

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MARCH 22, 2016

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

ORD. NO. 4693 - Refunding Bond Ordinance of the City of Elizabeth, County of Union, State of New Jersey, Providing for the Refunding of Certain General Improvement Bonds of the City and Appropriating an Amount Not Exceeding \$10,700,000.00 therefor and Authorizing the Issuance of Not Exceeding \$10,700,000.00 Refunding Bonds of the City of Elizabeth for Financing the Cost thereof.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 10, 2016, from the Assistant Business Administrator recommending the award of a contract to Thomson Reuters, a Division of West Publishing Corporation, 610 Opperman Drive, Eagan, MN, for the purchase of Web Based Data Access Services for the Law Department and Municipal Court for the period March 1, 2016 through March 31, 2016, at a cost not to exceed \$10,000.00. Which was received.

By the Clerk:

Letter dated March 10, 2016, from the Assistant Business Administrator recommending the award of a contract to W. W. Grainger, Inc., Grainger Industrial Supply Division, 55 Jackson Drive, Cranford, NJ, for Industrial Maintenance Repair Operation Supplies and Equipment for various departments for the period February 29, 2016 through February 28, 2017, at a cost not to exceed \$250,000.00. Which was received.

By the Clerk:

Letter dated March 10, 2016, from the Assistant Business Administrator recommending the award of a contract to Allied Oil LLC., 25 Old Camplain Road, Hillsborough, NJ, for the purchase of Gasoline for the Public Works Marina for the period March 1, 2016 through February 28, 2017, at a cost not to exceed \$125,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 11, 2016, from the Assistant Business Administrator requesting authorization for the proper City officials to obtain Flood Insurance with Harleysville Mutual Insurance Company, 555 Corporate Drive, Calispell, MT, through agent-of-record, Otterstedt Insurance Agency, Inc, 540 Sylvan Avenue, Englewood Cliffs, NJ, for the Marina shed and office and the 519 Trenton Street Pump Station for the period of March 1, 2016 to March 1, 2017, at an annual premium of \$3,668.00. Which was received.

By the Clerk:

Letter dated March 11, 2016, from the Assistant Business Administrator recommending the award of a contract to Garden State Fireworks, 383 Carlton Road, Millington, NJ, for a Fourth of July Fireworks Display in the amount of \$19,350.00. Which was received.

By the Clerk:

Letter dated March 11, 2016, from the Assistant Business Administrator requesting authorization for the proper City officials to conduct the private sale of Police impounded items, either on a rotating basis or to have available items divided amongst the charitable and non-profit organizations, as per the coordinated list for the nominal fee of \$1.00 and not to exceed 15% of the City's bid threshold. Which was received.

By the Clerk:

Letter dated March 14, 2016, from the Assistant Business Administrator requesting authorization for the proper City officials to apply for, sign all relevant documents and accept funds from the FY 2015 Homeland Security Grant Program, through the New Jersey State Police, Office of Emergency Management, to improve the efficiency and effectiveness of the Elizabeth Police Department in the amount of \$7,000.00. Which was received.

By the Clerk:

Letter dated March 14, 2016, from the Assistant Business Administrator requesting an amendment to the resolution adopted on June 24, 2014, for the purchase of traffic signal parts for the Electrical Bureau of the Police Department from the listed vendors in the amount of \$90,000.00, specifically to increase the total sum by \$50,000.00 to purchase additional items before the term of this contract expires, raising the contract amount to \$140,000.00. Which was received.

By the Clerk:

Letter dated March 14, 2016, from the Assistant Business Administrator recommending the award of a contract to Power Place, Inc., 319 Route 46 West, Rockaway, NJ, for the purchase of a John Deere 5085M utility tractor with attachments in the amount of \$119,053.05, under the Middlesex Regional Educational Services Commission. Which was received.

By the Clerk:

Letter dated March 14, 2016, from the Assistant Business Administrator requesting authorization for the proper City officials to enter into and sign all necessary documents with the City of Linden for an Intergovernmental Services Agreement for License Inspectors for Taxicab and Limousine Enforcement for the period December 15, 2015 through December 14, 2016, for a fee of \$10,000.00 paid to the City of Elizabeth. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 14, 2016, from the Assistant Business Administrator requesting authorization for Castillo Transportation, L.L.C., to operate as an Autobus, pursuant to Chapter 5.16 of the Code of the City of Elizabeth. Which was received.

By the Clerk:

Letter dated March 7, 2016, from the Second Assistant City Attorney, requesting an amendment to the resolutions adopted September 9, 2014 and November 25, 2014, awarding contracts to John J. Reilly, Esq., Iselin, NJ, in connection with the acquisition of 601 Bond Street and 300-328 Atlantic Street; specifically to increase the contracts an additional cost not to exceed \$35,000.00 and to extend the contract for an additional one (1) year period. Which was received.

By the Clerk:

Letter dated March 7, 2016, from the Second Assistant City Attorney requesting to amend the resolution adopted July 3, 2014, awarding a contract to Stanley Jay Real Estate Appraisal Consultants, Colonia, NJ, in connection with the acquisition of 601 Bond Street, at a total cost not to exceed \$25,000.00; specifically to extend the contract for an additional one (1) year period at no additional costs to the City. Which was received.

By the Clerk:

Letter dated March 11, 2016, from the City Attorney recommending the adoption of an ordinance approving a policy prohibiting discrimination and harassment in the workplace and rescind the resolution adopted July 28, 1998, approving a Sexual Harassment policy for the City. Which was received.

By the Clerk:

Letter dated March 15, 2016, from the Chief Financial Officer advising that additional grants may be appropriated in the 2016 SFY Budget by budget amendments Which was received.

By the Clerk:

Letter dated March 15, 2016, from the Chief Financial Officer advising that in compliance with the SFY 2016 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits. Which was received.

By the Clerk:

Letter dated March 15, 2016, from the Chief Financial Officer advising that in compliance with the SFY 2016 Appropriations Act requires that your Honorable Body discuss once annually an assessment of the authorities the City has created, namely, the Elizabeth Parking Authority and the Elizabeth Housing Authority. Which was received.

By the Clerk:

Letter dated March 3, 2016, from the Director of Health and Human Services requesting authorization for the proper City officials to enter into an agreement with the New Jersey Association of County and City Health Officials (NJACCHO) for reimbursement for expenses incurred by the City of Elizabeth, Department of Health and Human Services, for Ebola Disease Active/Direct Active Monitoring efforts at a per diem rate of \$50.00 per individual monitored for Active Monitoring cases; at a per diem rate of \$100.00 per individual monitored for Direct Active Monitoring cases. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 3, 2016, from the Director of Health and Human Services requesting authorization for the proper City officials to enter into an agreement with New Jersey Medical School Global Tuberculosis Institute at Rutgers Biomedical and Health Sciences (RBHS) to provide diagnosis, treatment, monitoring, case management and field services for residents of Elizabeth with confirmed or suspect tuberculosis disease for the period of January 1, 2016 through December 31, 2016, in an amount not to exceed \$31,611.20.
Which was received.

By the Clerk:

Letter dated March 14, 2016, from the Director of Planning and Community Development requesting to amend the Elizabethport Waterfront Redevelopment Plan to permit residential apartment homes to be constructed along Pine Street and Front Street.
Which was received.

By the Clerk:

Letter dated March 14, 2016, from the Director of Planning and Community Development requesting to amend Chapter 17.036.010 of the Code of the City of Elizabeth entitled "Establishment of Zones".
Which was received.

By the Clerk:

Letter dated March 15, 2016, from the Director of Planning and Community Development requesting that your Honorable Body consider supporting the Habitat for Humanity of Greater Plainfield and Middlesex County's application to Habitat for Humanity International (HFHI) to expand their Geographic Service Area to include the City of Elizabeth.
Which was received.

By the Clerk:

Letter dated March 15, 2016, from the Director of Planning and Community Development requesting to amend the Midtown Elizabeth Redevelopment/Rehabilitation Plan to permit hotel units as an expressly permitted use.
Which was received.

By the Clerk:

Letter dated March 11, 2016, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto for the removal and disposal of debris from said property in the amount of \$2,114.33.
Which was received.

By the Clerk:

Letter dated March 14, 2016, from the Director of Public Works requesting that City Council reject all bids received on March 8, 2016, for the Progress Street Stormwater Control Project and authorize the Director of Public Works to re-advertise for this project.
Which was received.

By the Clerk:

Letter dated March 8, 2016, from the Police Director requesting the deletion of the following handicapped parking spaces: 529 Third Avenue, 912 Roosevelt Street, 847 Rebecca Place, 238 Marshall Street, 508 Livingston Street, 230 Msgr. Kemizis Place,

PETITIONS, COMMUNICATIONS, ETC.

245 Franklin Street, 138 Franklin Street, 1017 Flora Street, 1035 Flora Street, 1009 Anna Street, 613 Franklin Street, 651 Second Avenue, 845 Garden Street, 310 Vine Street, 43 DeHart Place, 704 Livingston Street, 1048 Julia Street, 54 1/2 Third Street, 318 Fulton Street, 526 Fourth Avenue, 928 E. Grand Street, 1037 Emma Street, 541 Pennsylvania Avenue, 606 Montgomery Street, 318 S. Seventh Street, 218 Christine Street, 335 Livingston Street, 1020 Kilsyth Road, 26 Jacques Street, 50 Florida Street, 81 Elizabeth Avenue, 918 Anna Street, 614 Franklin Street, 217 Catherine Street, 1026 Emma Street, 1029 Boudinot Place, 246 Lincoln Avenue, 531 Marshall Street, 519 Marshall Street, 118 Reid Street, 598 Walnut Street, 310 S. Spring Street, 207 S. Fifth Street, 233 Second Street, 65 Seventh Street, 176 Reid Street, 23 Sayre Street, 1040 Flora Street.
Which was received.

By the Clerk:

Letter dated March 9, 2016, from the Police Director requesting the establishment of the following handicapped parking spaces: 1 Dewitt Road Apt #501 (personalized); 23 DeHart Place; 643 Devine Street; 139 First Street, 2nd Flr.; 505 New York Avenue; 231 Niles Street (personalized); 210 Marshall Street, 2nd Flr. (personalized); 141 Marshall Street (personalized).
Which was received.

By the Clerk:

Letter dated February 29, 2016, from the Fire Director requesting that your Honorable Body consider designating May 4, 2016 as Elizabeth Fire Department Day in the City of Elizabeth and the use of Council Chambers on May 4, 2016 to hold the valor award ceremony to acknowledge the meritorious acts of valor and recognize department members for their service to the community.
Which was received.

By the Clerk:

Letter dated March 3, 2016, from the Fire Director requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the 2015 FEMA Staffing for Adequate Fire and Emergency Response (SAFER) Grants allowing the Elizabeth Fire Department to hire thirty-six additional firefighters and to provide more efficient and effective safety services to the City; grant amount not to exceed \$8,000,000.00
Which was received.

By the Clerk:

Letter dated February 29, 2016, from "Friends", 168 Madison Avenue, Elizabeth, NJ, requesting to host a Juneteenth Celebration on Sunday, June 19, 2016, from 2:00 p.m. to 6:00 p.m. at the Waterfront with African art and other African memorabilia displayed on a boat docked at the Marina; waive any and all fees.
Which was received.

By the Clerk:

Letter received March 7, 2016, from Social Moments, 124 Franklin Street, Bloomfield, NJ, requesting to host its first annual "Jersey Port Heat Wave 2016", a two (2) day non-profit awareness festival to be held on August 20, 2016 through August 21, 2016, (rain date August 27, 2016 through August 28, 2016) to be held at the Waterfront from 12:00 noon to 7:00 p.m.
Which Was Referred To Council As A Whole.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 14, 2016, from Melly Mell Productions, Inc., in conjunction with the Elizabeth Cubanos Lions Club, requesting permission to host the 21st annual Elizabeth Waterfront Festival at the "Veterans Memorial Waterfront Park" on May 28 and 29, 2016 from 1:00 p.m. to 9:00 p.m.; music from both stages will cease at 7:30 p.m., beer at 8:00 p.m. and vendors at 9:00 p.m. Which was received.

By the Clerk:

Letter dated February 23, 2016, from the Haitian Flag Day Planning Committee of New Jersey, Inc., P.O. Box 165, Elizabeth, NJ, requesting that your Honorable Body consider designating May, 2016, as Haitian Heritage Month; flag raising ceremony to be held on Friday, May 13, 2016 from 4:00 p.m. to 5:30 p.m. in front of City Hall. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated March 8, 2016, from the City Treasurer submitting the City Treasurer's Report of Receipts and Disbursements for the month of November, 2015 and Statement of Bank Balances and Investments as of November 30, 2015. Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 4694 - An ordinance approving a policy prohibiting discrimination and harassment in the workplace.
- ORD. NO. 4695 - An ordinance to amend Chapter 17.036.010 of the Code of the City of Elizabeth entitled "Establishment of Zones," as recommended by the Planning Board.
- ORD. NO. 4696 - An ordinance to amend the Elizabethport Waterfront Redevelopment Plan, as recommended by the Planning Board, to permit apartment homes to be constructed along Pine Street and Front Street.
- ORD. NO. 4697 - An ordinance to amend the existing Midtown Elizabeth Redevelopment/Rehabilitation Plan, as recommended by the Planning Board, to permit hotel units as an expressly permitted use.
- ORD. NO. 4698 - Authorize the establishment of a personalized handicapped parking space for Walker P. Spicer, 627 Franklin Street.
- ORD. NO. 4699 - Rescind Ordinance No. 3665, adopted October 26, 2004, which authorized the establishment of a Personalized Parking Space for Barbara Villegas-Gomez, 531 Marshall Street.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, APRIL 12, 2016, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 4693 - Refunding Bond Ordinance of the City of Elizabeth, County of Union, State of New Jersey, Providing for the Refunding of Certain General Improvement Bonds of the City and Appropriating an Amount Not Exceeding \$10,700,000.00 therefor and Authorizing the Issuance of Not Exceeding \$10,700,000.00 Refunding Bonds of the City of Elizabeth for Financing the Cost thereof.

NEW BUSINESS

Rescind the resolution adopted July 28, 1998, approving a Sexual Harassment Policy for the City.

In compliance with the SFY 2016 Appropriations Act, City Council review and discuss the annual assessment of the Elizabeth Parking Authority and the Elizabeth Housing Authority, fulfilling their public need.

Authorize the award of a contract to Thomson Reuters, a Division of West Publishing Corporation, 610 Opperman Drive, Eagan, MN, for the purchase of Web-based Data Access Services for the Law Department and the Municipal Court Division, for the period March 1, 2016 through March 31, 2016, at a cost not to exceed \$10,000.00.

Authorize the award of a contract to W.W. Grainger, Inc., Grainger Industrial Supply Division, 55 Jackson Drive, Cranford, N.J., for Industrial Maintenance Repair Operation Supplies and Equipment for various departments for the period February 29, 2016 through February 28, 2017, at a cost not to exceed \$250,000.00.

Authorize the award of a contract to Allied Oil, LLC, 25 Old Camplain Road, Hillsborough, N.J., for the purchase of gasoline for the Public Works Marina for the period March 1, 2016 through February 28, 2017, at a cost not to exceed \$125,000.00.

Authorize the award of a contract to Harleysville Mutual Insurance Company, 555 Corporate Drive, Calispell, MT., through the agent-of-record, Otterstedt Insurance Agency, Inc., to obtain a flood insurance policy covering the Marina building at 63-99 Front Street and 519 Trenton Street Pump Station for the period March 1, 2016 to March 1, 2017, at an annual premium of \$3,668.00.

Authorize the award of a contract to Garden State Fireworks, 383 Carlton Road, Millington, N.J., for the furnishing of Fourth of July fireworks display for the Recreation Department, at a cost of \$19,350.00.

Adopt a resolution for the proper City officials to conduct a private sale of Police impounded items with an approved list of charitable and non-profit organizations within the City in accordance with the City's bid threshold.

Authorize the proper City officials to execute all appropriate documents for FY 2015 Homeland Security Grant Program funds, through the New Jersey State Police, Office of Emergency Management, in the amount of \$7,000.00 to improve the efficiency and effectiveness of the Police Department.

Amend a resolution adopted June 24, 2014, for the purchase of traffic signal parts for the Electric Bureau of the Police Department from listed vendors in an amount not to exceed \$90,000.00, specifically to increase said contract amount an additional \$50,000.00.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Power Place, Inc., 319 Route 46 West, Rockaway, N.J., for the purchase of a John Deere utility tractor with attachments, through the Middlesex Regional Educational Commission Co-Op, in the amount of \$119,053.05.

Authorize the proper City officials to execute an Intergovernmental Services Agreement with the City of Linden for City of Elizabeth License Inspectors to provide inspection services for taxicab and limousine enforcement for the period December 15, 2015 through December 14, 2016, at a fee of \$10,000.00.

Authorize the proper City officials to permit Castillo Transportation, LLC., 133 Grand Street, Trenton, N.J., to operate as an Autobus, pursuant to Chapter 5.16 of the Code of the City of Elizabeth.

Amend the resolutions adopted September 9, 2014 and October 14, 2014, awarding a contract to John J. Reilly, Esq., to serve as Condemnation Counsel for the acquisition of the property at 601 Bond Street and 300-328 Atlantic Street, specifically to increase the contracts an additional amount not to exceed \$35,000.00 and extend the contract term to April 30, 2016.

Amend a resolution adopted May 13, 2014, awarding a contract to Stanley Jay Real Estate Appraisal Associates, for appraisal of the property located at 601-613 Bond Street, specifically to extend the term of the contract to April 30, 2016 at no additional cost.

Authorize the proper City officials to execute an Agreement with the N.J. Association of County and City Health Officials (NJACCHO) for reimbursement of expenses incurred by the City of Elizabeth, Department of Health and Human Services, for Ebola Disease Active/Direct Active Monitoring efforts at an established per diem rate.

Authorize the proper City officials to enter into a Memorandum of Agreement with the New Jersey Medical School Global Tuberculosis Institute @ Rutgers Biomedical and Health Sciences to provide diagnosis, treatment, monitoring, case management and field services for City residents confirmed or suspected of tuberculosis disease for the period January 1, 2016 to December 31, 2016, in an amount not to exceed \$31,611.20.

Adopt a resolution supporting the Habitat for Humanity of Greater Plainfield and Middlesex County's application to Habitat for Humanity International to expand their Geographic Service Area to include the City of Elizabeth.

Reject bids received March 8, 2016, for the Progress Street Stormwater Control Project and authorize the Director of Public Works to re-advertise for same.

Establish liens for the removal and disposal of debris on properties listed on Schedule A on file in the City Clerk's Office in the total amount of \$2,114.33.

Establish a handicapped parking space in front of the premises located at 416 John Street.

Establish a handicapped parking space in front of the premises located at 608 Norwood Terrace.

Establish a handicapped parking space in front of the premises located at 505 New York Avenue.

Establish a handicapped parking space in front of the premises located at 643 Devine Street.

NEW BUSINESS (Cont'd.)

Delete the following handicapped parking spaces from in front of the premises located at: 529 Third Avenue; 912 Roosevelt Street; 847 Rebecca Place; 238 Marshall Street; 508 Livingston Street; 230 Msgr. Kemizis Place; 245 Franklin Street; 138 Franklin Street; 1017 Flora Street; 1035 Flora Street; 1009 Anna Street; 613 Franklin Street; 651 Second Avenue; 845 Garden Street; 310 Vine Street; 43 DeHart Place; 704 Livingston Street; 1048 Julia Street; 54 ½ Third Street; 318 Fulton Street; 526 Fourth Avenue; 928 East Grand Street; 1037 Emma Street; 541 Pennsylvania Avenue; 606 Montgomery Street; 318 South Seventh Street; 218 Christine Street; 335 Livingston Street; 1020 Kilsyth Road; 26 Jacques Street; 50 Florida Street; 81 Elizabeth Avenue; 918 Anna Street; 614 Franklin Street; 217 Catherine Street; 1026 Emma Street; 1029 Boudinot Place; 246 Lincoln Avenue; 519 Marshall Street; 118 Reid Street; 598 Walnut Street; 310 South Spring Street; 207 South Fifth Street; 233 Second Street; 65 Seventh Street; 176 Reid Street; 23 Sayre Street; 1030 Flora Street.

Authorize the proper City officials to execute all appropriate documents for a 2015 FEMA Staffing for Adequate Fire and Emergency Response Grants in an amount not to exceed \$8,000,000.00, to hire thirty-six (36) additional firefighters to provide more efficient and effective safety services.

Designate May 4, 2016, as Elizabeth Fire Department Day and the use of Council Chambers to hold a ceremony to acknowledge their meritorious acts of valor and recognize their service to the community.

Permit "Friends", 168 Madison Avenue, Elizabeth, NJ., to host a Juneteenth Celebration on Sunday, June 19, 2016, from 2:00 p.m. to 6:00 p.m., at the Waterfront with African art and other African memorabilia displayed on a boat docked at the Marina, with all licensing fees waived.

Permit Melly Mell Productions, Inc., on behalf of the Elizabeth Cubanos Lions Club, to conduct their 21st Annual Elizabeth Waterfront Festival at the Veterans Memorial Waterfront Park on May 28 and 29, 2016, from 1:00 p.m. to 9:00 p.m.

Permit the Haitian Day Planning Committee of New Jersey, Inc., P. O. Box 165, Elizabeth, N.J., to conduct their flag raising ceremony in front of City Hall on Friday, May 13, 2016, at 4:00 p.m. to 5:30 p.m., and designating May, 2016, as Haitian Heritage Month.

Pay utility bills.

Approve Bingo and Raffle licenses

COMMENDATIONS:

MEMORIALS:

Santa Steele
Daniel DePasquale, Sr.

ADJOURNMENT