CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, DECEMBER 11, 2012

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

ORD. NO. 4348 - Amend Ordinance No. 4010, specifically to reflect the salary adjustments and State Health Benefits Plan cost-sharing of premium payments for City Council Members, the Mayor and Department Directors.

ORD. NO. 4349 - Authorize the execution of a lease agreement between the City of Elizabeth and U. S. Representative Albio Sires for the use of office space at the Stephen Sampson Senior Center, 800-828 Anna Street, for a period of two years at no rental fee.

ORD. NO. 4350 - Grant an encroachment permit to Sovereign Consulting, Inc., 111-A N. Gold Drive, Robbinsville, NJ, to install two (2) groundwater monitoring wells along the public right-of-way within the sidewall adjacent to 1089-1099 Elizabeth Avenue.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated November 30, 2012, from His Honor the Mayor subject to your confirmation, advice, and consent hereby appoints Edward Sisk to serve as Acting Director of the Fire Department on an as-needed basis for the period of November 28, 2012 to February 28, 2013, at the rate of $50.00 an hour.
Which was received.

By the Clerk:
Letter dated November 27, 2012, from the Business Administrator recommending the award of a contract to Maser Consulting P.A., One River Centre – Building Two, 331 Newman Springs Road, Suite 203, Red Bank, NJ, to provide professional engineering services, inclusive of Civil Engineering, Construction Administration and Educational Services, for the winterization and re-opening of the Mickey Walker Spray Park Facility in the amount of $12,650.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated November 28, 2012, from the Business Administrator recommending the award of a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ, for the purchase of five (5) 2013 Ford Explorers for the Police Department, under their State Contract A83013, at a total cost of $152,665.00.
Which was received.

By the Clerk:
Letter dated November 29, 2012, from the 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 employee dishonesty for the period of January 1, 2013 to January 1, 2014, at an annual premium of $4,049.99.
Which was received.

By the Clerk:
Letter dated November 29, 2012, from the Business Administrator recommending the award of a contract to National Terminal, Inc., 175 Orange Street, Newark, NJ, for the purchase of diesel fuel for the Public Works Marina for the period of November 1, 2012 through October 31, 2013, at a cost not to exceed $150,000.00.
Which was received.

By the Clerk:
Letter dated November 29, 2012, from the Business Administrator recommending the award of a contract to Language Line Services, Inc., P.O. Box 202564, Dallas, Texas, for Telephone Interpreter Services for the Police Department and the Municipal Court Division for the period of November 1, 2012 through October 31, 2013, at a cost not to exceed $50,000.00.
Which Was Referred To Council As A Whole.

By the Clerk:
Letter dated November 30, 2012, from the Business Administrator recommending the award of a contract to Northeast Auto & Truck Parts, LLC, Division of Capital Supply, Inc., 976 Broadway, Bayonne, NJ, for the purchase of automotive parts and accessories to include but not limited to brakes, filters and spark plugs for the Department of Public Works for the period of November 25, 2012 through December 25, 2012, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated November 30, 2012, from the Business Administrator recommending the award of a contract to Global, c/o BFI, 17 West Snow Road, Marlton, NJ, for the purchase of tables for the Police Department in the amount of $8,925.84.
Which was received.

By the Clerk:
Letter dated November 30, 2012, from the Business Administrator requesting that City Council reject all bids received November 27, 2012, for the furnishing of miscellaneous hardware supplies for various departments and to authorize the Purchasing Agent to rebid for same.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated December 4, 2012, from the Business Administrator recommending the award of a contract to Edmunds & Associates, 301A Tilton Road, Northfield, NJ, for the Software and Hardware Support/Annual Software Maintenance for the Department of Finance, Purchasing and Revenue, for a period of one year in the amount of $33,285.00.
Which was received.

By the Clerk:
Letter dated December 4, 2012, from the Business Administrator requesting authorization for the proper City officials to enter into and execute a Shared Services/ Intergovernmental Agreement with the County of Union for access to and use of State of New Jersey's and County of Union's Interoperable Communications System for a minimum of five years at minimal cost (i.e., under $5,000.00 per year).
Which was received.

By the Clerk:
Letter dated December 4, 2012, from the Business Administrator requesting authorization for the proper City officials to apply for a waiver from the Federal Communications Commission of its narrowbanding mandate.
Which was received.

By the Clerk:
Letter dated December 4, 2012, from the Business Administrator requesting authorization for the proper City officials to enter into an Intergovernmental Agreement with the Elizabeth Parking Authority to allow for the sharing of portable data terminals for a period of five years commencing on the date of execution at no direct costs to the City.
Which was received.

By the Clerk:
Letter dated December 4, 2012, from the Business Administrator requesting authorization for the proper City officials to accept and use Municipal Forfeiture Funds to purchase nine (9) 2013 Dodge Avengers for the Detective Bureau of the Elizabeth Police Department in the amount of $165,000.00.
Which was received.

By the Clerk:
Letter dated November 30, 2012, from the City Attorney requesting authorization to execute a contract with the law firm of Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi & Gill for representation of In Rem Tax Foreclosures for the period of November 27, 2012 through November 26, 2013, at a rate of $500.00 per tax sale certificate, plus costs with a cap of $50,000.00 and in the event the foreclosures become contested and given a separate docket number, such legal representation will be billed at $150.00 per hour plus costs.
Which was received.

By the Clerk:
Letter dated December 4, 2012, from the First Assistant City Attorney advising that the Law Department represented the City of Elizabeth Fire Department in the litigation matter of the United States of America vs. State of New Jersey, et al, entering into a Consent Decree wherein the City of Elizabeth, the State and other municipal defendants have complied with provisions of the Consent Decree and the Justice Department drafted a proposed Stipulation Terminating the Consent Decree and a proposed Order Terminating the Consent Decree and as the attorney for the City of Elizabeth, the First Assistant City Attorney will be signing off on both documents on behalf of the City.
Which was received.

PETITIONS, COMMUNICATIONS, ETC

By the Clerk:
Letter dated December 4, 2012, from the Chief Financial Officer is hereby requesting that your Honorable Body consider amending Ordinance No. 3505 and Ordinance No. 3698, Article IX, entitled: Outside Employment, Off-Duty Police Officers, specifically to increase the administrative rate to $5.00 per hour.
Which was received.

By the Clerk:
Letter dated December 4, 2012, 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 December 11, 2012, from the Chief Financial Officer that City Council consider requesting the Director of the Division of Local Finance to make corrections in the 2013 Municipal budget to account for the City's share (local share) of grants approved subsequent to the adopted budget; Matching Funds-City's Share from $850,000.00 to $817,414; Local Share: Port Security Grant from -0- to $32,586.00.
Which was received.

By the Clerk:
Letter dated November 30, 2012, from the Director of Health and Human Services recommending the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, NJ, for the performance of Senior Health Promotion/Risk Reduction Services for the period of July 1, 2012 through June 30, 2013, at a rate of $80.00 per hour; not to exceed $11,520.00, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:
Letter dated November 30, 2012, from the Director of Health and Human Services recommending the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, NJ, for the performance of Health Educator Services for the period of July 1, 2012 through June 30, 2013, at a rate of $70.00 per hour not to exceed $10,395.00, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:
Letter dated November 30, 2012, from the Director of Health and Human Services recommending the award of a contract to Pedro Beckford, MD, 39 Third Street, Elizabeth, NJ, for Pediatric Physician Services for the period of September 1, 2012 through December 31, 2013, at a rate of $100.00 per hour not to exceed $80,000.00, unless further authorized by your Honorable Body.
Which was received.

By the Clerk:
Letter dated November 30, 2012, from the Director of Health and Human Services recommending the award of a contract to Maria Chirino, MD, 436 Clark Place, Union, NJ, for Sexually Transmitted Disease Services for the period of September 1, 2012 through December 31, 2013, at a rate of $100.00 per hour not to exceed $50,000.00, unless further authorized by your Honorable Body.
Which was received.

PETITIONS, COMMUNICATIONS, ETC

By the Clerk:
Letter dated December 4, 2012, from the Director of Planning and Community Development requesting that your Honorable Body consider the revised Durant Street Redevelopment Plan.
Which was received.

By the Clerk:
Letter dated November 28, 2012, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto and made a part hereof for the removal and disposal of debris from said properties in the amount of $11,010.62.
Which was received.

By the Clerk:
Letter dated December 3, 2012, from the Director of Public works recommending the award of a contract to the Birdsall Service Group, Inc., 65 Jackson Drive, Cranford, NJ, to provide Civil Engineering and Environmental Engineering On-Call Services at a cost not to exceed $55,000.00 plus reimbursables.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:
Letter dated December 11, 2012, 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, December 7, 2012.
Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 4351 - Amend Chapter 2.56, Article IX, Section 340, of the Code of the City of Elizabeth, entitled "Outside Employment", Contracted Off-Duty Employment, specifically to increase the administrative rate to $5.00 per hour.

ORD. NO. 4352 - Amend Ord. No. 3750, adopted August 23, 2005, authorizing the adoption of the Durant Redevelopment Plan, specifically to adopt the revised redevelopment plans in its entirety due to a fire that damaged and destroyed structures in the original plan pursuant to Planning Board recommendation.

ORD. NO. 4353 - Amend Chapter 10.16.010 of the Code of the City of Elizabeth, to establish a four- ton weight limit for motor vehicles, except for pick-up and delivery, on First Street, between Elizabeth Avenue and Trumbull Street.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD WEDNESDAY, DECEMBER 26, 2012, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 4348 - Amend Ordinance No. 4010, specifically to reflect the salary adjustments and State Health Benefits Plan cost-sharing of premium payments for City Council Members, the Mayor and Department Directors.

ORD. NO. 4349 - Authorize the execution of a lease agreement between the City of Elizabeth and U. S. Representative Albio Sires for the use of office space at the Stephen Sampson Senior Center, 800-828 Anna Street, for a period of two years at no rental fee.

ORD. NO. 4350 - Grant an encroachment permit to Sovereign Consulting, Inc., 111-A N. Gold Drive, Robbinsville, NJ, to install two (2) groundwater monitoring wells along the public right-of-way within the sidewall adjacent to 1089-1099 Elizabeth Avenue.

NEW BUSINESS

Authorize an amendment to the Fiscal Year 2013 Budget to insert, as an Item of Revenue, an Urban Areas Security Initiative (UASI) Grant 2010 in the amount of $19,968.25.

Authorize an amendment to the Fiscal Year 2013 Budget to insert, as an Item of Revenue, a US Department of Homeland Security, Port Security Grant 2012 in the amount of $97,760.00 (Local Share - $32,586.00).

Authorize an amendment to the Fiscal Year 2013 Budget to insert, as an Item of Revenue, a N.J. Department of Transportation Highway Safety Grant 2012 in the amount of $34,632.03.

Authorize the proper City officials to submit a request to the Director, Division of Local Finance, to make corrections in the City's 2013 Fiscal Year Municipal Budget to account for Change of Title or Text of Appropriation approved subsequent to the adopted budget.

Confirm the appointment of Edward Sisk to serve as Acting Director of the Department of Fire on an as-needed basis for the period November 28, 2012 through February 28, 2013, at the rate of $50.00 per hour.

Confirm the appointment of Ms. Yolanda M. Roberts, 177 Elm Street, Elizabeth, to serve as the City Clerk for a term of three (3) years, effective January 1, 2013 (Tenure Appointment).

Authorize the award of a contract to Maser Consulting, P.A., 331 Newman Springs Road, Red Bank, N.J, to provide professional engineering services for the winterization and reopening of the Mickey Walker Spray Park facility in the amount of $12,650.00.

Authorize the award of a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, N.J., for the purchase of five (5) 2013 Ford Explorers, for the Department of Police, in the amount of $152,665.00.

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, for the period January 1, 2013 to January 1, 2014, at a cost of $4,049.99.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to National Terminal, Inc. 175 Orange Street, Newark, N.J., for the purchase of diesel fuel for the Public Works Marina for the period November 1, 2012 through October 31, 2013, at a cost not to exceed $150,000.00.

Authorize the award of a contract to Northeast Auto & Truck Parts, LLC, 976 Broadway, Bayonne, N.J., for the purchase of automotive parts and accessories for the Department of Public Works for the period November 25, 2012 through December 25, 2012, at a cost not to exceed $50,000.00.

Authorize the award of a contract to Global, c/o BFI, 17 West Snow Road, Marlton, N.J., for the purchase of tables for the Police Department in the amount of $8,925.84.

Reject all bids received on November 27, 2012, for furnishing of miscellaneous hardware supplies for various departments and authorize the Purchasing Agent to rebid for same.

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 Department of Finance, Purchasing and Revenue, for a one year period from the date of the contract in the amount of $33,285.00.

Authorize the proper City officials to enter into a Shared Services/Intergovernmental Agreement with the County of Union for access to and use of New Jersey State and Union County Interoperable Communications Systems for a minimum of five years at a cost under $5,000.00 per year.

Authorize the proper City officials to apply for a waiver from the Federal Communications Commission of its narrowbanding mandate.

Authorize the proper City officials to enter into an Intergovernmental Agreement with the Elizabeth Parking Authority to allow for sharing of portable data terminals for a five year period commencing on the date of execution at no direct costs to the City.

Authorize the proper City officials to accept and use Municipal Forfeiture Funds to purchase nine (9) 2013 Dodge Avengers for the Police Department, Detective Bureau, in the amount of $165,000.00.

Authorize the award of a contract to the law firm of Goldenberg, Mackler, Sayegh, Mintz, Pfeffer, Bonchi and Gill, for representation on In Rem tax foreclosures for the period November 27, 2012 through November 27, 2013, at a rate of $500.00 per tax sale certificate, plus costs not to exceed $50,000.00, and contested foreclosures will be billed at $150.00 per hour plus costs.

Authorize the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, N.J., to administer Senior Health Promotion/Risk Reduction Services for the period July 1, 2012 through June 30, 2013, at a cost not to exceed $11,520.00, unless further authorized by City Council.

Authorize the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, N.J., to administer Health Educator Services for the period July 1, 2012 through June 30, 2013, at a cost not to exceed $10,395.00, unless further authorized by City Council.

Authorize the award of a contract to Pedro Beckford, M.D., 39 Third Street, Elizabeth, for Pediatric Physician Services for the period September 1, 2012 through December 31, 2013, at a cost not to exceed $50,000.00, unless further authorized by City Council.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Maria Chirino, M.D., 436 Clark Place, Union, N.J., for Sexually Transmitted Disease Services for the period September 1, 2012 through December 31, 2013, at a cost not to exceed $50,000.00, unless further authorized by City Council.

Authorize the award of a contract to the Birdsall Services Group, Inc., 65 Jackson Drive, Cranford, N.J., to provide professional civil engineering and environmental engineering on-call services, at a cost not to exceed $55,000.00, plus reimbursables.

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 $11,010.62.

Establish a handicapped parking space in front of the premises located at 243 Fulton Street.

Authorize settlement in the workers compensation litigation matter of Costello vs. the City of Elizabeth, in the total amount of $15,900.00.

Authorize settlement in the workers compensation litigation matter of Mele vs. the City of Elizabeth, in the total amount of $16,695.00.

Pay utility bills.

COMMENDATIONS

Edward Jackus, Councilman-at-Large
Hershel McCoy, Hall of Fame Honoree, Pioneer Athlete
Elizabeth High School Minutemen Football Team, NJSIAA Championship

MEMORIALS

Louise P. Colicchio
Maria Minieri
Richard M. Flores

ADJOURNMENT