PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Evening
June 12, 2012
7:30 p.m.

A regular meeting of the City Council was held this evening in the City Council Chamber, City Hall.

Council President Gonzalez announced that this regular meeting is listed in the "Annual Notice", as defined by Chapter 231, P.L. 1975, and that copies of the "Annual Notice" have been mailed or delivered to the Star Ledger, Home News and Tribune, and Cablevision of Elizabeth and posted and filed in the City Clerk's Office in compliance with the terms of the Open Public Meetings Law, Chapter 231, P.L. 1975 on December 27, 2011.

PRESENT: Council Members-at-Large: Patricia Perkins-Auguste; [redacted]; [redacted];
Council Members: Manny Grova, Jr., 1st Ward;
Joseph Keenan, 3rd Ward; [redacted], 4th Ward;
William Gallman, Jr., 5th Ward; Frank O. Mazza, 6th Ward;
and President Nelson Gonzalez, 2nd Ward; - ~~8~~ 6

ABSENT: Cuesta, Jackus, Cedeno – 3 –

ALSO PRESENT: Jorge Estrada, Special Counsel

Council President Gonzalez congratulated his colleagues and the Mayor on their victory in the Primary Election at a margin of 3 to 1.

PUBLIC SPEAKING

Ms. Marie Darossi, 324 Franklin Street, spoke regarding the alleged assault on a student by the principal. She continued that the student was allegedly choked by Mr. Mangora. She stated further that she went to the Board of Education and they acted very disinterested.

Ms. Darossi stated the principal is claiming that he felt threatened. She continued that the principal did not call the parents nor the police. She stated further that he should resign.

Mr. Edwin Gomes, Stiles Street, spoke to amending his initial request to conduct a festival, specifically to add a street for use.

Mr. I. Rivera, 806 Bayway Avenue, representing Troop 665, Jesus Christ of the Latter Day Saints, Cherry Street, congratulated Council-at-Large on their victory at the Primary Election.

Mr. James Carey, People's Organization on Progress, Inslee Place, stated that a student was attacked at the Lafayette School and so he attended the School Board meeting and the Commissioners lacked the compassion or interest regarding the alleged attack on a student. He continued that he contacted Mr. Jerome Dunn on May 24, 2012, and was advised that there was no incident report filed. He stated further that an eyewitness reported that the principal singled her out.

Mr. Carey stated that the incorrect date was filed on the report, He continued that eyewitnesses indicated that the student had not done anything. He requested that a resolution condemning this type of behavior from any school official.

Mr. Rodriguez, 618 Jackson Avenue, spoke in support of adopting a resolution against violence in schools.

Councilman Gallman queried to if there was any feedback on the report.

Mr. Carey stated that he went to 500 North Broad Street and found out that there was no incident report. He continued that this is not an isolated incident and this principal has other incidents against him.

Councilman Gallman questioned if Mr. Carey could find out what the next step is.

Council President Gonzalez agrees, if the allegations are true, this is very inappropriate of any school official.

Mr. Jorge Vidal, an Elizabeth resident, spoke regarding parking on Chilton Street is at a premium.

There being no one else present who desired to be heard, Council President Gonzalez declared the public speaking portion of the meeting closed.

PUBLIC HEARINGS

Council President Gonzalez announced that the next business in order would be a public hearing on **Ordinance No. 4310**, entitled:

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELIZABETH, COUNTY OF UNION, STATE OF NEW JERSEY ADOPTING A REDEVELOPMENT PLAN RELATING TO PROPERTY DESIGNATED AS AN AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE 668-770 NORTH AVENUE EAST REDEVELOPMENT STUDY

This ordinance was adopted on its first reading at the meeting of City Council held on **May 22, 2012.**

The Notice of Public Hearing was published in the Star Ledger issue of **June 4, 2012.**

The Clerk read the foregoing ordinance by title and Council President Gonzalez asked if there was anyone present who wished to speak either for or against the adoption of the ordinance.

There being no one present who desired to be heard, Council President Gonzalez declared the public hearing portion of the meeting closed.

Council President Gonzalez announced that the next business in order would be a public hearing on **Ordinance No. 4311**, entitled:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO PT CONSULTANTS, INC., 629 CREEK ROAD, BELLMAWR, NEW JERSEY 08031, TO PERFORM ENVIRONMENTAL WORK AT 748-760 LIDGERWOOD AVENUE THAT REQUIRES TWO (2) SOIL BORINGS ON SPOFFORD AVENUE, ELIZABETH, NEW JERSEY.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 22, 2012**.

The Notice of Public Hearing was published in the Star Ledger issue of **June 4, 2012**.

The Clerk read the foregoing ordinance by title and Council President Gonzalez asked if there was anyone present who wished to speak either for or against the adoption of the ordinance.

There being no one else present who desired to be heard, Council President Gonzalez declared the public hearing portion of the meeting closed.

Council President Gonzalez announced that the next business in order would be a public hearing on **Ordinance No. 4312**, entitled:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO SOVEREIGN CONSULTING, INC., 111A NORTH GOLD DRIVE, ROBBINSVILLE, NEW JERSEY 08691, TO PERFORM ENVIRONMENTAL WORK CONSISTING OF TWO (2) MONITORING WELLS WITHIN THE PUBLIC RIGHT-OF-WAY ON FIRST AVENUE, ELIZABETH, NEW JERSEY.

This ordinance was adopted on its first reading at a meeting of City Council held on **May 22, 2012**.

The Notice of Public Hearing was published in the Star Ledger issue of **June 4, 2012**.

The Clerk read the foregoing ordinance by title and Council President Gonzalez asked if there was anyone present who wished to speak either for or against the adoption of the ordinance.

There being no one present who desired to be heard, Council President Gonzalez declared the public hearing portion of the meeting closed.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated May 18, 2012, from the Business Administrator recommending the award of a contract to Howard Industries, Inc., 36 Howard Dr., Ellisville, MS, for hardware for computers, printers, servers, media, software upgrades, printer repairs and other computer equipment for various City buildings for the period of April 1, 2012 through August 31, 2014, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated May 18, 2012, from the Business Administrator requesting authorization for the proper City officials to accept the New Jersey Division of Highway Traffic Safety Project Grant: Click it or Ticket 2012 Mobilization for the period of May 21, 2012 to June 3, 2012, in the amount of $4,000.00 and to consider a resolution supporting the New Jersey Division of Highway Traffic Safety Project Grant: Click it or Ticket 2012 Mobilization.
Which was received.

By the Clerk:
Letter dated May 25, 2012, from the Business Administrator recommending awarding contracts for the purchase of electricity through the New Jersey Sustainable Energy Joint Meeting that has separated the electricity bid into two (2) categories: The Multi Tariff award to Hess Corporation, P.O. Box 905243, Charlotte, NC, at a rate of $0.07890 per kilowatt hour, and the Fixed Price General Lighting Power award to Reliant Energy Northeast, LLC, 1201 Fannin Street, Houston, TX, at a rate of $0.08500 per kilowatt hour, for the period of June 2012 meter read date through the June 2013 meter read date.
Which was received.

By the Clerk:
Letter dated May 29, 2012, from the Business Administrator recommending the award of a contract to Bucks County International, Inc., 134 Old Oxford Valley Road, Langhorne, PA, for the purchase of six (6) 2012 International Dump Trucks for the Public Works Department at a total cost of $685,686.00.
Which was received.

By the Clerk:
Letter dated May 29, 2012, from the Business Administrator recommending the award of a contract to Valk Manufacturing Co., P.O. Box 428, New Kingstown, PA, for the purchase of six (6) Snow Plows for the new Dump Trucks for the City Yard at a cost of $22,620.00.
Which was received.

By the Clerk:
Letter dated May 29, 2012, from the Business Administrator recommending the award of a contract to Spruce Industries, 759 E. Linden Avenue, Rahway, NJ, for the purchase of janitorial supplies for various departments for the period of May 9, 2012 through May 7, 2014, at a cost not to exceed $150,000.00.
Which was received.

By the Clerk:
Letter dated May 30, 2012, from the Business Administrator recommending the award of a contract to W. E. Timmerman Co., Inc., 3554 Route 22 West, P.O. Box 71, Whitehouse, NJ, for two (2) Six Wheel Mechanical Street Sweepers at the base bid amount of $444,700.00, including options of two (2) Left Hand Side Broom Tilt, two (2) Right Hand Side Broom Tilt and a 3-Year Parts and Labor Warranty in the amount of $13,050.00 for a total of $457,750.00.
Which was received.

By the Clerk:
Letter dated May 31, 2012, from the Business Administrator requesting authorization for the renewal of insurance with Western World Insurance Company, 48 South Franklin Turnpike, Ramsey, NJ, through the agent-of-record, Hughes-Plumer Associates, covering accident insurance for Ambulance Drivers and Attendants for the period of June 15, 2012 to June 15, 2013, at an annual premium of $7,850.00.
Which was received.

By the Clerk:
Letter dated May 31, 2012, from the Business Administrator recommending the award of a contract to Battleware Technology, 11263 Airpark Road, Bldg. B-4, Ashland, VA, for the purchase of Tactical Body Armor for the Emergency Service Unit of the Police Department at a cost of $85,890.00.
Which was received.

By the Clerk:
Letter dated May 31, 2012, from the Business Administrator recommending the award of a contract to Independence Constructors, 1200 Route 22 East, Bridgewater, NJ, for cleaning, inspections, monitoring of Oil/Water Separators and Above and Underground tanks at various locations and DEP Compliance for the period of June 1, 2012 through July 31, 2012, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated June 1, 2012, from the Business Administrator recommending the award of a contract to Lanigan Associates, Inc., 496 Shrewsbury Avenue, Tinton Falls, NJ, for cleaning items, vest carriers and other items for the Police Department for the period of May 1, 2012 through April 30, 2014, at a cost not to exceed $100,000.00.
Which was received.

By the Clerk:
Letter dated June 1, 2012, from the Business Administrator recommending the award of a contract to Lawmen Supply Co., NJ, Inc., 5521 Whitehorse Pike, Egg Harbor City, NJ, for Police Equipment (Holsters, Ammunition, Vests, Guns, Handcuffs and Cleaning Items., etc.) for the period of May 1, 2012 through April 30, 2014, at a cost not to exceed $300,000.00.

By the Clerk:
Letter dated June 4, 2012, from the Business Administrator recommending the award of a contract to General Sales Administration t/a Major Police Supply, 47 North Dell Avenue, Kenvil, NJ, for Emergency Lighting Equipment for the Departments of Police, Fire and Ambulance Service Bureau for the period of May 29, 2012 through May 29, 2014, at a cost not to exceed $500,000.00.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Business Administrator recommending awarding a contract to Highway Service Corporation, 548 Trumbull Street, Elizabeth, NJ, for the furnishing of Police Authorized Towing and Storage Services for the Police Department for a period of one year, with an option to renew for a second and third year, at the prices quoted.
Which was received.

By the Clerk:
Letter dated May 21, 2012, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel the disallowed senior citizen deductions for the Tax Year 2011 in the amount of $12,250.00.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer advising that additional grants may be appropriated in the 2012 SFY Budget by budget amendments.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer advising that transfers for the 2012 SFY Municipal and Sewer Utility Budgets may be necessary.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer requesting that your Honorable Body consider the Elizabeth Avenue Special Improvement District 2013 Fiscal Budget for introduction and approval.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer recommending that your Honorable Body consider approving a resolution for the Certification of the Preliminary 2013 State Fiscal Year Tax Levy in order that tax bills for the second half of calendar 2012 be issued in a timely manner in accordance with State Statutes.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer recommending that your Honorable Body consider a resolution that would pre-qualify those eligible Bond Attorneys, DeCotiis, FitzPatrick, & Cole, LLP, Glenpoint Centre West, 500 Frank W. Burr Boulevard, Suite 31, Teaneck, NJ, who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer recommending that your Honorable Body consider a resolution that would pre-qualify those eligible Appraisers, Stack, Coolahan & Stack, LLC, 90 Hudson Street, Hoboken, NJ; Stanley Jay, One Morton Place, Colonia, NJ; New Jersey Realty Advisory Group, LLC, 333 State Street, Box 807, Perth Amboy, NJ, who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer recommending that your Honorable Body consider a resolution that would pre-qualify those eligible Financial Advisors, Powell Capital Markets, Inc., 3 Becker Farm Road, Roseland, NJ; Acacia Financial Group, Inc., 13000 Lincoln Drive West, Marlton, NJ; NW Financial Group, LLC, 10 Exchange Place, 17th Floor, Jersey City, NJ, who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer recommending that your Honorable Body consider a resolution that would pre-qualify those eligible Auditors, Louis C. Mai, CPA & Associates, 6 Moonshadow Court, Kinnelon, NJ; McEnerney, Brady, & Company LLC, 293 Eisenhower Parkway, Livingston, NJ, who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer recommending that your Honorable Body consider a resolution that would pre-qualify those eligible Property Tax Attorneys, Blau & Blau, Attorneys at Law, 223 Mountain Avenue, Springfield, NJ; Palumbo & Renaud, Attorneys at Law, 190 North Avenue E., Cranford, NJ, who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process.
Which was received.

[redacted]

[redacted]

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer recommending that your Honorable Body consider the cancellation of $1,000,000.00 in the Sewer Utility Operating Fund –Capital Outlay appropriation 2013 SFY and credited to Sewer Utility surplus.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer requesting to return to the tax rolls 620-624 First Avenue due to default of the financial agreement under the tax abatement statute between 620 First Urban Renewal, L.P., c/o Luiz Rodriguez, and the City of Elizabeth.
Which Was Referred To City Council As A Whole.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer requesting to return to the tax rolls 600 Fulton Street due to default of the financial agreement under the tax abatement statute between Millennium Urban Renewal L.P., c/o Luiz Rodriguez, and the City of Elizabeth.
Which Was Referred To City Council As A Whole.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer advising that in compliance with the SFY 2012 Appropriations Act requires your Honorable Body to approve all payments related to accumulated/uncompensated absence benefits.
Which was received.

By the Clerk:
Letter dated June 6, 2012, from the Chief Financial Officer advising that in compliance with the SFY 2012 Appropriations Act requires your Honorable Body to review the City's Quarterly 2012 SFY Budget Revenues and Appropriations for the fiscal year 3rd quarter ending March 31, 2012.
Which was received.

By the Clerk:
Letter dated June 4, 2012, from the Director of Planning and Community Development requesting to amend the resolution adopted August 23, 2011, authorizing a Deferred Payment Repayable Loan to the Oaks at Westminster Urban Renewal LLC, in the amount of $1,421,674.00, specifically to comply with handicapped accessibility requirements increasing the amount by $200,000.00, raising the loan to $1,621,674.00.
Which was received.

By the Clerk:
Letter dated May 21, 2012, from the Director of Public Works requesting permission 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 $5,046.02.
Which was received.

By the Clerk:
Letter dated May 21, 2012, from the Director of Public Works requesting permission to have liens placed against properties listed on Schedule A attached hereto and made a part hereof for the boarding up of said properties in the amount of $4,103.48
Which was received.

[redacted]

[redacted]

By the Clerk:
Letter dated May 29, 2012, from the Director of Public Works recommending the award of a contract to CME Associates, 3141 Bordentown Avenue, Parlin, NJ, to provide professional engineering services in connection with the design and construction administration of the 2012 Road Resurfacing Program – Phase 2, at a cost not to exceed $99,398.00.
Which was received.

By the Clerk:
Letter dated June 4, 2012, from the Director of Public Works requesting permission to have liens placed against properties listed on Schedule A attached hereto and made a part hereof for the boarding up of said properties in the amount of $1,412.87.
Which was received.

By the Clerk:
Letter dated June 4, 2012, from the Director of Public Works requesting permission 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 $9,260.22.
Which was received.

By the Clerk:
Letter dated June 5, 2012, from the Police Director requesting permission to establish handicapped parking spaces in front of the premises located at: 504 Fourth Avenue; 533 Green Street, 843 Garden Street (personalized); 212 Clark Place; disapproved: 340 Morris Avenue, 2nd Floor; deletions: 918 Roosevelt Street; 117 Race Street; 504 First Avenue.
Which was received.

By the Clerk:
Letter received May 23, 2012, from Coco Bongo Productions requesting an amendment to the resolution adopted on May 8, 2012, granting permission to conduct their 9th Annual Colombian Independence Day Festival, specifically to include Morris Avenue from Sayre Street to Westfield Avenue.
Which was received.

By the Clerk:
Letter received May 29, 2012, from the Elizabeth Police Athletic League, Elizabeth, requesting permission to conduct a carnival during the 2012 Fourth of July at the Waterfront Marina parking area and a portion of Front Street.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:
Letter dated June 12, 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, June 8, 2012.
Which was received.

By the Clerk:
: Letter dated May 21, 2012, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and disbursements for the month of February, 2012, and Statement of Bank Balances and Investments as of February 29, 2012.
Which was received.

ORDINANCES ON FIRST READING

Council President Gonzalez announced that the next business in order would be the introduction of **Ordinance No. 4313** , which was seconded by Councilman Gallman, entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR OCTAVIO ALAMEDA, 843 GARDEN STREET, ELIZABETH, NEW JERSEY 07202.

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted]. [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - [redacted] 6

NEGATIVE: None

Council President Gonzalez announced that the next business in order would be the introduction of **Ordinance No. 4314** , which was seconded by Councilman Gallman, entitled

AN ORDINANCE TO RESCIND ORDINANCE NO. 4216, ADOPTED ON MAY 10, 2011, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR CARMEN CEDENO, 918 ROOSEVELT STREET, ELIZABETH, NEW JERSEY.

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted]. [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - [redacted] 6

NEGATIVE: None

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Council President Gonzalez announced that the next business in order would be the introduction of **Ordinance No. 4315** , which was seconded by Councilman Gallman, entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR JOHN A. PADILLA, 533 GREEN STREET, ELIZABETH, NEW JERSEY 07202.

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted]. [redacted]
Grova, Keenan, [redacted], Gallman, Mazza,
and President Gonzalez - [redacted] 6

NEGATIVE: None

Council President Gonzalez announced that public notice will be published fixing Tuesday, June 26, 2012 , at 7:30 p.m., City Council Chambers, City Hall, Elizabeth, N.J., as the time and place that City Council will conduct public hearings and further consider the foregoing Ordinance Nos. 4313, 4314 and 4315, adopted on first reading.

ORDINANCES ON FINAL PASSAGE

Council President Gonzalez announced that the next business in order would be the adoption of **Ordinance No. 4310** , which was seconded by Councilman Gallman:

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELIZABETH, COUNTY OF UNION, STATE OF NEW JERSEY ADOPTING A REDEVELOPMENT PLAN RELATING TO PROPERTY DESIGNATED AS AN AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE 668-770 NORTH AVENUE EAST REDEVELOPMENT STUDY

WHEREAS, the City Council of the City of Elizabeth, by resolution dated April 24, 2012, directed that the Planning Board of the City conduct a preliminary investigation to determine whether the property located at 668-770 North Avenue East, also known as tax parcel 8-1308H, qualified pursuant to the provisions of the Local Redevelopment Housing Law ("LRHL") **N.J.S.A.** 40A:12A-1 et. seq. as a property in need of redevelopment; and

WHEREAS, the Planning Board undertook such review and analysis at its meeting of May 17, 2012 and determined that the property in question was "an area in need of redevelopment" pursuant to the provisions of the LRHL; and

WHEREAS, by resolution of that same date, the Planning Board recommended to the City Council that it take favorable action upon the determination that the property is an area in need of redevelopment, which the City Council has done pursuant to the provisions of a resolution adopted at its meeting of May 22, 2012; and

WHEREAS, the City Council now has before it a proposed Redevelopment Plan for this property, which has been submitted to it by the Planning Board, which has recommended its adoption.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Elizabeth, County of Union, State of New Jersey as follows:

SECTION ONE

The 668-770 North Avenue East Redevelopment Plan prepared by the firm of Harbor Consultants dated May 2012 is hereby approved and accepted by the City Council of the City of

Elizabeth as more particularly set forth in said document, (a copy of which is appended hereto as "Exhibit A" and is incorporated expressly herein by reference.

SECTION TWO

A certified copy of this Ordinance, together with the Redevelopment Plan, is hereby referred to the Union County Planning Board, said transmittal to be effectuated by the City Clerk.

SECTION THREE

The Zoning Map of the City is hereby deemed amended to reflect the adoption of this Redevelopment Plan; the City Planner is hereby authorized to perform the work necessary to implement this amendment to the Zoning Map of the City.

SECTION FOUR

Appropriate notice shall be given to those persons and/or entities required by law pursuant to the provisions of **N.J.S.A.** 40A:12A-7(c); the City Clerk is also directed to publish notice of the passage of this Ordinance as required by law.

SECTION FIVE

If any section, subsection, paragraph, sentence, clause or word of this Ordinance shall be adjudged to be invalid by a court of competent jurisdiction, then and in such event, said invalidity shall not affect the viability of the remaining portions of this Ordinance.

SECTION SIX

The effective date of this Ordinance shall be twenty (20) days after its final passage by City Council and approval by the Mayor at the time and in the manner provided by law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held . **May 22, 2012.**

Annexed to the ordinance was an affidavit from the publisher of the Star Ledger certifying the publication of the ordinance and notice of public hearing thereon in its issue of **June 4, 2012.**

The ordinance was then adopted on its final passage by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - [redacted] 6

NEGATIVE: None

Council President Gonzalez announced that the next business in order would be the adoption of **Ordinance No. 4311**, which was seconded by Councilman Gallman:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO PT CONSULTANTS, INC., 629 CREEK ROAD, BELLMAWR, NEW JERSEY 08031, TO PERFORM ENVIRONMENTAL WORK AT 748-760 LIDGERWOOD AVENUE THAT REQUIRES TWO (2) SOIL BORINGS ON SPOFFORD AVENUE, ELIZABETH, NEW JERSEY.

WHEREAS, the Division of Engineering has reviewed an Environmental Encroachment Permit application dated May 1, 2012 for environmental work within the roadway area on Spofford Avenue, Elizabeth, New Jersey. **PT Consultants, Inc. 629 Creek Road, Bellmawr, New Jersey 08031,** is performing environmental at 748-760 Lidgerwood Avenue that required the soil borings identified at TW-3 and TW-4 within the public right-of-way on Spofford Avenue; and

WHEREAS, PT Consultants, Inc., 629 Creek Toad, Bellmawr, New Jersey 08031, has submitted all necessary documentation and the application is considered administratively complete with the exception of a two-year maintenance bond in the amount of $1,500.00. The bond and current insurance policy should be submitted one week in advance of the proposed work; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH:

SECTION 1. - That an encroachment permit be granted to **PT Consultants, Inc., 629 Creek Road, Bellmawr, New Jersey 08031**, to perform environment work consisting of two temporary soil borings identified at TW-3 and TW-4 within the public right-of-way of Spofford Avenue as depicted on a plan entitled "Site Plan with Temporary Well Locations" prepared by Gregory J. Simonsa, PE on April 27, 2012 and which is on file in the Municipal Engineer's Office.

SECTION 2. - The plans and application package will be kept in the Division of Engineering files for reference along with the two-year maintenance bond and current insurance policy when received.

SECTION 3. - The four (4) wells on Lidgerwood Avenue are in the County of Union right-of-way and will require County approval.

SECTION 4. - The Permittee shall provide a liability insurance certificate in the aggregate amount determined by the City Engineer for property damage and personal injury naming the City of Elizabeth as an additional insured and giving the City a thirty (30) day notice of cancellation of policy. The Permittee shall also be responsible for all maintenance with regard to the encroachment.

SECTION 5. - All ordinances or parts of ordinance inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 6. - If any portion or clause of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this ordinance.

SECTION 7. - The effective date of this ordinance shall be twenty (20) days after its final passage by City Council and approval by the Mayor at the time and in the manner provided by law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held . **May 22, 2012.**

Annexed to the ordinance was an affidavit from the publisher of the Star Ledger certifying the publication of the ordinance and notice of public hearing thereon in its issue of **June 4, 2012.**

The ordinance was then adopted on its final passage by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

Council President Gonzalez announced that the next business in order would be the adoption of **Ordinance No. 4312** , which was seconded by Councilman Gallman:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO SOVEREIGN CONSULTING, INC., 111A NORTH GOLD DRIVE, ROBBINSVILLE, NEW JERSEY 08691, TO PERFORM ENVIRONMENTAL WORK CONSISTING OF TWO (2) MONITORING WELLS WITHIN THE PUBLIC RIGHT-OF-WAY ON FIRST AVENUE, ELIZABETH, NEW JERSEY.

WHEREAS, the Division of Engineering has reviewed an Environmental Encroachment Permit application dated May 1, 2012 for environmental work within the roadway area on First Avenue, Elizabeth, New Jersey; and

WHEREAS, Sovereign Consulting, Inc., 111A North Gold Drive, Robbinsville, New Jersey 08691, has submitted all necessary documentation and application is considered administratively complete with the exception of a two-year maintenance bond in the amount of $1,500.00. The bond and current insurance policy should be submitted one week in advance of the proposed work; and

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH:

SECTION 1. - That an encroachment permit be granted to **Sovereign Consulting Inc., 111A North Gold Drive, Robbinsville, New Jersey 08691**, to perform environment work consisting of two (2) monitoring wells within the public right-of-way on First Avenue, Elizabeth, New Jersey as depicted on a plan entitled "Proposed Monitoring Well Location", prepared by Sovereign Consulting, Inc., signed, dated and sealed by Peter Jaran, PE on February 17, 2012 and which is on file in the Municipal Engineer's Office; and

SECTION 2. - The plans and application package will be kept in the Division of Engineering files for reference along with the two-year maintenance bond and current insurance policy as the submitted policy expires on June 1, 2012.

SECTION 3. - The Permittee shall provide a liability insurance certificate in the aggregate amount determined by the City Engineer for property damage and personal injury naming the City of Elizabeth as an additional insured and giving the City a thirty (30) day notice of cancellation of policy. The Permittee shall also be responsible for all maintenance with regard to the encroachment.

SECTION 4. - All ordinances or parts of ordinance inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 5. - If any portion or clause of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this ordinance.

SECTION 6. - The effective date of this ordinance shall be twenty (20) days after its final passage by City Council and approval by the Mayor at the time and in the manner provided by law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held . **May 22, 2012.**

Annexed to the ordinance was an affidavit from the publisher of the Star Ledger certifying the publication of the ordinance and notice of public hearing thereon in its issue of **June 4, 2012.**

The ordinance was then adopted on its final passage by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~[illegible]~~, ~~[illegible]~~
Grova, Keenan, ~~[illegible]~~, Gallman, Mazza,
and President Gonzalez - ~~[illegible]~~ 6

NEGATIVE: None

NEW BUSINESS

ELIZABETH AVENUE SPECIAL IMPROVEMENT DISTRICT BUDGET NOTICE

Elizabeth Avenue Special Improvement District of the City of Elizabeth, County of Union, for the Fiscal Year 2013.

BE IT RESOLVED that the following statements of revenue and appropriations shall constitute the Elizabeth Avenue Special Improvement District Budget for the Fiscal Year 2013.

BE IT FURTHER RESOLVED that said Budget be published in The Star-Ledger in the issue of July 13, 2012

NOW THEREFORE, BE IT RESOLVED that the governing body of the City of Elizabeth does hereby approve the following as the Elizabeth Avenue Special Improvement District Budget for the Fiscal Year 2013.

[redacted]

AYES [redacted]

[redacted]

Notice is hereby given that the Elizabeth Avenue Special Improvement District Budget was approved by the City Council of the City of Elizabeth, County of Union, on June 12, 2012.

A hearing on said budget will be held at Elizabeth City Hall on July 24, 2012, at 7:30 P.M. at which time and place objections to said Budget for the Fiscal Year 2013 may be presented by Elizabeth Avenue Special Improvement District taxpayers or other interested persons.

REVENUES	
Private Sponsor	$26,750.00
UEZ	$83,532.00
Amount to be Raised by Special Improvement District	$250,000.00
Surplus Utilized	
Total Revenues	$360,282.00

APPROPRIATIONS	
Promotions	$117,278.00
Safety & Security	$37,674.00
Administration	$205,330.00
Total Appropriations	$360,282.00

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

By City Council as a Whole:

WHEREAS, Chapter 72, P.L. 1994 requires the governing body to set the Preliminary Municipal Levy so that the second half 2012 property tax bills may be issued, and

WHEREAS, the Chief Financial Officer recommends a Preliminary Municipal Levy in the amount of $122,579,514.39 as per the attached Certification of Preliminary State Fiscal Year Tax Levies,

NOW, THEREFORE, BE IT RESOLVED that the Preliminary Municipal levy for the third and fourth installments 2012 be set in the amount of $122,579,514.39.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - ~~8~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Sewer Utility Operating Fund appropriation, Capital Outlay, has an unexpended balance for the 2012 State Fiscal Year in excess of the following:

Capital Outlay	$1,000,000.00

WHEREAS, the amount of $1,000,000.00 is no longer needed for this appropriation, it is necessary to formally cancel said amount by resolution in order that this unexpended balance may be credited to Surplus;

NOW THEREFORE, BE IT RESOLVED, by City Council of the City of Elizabeth, that the Sewer Utility Operating Fund unexpended balance of Capital Outlay account in the amount of $1,000,000.00 be canceled and credited to Surplus.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - [redacted] 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need to renew the Accident Insurance Policy covering Ambulance Drivers and Attendants for the period June 15, 2012 to June 15, 2013; and

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to enter into a contract with **WESTERN WORLD INSURANCE COMPANY, 48 South Franklin Turnpike, Ramsey, New Jersey 07446, through agent of record, Hughes-Plumer & Associates,** to renew the Accident Insurance Policy covering Ambulance Drivers and Attendants for the period June 15, 2012 to June 15, 2013 for an annual premium of $7,850.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 12-09368, charging the amount of $7,850.00 to Account Number 2-01-23-210-INS, of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Business Administrator has certified that this meets the statute and regulations governing the award of said contract; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth, New Jersey as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **WESTERN WORLD INSURANCE COMPANY, 48 South Franklin Turnpike, Ramsey, New Jersey 07446 , through the agent of record, Hughes-Plumber & Associates,** to renew the Accident Insurance Policy covering Ambulance Drivers and Attendants for the period June 15, 2012 to June 15, 2013 for an annual premium of $7,850.00.
2. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking, in order to qualify to do business within this State.

   New Jersey Statute 40A:11-5(m) exempts the purchasing of insurance coverage from advertising for bids and bidding, which exception shall be in accordance with the requirements for Extraordinary, Unspecifiable Service in accordance with the requirements thereof.
3. This cannot be described by written specifications because of the special nature of the service as described in paragraph (2).
4. A notice of this action shall be published in **The Star Ledger.**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

~~Proclamation~~/Resolution Supporting the *Click It or Ticket* Mobilization of May 21 – June 3, 2012

Whereas, there were 633 motor vehicle fatalities in New Jersey in 2011; and

Whereas, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and

Whereas, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

Whereas, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000; and

Whereas, the State of New Jersey will participate in the nationwide *Click It or Ticket* seat belt mobilization from May 21 – June 3, 2012 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education; and

Whereas, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 94.51% to 100%; and

Whereas, a further increase in seat belt usage in New Jersey will save lives on our roadways;

Therefore, be is resolved that City Council of the City of Elizabeth declares it's support for the *Click It or Ticket* seat belt mobilization both locally and nationally from May 21 – June 3, 2012 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent per the recommendation of the Director of the Department of Public Works have requested the award of a contract to the lowest responsible bidder which meets the specifications **W. E. TIMMERMAN CO., INC., 3554 Route 22 West, P. O. Box 71, Whitehouse, N.J. 08888,** at the base bid amount of $444,700.00, including options in the amount of $13,050.00 for a total of $457,750.00. Options are as follows: 2 each Left Hand Side Broom Tilt, 2 each Right Hand Side Broom Tilt and 3-Year Parts and Labor Warranty; and

WHEREAS, the low bid received from H.A. Dehart & Son, Inc. did not include an unconditional Consent of Surety which could not be considered; and

WHEREAS, the Chief Financial Officer has certified sufficient funds are available and appropriated for this purpose and Certification No. 12-09153 charging the amount of $457,750.00 to Account No. X-04-55-999-39-001 of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes an award of a contract to the lowest responsible bidder which meets the specifications **W.E. TIMMERMAN CO., 3554 Route 22 West, P. O. Box 71, Whitehouse, N.J. 08888,** at the base bid amount of $444,700.00, including options in the amount of $13,050.00 for a total of $457,750.00. Options are as follows: 2 each Left Hand Side Broom Tilt, 2 each Right Hand Side Broom Tilt and 3-Year Parts and Labor Warranty.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - ~~7~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended per the request of the Supervisor of Data Processing Operations an award of a contract to **HOWARD INDUSTRIES, INC., 36 Howard Dr., Ellisville, MS 39437,** for Hardware for Computers, Printers, Services, Media, Software Upgrades, Printer Repairs and other Computer Equipment for various City buildings for the period of April 1, 2012 through August 31, 2014 at a cost not to exceed $50,000.00 under their State Contract No. A70264; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30-14.4 as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract No. A70264 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it ,

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **HOWARD INDUSTRIES, INC., 36 Howard Dr., Ellisville, MS 39437,** for Hardware for Computers, Printers, Services, Media, Software Upgrades, Printer Repairs and other Computer Equipment for various City buildings for the period of April 1, 2012 through August 31, 2014 at a cost not to exceed $50,000.00 under their State Contract No. 70264.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted] Jackus, Grova, Keenan, [redacted] Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the New Jersey Sustainable Energy Joint Meeting (NJSEM) has separated the electricity bid into two categories: 1) Multi Tariff Accounts and 2) Fixed Price GLP (General Lighting Power) Accounts. A separate auction has been done for each category; and

WHEREAS, Business Administrator and the Purchasing Agent have requested an award of contracts to **HESS CORPORATION, PO BOX 905243, Charlotte, NC 28290-5243,** for the Multi Tariff accounts at a rate of $0.07890 per kilowatt hour and to **RELIANT ENERGY NORTHEAST, LLC 1201 Fannin Street, Houston, TX 77002,** for Fixed Price GLP accounts at a rate of $0.08500 per kilowatt hour for the period of the June 2012 meter read date through the June 2013 meter read date; and

WHEREAS, local units of the State of New Jersey are authorized to enter into a joint contract to provide for the formation of a joint meeting for the join procurement of natural gas, electricity and other forms of energy as permitted by **N.J.S.A.** 40A:65:14 et seq; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30-14.4 as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it ,

RESOLVED that the City Council of the City of Elizabeth authorizes the award of contracts to **HESS CORPORATION, PO BOX 905243, Charlotte, NC 28290-5243,** for the Multi Tariff accounts at a rate of $0.07890 per kilowatt hour and to **RELIANT ENERGY NORTHEAST, LLC 1201 Fannin Street, Houston, TX 77002,** for Fixed Price GLP accounts at a rate of $0.08500 per kilowatt hour for the period of the June 2012 meter read date through the June 2013 meter read date.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cruesta~~, ~~Jackus~~, Grova, Keenan, ~~Cardenas~~, Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended per the request of the Director of Public Works an award of a contract to **BUCKS COUNTY INTERNATIONAL, INC., 134 Old Oxford Valley Road, Langhorne, PA 19047,** for the purchase of Six (6) 2012 International Dump Trucks for the Public Works Department at a total cost of $685,686.00 under their State Contract No.79123; and

WHEREAS, State Contracts are exempt from the provisions of Chapter 2.92 of the Code of the City of Elizabeth; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 12-08931, charging the amount of $685,686.00 to Account No. X-04-55-999-X39-001 of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract No.79123 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C**.5:34-1.2; now, therefore, be it ,

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **BUCKS COUNTY INTERNATIONAL, INC., 134 Old Oxford Valley Road, Langhorne, PA 19047,** for the purchase of Six (6) 2012 International Dump Trucks for the Public Works Department at a total cost of $685,686.00 under their State Contract No.79123.

Councilman Gallman spoke in support of the new sweepers and dump trucks. He continued that he is happy to see that four trucks are going to be replaced and he commended the Department of Public Works.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - ~~7~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended per the request of the Director of Public Works an award of a contract to **VALK MANUFACTURING CO., P. O. BOX 428, New Kingstown, PA 17072,** for the purchase of Six (6) Snow Plows for New Dump Trucks for the City Yard at a cost of $22,620.00 under their State Contract No.77724; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 12-08919 charging the amount of $22,620.00 to Account No. X-04-55-999-X39-001 of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract No. 77724 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **VALK MANUFACTURING CO., P. O. BOX 428, New Kingstown, PA 17072,** for the purchase of Six (6) Snow Plows for New Dump Trucks for the City Yard at a cost of $22,620.00 under their State Contract No.77724.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and Purchasing Agent have recommended per the request of the Director of the Department of Public Works the award of a contract to **SPRUCE INDUSTRIES, 759 E. Linden Ave., Rahway, N.J. 07065,** for the purchase of Janitorial Supplies for various departments at a cost not to exceed $150,000.00 under the Union County Cooperative Purchasing Co-Op contract #CK-06-UNION for the period of May 9, 2012 through May 7, 2014; and

WHEREAS, the provisions of Chapter 2.92 shall not apply to all contracts entered into with the United States of America, State of New Jersey, County or municipality, or any board, body, officer, agency or authority thereof, and any other state or subdivision thereof; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30-14.4 as promulgated by the State New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **SPRUCE INDUSTRIES, 759 E. Linden Ave., Rahway, N.J. 07065,** for the purchase of Janitorial Supplies for various departments at a cost not to exceed $150,000.00 under the Union County Cooperative Purchasing Co-Op contract #CK-06-UNION for the period of May 9, 2012 through May 7, 2014.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended per the request of the Director of Police Department an award of a contract to **BATTLEWARE TECHNOLOGY, 11263 Airpark Road, Bldg. B-4, Ashland, VA 23005,** for the purchase of Tactical Body Armor for the Emergency Service Unit of the Police Department at a cost of $85,890.00 under their State Contract No. 81312; and

WHEREAS, State Contracts are exempt from the provisions of Chapter 2.92 of the Code of the City of Elizabeth; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 12-09217 charging the amount of $85,890.00 to Account No. 2-12-56-130 of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it,

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract No. 81312 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **BATTLEWARE TECHNOLOGY, 11263 Airpark Road, Bldg. B-4, Ashland, VA 23005,** for the purchase of Tactical Body Armor for the Emergency Service Unit of the Police Department at a cost of $85,890.00 under their State Contract No.81312.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted]
Grova, Keenan, [redacted], Gallman, Mazza,
and President Gonzalez - ~~8~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended per the request of the Director of the Public Works the award of a contract to **INDEPENDENCE CONSTRUCTORS, 1200 Route 22 East, Bridgewater, New Jersey 08807**, for Cleaning, Inspections, Monitoring of Oil/Water Separators and Above and Underground Tanks at Various Locations and DEP Compliance for the period of June 1, 2012 through July 31, 2012 at a cost not to exceed $50,000.00 under their State Contract No. A75553; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30-14.4 as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract No. A75553 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it ,

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **INDEPENDENCE CONSTRUCTORS, 1200 Route 22 East, Bridgewater, New Jersey 08807**, for Cleaning, Inspections, Monitoring of Oil/Water Separators and Above and Underground Tanks at Various Locations and DEP Compliance for the period of June 1, 2012 through July 31, 2012 at a cost not to exceed $50,000.00 under their State Contract No. A75553

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended an award of a contract be made to **LANIGAN ASSOCIATES, INC., 496 Shewsbury Ave., Tinton Falls, N.J. 07701**, for Cleaning Items, Vest Carriers and other Items for the Police Department for the period of May 1, 2012 through April 30, 2014 at a cost not to exceed $100,000.00 under State Contract No. 81299; and

WHEREAS, State Contracts are exempt from the provisions of Chapter 2.92 of the Code of the City of Elizabeth; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30-14.4 as promulgated by the State New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through State of New Jersey Contract No. 81299 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.** 5:34-1.2; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth that a contract be awarded to **LANIGAN ASSOCIATES, INC., 496 Shewsbury Ave., Tinton Falls, N.J. 07701**, for Cleaning Items, Vest Carriers and other Items for the Police Department for the period of May 1, 2012 through April 30, 2014 at a cost not to exceed $100,000.00 under State Contract No. 81299.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~, ~~Jackus~~, Grova, Keenan, ~~Osborne~~, Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended per the request of the Director of the Police Department an award of a contract be made to **LAWMEN SUPPLY CO., NJ, INC., 5521 Whitehorse Pike, Egg Harbor City, N.J. 08215-9510,** for Police Equipment (Holsters, Ammunition, Vests, Guns, Handcuffs and Cleaning Items, etc.,) for the period of May 1, 2012 through April 30, 2014 at a cost not to exceed $300,000.00 under State Contract No. 81295; and

WHEREAS, State Contracts are exempt from the provisions of Chapter 2.92 of the Code of the City of Elizabeth; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30-14.4 as promulgated by the State New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through State of New Jersey Contract No. 81295 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.** 5:34-1.2; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth that a contract be awarded to **LAWMEN SUPPLY CO., NJ, INC., 5521 Whitehorse Pike, Egg Harbor City, N.J. 08215-9510,** for Police Equipment (Holsters, Ammunition, Vests, Guns, Handcuffs and Cleaning Items, etc.,) for the period of May 1, 2012 through April 30, 2014 at a cost not to exceed $300,000.00 under State Contract No. 81295.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted] Grova, Keenan, [redacted] Gallman, Mazza, and President Gonzalez - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended per the request of the Purchasing Agent the award of a contract to **GENERAL SALES ADMINISTRATION t/a MAJOR POLICE SUPPLY, 47 North Dell Avenue, Kenvil, New Jersey 07847,** for Emergency Lighting Equipment for the departments of Police, Fire and Ambulance Service Bureau for the period of May 29, 2012 through May 29, 2014 at a cost not to exceed $500,000.00 under State Contract No. 81330; and

WHEREAS, Professional Service contracts are exempt from the provisions of Chapter 2.92 of the Code of the City of Elizabeth; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract Rule 5:30-14.4 as promulgated by the State New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract No. 81330 requiring approval by this Governing Body in accordance with the provisions of **N.J.A.C.**5:34-1.2; now, therefore, be it,

RESOLVED that City Council of the City of Elizabeth hereby awards a contract to **GENERAL SALES ADMINISTRATION t/a MAJOR POLICE SUPPLY, 47 North Dell Avenue, Kenvil, New Jersey 07847,** for Emergency Lighting Equipment for the departments of Police, Fire and Ambulance Service Bureau for the period of May 29, 2012 through May 29, 2014 at a cost not to exceed $500,000.00 under State Contract No. 81330.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cuesta~~, ~~Jackson~~ Grova, Keenan, ~~Cedeno~~, Gallman, Mazza, and President Gonzalez - ~~8~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Purchasing Agent received bids on April 17, 2012 for the furnishing of Police Authorized Towing and Storage Services for the Police Department for a period of one year with an option to renew for a second and third year at the prices quoted; and

WHEREAS, two bids were submitted, one from **Tumino Towing, Inc.,** and one from **Highway Service Corporation**; and

WHEREAS, Tumino Towing, Inc., was delinquent for a period of one year in the payment of parking taxes; and

WHEREAS, Tumino's Towing, Inc., submitted an option to lease the property located at **862-878 Woodruff Lane**, which had a outstanding lien of $754.98 plus interest and costs plus unpaid water and sewer bills in the amount of $574.80 plus interest and costs; and

WHEREAS, the option submitted by **Tumino Towing, Inc.** to lease property at **862-868 Woodruff Lane** for storage of vehicles contains discrepancies in the name of the individual that signed the option to lease and the actual owners of record; and

WHEREAS, the aforesaid property located at **862-878 Woodruff Lane** proposed for storage of vehicles by **Tumino Towing, Inc.**, has a large building on it and the remaining part of the lot is filled with rusted trucks and debris, a quantity of which could not be removed in a timely fashion; and

WHEREAS, the option submitted by **Tumino Towing, Inc.,** to lease the property at the **714 Division Street** for storage of vehicles contains discrepancies in the name of the individual that signed the option to lease and the actual owners of record; and

WHEREAS, the parcel proposed by **Tumino Towing, Inc.**, located at **714 Division Street** has a flourishing tractor trailer business ongoing, with no clear separation to distinguish between the rental piece listed in the option to lease and the current business; and

WHEREAS, for the reasons stated hereinabove the bid of **Tumino Towing, Inc.**, has not complied with the specifications and, therefore, is not responsive and not a bid at all; and

WHEREAS, the Police Director has also noted that the prices submitted by **Tumino Towing, Inc.** for towing of automobiles and storage of automobiles was $85.00 and $35.00 per day respectively; and

WHEREAS, Highway Service Corporation submitted a price of $4.95 for towing of automobiles and a price of $24.95 per day for the storage of automobiles; and

WHEREAS, the greatest percentage of vehicles towed are automobiles thus the cost to the consumer would be substantially less under Highway Service Corporation's bid; and

WHEREAS, the Business Administrator has recommended that the contract for the furnishing of Police Authorized Towing and Storage Services for the Police Department be awarded to **Highway Service Corporation, 548 Trumbull Street, Elizabeth, New Jersey 07206,** for the period of one year with an option to renew for a second and third year at the prices quoted; now, therefore, be it

RESOLVED that the bid of **Tumino Towing, Inc.**, is rejected for not being responsive to the specifications and for the reasons stated hereinabove; and be it

FURTHER RESOLVED that the contract for the furnishing of Police Authorized Towing and Storage Services for the Police Department be awarded to **Highway Service Corporation, 548 Trumbull Street, Elizabeth, New Jersey 07206,** for a period of one year with the option to renew for a second and third year at the prices quoted.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted]
Grova, Keenan, [redacted], Gallman, Mazza,
and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Bond Attorneys who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose a bond attorney service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective bond attorneys based on their qualification statements and experience achieved in the area of Bond Attorney Services. One or more individuals/firms may be selected to provide bond attorney services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entity that should be pre-qualified are as follows:

DeCotiis, FitzPatrick, & Cole LLP, Glenpoint Centre West,
500 Frank W. Burr Boulevard, Suite 31, Teaneck, NJ

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **DeCotiis, FitzPatrick, & Cole LLP** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Bond Attorney Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Appraisers who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose an appraiser service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective appraisal firms based on their qualification statements and experience achieved in the area of Appraisal Services. One or more individuals/firms may be selected to provide appraisal services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entities that should be pre-qualified is as follows:

Stack, Coolahan & Stack, LLC, 90 Hudson Street, Hoboken, NJ
Stanley Jay, One Morton Place, Colonia, NJ
New Jersey Realty Advisory Group, LLC, 333 State St, Box 807, Perth Amboy, NJ

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **Stack, Coolahan & Stack, LLC, Stanley Jay, and New Jersey Realty Advisory Group LLC** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Appraisal Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Financial Advisors who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose a financial advisory service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective financial advisory firms based on their qualification statements and experience achieved in the area of Financial Advisory Services. One or more individuals/firms may be selected to provide Financial Advisory Services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entities that should be pre-qualified are as follows:

Powell Capital Markets, Inc., 3 Becker Farm Road, Roseland, NJ
Acacia Financial Group, Inc., 13000 Lincoln Drive West, Marlton, NJ
NW Financial Group, LLC, 10 Exchange Place, 17th Floor, Jersey City, NJ

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **Powell Capital Markets, Inc., Acacia Financial Group, Inc., and NW Financial Group** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Financial Advisory Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - ~~8~~ 6

NEGATIVE: None

BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Auditors who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose an auditing service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective auditing firms based on their qualification statements and experience achieved in the area of Auditing Services. One or more individuals/firms may be selected to provide auditing services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entity that should be pre-qualified is as follows:

Louis C. Mai, CPA & Associates, 6 Moonshadow Court, Kinnelon, NJ
McEnerney, Brady, & Company LLC, 293 Eisenhower Parkway, Livingston, NJ

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **Louis C. Mai, CPA & Associates and McEnervey, Brady, & Company LLC** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Auditing Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - [redacted] 6

NEGATIVE: None

BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify those eligible Property Tax Attorneys who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose a property tax attorney service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective property tax attorneys based on their qualification statements and experience achieved in the area of Property Tax Attorney Services. One or more individuals/firms may be selected to provide property tax attorney in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entity that should be pre-qualified is as follows:

Blau & Blau, Attorneys at Law, 223 Mountain Ave., Springfield, NJ
Palumbo & Renaud, Attorneys at Law, 190 North Ave., E., Cranford, NJ

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify **Blau & Blau, Attorneys at Law and Palumbo & Renaud** who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Property Tax Attorney Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted]
Grova, Keenan, [redacted], Gallman, Mazza,
and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Division of Local Government Services in compliance with the SFY 2012 Appropriations Act (P.L. 2011, c.85) requires that the Honorable City Council approve all payments related to accumulated/uncompensated absence benefits; and

WHEREAS, as of June1, 2012, the following employees are entitled to the payment of accumulated/uncompensated absence benefits;

Mark Chai	$91,445.50
Thomas Triana	$15,602.25

; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elizabeth hereby approves the payments for accumulated/uncompensated absence benefits to the following employees;

Mark Chai	$91,445.50
Thomas Triana	$15,602.25

; and

FURTHER RESOLVED, that a certified copy of this resolution be recorded in full upon the minutes of City Council.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guzetta~~, ~~Jackson~~ Grova, Keenan, ~~Cedeno~~, Gallman, Mazza, and President Gonzalez - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Division of Local Government Services in compliance with the SFY 2012 Appropriations Act (P.L. 2011, c.85) requires that the Honorable City Council review the City's Quarterly Budget Revenues and Appropriations as they correspond to the annual adopted budget; and

WHEREAS, the 2012 SFY Quarterly Budget Revenues and Appropriations for the 3rd quarter has been submitted by the Chief Financial Officer to the Honorable City Council for their review;

NOW THEREFORE, BE IT RESOLVED, by City Council of the City of Elizabeth, that the 2012 SFY Quarterly Budget Revenues and Appropriations for the 3rd quarter has been submitted by the Chief Financial Officer to the Honorable City Council for their review; and

FURTHER RESOLVED, that a certified copy of this resolution be recorded in full upon the minutes of City Council.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Crooks, Jackson~~, Grova, Keenan, ~~Cedeno~~, Gallman, Mazza, and President Gonzalez - ~~8~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has requested an award of a contract be made to **CME Associates, 3141 Bordentown Avenue, Parlin, New Jersey 08859**, to provide professional engineering services at a cost not to exceed $99,398.00 in connection with roads and streets as per their proposal dated May 25, 2012 for the design and construction administration of the 2012 Road Resurfacing Program – Phase 2 (list of streets attached); and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available an appropriated for this purpose and Certification No. 12-09350 charging the amount of $99,398.00 to Account No. X-04-55-999-X33-001 of the Municipal Budget, is on file in the Office in the City Clerk; and

WHEREAS, the Local Public Contracts Law (**N.J.S.A**. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services"without competitive bids and the contract itself must be available for public inspections; now, therefore, be it

RESOLVED by the City Council of the City of Elizabeth as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with **CME Associates, 3141 Bordentown Avenue, Parlin, New Jersey 08859,** to provide professional engineering services at a cost not to exceed $99,398,00 in connection with the design and construction administration of the 2012 Road Resurfacing Program Phase 2 (list of streets attached).
2. This contract is awarded without competitive bidding as a "Professional Service"in accordance with **N.J.S.A.** 40A:11-2(6) of the Local Public Contracts Law because these services require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training.
3. A notice of this action shall be printed once in **The Star Ledger**.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted]
Grova, Keenan, [redacted], Gallman, Mazza,
and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization to amend the resolution adopted on August 23, 2011 which authorized a Deferred Payment Repayable Loan to the Oaks at Westminster Urban Renewal, LLC, to increase the loan amount by $200,000.00 (from $1,421,674.00 to $1,621,674.00); and

WHEREAS, this project is experiencing a funding gap related to complying with handicapped accessibility requirements because of the space needed for the HVAC ducts. To rectify this problem the owner wishes to install a ductless HVAC system. This system is more expensive than the HVAC system originally planned; and

WHEREAS, the terms of the loan (0% interest rate deferred payment loan repayable in thirty (30) years) shall remain unchanged; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 12-09507, charging the amount of $200,000.00 to Account No. 2-21-291-56-300-001 (Fairfield RCA) of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the amendment to the resolution adopted on August 23, 2011 which authorized a Deferred Payment Repayable Loan to the Oaks at Westminster Urban Renewal, LLC, to increase the loan amount by $200,000.00 (from $1,421,674.00 to $1,621,674.00).

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guesta~~, ~~Jackus,~~ Grova, Keenan, ~~Gedone,~~ Gallman, Mazza, and President Gonzalez - X 6

NEGATIVE: None

BY CITY COUNCIL AS WHOLE:

WHEREAS, various senior citizens were disallowed senior citizen deductions in the amount of $250.00 for the Tax Year 2011 as a result of failure to file a Post-Tax Year Statement as set forth below:

Block & Lot	Owner	Property Description	Amount
01-0591	Herman, Patricia- Higgins, G	153 Ripley Pl	250.00
01-0820	Bulle, Geta	251-253 S. Bond St	250.00
02-0132	Supel, Verna Kaye.	148 Court St	250.00
03-0432	Thorpe, Malinda	459 Franklin	250.00
03-0648.A	Arlequin, Sara	313 Livingston St.	250.00
03-0818	Brown, LC & AB & E	551-553 Magnolia	250.00
04-0376	Exarhos, S & A Zourzoukis	612 B Clarkson Ave	250.00
04-0587	Liborio, Jaime & Maria E	551-553 Green St	250.00
04-1560. B	Freire, Joaquim & Gracinda	728-732 Thomas St	250.00
05-0223	Berrocal, Emfrain & Maria	227 Delaware St	250.00
05-0241.B	Manczak, Helen C.	409-411 Doyle St	250.00
05-0527	Lorenzo, Estervina	413 First Ave	250.00
05-0641.A	Tornambe, Maria	44-451 Fourth Ave	250.00
07-0013	Melillo, Carmela-Melillo, A	214 Amity St	250.00
07-0385	Fernandez, N & V	614 Elizabeth Ave	250.00
07-0564	Di Grada, Antonia	10-12 Jacques St	250.00
07-0588	Fragoso, C & L	150 Jacques St	250.00
07-0764	Castillo, Dula	711-3 Livingston St	250.00
07-0848	Dieguez, Genaro & Adelfa	625 Marshall St	250.00
08-0175.C	Collins, Weder	869 Anna St	250.00
08-0348	Harrington, David	937-939 Bond St	250.00
08-0395	Austion, Finnettia	423 Catherine St	250.00
08-0578	Knowles, Nelson	1037 Emma St	250.00
08-0753	Bryant, Jake	913-915 Flora St	250.00
08-1152	Barreira, Manuel & Maria	1021 Louisa St	250.00
09-0036	Green, E & C L	1010-1012 Boudinot Pl	250.00
09-0042.A	Allen, Beatrice	1022 Boudinot Pl	250.00
09-0436	Labaze, Jean Joseph & Suz	1120-1122 E Jersey	250.00
09-1422	Tucker, S & J	1054 William St	250.00
10-1020	Javanovic, B & O	41-43 Hillside Rd	250.00
10-1232	Camacho, P & J	723 Linden Ave	250.00
11-1175	Cogan, Mary R	133-137 Parker Rd	250.00

BY CITY COUNCIL AS WHOLE:

WHEREAS, the listed senior citizens were disallowed senior citizen deductions in the amount of $250.00 for the Tax Year 2011 as a result of erroneously filing a Post Tax Year Statement indicating that their income exceeded $10,000.00 as set forth below:

Block & Lot	Owner	Property Description	Amount
02-0686	Sousa, Anibal & Dorinda	214-216 Livingston St.	$ 250.00
05-0417	Franco, Tulio	230 Erie St	250.00
05-0698	Martinez, S & B & E	331 Franklin St	250.00
06-0286	Rodrigues, Jose & Maria	1045-1047 Dewey Pl	250.00
06-0350	De Sousa, Maria F.	322 Fay Ave	250.00
09-0615	Servidio, D & Servidio , S A	655 Fourth Ave	250.00
			$1,500.00

WHEREAS, the above mentioned senior citizens have now correctly filed their Annual Post-Tax Year Statement for the Tax Year 2011; and

WHEREAS, it remains on the tax records of the City of Elizabeth the sum of $1,500.00 as stated above; now, therefore, be it

RESOLVED, that the Tax Collector is hereby authorized to cancel the said disallowed senior citizen deductions in the amount of $1,500.00 for the Tax Year 2011.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - [redacted] 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **504 Fourth Avenue, Elizabeth, New Jersey 07202,** as follows, pursuant to the recommendation of the Elizabeth Police Director:

along the South curbline of Fourth Avenue
beginning at a point 76' West of So. Fifth Street
and continuing 22' West thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R-7-8.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted]
Grova, Keenan, [redacted], Gallman, Mazza,
and President Gonzalez - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of **215 Pine Street, Elizabeth, New Jersey 07206**, as follows, pursuant to the recommendation of the Elizabeth Police Director:

along the North curbline of Pine Street

beginning at a point 192' West of Second Street

and continuing 22' West thereof;

and be it

FURTHER RESOLVED that said handicapped parking area be posted with proper signs, type R-7-8.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

RESOLVED that City Council of the City of Elizabeth hereby amends Chapter 10.44.020 of the Code of the City of Elizabeth to delete the handicapped parking spaces at premises commonly known as **117 Race Street** and **504 First Avenue, Elizabeth, New Jersey** in accordance with the recommendation of the Police Director.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Guzesta, Sachez,~~ Grova, Keenan, ~~Cedeno~~, Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works after notice from the Police Department has caused the boardup of properties listed on **Schedule A** attached hereto and made a part hereof; and

WHEREAS, the buildings or structures listed on the attached **Schedule A** have become unsafe, or unsanitary or are otherwise dangerous to human life or the public welfare or which by reasons of illegal or improper use or occupancy have become unsafe; and

WHEREAS, structures on premises listed on the attached **Schedule A** meet one or more of the criteria hereinabove mentioned; and

WHEREAS, the Department of Public Works has caused to be boarded up the structures on premises listed on the attached **Schedule A** and the owners having been notified of the cost to the City in the amounts as set fort on the attached **Schedule A** and said costs not having been paid to the City of Elizabeth as required and the Director of Public Works having issued Certificates to City Council of the cost to the City in the amounts listed on the attached **Schedule A;** and

WHEREAS, the City Council having examined the Certificates of the Public Works Director and having found the same to be correct; now, therefore, be it

RESOLVED by the City Council of the City of Elizabeth that the costs shown on the Certificates of the Public Works Director of the City of Elizabeth for the boarding up of structures on premises and the costs listed on **Schedule A** attached hereto and made a part hereof is hereby established as a lien upon the lands listed on the attached Schedule A, which said lien shall hereafter form a part of the taxes next to be assessed and levied upon said lands, the same to bear interest at the same rate as taxes and to be collected and enforced by the same officers and in the same manner as taxes, in accordance with the provisions of **N.J.S.A.** 40:48-2.5 and the provisions of the Code of the City of Elizabeth.

Certificate/Invoice 5/21/12 Total Amount $4,103.48

NOTE: The above referenced "attached Schedule A" is on file in the City Clerk's Office.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - ~~8~~ 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works after notice from the Police Department has caused the boardup of properties listed on **Schedule A** attached hereto and made a part hereof; and

WHEREAS, the buildings or structures listed on the attached **Schedule A** have become unsafe, or unsanitary or are otherwise dangerous to human life or the public welfare or which by reasons of illegal or improper use or occupancy have become unsafe; and

WHEREAS, structures on premises listed on the attached **Schedule A** meet one or more of the criteria hereinabove mentioned; and

WHEREAS, the Department of Public Works has caused to be boarded up the structures on premises listed on the attached **Schedule A** and the owners having been notified of the cost to the City in the amounts as set fort on the attached **Schedule A** and said costs not having been paid to the City of Elizabeth as required and the Director of Public Works having issued Certificates to City Council of the cost to the City in the amounts listed on the attached **Schedule A;** and

WHEREAS, the City Council having examined the Certificates of the Public Works Director and having found the same to be correct; now, therefore, be it

RESOLVED by the City Council of the City of Elizabeth that the costs shown on the Certificates of the Public Works Director of the City of Elizabeth for the boarding up of structures on premises and the costs listed on **Schedule A** attached hereto and made a part hereof is hereby established as a lien upon the lands listed on the attached Schedule A, which said lien shall hereafter form a part of the taxes next to be assessed and levied upon said lands, the same to bear interest at the same rate as taxes and to be collected and enforced by the same officers and in the same manner as taxes, in accordance with the provisions of **N.J.S.A.** 40:48-2.5 and the provisions of the Code of the City of Elizabeth.

Certificate/Invoice 6/03/12 Total Amount $1,412.87.

NOTE: The above referenced "attached Schedule A" is on file in the City Clerk's Office.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - X 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Department of Public Works has caused certain **clean up and removal of debris** from the properties at the costs listed on **Schedule A** attached hereto and made a part hereof after due and proper notice to the owners thereof as required; and the owners thereof having been notified of the cost to the City in the sums listed on **Schedule A** and said costs not having been paid to the City of Elizabeth as required; and the Director of the Department of Public Works having issued certificates to City Council of the costs to the City of same; and

WHEREAS, City Council having examined the Certificates of the said Director of the Department of Public Works and having found the same to be correct; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth that the cost of clean up and removal of debris as shown for the properties listed on the **Schedule A** attached hereto and made a part hereof is hereby made a lien on said properties, which lien shall hereafter form part of the taxes next to be assessed and levied upon said lands in the sums set forth on **Schedule A** the same to bear interest at the same rate as taxes and to be collected and enforced by the same officers and in the same manner as taxes in accordance with the provisions of **N.J.S.A.** 40:48-2.14 and Chapter 15.12.180, of the Code of the City of Elizabeth.

Certificate Invoice 06/03/2012 Total Amount: $5,046.02.

NOTE: The above referenced "attached Schedule A" is on file in the City Clerk's Office.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Department of Public Works has caused certain **clean up and removal of debris** from the properties at the costs listed on **Schedule A** attached hereto and made a part hereof after due and proper notice to the owners thereof as required; and the owners thereof having been notified of the cost to the City in the sums listed on **Schedule A** and said costs not having been paid to the City of Elizabeth as required; and the Director of the Department of Public Works having issued certificates to City Council of the costs to the City of same; and

WHEREAS, City Council having examined the Certificates of the said Director of the Department of Public Works and having found the same to be correct; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth that the cost of clean up and removal of debris as shown for the properties listed on the **Schedule A** attached hereto and made a part hereof is hereby made a lien on said properties, which lien shall hereafter form part of the taxes next to be assessed and levied upon said lands in the sums set forth on **Schedule A** the same to bear interest at the same rate as taxes and to be collected and enforced by the same officers and in the same manner as taxes in accordance with the provisions of **N.J.S.A.** 40:48-2.14 and Chapter 15.12.180, of the Code of the City of Elizabeth.

Certificate Invoice 06/03/2012 Total Amount: $9,260.22.

NOTE: The above referenced "attached Schedule A" is on file in the City Clerk's Office.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted] Grova, Keenan, [redacted] Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, on May 8, 2012 a resolution was adopted which granted permission for **Coco Bongo Productions, 294 Morris Avenue, Elizabeth, New Jersey 07208,** to conduct their Ninth annual Colombian Independence Day Street Festival on Sunday, July 22, 2012, (rain date July 28, 2012) on the corner of Morris Avenue and Westfield Avenue, to Julian Place and Union Street from 12:00 noon to 9:00 p.m.; and

WHEREAS, the May 8, 2012 resolution was amended on May 22, 2012 to move the July 28, 2012 rain date to August 4, 2012; and

WHEREAS, Coco Bongo Productions has now requested that the resolutions be amended to specifically to include Morris Avenue from Sayre Street to Westfield Avenue; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the amendment to the resolutions adopted on May 8, 2012 and May 22, 2012, which granted permission for **Coco Bongo Productions, 294 Morris Avenue, Elizabeth, New Jersey 07208,** to conduct their Ninth annual Colombian Independence Day Street Festival on Sunday, July 22, 2012, (rain date August 4, 2012) on the corner of Morris Avenue and Westfield Avenue, to Julian Place and Union Street from 12:00 noon to 9:00 p.m., specifically to include Morris Avenue from Sayre Street to Westfield Avenue, Elizabeth, New Jersey.

Which was adopted by the following vote:

AFFIRMATIVE: ~~Perkins-Auguste, Cedeno, Jackson,~~ Grova, Keenan, ~~Cedeno,~~ Gallman, Mazza, and President Gonzalez - ~~4~~ 5

NEGATIVE: ~~None~~ PERKINS-AUGUSTE – 1

Councilman Grova made a MOTION to amend the resolution, seconded by Councilman Keenan.

Councilman Grova stated that Commissioner Munn should be removed as a member of the Board of Education.

Councilman Gallman thanked his colleagues for their well wishes.

Councilman Keenan stated that he is not here to try and convict her. He continued that public officials take an oath to uphold the law and by her arrest she should have resigned and she didn't. He stated further that public officials are held at a higher standard.

Councilman Mazza stated that he is glad to see Councilman Gallman has returned.

Councilman Mazza stated that America is a free country and "you are innocent until proven guilty." He continued that this is not a Judicial Branch, this is a Legislative Branch. He stated further that the Judicial Branch will decide if she was wrong.

Councilman Mazza stated that there are three attorneys on City Council, so leave it up to the other agency.

Councilman Grova agreed with his colleague that this is the best country in the world. He continued that he believes that "you are innocent til proven guilty." He stated further that however he believes the resolution is valid because once Mrs. Munn was elected, she too took an oath of office. He stated further that if you are being charged, the facts that are being put out, it's pretty clear that she's done something wrong.

Councilman Grova stated that Council is not saying that she is guilty. He continued that Council is only asking that she step down as a representative of the City.

Councilwoman Perkins-Auguste stated that she will not be voting for Coco Bongo to extend the location of their festival.

Councilwoman Perkins-Auguste stated that she is not condemning Ms. Munn. She continued that she is only asking for her to step down as President and Commissioner of the Board of Education because children need better.

Council President Gonzalez agreed with his colleagues stating elected officials are held at a higher standard and by not stepping down, gives our City a "black eye."

BY CITY COUNCIL AS A WHOLE:

RESOLVED that the City Council of the City of Elizabeth demand the immediate resignation of Marie Munn, President of the Elizabeth Board of Education, Elizabeth, New Jersey in view of the recent indictment proceedings against Marie Munn.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, [redacted] and President Gonzalez - 5

NEGATIVE: [redacted] MAZZA — 1

BY CITY COUNCIL AS A WHOLE: [redacted]

RESOLVED that City Council of the City of Elizabeth hereby confirms and approves the payment of all utility bills for the City of Elizabeth as indicated hereinbelow; and be it

FURTHER RESOLVED that the foregoing payments are excepted from the requirement of bidding by the provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(f); and be it

FURTHER RESOLVED that the following certifications of availability of funds are on file in the office of the City Clerk:

ALLIED OIL CO.	**2-01-31-460**	**$**	**14,519.08**
CONSTELLATION NEW ENERGY, INC.	**2-01-31-430**	**$**	**35,561.04**
ELIZABETHTOWN GAS	**2-07-55-500-SEW-351**	**$**	**42.86**
LANGUAGE LINE SERVICES	**2-01-31-440**	**$**	**630.92**
NATIONAL TERMINAL, INC.	**2-01-31-447**	**$**	**7, 355.25**
NEXTEL COMMUNICATIONS	**2-01-31-440**	**$**	**982.59**
PSE&G	**2-01-31-430**	**$**	**170,600.86**
RELIANT ENERGY NORTHEAST, LLC	**2-07-55-500-SEW-351**	**$**	**11,573.29**
VERIZON	**2-01-31-440**	**$**	**165.71**
VERIZON CABS	**2-01-31-440**	**$**	**197.13**
VERIZON WIRELESS	**2-01-31-440**	**$**	**16,382.16**
VERIZON COMMUNICATIONS, INC.	**2-01-31-440**	**$**	**105.78**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, ~~Cucuto~~, ~~Jackson~~, Grova, Keenan, ~~Sodano~~, Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that Restore Ministries on May 19, 2012, honored Elizabeth High School students on their graduation; and

WHEREAS, these honorees are moving forward to institutions of higher learning and to the Armed Forces:

Idalis Alicea	**United States Navy**
Da'von Caldwell	Union County College
Glaricel Caminero	Farleigh Dickinson University
Beltran David	Union County College
Shantiona Grant	Union County College
Brian Gualpa	New Jersey Institute of Technology
Christele Maignan	Union County College
Matthew Mitchell	Union County Vocational Program
Ridzia Philippe	Union County College
Debbie Pierre	Union County College
Carlos Santibanez	New Jersey Institute of Technology
Joey Singh	United State Marine Corps.
Elmi Ventura	Cleveland Institute of Art

now, therefore, be it

RESOVLED that City Council of the City of Elizabeth hereby extends its congratulations for being recognized by Restore Ministries; and be it

FURTHER RESOLVED that this resolution be spread in full upon the minutes of this meeting of city Council and that the City Clerk be directed and authorized to forward a certified copy of this resolution to each recipient.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, [redacted], [redacted], Grova, Keenan, [redacted], Gallman, Mazza, and President Gonzalez - 6

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Raphael Salermo, 24; and

WHEREAS, Ralph was born the son of Raphael and Marisel of Elizabeth, New Jersey living in Warren before moving to Stirling, New Jersey six years ago; and

WHEREAS, he was a graduate of Watchung Hills Regional High School and was a member of the Football Team. He was a student of Morris County Community College; and

WHEREAS, he was pre-deceased by his grandfathers, Roberto Salermo in 2005 and Manuel Morales in 2002 and his grandmother, Martha Morales in 1999; and

WHEREAS, he is survived by his parents Raphael Salermo, and Marisel Chavez, his grandmother Silvia C. Salermo, two brothers, Giovanni Salermo and Jayce Chavez, and three sisters, Tatiana and Ariana Salermo and Christina Chavez; now, therefore, be it

RESOVLED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Raphael Salermo sympathy to his family, relatives and friends at this time of their loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and a certified copy be sent to the Salermo family.

Which was adopted unanimously by a standing vote and minute of silent prayer.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Anna LaPorta (nee Lombardi), 81 of Elizabeth, New Jersey; and

WHEREAS, Anna was born in Italy and resided in Elizabeth, New Jersey for the past fifty-three years; and

WHEREAS, she was a seamstress for various clothing manufacturers in Union County area for many years; and

WHEREAS, she was a member of the Christian Mothers Society of St. Anthony's Church; and

WHEREAS, surviving are a son, Michael LaPorta; a daughter, Marilyn Spirito; a granddaughter, Dana M. Spirito, and a sister in Italy, Josephine Stoia; and

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Anna LaPorta and wishes to express sympathy to her family and friends at this time, during their loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and a certified copy be sent to Anna LaPorta's family.

Which was adopted unanimously by a standing vote and minute of silent prayer.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Lonnie R. Sanders; and

WHEREAS, Lonnie attended the Elizabeth Public School system. He graduated in 1947 from Thomas Edison High School. Lonnie served in the United States Army from 1951 to 1955. He was stationed in Korea along with his brother; and

WHEREAS, on June 26, 1965, he was married to the late Barbara Young and from this union, two children were born: Glynis Faye and Rodney Rhee; and

WHEREAS, Lonnie was a faithful member of St. Paul's Baptist Church in Elizabeth, New Jersey. He served as a deacon, trustee, Sunday school teacher and a member of the male choir. Lonnie was the Coordinator of the church's annual summer trip to Dorney Park and took great pride in its organization; and

WHEREAS, he was employed by the United States Postal Service and retired after thirty years of service. He received numerous accolades during his career. Following retirement, Lonnie worked part-time for the J & J Bus Company of Linden for which he transported children; and

WHEREAS, Lonnie enjoyed going to flea markets, he loved watching westerns on TV; he loved to sit on the porch and converse with passerby's of all walks of life; and

WHEREAS, he is survived by his daughter, Glynis Faye Boles (Barry), and his son Rodney Rhee Sanders, Sr. (Kaileema) all of Linden, three grandchildren; Rodney Rhee, Jr., Naja Antoinette Knight and Kori Christina Sanders; one brother, Sylvester Sanders (Jenelle) of Union, N.J., and one sister, Laura Sanders of Trenton, N.J.; and a host of nephews, nieces, family and friends; now, therefore, be it

RESOVLED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Lonnie R. Sanders sympathy to his family, relatives and friends at this time of their loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and a certified copy be sent to the Sanders family.

Which was adopted unanimously by a standing vote and minute of silent prayer.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Lewis Ware; and

WHEREAS, he was a graduate of Lucy Laney High School in Augusta, Georgia. He holds a Bachelor of Science of Social Work from Richard Stockton College of New Jersey. He also has a Masters of Social Work degree from New Jersey's Rutgers University with over twenty-five years of experience in opioid dependent treatment; and

WHEREAS, throughout the years, Mr. Ware held many administrative positions with the Atlantic County government and John Brooks Counseling Center formerly the Institute of Human Development. In addition, Mr. Ware, directed both inpatient and outpatient treatment facilities in New Jersey. During the interim, Mr. Ware taught as an adjunct professor at the Rutgers Graduate School of Social Work for six years. In 1987, he came to the Leonard Clinic formerly the Essex Substance Treatment Center as the Clinical Services Director. He also served as Chief Financial Officer; Chief Operations Officer and he became the agency's Chief Executive Officer in 2001. During the interim, Mr. Ware taught as an adjunct professor at the Rutgers Graduate School of Social Work for six years; and

WHEREAS, he is survived by his daughter Malysha, a son Christian, Granddaughter Anlyha, grandson Leaundre and his companion Eddy Jennings. He is preceded in death by three sisters, Mary Elizabeth Ware, Earnestine Ware and Joann Simmons. He also leaves to mourn his siblings, Virginia Hamilin, Brooklyn, NY, Andrew Ware, Augusta, GA, Connie Ware, Younstown, OH, Phyllis Wilson, Fayetteville, NC, Ann Ware, Savannah, GA, Christine Ware, Augusta, GA and Sylvester Simmons, Brunswick, GA. He also leaves to mourn a host of relatives and friends; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Lewis Ware and wishes to express sympathy to his family and friends at this time, during their loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and a certified copy be sent to Lewis Ware's family.

Which was adopted unanimously by a standing vote and minute of silent prayer.

Councilman Gallman moved that City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President Gonzalez declared City Council adjourned at

8:35 p.m.

APPROVED

NELSON GONZALEZ
President of City Council

YOLANDA M. ROBERTS, R.M.C.
City Clerk