

Official Agenda

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, APRIL 22, 2014

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4459 - Authorize the adoption of a Bond Ordinance in the amount of \$5,000,000.00, with a down payment of \$250,000.00, for the resurfacing of various roads.
- ORD. NO. 4460 - Authorize the establishment of a personalized handicapped parking space for Francisco Davila, 317 Niles Street.
- ORD. NO. 4461 - Amend Chapter 10.08.010 of the Code of the City of Elizabeth, entitled "Stop Intersections," specifically to add a four-way stop at the intersection of Third Street and Pine Street and the installation of a "Stop Sign Warning" one hundred (100) feet before the stop signs at said intersection.
- ORD. NO. 4462 - Authorize the adoption of a Special Emergency Appropriation Ordinance in the amount of \$1,000,000.00 for contractually required severance liabilities resulting from the retirement of employees pursuant to N.J.S.A. 40a:4-53(h).

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated April 9, 2014, from the Business Administrator recommending awarding a contract to Maffey's Lock & Safe Co., Inc., 1172 East Grand Street, Elizabeth, NJ, to purchase Locksmith Services and Locking Hardware for various departments for the period of April 1, 2014 through April 1, 2016, at a cost not to exceed \$150,000.00.
Which was received.

By the Clerk:

Letter dated April 9, 2014, from the Business Administrator recommending awarding a contract to W. B. Mason Co., 535 Secaucus Road, Secaucus, NJ, for the purchasing of Office Supplies, including toner and cartridges for printers and fax machines, for all departments and divisions under the Somerset County Co-Op for the period of April 1, 2014 through March 31, 2016 at a cost not to exceed \$300,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated April 9, 2014, from the Business Administrator recommending the award of a contract to Quality Communications, 1985 Swarthmore Avenue, Suite 4, Lakewood, NJ, for the purchase of two (2) Toughbook Tablets for the Fire Department at a total cost of \$9,941.70.
Which was received.

By the Clerk:

Letter dated April 9, 2014, from the Business Administrator recommending the award of a contract to Gen-EI Safety Products, 961 Route 10 East, Suite 2M, Randolph, NJ, for the purchase of miscellaneous HazMat gear at a total cost of \$37,001.64.
Which was received.

By the Clerk:

Letter dated April 9, 2014, from the Business Administrator recommending the award of a contract to Edmunds & Associates, 301A Tilton Road, Northfield, NJ, for Software and Hardware Support/Annual Software Maintenance for tax collection, financial accounting and electronic requisitions for the Offices of Finance, Purchasing and Revenue for the period of January 1, 2014 through December 31, 2014 in the amount of \$33,285.00.
Which was received.

By the Clerk:

Letter dated April 10, 2014, from the Business Administrator requesting to rescind the resolution adopted October 24, 2006, designating MAR Acquisition Group, LLC, as redeveloper for Parcel C, specifically to de-designate MAR Acquisition Group, LLC, as redeveloper of Parcel C within the Midtown Redevelopment Area and authorize the proper City officials to execute all documents pertaining to the de-designation of MAR Acquisition Group, LLC, for Parcel C.
Which was received.

By the Clerk:

Letter dated April 11, 2014, from the Business Administrator requesting your Honorable Body to consider designating the month of April as National "Donate Life" Month in observance of the life saving benefits and awareness of organ and tissue donation and transplantation.
Which was received.

By the Clerk:

Letter dated April 14, 2014, from the Business Administrator requesting that City Council reject all bids received on April 8, 2014, for the furnishing of Traffic Signal Parts for the Electrical Bureau of the Police Department and authorize the Purchasing Agent to re-advertise for same with substantially revised specifications.
Which was received.

By the Clerk:

Letter dated April 15, 2014, from the Chief Financial Officer advising that additional grants may be appropriated in the 2014 SFY Budget by budget amendments
Which was received.

By the Clerk:

Letter dated April 15, 2014, from the Chief Financial Officer requesting permission for the Dedication By Rider for donations/acceptance of bequests and gifts from the Elizabeth Housing Authority to support the event "Empowering Women for the 21st Century" as required by NJSA 40A:5-29.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated April 15, 2014, from the Chief Financial Officer advising, that in compliance with the SFY 2014 Appropriations Act, requires that the Honorable City Council approve all payments related to accumulated/uncompensated absence benefits.

Which was received.

By the Clerk:

Letter dated April 15, 2014, from the Chief Financial Officer requesting authorization for the proper City officials to submit a request to the Director, Division of Local Finance, to make the following corrections in the 2014 Municipal Budget; Matching Funds-City's Share from \$653,068.00 to \$634,105.00; Local Share: Municipal Alliance -- Local Share from -0- to \$18,963.00.

Which was received.

By the Clerk:

Letter dated April 15, 2014, from the Chief Financial Officer requesting that your Honorable Body consider a resolution authorizing a special emergency appropriation in order to fund contractually required severance liabilities resulting from the retirement of employees in an amount not to exceed \$1,000,000.00.

Which was received.

By the Clerk:

Letter dated April 15, 2014, from the Chief Financial Officer reporting the results of the recent sale of \$15,000,000 Bond Anticipation Notes, Series 2014, consisting of \$12,000,000 Sewer Utility Bond Anticipation Notes and \$3,000,000 General Capital Bond Anticipation Notes and \$1,200,000 Special Emergency Notes, Series 2014.

Which was received.

By the Clerk:

Letter dated April 15, 2014, from the Chief Financial Officer requesting authorization for the proper City officials to amend the contract dated July 23, 2013, with Blau & Blau, Springfield, NJ, to be the primary legal representative of the City in all matters relating to the defense of tax appeals in an amount not to exceed \$130,000, specifically to represent its interest to propose and file tax appeals to increase property tax assessments; the City will pay twenty five percent (25%) of the amount of increased tax associated with final judgments of the Union County Board of Taxation or the New Jersey Tax Court, if the case is settled without necessity of an appraisal; the City will pay one third (33.33%) of the amount of the increased tax associated with final judgments of the Union County Board of Taxation or the New Jersey Tax Court if a real estate appraisal of the subject property is obtained; Blau & Blau will pay all costs associated with filing and prosecuting the tax appeals including but not limited to filing fees, expert witnesses, preparation of trial exhibits, copying and postage; the City will be responsible for any of the costs associated with the appeals except for attorney fees for Blau & Blau; the City will not be obligated to pay Blau & Blau for increased revenues not directly arising from judgments of the New Jersey Tax Court or Union County Board of Taxation; Blau & Blau compensation will be deemed earned when final judgment is entered.

Which was received.

By the Clerk:

Letter dated April 14, 2014, from the Director of Health and Human Services requesting authorization to enter into an agreement with the Rutgers Biological Health Sciences at Rutgers to provide diagnosis, treatment, monitoring, case management and field services for residents of Elizabeth with confirmed or suspect tuberculosis disease for the period of January 1, 2014 through December 31, 2014 in an amount not to exceed \$46,729.00.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated April 9, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute all documents necessary to submit a Five Year Consolidated Plan for Fiscal Year 2014 - 2018 the applications for funding for the following formula grant allocations: Community Development Block Grant (CDBG) \$2,274,538; Emergency Solutions Grant (ESG) \$168,692; and HOME \$689,824 to the U.S. Department of Housing and Urban Development (HUD).
Which was received.

By the Clerk:

Letter dated April 14, 2014, from the Director of Planning and Community Development requesting authorization to amend the resolution adopted February 11, 2014, with the Elizabeth Development Company for the existing contract period of July 1, 2012 to December 31, 2013; specifically to amend the contract period to December 31, 2013 to December 31, 2014.
Which was received.

By the Clerk:

Letter dated April 15, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute a grant agreement with the Elizabeth Development Company for FY39 Community Development Block Grant funds for economic development purposes for the period July 1, 2013 to December 31, 2014 in the amount of \$491,139.14 of which \$319,240.44 shall be utilized for the construction of the Siloam Hope CDC African American Cultural Center project.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated April 2, 2014, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and Disbursements for the month of November, 2013, and Statement of Bank Balances and Investments as of November 31, 2013.
Which was received.

By the Clerk:

Letter dated April 15, 2014, from the Chief Financial Officer submitting the results of the recent sale of \$15,000,000 Bond Anticipation Notes sold April 10, 2014.
Which was received.

NONE.

ORDINANCES ON FIRST READING

ORDINANCES ON FINAL PASSAGE

ORD. NO. 4459 - Authorize the adoption of a Bond Ordinance in the amount of \$5,000,000.00, with a down payment of \$250,000.00, for the resurfacing of various roads.

ORDINANCES ON FINAL (Cont'd.)

- ORD. NO. 4460 - Authorize the establishment of a personalized handicapped parking space for Francisco Davila, 317 Niles Street.
- ORD. NO. 4461 - Amend Chapter 10.08.010 of the Code of the City of Elizabeth, entitled "Stop Intersections," specifically to add a four-way stop at the intersection of Third Street and Pine Street and the installation of a "Stop Sign Warning" one hundred (100) feet before the stop signs at said intersection.
- ORD. NO. 4462 - Authorize the adoption of a Special Emergency Appropriation Ordinance in the amount of \$1,000,000.00 for contractually required severance liabilities resulting from the retirement of employees pursuant to N.J.S.A. 40a:4-53(h).

NEW BUSINESS

Authorize an amendment to the Fiscal Year 2014 Budget to insert, as an Item of Revenue, a Department of Homeland Security Responder Accountability Grant on behalf of the Port Authority of New York/New Jersey (Increase adjustment of 2011) in the amount of \$100,000.00.

Authorize a Dedication by Rider in the Fiscal Year 2014 budget for donations/ acceptance of bequests and gifts from the Elizabeth Housing Authority to support the "Empowering Women for the 21st Century event as required by NJSA 40A:5-29.

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

Authorize the proper City officials to submit a request to the Director, Division of Local Finance, to make corrections in the City's 2014 Fiscal Year Municipal Budget to account for Change of Title or Text of Appropriation approved subsequent to the adopted budget.

Authorize the adoption of a resolution providing for a special emergency appropriation to fund the cost of accumulated severance liabilities resulting from retirements in fiscal year 2014, concomitant with Ordinance No. 4462.

Amend a resolution adopted July 23, 2013, authorizing the award of a contract to Blau & Blau, Esqs., for the defense of tax appeals in an amount not to exceed \$130,000.00, specifically to include compensation based on the contingent results of tax appeals filed and prosecuted for properties that are significantly under- assessed.

Authorize the award of a contract to Maffey's Lock & Safe Company, Inc., 1172 East Grand Street, Elizabeth, N.J., under the Union County Cooperative Purchasing Contract, for the purchase of locksmith services and locking hardware for various departments, for the period April 1, 2014 through April 1, 2016, at a cost not to exceed \$150,000.00.

Authorize the award of a contract to W.B. Mason Company, Inc., 535 Secaucus Road, Secaucus, N.J., for the purchase of office supplies, toner and cartridges for printers and fax machines for all departments, under the Somerset County CO-OP, for the period April 1, 2014 through March 31, 2016, in an amount not to exceed \$300,000.00.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Quality Communications, 1985 Swarthmore Avenue, Lakewood, N.J., for the purchase of two (2) Toughbook Tablets for the Fire Department, at a total cost of \$9,941.70.

Authorize the award of a contract to Gen-El Safety and Industrial Products, 961 Route 10 East, Randolph, N.J., for the purchase of a miscellaneous HazMat gear for the Fire Department, at a total cost of \$37,001.64.

Authorize the award of a contract to Edmunds and Associates, Inc., 301A Tilton Road, Northfield, N.J., for the Software and Hardware Support/Annual Software Maintenance for the Departments of Finance, Purchasing and Revenue, for the period January 1, 2014 through December 31, 2014, in the amount of \$33,285.00.

Rescind the resolution adopted October 24, 2006, designating MAR Acquisition Group as the redeveloper for Parcel C, specifically to de-designate MAR Acquisition Group, LLC, as redeveloper of Parcel C within the Midtown Redevelopment Area and execute all documents pertaining to the de-designation of MAR Acquisition Group, LLC, for Parcel C.

Reject all bids received on April 8, 2014, for the furnishing of Traffic Signal Parts for the Electrical Bureau of the Police Department and authorize the Purchasing Agent to readvertise for same with substantially revised specifications.

Authorize the proper City officials to enter into an agreement with the Rutgers Biological Health Sciences at Rutgers to provide diagnosis, treatment, monitoring, case management and field services for City residents confirmed or suspected of tuberculosis disease for the period January 1, 2014 to December 31, 2014, in an amount not to exceed \$46,729.00.

Authorize the proper City officials to submit to the U.S. Department of Housing and Urban Development (HUD) a Five (5) Year Consolidated Plan for CD-40 for Fiscal Year 2014-2018 funding for Community Development Block Grants; Emergency Solutions Grants and HOME Program funds.

Amend the resolution adopted February 11, 2014, with the Elizabeth Development Company for the existing contract period of July 1, 2012 to December 31, 2013, specifically to amend the contract period to December 31, 2013 to December 31, 2014.

Establish a handicapped parking space in front of the premises located at 940 Sheridan Avenue.

Designate April as National "Donate Life" Month.

Pay utility bills.

Approve Bingo and Raffle licenses.

COMMENDATIONS

Eight Annual Elizabeth's Promise Scholarship Program:

Sondra Toll – Educators Award
Adiyah Atwood – Sandra Toll Performing Arts Scholarship
Nicole Alzate – The Anthony J. DiMaggio Law Enforcement Scholarship
Darwin Baide – The Rebecca Aiello Exceptional Academic Award
Ericka Alfaro – The Lumina Pacheco English Award
Irma Granados – The Phillips 66 Bayway Refinery Excellence In Science
Anthony Colletti, Jr. – The Elizabeth Promise Scholar Athlete Award
Tyler Arias – The Councilman Manny Grova Scholarship
Wilmar Rusingue – The Councilman Carlos Torres Scholarship
Paola Patti – The Jose M. Rodriguez Future Teacher Award
Angel Veloz – The Nufrio, Jr. Academic Excellence Award
Anthony Tassi – The Joan Tomek Outstanding Educator Award
Angela Pineda – The Thomas Jefferson High School Award
Jessenia Palacio – The Elizabeth High School Upper Academy Class of 2007 Award
Imani Miller – The Elizabeth High School Jefferson House Class of 2003 Award
Mikayla Singleton – The Dr. Miguel Guilare Scholarship
Hermione Brice – The Charlene Bathelus Blue Pearl Scholarship
Elizabeth Tramontana – The Elizabeth Fire Officers IAFF Local 2040 Scholarship
Emily Sosa – The Elizabeth's Promise Future Nurse Award
Christopher Markowitz – The Anthony and Santina Conte Memorial Scholarship
Willy Silva – The Superfoods Academic Award

Ina Silva, Recognition for Autism Awareness
Someone's Daughter Inc., Educating young females to strive for success

MEMORIALS

Phyllis I. Hamilton
Domenica Pugliese
Nicolina Maimone
Paulo H. Fonseca

ADJOURNMENT 8:05 P.M.