

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, DECEMBER 23, 2014

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4526 - Authorize the adoption of a Capital Ordinance in the amount of \$600,000.00 for the purchase and installation of a computer-aided dispatch and records management system.
- ORD. NO. 4527 - Authorize the adoption of a Bond Ordinance in the amount of \$4,500,000.00 for the cost of engineering and construction of the Progress Street Flood Control Project in the area of North Avenue East and Dowd Avenue.
- ORD. NO. 4528 - Amend Ord. No. 4320, adopted July 24, 2012, providing for improvements to the South Street Sewer System, specifically to increase the amount an additional \$125,000.00 for the installation of new sewers and conduit for the conveyance of storm water to the South Street Pump Station.
- ORD. NO. 4529 - Authorize the adoption of a Supplemental Bond Ordinance in the additional amount of \$1,300,000.00 for the anticipated costs of engineering and construction of the Elizabeth River Flood Control Project.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated December 11, 2014, from the Business Administrator advising that being satisfied that an emergency did exist, recommends the award of a contract to Big Top Contractors, Inc., 31 Elliot Street, Avenel, NJ, for the demolition of 1084-1086 Elizabeth Avenue in the amount of \$4,900.00.
Which was received.

By the Clerk:

Letter dated December 11, 2014, from the Business Administrator recommending the award of a contract to Independence Constructors, 1200 Route 22 East, Bridgewater, NJ, for cleaning, inspections and monitoring of oil/water separators and above and underground tanks at various locations for N.J. Department of Environmental Protection compliance for the period of December 1, 2014 through March 31, 2015, at a cost not to exceed \$75,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated December 11, 2014, from the Business Administration recommending the award of a contract to First Priority Emergency Vehicles, Inc., 2444 Ridgeway Blvd., Manchester, NJ, for one Road Rescue 2008 or newer, Ultra Medic Type-1 Ambulance Module or equivalent in the amount of \$74,750.00. Which was received.

By the Clerk:

Letter dated December 11, 2014, from the Business Administrator recommending the award of a contract to Weldon Materials, Inc., 141 Central Avenue, Westfield, NJ, to purchase road materials to include but not limited to asphalt, stone and salt, through the Union County Co-Op, at a cost not to exceed \$100,000.00. Which was received.

By the Clerk:

Letter dated December 12, 2014, from the Business Administrator requesting authorization for the Mayor to execute an agreement by and between the City of Elizabeth and the Elizabeth Fire Department Officers, International Association of Firefighters Local #2040 for the period of July 1, 2014 through June 30, 2018. Which was received.

By the Clerk:

Letter dated December 15, 2014, from the Business Administrator recommending the award of a contract to Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, DE, for the purchase of five (5) 2015 Chevrolet Impalas to replace three vehicles within the Department of Health and Human Services and scrap two vehicles no longer fit for service at a cost of \$17,899.00 each, totaling \$89,495.00. Which was received.

By the Clerk:

Letter dated December 16, 2014, from the Business Administrator requesting an amendment to the resolution adopted on September 9, 2014, awarding a contract to International Salt Co., LLC, for the purchase of rock and solar salt at a cost not to exceed \$459,130.00, specifically to reflect the new company name and address: Morton Salt, Inc., 123 North Wacker Drive, Chicago, IL. Which was received.

By the Clerk:

Letter dated December 16, 2014, 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 December 16, 2014, from the Chief Financial Officer requesting authorization for the City of Elizabeth to submit an application to the Local Finance Board to participate in the New Jersey Environmental Trust Financing Program to finance the Trumbull Street Flood Control Project in the amount of \$5.5 million. Which was received.

By the Clerk:

Letter dated December 16, 2014, from the Chief Financial Officer requesting that your Honorable Body consider approving for the City to file an application for a grant with the New Jersey Department of Environmental Protection Flood Hazard Risk Reduction and Resiliency Grant Program for the South Street Flood Control Program. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated December 16, 2014, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a Capital Ordinance authorizing the design and permitting appropriations for the East Grand Street Supermarket Project in accordance with the Amended and Restated Redevelopment Agreement in the amount of \$500,000.00.
Which was received.

By the Clerk:

Letter dated December 16, 2014, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a Capital Ordinance authorizing construction appropriations for the East Grand Street Supermarket Project in accordance with the Amended and Restated Redevelopment Agreement in the amount of \$900,000.00.
Which was received.

By the Clerk:

Letter dated December 16, 2014, from the Chief Financial Officer requesting approval of a tax exemption under the Long Term Tax Exemption Law for the Parkers Walk Urban Renewal, LLC, c/o Community Investment Strategies, 1970 Brunswick Avenue, Lawrenceville, NJ, and authorizing the Mayor to enter into a financial agreement providing for a payment in lieu of taxes for the construction of 11 new buildings with 96 units on the property located at 200 & 220 Parker Road.
Which was received.

By the Clerk:

Letter dated December 16, 2014, from the Chief Financial Officer requesting approval of a tax exemption under the Long Term Tax Exemption Law for the Parkers View Urban Renewal LLC, c/o Community Investment Strategies, 1970 Brunswick Avenue, Lawrenceville, NJ, and authorizing the Mayor to enter into a financial agreement providing for a payment in lieu of taxes for the renovation of one building and create 60 units of family housing on the property located at 230 Parker Road.
Which was received.

By the Clerk:

Letter dated December 10, 2014, from the Director of Health and Human Services requesting to declare January, 2015, as Cervical Health Awareness Month.
Which was received.

By the Clerk:

Letter dated December 5, 2014, from the Director of Planning and Community Development requesting to Amend the resolution adopted October 22, 2013, between the City of Elizabeth and Josephine's Place, specifically to extend the contract to October 31, 2014.
Which was received.

By the Clerk:

Letter dated December 10, 2014, from the Director of Planning and Community Development requesting an amendment to the resolution adopted February 3, 2014, with the Elizabeth Development Company for On-the-Job Training, specifically to amend the agreement and to extend the contract to February 27, 2015.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated December 10, 2014, from the Director of Planning and Community Development requesting authorization to designate Prestige Environmental, Inc., as the Licensed Site Remediation Professional (LSRP) to perform the environmental work required by the N.J. Department of Environmental Protection for the 200 South Second Street properties in an amount not to exceed \$7,000.00.
Which was received.

By the Clerk:

Letter dated December 12, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary to discharge the City's second mortgage Deferred Payment Loan Program on the property located at 134-136 S. Park Street in the amount of \$101,250.00.
Which was received.

By the Clerk:

Letter dated December 15, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to provide an Owner-Occupied Basic Program Deferred Payment Loan on the property located at 563 Madison Avenue in an amount not to exceed \$20,000.00.
Which was received.

By the Clerk:

Letter dated December 15, 2014, from the Director of Planning and Community Development requesting to rescind Ordinance No. 3589, adopted January 27, 2004, and Ordinance No. 3723 adopted June 28, 2005, authorizing the transfer of 325 South Park Street, 327 South Park Street, 118 Fulton Street, and 326 Magnolia Avenue from the City of Elizabeth to the Housing Authority of the City of Elizabeth and Waters Edge, LLC; HACE and Waters Edge no longer have any interest in developing these sites.
Which was received.

By the Clerk:

Letter dated December 16, 2014, from the Director of Planning and Community Development requesting that your Honorable Body consider authorizing the Elizabeth Development Company (EDC) to fund the third and final construction phase of the Siloam Hope Cares CDC Project for the period of July 1, 2014 to June 30, 2015 in the amount of \$491,139.14; subject to verification of a certificate of availability of funds.
Which was received.

By the Clerk:

Letter dated December 15, 2014, from the Director of Public Works recommending awarding a contract to Grade Construction, 110 Pennsylvania Avenue, Paterson, NJ, to provide emergency maintenance on the existing levee along the Elizabeth River, from the Trenton Avenue Bridge to the Route 1 Bridge in the amount of \$3,575,564.22.
Which was received.

By the Clerk:

Letter dated December 15, 2014, from the Director of Public Works requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the N.J. Department of Environmental Protection Flood Hazard Risk Reduction and Resiliency Grant Program to offset costs associated with the South Street Flood Control Project, in an amount not to exceed \$2,000,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated December 15, 2014, from the Director of Public Works recommending the award of a contract to Johnson, Mirmiran & Thompson, Inc., 1200 Lenox Drive, Suite 101, Trenton, N.J., to provide civil and mechanical engineering services in connection with the design and construction inspection renovation of the Mickey Walker Recreation Center at a lump sum cost of \$136,250.00 plus reimbursable. Which was received.

By the Clerk:

Letter dated December 15, 2014, from the Director of Public Works recommending awarding a contract to James R. Guerra, P.A., 55 Jefferson Avenue, Elizabeth, N.J., to provide architectural services in connection with the design and construction inspection renovation of the Mickey Walker Recreation Center at a lump sum cost of \$67,500.00 plus reimbursable. Which was received.

By the Clerk:

Letter dated December 16, 2014, from the Director of Public Works requesting approval of Change Order No. 1 – Final to the contract awarded to Al Neto Contractors, Inc., for sidewalk and drainage improvements at various City parks and City Right-of-Way's at an original cost of \$375,545.00, to provide further for additional work added to the contract to repair damage to the Pedestrian Plaza and the West Grand Street/Elmora Avenue triangle (Lyons Triangle) caused by vehicle accidents at an additional cost of \$19,095.83, thereby raising the cost of the contract to \$394,640.83. Which was received.

By the Clerk:

Letter dated December 11, 2014, from Lt. Marcus, Traffic Division, requesting the establishment of a mid-block crosswalk, along with Stop Signs and Stop markings, on Amboy Avenue, between Bayway Avenue and Myrtle Street, for the safety of pedestrians crossing at this location to get back and forth to Freeport McMoran, Inc., 48-94 Bayway Avenue. Which was received.

By the Clerk:

Letter dated December 8, 2014, from the Police Director requesting the establishment of handicapped parking spaces in front of the following locations: 614 Marshall Street (personalized); 614 Marshall Street (personalized); 20 Delaware Street (personalized); 17 Palmer Street; 18 ½ Cedar Street; 1033 North Avenue; 329 South Seventh Street; 406 First Avenue; deletions: 552 Franklin Street; 15 Hayes Avenue. Which was received.

By the Clerk:

Letter dated December 8, 2014, from Armando Guerra, President, Leones Cubanos de Elizabeth, New Jersey, Inc., P.O. Box 497, Elizabeth, N.J., requesting permission to install a collection box to be located on City property at the north east corner of the intersection of Newark and North Avenues for used eye glasses and hearing aids to help the visually and hearing impaired. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated December 3, 2014, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and Disbursements for the month of August, 2014, and Statement of Bank Balances and Investments as of August 31, 2014. Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 4530 - Amend Chapter 10.80.010 of the Code of the City of Elizabeth entitled "Pedestrian Crossing – Mid-block Crossings," specifically to add the east side of Amboy Avenue, between Bayway Avenue and Myrtle Street, along with Stop Signs and Stop Sign warnings one hundred (100) feet before the stop signs at said intersection.
- ORD. NO. 4531 - An ordinance approving payment in lieu of taxes (PILOT) financial agreement for a long term tax exemption with Parkers Walk Urban Renewal, LLC, c/o Community Investment Strategies, 1970 Brunswick Avenue, Lawrenceville, N.J., to construct eleven (11) new buildings with ninety-six (96) units located at 200 and 220 Parker Road.
- ORD. NO. 4532 - An ordinance approving payment in lieu of taxes (PILOT) financial agreement for a long term tax exemption with Parkers View Urban Renewal, LLC, c/o Community Investment Strategies, 1970 Brunswick Avenue, Lawrenceville, N.J., to renovate one (1) building to create sixty (60) units of family housing located at 230 Parker Road.
- ORD. NO. 4533 - Rescind Ordinance No. 3589, adopted January 27, 2004, and Ordinance No. 3723, adopted June 28, 2005, which authorized the transfer of certain real properties for the creation of affordable housing for extremely low income households to the Housing Authority of Elizabeth, specifically the transfer of 325 South Park Street; 327 South Park Street; 118 Fulton Street and 326 Magnolia Avenue.
- ORD. NO. 4534 - Authorize the establishment of a personalized handicapped parking space for Margarita Perez, 20 Delaware Street.
- ORD. NO. 4535 - Authorize the establishment of a personalized handicapped parking space for Silvo Rosa, 565 Fourth Avenue.
- ORD. NO. 4536 - Authorize the establishment of a personalized handicapped parking space for Luis E. Cruz, 614 Marshall Street.
- ORD. NO. 4537 - Authorize the establishment of a personalized handicapped parking space for Lourdes Hernandez, 614 Marshall Street.
- ORD. NO. 4538 - Rescind Ordinance No. 4501, adopted October 28, 2014, which authorized the establishment of a Personalized Parking Space for Miriam E. Balseca, 438 Fulton Street.

ORDINANCES ON FIRST (Cont'd.)

- ORD. NO. 4539 - Rescind Ordinance No. 4502, adopted October 28, 2014, which authorized the establishment of a Personalized Parking Space for Samia A. Ghattas, 206 Clark Place.
- ORD. NO. 4540 - Amend Ord. No. 4516, adopted November 25, 2014, amending Chapter 15.04.040 of the Code of the City of Elizabeth entitled "Buildings and Construction", specifically Section M, Miscellaneous Permit Fees effective.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, JANUARY 13, 2014, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 4526 - Authorize the adoption of a Capital Ordinance in the amount of \$600,000.00 for the purchase and installation of a computer-aided dispatch and records management system.
- ORD. NO. 4527 - Authorize the adoption of a Bond Ordinance in the amount of \$4,500,000.00 for the cost of engineering and construction of the Progress Street Flood Control Project in the area of North Avenue East and Dowd Avenue.
- ORD. NO. 4528 - Amend Ord. No. 4320, adopted July 24, 2012, providing for improvements to the South Street Sewer System, specifically to increase the amount an additional \$125,000.00 for the installation of new sewers and conduit for the conveyance of storm water to the South Street Pump Station.
- ORD. NO. 4529 - Authorize the adoption of a Supplemental Bond Ordinance in the additional amount of \$1,300,000.00 for the anticipated costs of engineering and construction of the Elizabeth River Flood Control Project.

NEW BUSINESS

- Authorize an amendment to the Fiscal Year 2015 Budget to insert, as an Item of Revenue, a New Jersey Department of Environmental Protection Recycling Tonnage Grant 2012 in the amount of \$64,798.86.
- Authorize the proper City officials to submit an application to the Local Finance Board to participate in the New Jersey Environmental Trust Financing Program to finance the City's Trumbull Street Flood Control Project in the amount of \$5,500,000.00.
- Authorize the proper City officials to file a grant application to the New Jersey Department of Environmental Protection Flood Hazard Risk Reduction and Resiliency Program for the South Street Flood Control Program.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to authorize the Mayor to enter into a financial agreement with Parkers Walk Urban Renewal providing for Payment In Lieu Of Taxes (PILOT) for the construction of eleven (11) new buildings with ninety-six (96) units on the property known as 200 and 220 Parker Road.

Authorize the proper City officials to authorize the Mayor to enter into a financial agreement with Heritage Village at Westminster Urban Renewal providing for Payment In Lieu Of Taxes (PILOT) for the renovation of one (1) building and create sixty (60) units of family housing on the property located at 230 Parker Road.

Authorize the award of a contract to Independence Constructors, 1200 Route 22 East, Bridgewater, N.J., for cleaning, inspections, monitoring of oil/water separators and above and underground tanks at various locations for N.J. Department of Environmental Protection compliance for the period December 1, 2014 through March 31, 2015, at a cost not to exceed \$75,000.00.

Authorize the award of a contract to First Priority Emergency Vehicles, Inc., 2444 Ridgeway Boulevard, Manchester, N.J., for the furnishing of one (1) 2008 Road Rescue or newer, Ultra Medic Type-1 Ambulance Module or equivalent in the amount of \$74,750.00.

Authorize the award of a contract to Weldon Materials, Inc., 141 Central Avenue, Westfield, N.J., under the Union County Cooperative Purchasing Contract, for the purchase of road materials for the Department of Public Works for the period December 4, 2014 through August 31, 2015, in an amount not to exceed \$100,000.00.

Authorize the Mayor to execute an agreement with the Elizabeth Fire Department Officers, International Association of Firefighters, Local 2040, for the period July 1, 2014 to June 30, 2018.

Authorize the award of a contract to Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, DE, for the purchase of five (5) 2015 Chevrolet Impalas as replacements for the Department of Health & Human Services, at a total cost of \$89,495.00.

Amend a resolution adopted September 9, 2014, authorizing the award of a contract to International Salt Company for the purchase of rock and solar salt at a cost not to exceed \$459,130.00, specifically to reflect the new company name and address: Morton Salt, Inc., 123 North Wacker Drive, Chicago, IL.

Amend a resolution adopted October 22, 2013, authorizing an agreement between the City and Josephine's Place, specifically to extend the term of the contract to October 31, 2014.

Amend a resolution adopted February 3, 2014, authorizing an agreement between the City and the Elizabeth Development Company for On-The-Job Training, specifically to amend the agreement and extend the term of the contract to February 27, 2015.

Designate Prestige Environmental, Inc., 220 Davidson Avenue, Somerset, N.J., as the Licensed Site Remediation Professional, to perform the environmental work required by the N.J. Department of Environmental Protection for the 200 South Second Street properties in an amount not to exceed \$7,000.00.

Authorize the proper City officials to execute all necessary documents to discharge a second mortgage held by the City on the property located at 134-136 South Park Street.

NEW BUSINESS (Cont'd.)

Authorize for proper City officials to execute all documents necessary to provide an Owner-Occupied Basic Deferred Payment loan to Princilio and Terestia Cortes, 563 Madison Avenue, for the rehabilitation of said property in an amount not to exceed \$20,000.00.

Authorize the Elizabeth Development Company, 205 First Street, Elizabeth, to fund the third and final construction of the Siloam Hope Cares CDC project for the period July 1, 2014 to June 30, 2015, in the amount of \$491,139.14.

Authorize the award of a contract to Grade Construction, 110 Pennsylvania Avenue, Paterson, N.J., to provide emergency maintenance on the existing levee along the Elizabeth River, from the Trenton Avenue Bridge to the Route 1 Bridge, in the amount of \$3,575,564.22.

Authorize the proper City officials to execute all appropriate documents necessary for the New Jersey Department of Environmental Protection Flood Hazard Risk Reduction and Resiliency Grant Program to offset costs associated with the South Street Flood Control Project for an amount not to exceed \$2,000,000.00.

Authorize the award of a contract to Johnson, Mimiran and Thompson, Inc., 1200 Lenox Drive, Trenton, N.J., to provide civil and mechanical engineering services in connection with the design and construction inspection renovation of the Mickey Walker Recreation Center, at a cost of \$136,250.00, plus reimbursables.

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 design and construction inspection renovation of the Mickey Walker Recreation Center, at a cost of \$67,500.00, plus reimbursables.

Authorize Change Order No. 1 -- Final to the contract awarded to Al Neto Contractors, Inc., for sidewalk and drainage improvements at various City parks and City right-of-ways at a cost of \$375,545.00, to provide further for the quantity adjustments for additional work to the Pedestrian Plaza and the West Grand/ Elmora Triangle (Lyons Triangle) at an additional cost of \$19,095.83.

Establish a handicapped parking space in front of the premises located at 17 Palmer Street.

Establish a handicapped parking space in front of the premises located at 329 South Seventh Street.

Establish a handicapped parking space in front of the premises located at 426 South Fifth Street.

Establish a handicapped parking space in front of the premises located at 438 Fulton Street.

Establish a handicapped parking space in front of the premises located at 206 Clark Place.

Delete the following handicapped parking space from in front of the premises located at: 15 Hayes Avenue and 552 Franklin Street.

Permit the Leones Cubanos de Elizabeth, New Jersey, Inc., P.O. Box 497, to install a collection box for used eye glasses and hearing aids to help the visually and hearing impaired on City property at the northeast corner of the intersection of Newark and North Avenues.

NEW BUSINESS (Cont'd.)

Declare the month of January, 2015, as Cervical Health Awareness Month.

Pay utility bills.

Approve Bingo and Raffle licenses.

COMMENDATIONS

Joseph Keenan, Councilman of the Third Ward for eight years.

MEMORIALS

McKinley Perkins, father of Councilwoman Patricia Perkins-Auguste,
Richard Perkins, Recreation Department and Linda Perkins, Policy & Planning
Department

ADJOURNMENT