garage, 865 Livingston Street, for the period March 26, 2013 through March 25, 2014, at a cost not to exceed \$1,695,850.00, unless further authorized by City Council.

Authorize the award of a contract to A-Tech Concrete Company, Inc., 11 Taylor Road, Edison, N.J., for site clearing and construction of a multi-purpose recreational facility at the Charles Holland Memorial Playground and Skate Park, at a cost of \$598,322.00.

Authorize the award of a contract to James R. Guerra, P.A., 55 Jefferson Avenue, Elizabeth, to provide professional architectural services in connection with the preliminary design of renovations to the Mickey Walker Recreation Center, at a cost not to exceed \$7,500.00, plus reimbursables.

Permit the Frank O. Mazza Civic Association, 630 Third Avenue, Elizabeth, N.J., to host the St. Vito Procession and Feast at the Vallatese Club Hall, corner of Fourth Avenue and High Street, on June 20 through 23, 2013, from 6:30 p.m. to 10:30 p.m.

Grant permission to place a Vanity Street Sign in remembrance of Frances Scott Walker, Jr., in the block of South Park Street, between First and Front Street.

Authorize the establishment of a loading zone for S & B Refrigeration, 1011-1015 East Grand Street, to be installed on the north side of East Grand Street, beginning 97 feet east of Oak Street and continuing 64 feet east thereof, Monday through Friday, 9:00 a.m. to 6:00 p.m.

Rescind a resolution adopted September 26, 2000, establishing a handicapped parking space in front of the premises located at 848 Martin Street, specifically to make same a "Personalized" handicapped parking space.

Authorize settlement in the workers compensation litigation matter of Conoshenti v. the City of Elizabeth, in the total amount of \$15,000.00.

Pay utility bills.

Approve Bingo and Raffle licenses.

COMMENDATIONS

Claudette Colbin, fifteen year old teenager for refusing to give up her seat on a bus, prior to the Rosa Parks incident.

MEMORIALS

Idella LaPierre, Trustee, Free Public Library
Charles Paul “The Pump” Amone, Elizabeth Fire Department

ADJOURNMENT