

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, DECEMBER 8, 2015

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4648 - An Ordinance approving the execution of a First Amendment to the Financial Agreement between the City of Elizabeth and Westminster Heights Urban Renewal, LLC, to remove Block 11, Lot 451C from the Tax Exempt Property, subject to the Financial Agreement.
- ORD. NO. 4649 - Authorize the execution of a lease agreement between the City of Elizabeth and Waste Management of New Jersey, Inc., 720 East Butterfield Road, Lombard, Illinois, for rental of land located at 863-869 Flora Street for road salt storage, for the period October 1, 2015 to March 31, 2016, in the amount of \$2,187.50 per month.
- ORD. NO. 4650 - Grant an encroachment permit to The Elm Group, 345 Wall Street, Princeton, N.J., on behalf of Burnham, LLC., to perform environmental work consisting of two (2) groundwater monitoring wells within the public right-of-way along the northerly side of Fairmount Avenue in front of 849 and 901-913 Fairmount Avenue.
- ORD. NO. 4651 - Authorize the establishment of a personalized handicapped parking space for George A. Chinsee, 48 Erie Street.
- ORD. NO. 4652 - Authorize the establishment of a personalized handicapped parking space for Charles C. Stewart, 1033 Augusta Street.
- ORD. NO. 4653 - Authorize the establishment of a personalized handicapped parking space for Anthony Correa, 532 Second Avenue.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated November 30, 2015, from His Honor the Mayor, subject to the confirmation of your Honorable Body, I herewith re-appoint Commissioner Denise George-Carroll, 18 Barnard Place, Elizabeth, to serve as a Member of the Elizabeth Housing Authority for a five year term effective November 30, 2015. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated December 1, 2015, from His Honor the Mayor, subject to the confirmation of your Honorable Body, I herewith re-appoint Carl L. Marshall, Esq., 625 Union Avenue, Elizabeth, NJ, to serve as a Judge of the Municipal Court for a term of three years, effective January 1, 2016.
Which was received.

By the Clerk:

Letter dated November 25, 2015, from the Assistant Business Administrator, advising that being satisfied an emergency did exist, recommends the award of a contract to Big Top Contractors, Inc., 31 Elliot Street, Avenel, NJ, for the demolition of 1035 and 1037 Magnolia Avenue in the amount of \$60,000.00.
Which was received.

By the Clerk:

Letter dated November 25, 2015, from the Assistant Business Administrator recommending the award of a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ, for the purchase of six (6) 2016 Ford Interceptor S.U.V.'s; one (1) 2016 Ford Explorer XLT and two (2) 2016 Ford Focus SE as fleet replacements at the total cost of \$232,676.50.
Which was received.

By the Clerk:

Letter dated November 25, 2015, from the Assistant Business Administrator recommending the award of a contract to PCMG, 14120 Newbrook Drive, Suite 100, Chantilly, VA, with the third party service provider DRS Imaging, for the purchase of Cloud Based Software as a service in the form of Electronic Data Storage of Bureau of Construction documents at a cost of \$59,760.00.
Which was received.

By the Clerk:

Letter dated November 25, 2015, from the Assistant Business Administrator recommending the award of a contract to Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, NJ, for the purchase of one (1) 2016 Chevrolet Express 2500 Van at a cost of \$23,695.00.
Which was received.

By the Clerk:

Letter dated December 1, 2015, from the Assistant Business Administrator requesting authorization for the proper City officials to execute all the necessary documents to accept the donation of the Elizabeth Girl Scout House located at 100-106 Cherry Street, Elizabeth, from the Girl Scouts Heart of New Jersey to the City of Elizabeth.
Which was received.

By the Clerk:

Letter dated November 17, 2015, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel/refund/credit an over billing of taxes for the 2015 Tax Year on the property located at 1 Harbor Front Terrace in the total sum of \$1,895.31.
Which was received.

By the Clerk:

Letter dated December 1, 2015, from the Chief Financial Officer advising that additional grants may be appropriated in the 2016 SFY Budget by budget amendments .
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated December 1, 2015, from the Chief Financial Officer advising that in compliance with the SFY 2016 Appropriations Act, it requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits. Which was received.

By the Clerk:

Letter dated November 24, 2015, from the Director of Planning and Community Development requesting to amend the resolution adopted October 27, 2015, with Prestige Environmental, Inc., to serve as License Site Remediation Professional for soil removal and disposal of up to 12,000 tons of contaminated soil and up to 12,000 tons of clean fill at an original cost not to exceed \$1,229,010.00; specifically for the redeveloper/subcontractor to be responsible for the provision of up to 12,000 tons of clean fill, thereby reducing the contract amount by \$80,955.00; new contract amount shall not exceed \$1,148,055.00. Which was received.

By the Clerk:

Letter dated December 1, 2015, from the Director of Planning and Community Development requesting to amend the resolution adopted October 27, 2015, authorizing the execution of Community Development Block Grants (CDBG) CD41 Public Service Grant totaling \$485,570.00 and Emergency Solutions Grants (ESG) totaling \$202,745.00 awarded to the agencies shown on Schedule A attached hereto; specifically to reflect the correct funding per activity for the Coalition to House the Homeless grant from \$66,360.00 to \$70,000.00 and Rapid-ReHousing from \$41,140.00 to \$38,500.00; total funding for this agency remains the same. Which was received

By the Clerk:

Letter dated November 30, 2015, from the Director of Public Works recommending the renewal of the contract with Regional Industries, LLC, 800 East Grand Street, Elizabeth, NJ, to provide solid waste collection, recycling and disposal for a one (1) year period commencing January 1, 2016 to December 31, 2016 at a cost of \$4,225,000.00 for the fourth year of the five (5) year contract. Which was received.

By the Clerk:

Letter dated December 1, 2015, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A for the removal and disposal of debris from said properties in the amount of \$4,099.41. Which was received.

By the Clerk:

Letter dated December 1, 2015, from the Director of Public Works recommending the award of a contract to Suburban Consulting Engineers, Inc., 100 Valley Road, Suite 202, Mount Arlington, NJ, to provide professional engineering services in connection with the design and construction observation for the Kenah Park Improvements at a cost not to exceed \$192,715.00 plus reimbursables. Which was received.

By the Clerk:

Letter dated December 1, 2015, from the Director of Public Works requesting that your Honorable Body consider adopting the updated City of Elizabeth Hazard Mitigation Plan - Natural Hazards as the Jurisdiction's Natural Hazard Mitigation Plan, and further resolve to execute the actions in the Plan. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated November 18, 2015, from the Police Director requesting the establishment of an overweight vehicle zone on North Avenue East, beginning at a point 440 feet east of the intersection of North Avenue East and Kapkowski Road and continuing east 520 feet to the vacated portion of North Avenue East and its connection to the Port Authority overweight vehicle zone.
Which was received.

By the Clerk:

Letter dated November 20, 2015, from the Police Director requesting to establish a Loading Zone for SGF Freight Services, Inc., 551 Newpoint Road, between 6:00 a.m. to 6:00 p.m.
Which was received.

By the Clerk:

Letter dated November 25, 2015, from the Police Director requesting to establish "No Truck Parking Anytime" on both sides of Papetti Plaza.
Which was received.

By the Clerk:

Letter dated November 25, 2015, from the Police Director requesting to establish "No Truck Parking Anytime" on Neck Lane from Spring Street to Virginia Street both sides.
Which was received.

By the Clerk:

Letter dated November 24, 2015, from the Police Director requesting to establish handicapped parking spaces in front of the following premises: 234 Pine Street, 1st Floor (personalized); 454 Franklin Street; 109 Franklin Street, 2nd Floor; 241 Clark Place, 2nd Floor; 608 Norwood Terrace, 2nd Floor; 416 John Street, Apt 1, deletions: 14 North Avenue.
Which was received.

By the Clerk:

Letter dated December 1, 2015, from the Traffic Division requesting to establish "Child With Autism In Area" signs for residents of 1121 Kipling Road and 143 Stiles Street.
Which was received.

By the Clerk:

Letter dated November 4, 2015, from the State of New Jersey, Department of Transportation, P.O. Box 600, Trenton, NJ, based upon a survey of existing bus stop locations along Route US 1 & 9 within the City of Elizabeth, it is recommended that a resolution of support be submitted regarding existing and recommended approved bus stop locations be approved by a new Traffic Regulation Order for the bus stop as per the list attached hereto.
Which was received.

By the Clerk:

Letter dated November 28, 2015, from Elizabeth Destination Marketing Organization, 456 N. Broad Street, Elizabeth, requesting to modify the City of Elizabeth's walking tour to create a visible tourist path by naming the walking tour "History's Heart-line"; a single red line, to be painted on the public sidewalks of our walking tour; the red line would connect each walking-tour stop with a red heart.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Minutes: Fair Rental Housing Board meeting held October 21, 2015.
Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 4654 - Authorize an amendment to the City Code of the City of Elizabeth, specifically regarding "Overweight Vehicle Zone" on North Avenue East, beginning at a point 440 feet east of the intersection of North Avenue East and Kapkowski Road and continuing east 520 feet to the vacated portion of North Avenue East and its connection to the Port Authority Overweight Vehicle Zone.
- ORD. NO. 4655 - Amend Chapter 10.40.070 of the Code of the City of Elizabeth, entitled "No Parking of Trucks," specifically to add Papetti Plaza on both sides and Neck Lane from Spring Street to Virginia Street on both sides.
- ORD. NO. 4656 - Authorize the establishment of a personalized handicapped parking space for Antonino Colletti, 324 John Street.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING
ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE
HELD TUESDAY, DECEMBER 22, 2015, AT 7:30 P.M.**

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 4648 - An Ordinance approving the execution of a First Amendment to the Financial Agreement between the City of Elizabeth and Westminster Heights Urban Renewal, LLC, to remove Block 11, Lot 451C from the Tax Exempt Property, subject to the Financial Agreement.
- ORD. NO. 4649 - Authorize the execution of a lease agreement between the City of Elizabeth and Waste Management of New Jersey, Inc., 720 East Butterfield Road, Lombard, Illinois, for rental of land located at 863-869 Flora Street for road salt storage, for the period October 1, 2015 to March 31, 2016, in the amount of \$2,187.50 per month.
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- ORD. NO. 4652 - Authorize the establishment of a personalized handicapped parking space for Charles C. Stewart, 1033 Augusta Street.

ORDINANCES ON FINAL (Cont'd.)

ORD. NO. 4653 - Authorize the establishment of a personalized handicapped parking space for Anthony Correa, 532 Second Avenue.

NEW BUSINESS

Authorize an amendment to the Fiscal Year 2016 Budget to insert, as an Item of Revenue, a State of New Jersey Department of Health & Senior Services STD grant in the amount of \$39,337.00.

In compliance with SFY 2016 Appropriations Act (Best Practices Requirement), City Council is requested to approve all payments related to accumulated/uncompensated absence benefits.

Confirm the reappointment of Commissioner Denise George-Carrol, 18 Barnard Place, Elizabeth, to serve as a member of the Elizabeth Housing Authority for a term of five (5) years, effective November 30, 2015.

Confirm the reappointment of Carl L. Marshall, Esq., 625 Union Avenue, Elizabeth, N.J., to serve as a Judge of the Municipal Court for a term of three (3) years, effective January 1, 2016.

Authorize the award of a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, N.J., for the purchase of six (6) 2016 Ford Interceptor SUV's; one (1) 2016 Ford Explorer XLT, and two (2) 2016 Ford Focus SE, under the Morris County CO-OP, as fleet replacements for the Police Department, at a cost of \$232,676.50.

Authorize the award of a contract to Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, N.J., for the purchase of one (1) 2016 Chevrolet Express 2500 Van for the Police Department, at a cost of \$23,695.00.

Authorize the award of a contract to PCMG, 14120 Newbrook Drive, Chantilly, VA, with the third party service provider, DRS Imaging, for the purchase of Cloud Based Software as a service in the form of Electronic Data Storage of Bureau of Construction documents at a cost of \$59,760.00.

Authorize the acceptance as a donation of the Elizabeth Girl Scout House located at 100-106 Cherry Street, from the Girl Scouts Heart of New Jersey to the City.

Authorize the Tax Collector to cancel/refund/credit an overbilling of taxes on the property located at 1 Harbor Front Terrace for Tax Year 2015, in the amount of \$1,895.31.

Amend a resolution adopted January 14, 2014, designating Faros Properties and Mas Development Group, LLC., as Redevelopers of Midtown Parcels B and D and authorizing the execution of a Redevelopment Agreement, specifically to allow the redeveloper, Faros-Mas Elizabeth, LLC., to submit preliminary site plans for both parcels simultaneously.

Amend a resolution adopted October 27, 2015, awarding a contract to Prestige Environmental, Inc., to serve as the Licensed Site Remediation Professional for removal and disposal of 12,000 tons of contaminated soil at 865 Livingston Street at a cost not to exceed \$1,229,010.00, specifically to reflect the redeveloper/subcontractor's responsibility for \$80,955.00 of the contract, thereby reducing the amount of said contract not to exceed \$1,148,055.00.

NEW BUSINESS (Cont'd.)

Amend a resolution adopted October 27, 2015, providing CD-41 Public Service Grants totaling \$485,570.00 and Emergency Solutions Grants totaling \$202,745.00, specifically to reflect correct funding per activity for the Coalition to House the Homeless.

Authorize the renewal of the contract with Regional Industries, LLC., 800 East Grand Street, Elizabeth, to provide for the collection, hauling and disposal of garbage, trash and recyclable materials throughout the City for the fourth year of the five year contract, commencing January 1, 2016 to December 31, 2016, in the amount of \$4,225,000.00, in accordance with the terms and schedule of prices submitted at the time of bid.

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 \$4,099.41.

Authorize the award of a contract to Suburban Consulting Engineers, Inc., 100 Valley Road, Mount Arlington, N.J., to provide professional engineering services in connection with the design and construction observation for the Kenah Park improvements at a cost not to exceed \$192,715.00 plus reimbursables.

Authorize the adoption of the updated City of Elizabeth Hazard Mitigation Plan –Natural Hazards as the Jurisdiction's Natural Hazard Mitigation Plan and execute the actions in the Plan pursuant to the 2000 Federal Disaster Mitigation Act and FEMA.

Authorize the establishment of a loading zone, on behalf of SGF Freight Services, Inc., 551 Newport Road, 50 feet east of Sixth Street and traveling 83 feet easterly on Broadway, between the hours of 6:00 a.m. to 6:00 p.m.

Install "Autistic Child in Area" signs in the area of 1121 Kipling Road and 143 Stiles Street.

Establish a handicapped parking space in front of the premises located at 454 Franklin Street.

Establish a handicapped parking space in front of the premises located at 320 Pine Street.

Establish a handicapped parking space in front of the premises located at 605 Magnolia Avenue.

Establish a handicapped parking space in front of the premises located at 324 Murray Street.

Establish a handicapped parking space in front of the premises located at 802 Second Avenue.

Delete the following handicapped parking space from in front of the premises located at 14 North Avenue.

Adopt a resolution in support of existing and approved bus stop locations along Route US 1 & 9, within the City as provided by the N.J. Department of Transportation pursuant to a new Traffic Regulation Order.

Accept a bid in the amount of \$45,250.00 offered at a public auction held November 24, 2015, for the purchase of City-owned property at 208 Fifth Street.

Accept a bid in the amount of \$102,000.00 offered at a public auction held November 24, 2015, for the purchase of City-owned property at 1093 East Grand Street.

NEW BUSINESS (Cont'd.)

Adopt a resolution modifying the City of Elizabeth's Walking Tour by naming the tour "History's Heart-line" and create a visible tourist path by painting a single red line connecting each stop with a red heart.

Utility bills.

COMMENDATIONS

Egenolfe Early Childhood Center, 125th Anniversary
Elizabeth High School Varsity Soccer Team

MEMORIALS

Alfonsina Zamarra

ADJOURNMENT