PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N. J.

Tuesday Afternoon
May 22, 2012
2:00 p.m.

A regular meeting of the City Council was held this afternoon in the City Council Chamber, City Hall, pursuant to a resolution adopted March 13, 2012, designating the 58 Annual "Youth in City Government Day" program.

Council President Nelson 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, Chap. 231, P.L. 1975 on December 27, 2011.

PRESENT: Council members at Large Patricia Perkins-Auguste; Frank J. Cuesta; Edward Jackus

Council Members: Manny Grova, Jr. , 1st Ward; Joseph Keenan, 3rd Ward; Carlos Cedeno, 4th Ward; Frank O. Mazza, 6th Ward; and Council President Nelson Gonzalez, 2nd Ward – 8.

ABSENT: Council Member William Gallman, Jr., 5th Ward – 1.

ALSO PRESENT: Mayor J. Christian Bollwage;
William R. Holzapfel, City Attorney
Jorge Estrada, Special Counsel

Student Luz-Isania Figueras (Councilman-at-Large) delivered the opening prayer and led all present in the Pledge of Allegiance to the American Flag.

PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Afternoon
May 24, 2011
2:00 p.m.

A regular meeting of the City Council was held this afternoon in the City Council Chamber, City Hall, pursuant to a resolution adopted March 13, 2012, designating the 58th Annual "Youth in City Government Day" program.

Council President Nelson 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, Chap. 231, P.L. 1975 on December 27, 2011.

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

ABSENT: Gallman - 1

ALSO PRESENT: Mayor J. Christian Bollwage;
William R. Holzapfel, City Attorney
Jorge Estrada, Special Counsel

Student Luz-Isania Figueras (Councilman-at-Large) delivered the opening prayer and led all present in the Pledge of Allegiance to the American Flag.

YOUTH IN CITY GOVERNMENT

[redacted]

TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
MAYOR	Honorable J. Christian Bollwage	Michael Jones	St. Patrick's H.S.
CITY COUNCIL			
President & Councilman, Second Ward	Nelson Gonzalez	Christopher Umana	EHS Upper Academy
Councilwoman-at-Large	Patricia Perkins-Auguste	Annette Dortilus	Halsey Leadership Academy
Councilman-at-Large	Frank J. Cuesta	Luz-Isania Figueras	Halsey Leadership Academy
Councilman-at-Large	Edward Jackus	Luis Sorto	Hamilton Prep. Academy
Councilman, First Ward	Manny Grova, Jr.	Jose Reyes	Jefferson Arts Academy
Councilman – Third Ward	Joseph Keenan	Dieune-Roose Louis	Jefferson Arts Academy
Councilman, Fourth Ward	Carlos Cedeño	Alberto Malvarez	Hamilton Prep. Academy
Councilman, Fifth Ward	William Gallman, Jr.	Clara Luz Ponce	Jefferson Arts Academy
Councilman, Sixth Ward	Frank O. Mazza	Berenis Valle	EHS Upper Academy
City Clerk	Yolanda M. Roberts	Kristina Bosnic	EHS Upper Academy
BOARD OF EDUCATION			
Superintendent of Schools	Pablo Muñoz	Vikas Javed	Hamilton Prep. Academy
Assistant Superintendent for Schools	Jennifer Barrett	Alexis Erba	St. Patrick's H. S.
Assistant Superintendent for Family & Community Outreach	Jerome Dunn	Claudia Alvarado	Hamilton Prep. Academy
Assistant Superintendent for Teaching & Learning	Olga Hugelmeyer	Rosebriar Chelot	Benedictine Academy
Executive Director for Human Resources	Karen Murray	Valeria Perez	Edison Career & Technical Acad
School Business Administrator/Board Secretary	Harold E. Kennedy, Jr.	Yenis Rivera	Hamilton Prep. Academy
Assistant Board Secretary	Donald Goncalves	Mariela Romero	EHS Upper Academy
Comptroller	Dr. William Greene, Jr.	Jatirah Diggs	Hamilton Prep. Academy

[redacted]

[redacted]

TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
DEPARTMENT OF ADMINISTRATION			
Business Administrator	Bridget S. Zellner	Jason Gregory	EHS Upper Academy
DEPARTMENT OF NEIGHBORHOOD SERVICES			
Chief License Inspector	Richard T. Lospinoso	Georgina Cadillo	Hamilton Prep. Academy
DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT			
Director	William Reyes Jr.	Jamaal Lee	Edison Career & Technical Academy
DEPARTMENT OF FINANCE			
CFO/Comptroller	Anthony Zengaro	Mariuxi Vasconez	Dwyer Technological Academy
DEPARTMENT OF FIRE			
Director, Department of Fire	Onofrio A. Vitullo	Jessica Perez	Edison Career & Technical Academy
Acting Fire Chief	Thomas McNamara	Anthony Rivera	St. Mary's

4

TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
DEPARTMENT OF HEALTH & HUMAN SERVICES			
Director	Charlene Mason-Reese	Melanie Espinal	Jefferson Arts Academy
DEPARTMENT OF LAW			
Director	William R. Holzapfel, Esq.	Kimberly Lawton	Benedictine Academy
DEPARTMENT OF POLICE			
Director	James Cosgrove	Malik Hooks	St. Patrick's H.S.
Police Chief	Ronald Simon	Andre Azevedo	Edison Career & Technical Academy
MUNICIPAL COURT			
Presiding Judge	Honorable Roman A. Montes	Michelle Giannetta	Hamilton Prep. Academy
DEPARTMENT OF PUBLIC WORKS			
Director	John F. Papetti, Jr.	Geneve Estime	Dwyer Technological Academy
City Engineer	Ernesto Marticorena	Mercedes Igus	St. Mary's

5

[redacted]

[redacted]

TITLES	OFFICIALS	STUDENT REPRESENTATIVES	SCHOOLS
DEPARTMENT OF RECREATION			
Director	Paul M. Addessa	James Lopez	Jefferson Arts Academy
PUBLIC LIBRARY			
Director	Dorothy M. Key	Masiel Cruz	St. Mary's
HOUSING AUTHORITY			
Executive Director, Housing Authority	William D. Jones	Christian Sousa	Hamilton Prep. Academy
Executive Director, Parking Authority	Carla A. Mazza	Carla Wan	Halsey Leadership Academy
RECYCLING			
Acting Recycling Program Coordinator	Pasquale A. Vella	Adriana Morocho	Hamilton Prep. Academy

The following communication was forwarded to each City official participating in the Youth Day Program:

CITY OF ELIZABETH, NEW JERSEY
OFFICE OF THE CITY CLERK
CITY HALL
50 Winfield Scott Plaza, Elizabeth, N.J. 07201-2462
Phone: (908) 820-4130

Yolanda M. Roberts
City Clerk

J. CHRISTIAN BOLLWAGE
Mayor

April 2, 2012

The 58th Annual "Youth in City Government Day" program will be held on **TUESDAY, MAY 22, 2012.** The program will commence at 9:00 A.M.

Students from Elizabeth's public and parochial schools will participate in the program. A student will be designated to act in your official capacity.

If you cannot be present for the assembly at 9:00 A.M. on May 22, 2012, please arrange to have a representative from your department in attendance.

A buffet luncheon will be served at **NOON** in the Bambu Banquet Hall, 545 Bayway Avenue, Elizabeth. The expense of the luncheon will be shared by the City officials - the students will be our guests. Kindly submit your $30.00 contribution for the luncheon to the City Clerk's Office. Payment is to be made in **CASH ONLY.**

The regular meeting of the City Council will be held in City Council Chambers at 2:00 P.M. It is requested that you or your representative attend the meeting with your student.

A detailed program will be forwarded to you prior to May 22nd.

Sincerely,

Frank J. Cuesta

Frank J. Cuesta
Chairman
Youth Day Program

YOUTH IN CITY GOVERNMENT DAY
ELIZABETH, NEW JERSEY
TUESDAY, MAY 22, 2012

PROGRAM

9 A.M. ASSEMBLY	City Council Chambers, City Hall
	Greeting by Youth Day Chairman Councilman Frank J. Cuesta
	Introduction of participating students and City Officials by City Clerk Yolanda M. Roberts
9:45 A.M. TO 10:45 A.M.	**STUDENTS TO SPEND THIS TIME IN THE OFFICE TO WHICH THEY ARE ASSIGNED.**
	STUDENTS TO BE BRIEFED BY THEIR RESPECTIVE CITY OFFICIAL ON THE FUNCTION OF THE OFFICE/DEPARTMENT.
10:45 A.M. TO 11:45 A.M.	**BUS TOUR- THE BUS WILL BE PARKED IN THE FRONT OF CITY HALL**
11:45 A.M.	Departure to the Bambu' Banquet Hall 545 Bayway Avenue, Elizabeth
NOON LUNCHEON	**BAMBU' BANQUET HALL** 545 Bayway Avenue, Elizabeth
Toastmaster	Councilman Frank J. Cuesta
Superintendent of Schools	Pablo Munoz
Invocation	Reverend Joseph L. Adair, Jr.
Announcement	Buffet Luncheon
Guest Speaker	Honorable Roberto Alcazar Judge, Superior Court
Speaker	Honorable J. Christian Bollwage, Mayor
Presentation	Trophy – "Youth of the Year"
Benediction	Reverend Joseph L. Adair, Jr.
2:00 P.M. CITY COUNCIL MEETING	City Council Chamber, City Hall City Officials and Students

Presentations "Certificate of Merit" to participating students
Councilman Frank J. Cuesta

PUBLIC SPEAKING

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

Council President Gonzalez announced that Councilman Grova will make a presentation to the Fire Captain and Police Officers who received a 200 Club Valor Award.

Councilman Grova announced that it is important for City Council to recognize the individuals who put their lives on the line every day. He then read each commendation and presented it to each recipient:

Captain Brian Santos, Elizabeth Fire Department
Detective Raul De La Prida, Elizabeth Police Department
Police Officers Sean Campbell, Michelle Maldonado, Giovanni R. Pineda, Jr., Brian Stagich, Paul Tillotson and Anthony Wilk

PUBLIC HEARINGS

Council President Gonzalez announced that the next business in order would be a public hearing on **Ordinance No. 4305**, entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $300,000 FOR IMPROVEMENTS TO CITY HALL IN AND FOR THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY

This ordinance was adopted on its first reading at the meeting of City Council held on **April 24, 2012**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 10, 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. 4306**, entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF FIRE EQUIPMENT FOR THE FIRE DEPARTMENT IN THE CITY OF ELIZABETH AND APPROPRIATING $2,500,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $2,375,000 IN BONDS OR NOTES OF THE CITY OF ELIZABETH TO FINANCE THE SAME

This ordinance was adopted on its first reading at the meeting of City Council held on **April 24, 2012**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 10, 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. 4307**, entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR MERICI SELVA, 523 FRANKLIN STREET, ELIZABETH, NEW JERSEY 07206.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 8, 2012**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 14, 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. 4308**, entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR JORGE HERRERA, 420 LIVINGSTON, STREET, ELIZABETH, NEW JERSEY 07206.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 8, 2012**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 14, 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. 4309**, entitled:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO ARCADIS U.S., INC., 8 SOUTH RIVER ROAD, CRANBURY, NEW JERSEY 08512, ON BEHALF OF THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY IN ASSOCIATION WITH THE GOETHALS BRIDGE PROJECT, TO PERFORM ENVIRONMENTAL SITE ASSESSMENT WITHIN THE PUBLIC RIGHT-OF-WAY OF AMBOY AVENUE, BAYWAY AVENUE, BURLINGTON AVENUE, KRAKOW STREET, SOUTH FRONT STREET AND RELOCATED BAYWAY AVENUE. ELIZABETH, NEW JERSEY TO INCLUDE TWELVE (12) SOIL BORINGS AND EIGHT (8) MONITORING WELLS.

This ordinance was adopted on its first reading at the meeting of City Council held on **May 8, 2012**.

The Notice of Public Hearing was published in the Star Ledger issue of **May 14, 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.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated May 10, 2012, from the Business Administrator recommending the award of a contract to EPLUS Technology, 4 Crossroads Drive, Suite 108, Hamilton, NJ, for Hardware for Computers, Printers, Servers, Media, Software Upgrades and other Computer Equipment for various City buildings for the period of May 1, 2012 through August 31, 2014, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated May 10, 2012, from the Business Administrator recommending the award of a contract to Ricoh USA, Inc., 19 Chapin Road, P.O. Box 2008, Pine Brook, NJ, for the leasing of new photocopiers for the period of May 1, 2012 through August 31, 2012, in an amount not to exceed $20,000.00.
Which was received.

By the Clerk:
Letter dated May 10, 2012, from the Business Administrator recommending the award of a contract to Garden State Highway Products, 1740 East Oak Road, Vineland, NJ, for reflective sheeting for the Department of Public Works for the period of April 27, 2012 through May 31, 2012, at a cost not to exceed $10,000.00.
Which was received.

By the Clerk:
Letter dated May 10, 2012, from the Business Administrator recommending the award of a contract to Kimball International Mktg., c/o BFI, 1600 Royal Street, Jasper, IN, for the purchase of furniture for the firehouse located at 442-464 Trumbull Street in the amount of $8,686.80.
Which was received.

By the Clerk:
Letter dated May 10, 2012, from the Business Administrator recommending the award of a contract to David Weber Oil Company, 601 Industrial Road, Carlstadt, NJ, for Automotive Lubricants, Oils, Grease and Hydraulic Oils for various departments for the period of April 27, 2012 through May 29, 2012, at a cost not to exceed $10,000.00.
Which was received.

By the Clerk:
Letter dated May 14, 2012, from the Business Administrator recommending the award of a contract to 545 Morris Ave., Inc., d/b/a Tropicana Diner & Restaurant, 545 Morris Avenue, Elizabeth, NJ, for prisoner's meals for the period of two (2) years from the date of the contract award in an amount not to exceed $150,000.00.
Which was received.

By the Clerk:
Letter dated May 14, 2012, from the Business Administrator recommending the award of a contract to Cleveland Auto & Tire Company, 462 Third Avenue, Elizabeth, NJ, for tires and tubes for Public Works, Police and Fire Department vehicles for the period of May 8, 2012 through June 8, 2012, at a cost not to exceed $25,000.00.
Which was received.

By the Clerk:
Letter dated May 14, 2012, from the Business Administrator requesting that your Honorable Body consider designating 668-770 North Avenue East as an area in need of redevelopment and redevelopment study and to introduce an Ordinance to adopt a redevelopment plan for said property contingent upon Planning Board approval.
Which was received.

By the Clerk:
Letter dated May 15, 2012, from the Chief Financial Officer advising that additional grants may be appropriated in the 2012 SFY Budget by budget amendments.
Which was received.

[redacted]

[redacted]

By the Clerk:
Letter dated May 15, 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 May 9, 2012, from the Director of Health and Human Services requesting authorization for the proper City officials to apply to the County of Union, on behalf of the Elizabeth Municipal Alliance, for grant funds in the amount of $82,881.00 for the continuation of the Elizabeth Municipal Alliance program activities for the period of January 1, 2013 to December 31, 2013.
Which was received.

By the Clerk:
Letter dated May 14, 2012, from the Acting Director of Neighborhood Services requesting authorization to have a lien placed against the property located at 595 Monroe Avenue for the demolition of said property in the amount of $16,500.00.
Which was received.

By the Clerk:
Letter dated May 14, 2012, from the Acting Director of Neighborhood Services requesting authorization to have a lien placed against the property located at 597 Monroe Avenue for the demolition of said property in the amount of $16,500.00.
Which was received.

By the Clerk:
Letter dated May 14, 2012, from the Director of Planning and Community Development requesting authorization for the proper City officials to extend the current contract executed on June 11, 2012, with Groundwork Elizabeth, Inc., 288 North Broad Street, Elizabeth, NJ, for its Spring Planter Program from its termination date of May 1, 2012 to December 31, 2012, and funds in the amount of $8,870.00 are required to be drawn down for completion.
Which was received.

By the Clerk:
Letter dated May 4, 2012, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto and made a part hereof, for the boarding up of said properties in the amount of $4,679.92.
Which was received.

By the Clerk:
Letter dated May 14, 2012, from the Director of Public Works recommending the award of a contract to P.M. Construction Corporation., 1310 Central Avenue, Hillside, NJ, for the Third Avenue Flood Control Project at a cost of $1,617,600.00.
Which was received.

By the Clerk:
Letter dated April 30, 2012, from PT Consultants, Inc, 629 Creek Road, Bellmawr, NJ, requesting an Encroachment Permit to perform environmental work at 748-760 Lidgerwood Avenue that requires two (2) temporary soil borings within the public right of way of Spofford Avenue.
Which was received.

By the Clerk:

Letter dated April 26, 2012, from Sovereign Consulting, Inc., 141 New Road, Parsippany, NJ, requesting an Encroachment Permit to perform environmental work consisting of two (2) monitoring wells within the roadway area on First Avenue.
Which was received.

By the Clerk:

Letter dated May 1, 2012, from The Morris Midtown Business Association requesting permission to use Julian Place (between Union Avenue and Morris Avenue) for "Kiddie Rides" and children entertainment on July 27, 28, and 29, 2012, for the 9th annual Colombian Cultural Independence Day Festival on July 29, 2012, from 12 Noon to 9:00 p.m.; contingent on approval of Coco Bongo Productions', 294 Morris Avenue, NJ, request to amend their rain date from July 28, 2012 to August 4, 2012.
Which was received.

By the Clerk:

Letter dated May 14, 2012, from Ms. Cindy Gomes, 334 Vine Street, Elizabeth, NJ, together with Jennifer Almeida, requesting permission from your Honorable Body to move ahead with her Gold Award project to create a place where Soldiers who have passed will never be forgotten on Morses Mill Road and Myrtle Street.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated May 22, 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, May 18, 2012.
Which was received.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELIZABETH, COUNTY OF UNION, STATE OF NEW JERSEY ADOPTING THE REDEVELOPMENT STUDY RELATED TO PROPERTY AT 668-770 NORTH AVENUE EAST IN THE CITY OF ELIZABETH

WHEREAS, the City Council of the City of Elizabeth, as embodied in its resolution of April 24, 2012, directed that the Planning Board of the City of Elizabeth conduct a study and hold a public hearing to determine whether the property located 668-770 North Avenue East, also known as tax parcel 8-1308 on the tax map of the City, qualifies as an "area in need of redevelopment" as defined under the Local Redevelopment and Housing Law ("LRHL"); and

WHEREAS, at a public hearing conducted on May 17, 2012 the Planning Board, upon hearing testimony and reviewing a redevelopment study prepared by the firm of Harbor Consultants on behalf of the Planning Board, and at the conclusion of such hearing determined that the property in question is an area in need of redevelopment, and adopted a resolution approving of the redevelopment study for this property; and

WHEREAS, after review of the redevelopment study and opening the proceedings to the general public to comment upon same, the City Council hereby agrees with the findings of the Planning Board that this redevelopment study confirms that the property in question is an area in need of redevelopment as defined under the LRHL.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Elizabeth, County of Union, State of New Jersey that it hereby finds that the property located at 668-770 North Avenue East, also known as tax parcel 8-1308, qualifies as "an area in need of redevelopment" as defined under the LRHL; and

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a copy of the approved 668-770 North Avenue East Redevelopment Study to the Department of Community Affairs as required by statute; and

BE IT FURTHER RESOLVED that the office of Corporation Counsel shall send the property owner formal notice of the adoption of this Resolution as required by law.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - ~~9~~ 8

NEGATIVE: None

ORDINANCES ON FIRST READING

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

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Cuesta. Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - X 8

NEGATIVE: None

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

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Cuesta. Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - X 8

NEGATIVE: None

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

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Cuesta. Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

Council President Gonzalez announced that public notice will be published fixing Tuesday, June 12, 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. 4310, 4311 and 4312, 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. 4305**, which was seconded by Councilman Cuesta.

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $300,000 FOR IMPROVEMENTS TO CITY HALL IN AND FOR THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY (not less than a majority of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. $300,000 is hereby appropriated from the Capital Surplus Fund for improvements to City Hall, including but not limited to improvements to stairs, structure, sidewalks and masonry, and including all work and materials necessary therefor and incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect in accordance with Law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held . **April 24, 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 **May 10, 2012.**

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, ~~Gallman~~, Mazza, and President Gonzalez - ~~7~~ 8

NEGATIVE: None

Council President Gonzalez announced that the next business in order would be the adoption of **Ordinance No. 4306** , which was seconded by Councilman Cuesta.

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF FIRE EQUIPMENT FOR THE FIRE DEPARTMENT IN THE CITY OF ELIZABETH AND APPROPRIATING $2,500,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $2,375,000 IN BONDS OR NOTES OF THE CITY OF ELIZABETH TO FINANCE THE SAME

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Elizabeth, in the County of Union, New Jersey (the "City"), as general improvements. For the improvements or purposes described in Section 3 hereof, there is hereby appropriated the sum of $2,500,000 including the sum of $125,000 as the down payment for the improvements or purposes pursuant to the Local Bond Law. The down payment has been made available by virtue of the provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvements or purposes not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of $2,375,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefore, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

(a) Purpose: purchase of a new pumper and a new 100' heavy duty aerial ladder, and including all work and materials necessary therefore or incidental thereto.

Appropriation and Estimated Cost:	$1,560,000
Amount of Grant:	$ 0
Amount of Down Payment:	$ 78,000
Estimated Maximum amount of Bonds or Notes:	$1,482,000
Period or Average Period of Usefulness:	10 years

(b) Purpose: purchase of new tractor, body work to existing trailer for tractor drawn aerial, acquisition of emergency response vehicle and refurbishing of two (2) ambulances, and including all work and materials necessary therefore or incidental thereto.

Appropriation and Estimated Cost:	$940,000
Amount of Grant:	$ 0
Amount of Down Payment:	$ 47,000
Estimated Maximum amount of Bonds or Notes:	$893,000
Period or Average Period of Usefulness:	5 years

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection

with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 8.12 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by $2,375,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding $150,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held . **April 24, 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 **May 10, 2012.**

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

Council President Gonzalez announced that the next business in order would be the adoption of **Ordinance No. 4307** , which was seconded by Councilman Cuesta.

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR MERICI SELVA, 523 FRANKLIN STREET, ELIZABETH, NEW JERSEY 07206.

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

SECTION 1. - A personalized handicapped parking space for **Merici Selva** established in front of **523 Franklin Street #1, Elizabeth, New Jersey 07206,** as follows and pursuant to the recommendation of the Elizabeth Police Director: along the North curb line of Franklin Street beginning at a point 293'West of Fifth Street and continuing 22' West thereof.

SECTION 2. - The administrative and enforcement aspects of this Ordinance shall be under the jurisdiction of the Police Department of the City of Elizabeth.

SECTION 3. - All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed.

SECTION 4 - 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 5 - 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 8, 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 **May 14, 2012.**

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

Council President Gonzalez announced that the next business in order would be the adoption of **Ordinance No. 4308**, which was seconded by Councilman Cuesta.

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR JORGE HERRERA, 420 LIVINGSTON, STREET, ELIZABETH, NEW JERSEY 07206.

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

SECTION 1. - A personalized handicapped parking space for **Jorge Herrera** established in front of **420 Livingston Street, Elizabeth, New Jersey 07206,** as follows and pursuant to the recommendation of the Elizabeth Police Director: along the South curb line of Livingston Street beginning at a point 214' West of Fourth Street and continuing 22' West thereof.

SECTION 2. - The administrative and enforcement aspects of this Ordinance shall be under the jurisdiction of the Police Department of the City of Elizabeth.

SECTION 3. - All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed.

SECTION 4 - 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 5 - 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 8, 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 **May 14, 2012.**

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

Council President Gonzalez announced that the next business in order would be the adoption of **Ordinance No. 4309** , which was seconded by Councilman Cuesta.

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO ARCADIS U.S., INC., 8 SOUTH RIVER ROAD, CRANBURY, NEW JERSEY 08512, ON BEHALF OF THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY IN ASSOCIATION WITH THE GOETHALS BRIDGE PROJECT, TO PERFORM ENVIRONMENTAL SITE ASSESSMENT WITHIN THE PUBLIC RIGHT-OF-WAY OF AMBOY AVENUE, BAYWAY AVENUE, BURLINGTON AVENUE, KRAKOW STREET, SOUTH FRONT STREET AND RELOCATED BAYWAY AVENUE. ELIZABETH, NEW JERSEY TO INCLUDE TWELVE (12) SOIL BORINGS AND EIGHT (8) MONITORING WELLS.

WHEREAS, the Division of Engineering has reviewed an Environmental Encroachment Permit application with **ARCADIS U.S., Inc., 8 South River Road, Cranbury, New Jersey 08512,** on behalf of the Port Authority of New York and New Jersey in association with the Goethals Bridge Project as part of a Phase II Environmental Site Assessment (ESA). **ARCADIS, U.S., Inc.,** to perform environment work consisting of twelve (12) soil borings and eight (8) monitoring wells within the public right-of-way Amboy Avenue, Bayway Avenue, Burlington Avenue, Krakow Street, South Front Street and Relocated Bayway, Elizabeth, New Jersey as depicted on a plan entitled "Proposed Phase II ESA Drilling Locations" prepared by **ARCADIS, U.S., Inc.**, signed, dated and sealed by Gary Wroblewski, PE on April 26, 2012 and which is on file in the Municipal Engineer's Office; and

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

SECTION 1. - That an encroachment permit be granted to **ARCADIS U.S., Inc., South River Road, Cranbury, New Jersey 08512**, on behalf of the Port Authority of New York and New Jersey in association with the Goethals Bridge Project as part of a Phase II Environmental Site Assessment (ESA). **ARCADIS, U.S., Inc.**, to perform environment work consisting of twelve (12) soil borings and eight (8) monitoring wells within the public right-of-way Amboy Avenue, Bayway Avenue, Burlington Avenue, Krakow Street, South Front Street and Relocated Bayway, Elizabeth, New Jersey as depicted on a plan entitled "Proposed Phase II ESA Drilling Locations" prepared by **ARCADIS, U.S., Inc.**, signed, dated and sealed by Gary Wroblewski, PE on April 26, 2012 and which is on file in the Municipal Engineer's Office.

SECTION 2. - 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 3. - All ordinances or parts of ordinance inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 4. - 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 5. - 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 8, 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 **May 14, 2012.**

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

Councilman Cuesta **MOVED** for a Suspension of the Rules to consider a resolution which did not appear on the Agenda, seconded by Council President Gonzalez, and

Which was carried unanimously.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the **Elizabeth Cubanos Lions Club** in conjunction with **Melly Mell Productions, Inc., 812 East Jersey Street, Elizabeth, New Jersey** has requested permission to conduct the 19th Annual Elizabeth Waterfront Festival to be held at the Veterans Memorial Park on Front Street from Elizabeth Avenue and Broadway, Elizabeth Avenue from First Street Broadway from First Street to Front Street on May 26, 2012 and May 27, 2012, between the hours of 1:00 p.m. and 9:00 p.m.. A rain date is scheduled for May 28, 2012 in case of inclement weather; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth does hereby grant permission to the **Elizabeth Cubanos Lions Club** in conjunction with **Melly Mell Productions, Inc., 812 East Jersey Street, Elizabeth, New Jersey**, to conduct the19th Annual Elizabeth Waterfront Festival to be held at the Veterans Memorial Park on Front Street from Elizabeth Avenue and Broadway, Elizabeth Avenue from First Street Broadway from First Street to Front Street on May 26, 2012 and May 27, 2012, between the hours of 1:00 p.m. and 9:00 p.m. A rain date is scheduled for May 28, 2012 in case of inclement weather; and be it

FURTHER RESOLVED that music from both stages shall cease at 7:00 p.m, the sale of beer shall cease at 8:00P.M. and the sale by vendors shall cease at 9:00 P.M. on each day of the festival.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - ~~7~~ 8
NEGATIVE:	None

The regular order of business was resumed.

By City Council as a Whole:

WHEREAS, N.J.S. 40A 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Elizabeth will receive an amount of $132,690.39 for the Clean Communities Grant 2012FY awarded by the State of New Jersey Department of Environmental Protection and wishes to amend its FY2012 budget to include these amounts as revenue:

NOW, THEREFORE, BE IT RESOLVED that the council of the City of Elizabeth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the fiscal year 2012 in the total sum of $132,690.39 which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
State and Federal Revenues Off-set with Appropriations:

State of New Jersey Department of Environmental Protection Clean Communities Grant 2012FY	$132,690.39

BE IT FURTHER RESOLVED, that a like sum of $132,690.39 be and the same is hereby appropriated under the caption of :

General Appropriations
(a) Operations Excluded from 3 ½ % Caps
State and Federal Programs Offset by Revenues:

State of New Jersey Department of Environmental Protection Clean Communities Grant 2012FY Other Expenses	$132,690.39

BE IT FURTHER RESOLVED, that City Clerk forward two copies of this resolution to the Director of Local Government Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

[redacted]

By City Council as a Whole:

Resolved, that the following transfers be made in the FY2012 Municipal Budget appropriations:

Account	Type	Description	Amount
		Transfers To:	
26-300-SPT-300	OE	Bureau of Streets Parks	100,000.00
26-310-BLD-300	OE	Bureau of Public Building	100,000.00
			200,000.00
		Transfers From:	
25-265-FIR-100	Salaries & Wages	Fire	50,000.00
26-300-SPT-100	Salaries & Wages	Streets Parks Trees	100,000.00
27-330-OYS-100	Salaries & Wages	Youth Services	50,000.00
		TOTAL	**200,000.00**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - ~~7~~ 8

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 the award of a contract to **EPLUS Technology, 4 Crossroad Drive, Suite 108, Hamilton, New Jersey 08691,** for Hardware for Computers, Printers, Servers, Media, Software Upgrades and other Computer Equipment for various City buildings for the period of May 1, 2012 through August 31, 2014 at a cost not to exceed $50,000.00 under State Contract No. 75585; 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. 75585 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 **EPLUS Technology, 4 Crossroad Drive, Suite 108, Hamilton, New Jersey 08691,** for Hardware for Computers, Printers, Servers, Media, Software Upgrades and other Computer Equipment for various City buildings for the period of May 1, 2012 through August 31, 2014 at a cost not to exceed $50,000.00 under State Contract No. 75585.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended the award of a contract to **Ricoh USA, Inc., 19 Chapin Road, PO Box 2008, Pine Brook, New Jersey 07058,** for the leasing of new photocopiers for the period of May 1, 2012 through August 31, 2012 at cost not to exceed $20,000.00 under State Contract No. 64039; and

WHEREAS, the cost includes all parts, labor and supplies including staples. It has been determined that it is in the City's best interest to replace old copiers by lease instead of purchase because the prices for purchase with maintenance are approximately the same as the cost for leasing. However with leasing there is no up front expenditure and at the end of the four year lease the copier is automatically replaced; and

WHEREAS, authorization is also requested to amend the address of the resolution adopted on August 23, 2011 which awarded a contract to **Ricoh America's Corporation c/o Ikon Office Solutions, Inc., 100 Passaic Avenue, Fairfield, N.J. 07004**, for the maintenance of the City's owned photocopiers to reflect the new address of **Ricoh America's Corporation as 19 Chapin Road, PO Box 2008, Pine Brook, New Jersey 07058**; 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. 64039 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 the City Council of the City of Elizabeth authorizes the award of a contract to **Ricoh USA, Inc., 19 Chapin Road, PO Box 2008, Pine Brook, New Jersey 07058,** for the leasing of new photocopiers for the period of May 1, 2012 through August 31, 2012 at cost not to exceed $20,000.00 under State Contract No. 64039; and be it

FURTHER RESOLVED that City Council of the City of Elizabeth hereby amends the contract adopted August 23, 2011 which awarded a contract to awards a contract to **Richo America's Corporation c/o Ikon Office Solutions, Inc., 100 Passaic Avenue, Fairfield, New Jersey 07004** for the maintenance of City owned photocopiers to reflect the new address of **19 Chapin Road, PO Box 2008, Pine Brook, New Jersey 07058 .**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted] Mazza, and President Gonzalez - 8

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 the award of a contract to **GARDEN STATE HIGHWAY PRODUCTS, 1740 East Oak Road,Vineland, New Jersey 08361**, for Reflective Sheeting for the Public Works Department for the period April 27, 2012 through May 31, 2012 at cost not to exceed $10,000.00 under State Contract No. 74075; 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. 74075 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 . **GARDEN STATE HIGHWAY PRODUCTS, 1740 East Oak Road, Vineland, New Jersey 08361**, for Reflective Sheeting for the Public Works Department for the period April 27, 2012 through May 31, 2012 at cost not to exceed $10,000.00 under State Contract No. 74075.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, ~~Collazo~~, Mazza, and President Gonzalez - ~~7~~ 8

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 Fire Department the award of a contract to **KIMBALL INTERNATIONAL MKTG., c/o BFI, 1600 Royal Street, Jasper, IN 47549,** for the purchase of Furniture for the Fire House at 442-464 Trumbull Street, Elizabeth, New Jersey in the amount of $8,686.80 under State Contract No. A-69941; 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. A-69941 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 **KIMBALL INTERNATIONAL MKTG., c/o BFI, 1600 Royal Street, Jasper, IN 47549,** for the purchase of Furniture for the Fire House at 442-464 Trumbull Street, Elizabeth, New Jersey in the amount of $8,686.80 under State Contract No. A-69941.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

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 the award of a contract to **DAVID WEBER OIL CO., 601 Industrial Road, Carlstadt, New Jersey 07072,** for Automotive Lubricants, Oils, Grease and Hydraulic Oils for Various Departments for the period of April 27, 2012 through May 29, 2012 at a cost not to exceed $10,000.00 under State Contract No. 70846; 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. 70846 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 **DAVID WEBER OIL CO., 601 Industrial Road, Carlstadt, New Jersey 07072,** for Automotive Lubricants, Oils, Grease and Hydraulic Oils for Various Departments for the period of April 27, 2012 through May 29, 2012 at a cost not to exceed $10,000.00 under State Contract No. 70846.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent per the recommendation of the Director of the Police Department have requested an award of a contract to **545 Morris Ave., Inc., dba Tropicana Diner & Restaurant, 545 Morris Avenue, Elizabeth, New Jersey 07208,** for Prisoner's Meals in an amount not to exceed $150,000.00 for the period of two (2) years from the date of the contract award; 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 an award of a contract to **545 Morris Ave , Inc., dba Tropicana Diner & Restaurant, 545 Morris Avenue, Elizabeth, New Jersey 07208,** for Prisoner's Meals in an amount not to exceed $150,000.00 for the period of two (2) years from the date of the contract award.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

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 the award of a contract to **CLEVELAND AUTO & TIRE CO., 462 Third Avenue, Elizabeth, New Jersey 07206,** for Tires and Tubes for Public Works, Police and Fire Department Vehicles for the period of May 8, 2012 through June 8, 2012 at a cost not to exceed $25,000.00 under State Contract No. 71687 and No. 71688; 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. 71687 and No. 71688 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 **CLEVELAND AUTO & TIRE CO., 462 Third Avenue, Elizabeth, New Jersey 07206,** for Tires and Tubes for the Department of Public Works, Police and Fire Department for the period of May 8, 2012 through June 8, 2012 at a cost not to exceed $25,000.00 under State Contract No. 71687 and No. 71688.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has advised that on May 11, 2012, the Department of Public Works received eight (8) bids for the Third Avenue Flood Control Project. This project will provide for the replacement of sections of trunk sewer on Third Avenue with a larger sewer as well as modifications to the emergency overflow swale, Flushing Module 12, Storage Module 14 and Regulator 035; and

WHEREAS, the lowest responsible bidder was **P.M. Construction Corp., 1310 Central Avenue, Hillside, New Jersey 07205,** in the amount of $1,617,600.00; and

WHEREAS, the New Jersey Environmental Infrastructure Financing Program (State Project Number S340942-14) has provided the City of Elizabeth a low interest loan for this project and award of the contract is subject to State approval; and

WHEREAS, the City plans to bid and construct a second phase of the project and bring additional flooding relief to the area once additional permits can be obtained; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 12-09047, charging the amount of $1,617,600.00 to Account No. X-08-55-042-034 of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the amount of the contract in question exceeds $50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have been complied with by **P.M. Construction Corp.;** 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 **P.M. Construction Corp., 1310 Central Avenue, Hillside, New Jersey 07205,** for the Third Avenue Flood Control Project in an amount not to exceed $1,617,600.00.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to extend the contract between the **City of Elizabeth** and **Groundwork Elizabeth, Inc., 288 North Broad Street, Elizabeth, New Jersey 07207,** executed on June 11, 2010, from its termination date of May 1, 2012 to December 31, 2012; and

WHEREAS, the agency has requested the extension, as the project is still ongoing and funds for $8,870.00 are required to be drawn down for completion; and

WHEREAS, funds will be used by the City of Elizabeth for the Planter Beautification Program. The agency will purchase, plant, fertilize and maintain fifty-seven planters Citywide; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes an extension to the contract between the **City of Elizabeth** and **Groundwork Elizabeth, Inc., 288 North Broad Street, Elizabeth, New Jersey 07207,** executed on June 11, 2010, from its termination date of May 1, 2012 to December 31, 2012.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, ~~Spellman~~, Mazza, and President Gonzalez - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health & Human Services has advised that the Department of Health and Human Services has the opportunity to file a proposal for a grant in the sum of $82,881.00 for the continuation of the Elizabeth Municipal Alliance program activities. The Alliance is a comprehensive and well coordinated effort by the City and Community based organizations to reduce alcoholism and other drugs of abuse in Elizabeth. It is primary aim is to support and promote alcohol and drug prevention programs throughout the City; and

WHEREAS, the Director of the Department of Health & Human Services has requested authorization to apply to the County of Union for the grant funds on behalf of the Elizabeth Municipal Alliance for the period January 1, 2013 to December 31, 2013; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Director of the Department of Health & Human Services to apply to the County of Union for grant funds on behalf of the Elizabeth Municipal Alliance whose primary aim is to support and promote alcohol and drug prevention programs throughout the City of Elizabeth for the period January 1, 2013 to December 31, 2013 for the sum of $82,881.00.

Which was adopted by the following vote:

AFFIRMATIVE:	Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8
NEGATIVE:	None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, under the provisions of **N.J.S.A.** 52:27D-119 et seq. as amended known as the "State Uniform Construction Code Act", and of **N.J.A.C.** 5:23.1 et seq., known as the "Regulations for the New Jersey Uniform Construction Code", emergent powers are granted to municipal construction officials to demolish or make safe and secure buildings or structures that have become unsafe, or unsanitary, or which contain deficient or blocked exit way facilities, or which constitute a fire hazard or are otherwise dangerous to human life or the public welfare, or which, by reason of illegal or improper use or occupancy, have become unsafe; and

WHEREAS, certain structures on premises located at **595 Monroe Avenue, Elizabeth, New Jersey, Tax Account No. 12-1142** meet one or more of the criteria hereinabove mentioned; and

WHEREAS, the Bureau of Construction has caused to be demolished the said structure located at **595 Monroe Avenue, Elizabeth, New Jersey, Tax Account No. 12-1142**, after due and proper notice to the owner thereof, as required, and the owner thereof having been notified of the cost to the City and said costs not having been paid to the City of Elizabeth, and the Construction Official of the Bureau of Construction having so advised City Council that said costs have been incurred by the City is $16,500.00; and

WHEREAS, the City Council having examined the communication to it from the Construction Official of the Bureau of Construction and having found same to be correct; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth that the cost as shown on the communication of the Construction Official of the Bureau of Construction of the City of Elizabeth for demolition of a structure at **595 Monroe Avenue, Elizabeth, New Jersey, Tax Account No. 12-1142.** The cost incurred was $16,500.00, which said lien shall hereafter form 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.** 40:48-2.14 and the provisions of the Code of the City of Elizabeth.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, under the provisions of **N.J.S.A.** 52:27D-119 et seq. as amended known as the "State Uniform Construction Code Act", and of **N.J.A.C.** 5:23.1 et seq., known as the "Regulations for the New Jersey Uniform Construction Code", emergent powers are granted to municipal construction officials to demolish or make safe and secure buildings or structures that have become unsafe, or unsanitary, or which contain deficient or blocked exit way facilities, or which constitute a fire hazard or are otherwise dangerous to human life or the public welfare, or which, by reason of illegal or improper use or occupancy, have become unsafe; and

WHEREAS, certain structures on premises located at **597 Monroe Avenue, Elizabeth, New Jersey, Tax Account No. 12-1143** meet one or more of the criteria hereinabove mentioned; and

WHEREAS, the Bureau of Construction has caused to be demolished the said structure located at **597 Monroe Avenue, Elizabeth, New Jersey, Tax Account No. 12-1143**, after due and proper notice to the owner thereof, as required, and the owner thereof having been notified of the cost to the City and said costs not having been paid to the City of Elizabeth, and the Construction Official of the Bureau of Construction having so advised City Council that said costs have been incurred by the City is $16,500.00; and

WHEREAS, the City Council having examined the communication to it from the Construction Official of the Bureau of Construction and having found same to be correct; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth that the cost as shown on the communication of the Construction Official of the Bureau of Construction of the City of Elizabeth for demolition of a structure at **597 Monroe Avenue, Elizabeth, New Jersey, Tax Account No. 12-1143.** The cost incurred was $16,500.00, which said lien shall hereafter form 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.** 40:48-2.14 and the provisions of the Code of the City of Elizabeth.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - ~~X~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works after notice from the Police Department and for the Health Department has caused the board up 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.

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

Certificate/Invoice 5/04/12 Total Amount $4,679.92

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, ~~Guillen~~, Mazza, and President Gonzalez - 8

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 **1019 Emma Street, Elizabeth, New Jersey 07201**, as follows, pursuant to the recommendation of the Elizabeth Police Director:

along the North curbline of Emma Street

beginning at a point 215' West of Spring St (South)

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, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - 8
NEGATIVE:	None

[redacted]

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the **Morris Avenue Midtown Business Association (MMBA)** has requested permission to conduct their ninth annual Colombian Independence Day Festival to use Julian Place between Union Avenue and Morris Avenue for the "Kiddie Rides" and children's entertainment on July 27 through July 29, 2012, from 12 noon to 8:00 p.m. contingent on approval from **Coco Bongo Productions** changing their rain date from July 28 to August 4, 2012; now, therefore, be it

RESOLVED that the **Morris Avenue Midtown Business Association (MMBA)** is hereby granted permission to conduct their annual Colombian Independence Day Festival to use Julian Place between Union Avenue and Morris Avenue for the "Kiddie Rides" and children's entertainment on July 27 through July 29, 2012, from 12 noon to 8:00 p.m. provided that they comply with all provisions contained in Chapter 12.56 of the Code of the City of Elizabeth; and be it

FURTHER RESOLVED that City Council's May 8, 2012 resolution granting **Coco Bongo Productions** permission to conduct a festival is hereby amended, specifically to move the July 28, 2012 rain date to August 4, 2012.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - ~~7~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

RESOVLED that the City Council of the City of Elizabeth grant permission to Cindy Gomes and Jennifer Almeida, residents of Elizabeth and members of the Girl Scout Troop of Our Lady of Fatima Church, Elizabeth, New Jersey to create a monument site for soldiers who have died along Morses Mill Road and Myrtle Street, as part of their Gold Award Project.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, ~~Collins~~, Mazza, and President Gonzalez - ~~7~~ 8

NEGATIVE: None

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:

AVAYA, INC.	**2-01-31-440**	**$**	**6,228.72**
CONSTELLATION NEW ENERGY, INC.	**2-01-31-430**	**$**	**44,083.12**
ELIZABETHTOWN GAS	**2-01-31-446**	**$**	**7,610.53**
FLEETCOR TECHONOLOGIES SERVICE	**2-01-31-460**	**$**	**110,861.76**
NATIONAL TERMINAL, INC.	**2-01-31-460**	**$**	**7,196.70**
PSE&G	**2-01-31-430**	**$**	**2,067.99**
SPRINT	**2-01-31-440**	**$**	**1,952.45**
USA MOBILITY	**2-01-31-440**	**$**	**174.18**
VERIZON	**2-01-31-440**	**$**	**49,581.15**
VERIZON WIRELESS	**2-01-31-440**	**$**	**672.16**
VERIZON COMMUNICTIONS,INC.	**2-01-31-440**	**$**	**1,724.80**

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted], Mazza, and President Gonzalez - ~~7~~ 8

NEGATIVE: None

May 22, 2012

BY COUNCIL AS A WHOLE:

RESOLVED that the following bingo and raffle licenses issued by the City Clerk are here by approved:

ORGANIZATION	AG	B.L.	R.L.	DATE
Chevra Hatzalah of Eliz. Corp			5284	05-16-12
Chevra Hatzalah of Eliz. Corp			5285	05-16-12
St. Elizabeth Chruch (Episcipol)			5286	05-29-12
Frank O. Mazza Civic Association			5287	06-19-12

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, ~~Collman~~, Mazza, and President Gonzalez - 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that on December 25, 2011 Elizabeth Police Officers responded to a three alarm fire at 444-446 East Jersey Street and entered 448 East Jersey Street, Elizabeth, New Jersey which was in danger of being engulfed by fire; and

WHEREAS, during evacuation officers encountered several elderly residents, as well as, children in the near building which was heavily engulfed in smoke and fire. After the alleyway had become blocked by fire, officers knocked down a six-foot chain link fence and safely evacuated all resident from there as well; and

WHEREAS, it is with honor we commend the following Elizabeth Police Officers who displayed extreme heroism as they put the lives of others before their own:

Sean Campbell

Michelle Maldonando

Giovanni R. Pineda, Jr.

Brian Stagich

Paul Tillotson

Anthony Wilk

RESOLVED that City Council of the City of Elizabeth hereby commends Elizabeth Police Officers: Sean Campbell, Michelle Maldonando, Giovanni R. Pineda, Jr., Brian Stagich, Paul Tillotson, and Anthony Wilk for their valiant, fearless, expeditious actions on December 25, 2011 as they demonstrated extreme heroism at the three alarm fire at 444-446 East Jersey Street, and entered 448 East Jersey, Elizabeth, New Jersey which was in danger of being engulfed; and be it

FURTHER RESOLVED that, as a token of appreciation to Elizabeth Police Officers; Sean Campbell, Michelle Maldonando, Giovanni R. Pineda, Jr., Brian Stagich, Paul Tillotson, and Anthony Wilk, 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.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted] Mazza, and President Gonzalez - X 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that the 200 Club of Union County will be honoring three Elizabeth police officers for their acts of bravery; and

WHEREAS, on a cold January morning when they chased down two carjacking suspects, one who was armed with a fully-loaded .40 caliber Glock. As the officers ran after the men, the suspect with the gun turned around and pointed it at them; and

WHEREAS, gold plaques will be distributed for acts of bravery to the following Elizabeth :

Patrolman Paul Camarinha

Patrolman Howard Decker

Detective Raul Dela Prida

;now, therefore, be it

RESOLVED that City Council of the City of Elizabeth hereby extends its congratulations and commends Patrolman Paul Camarinha, Patrolman Howard Decker, **Detective** Raul Dela Prida, for being the recipient of the 2012 Valor Award from the 200 Club of Union County for recognition for his professionalism, valiant, fearless and expeditious actions; and be it

FURTHER RESOLVED that, as a token of appreciation to Captain Brian Santos, 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 Patrolman Paul Camarinha, Patrolman Howard Decker, Detective Raul Dela Prida.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, [redacted] Mazza, and President Gonzalez - X 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that Reverend Dr. Larry Eugene Dixon will be retiring after a lifetime of dedication to helping the oppressed; and

WHEREAS, a native of Milledegeville, GA. He was ordained by Pastor D.L. Knight at Gum Hill in 1966 after completing his freshman year in college. In 1976, he was ordained Itinerant Elder in the African Methodist Episcopal Church. Dr. Dixon is totally committed to the Black Church for he believes it to be the only vehicle of salvation for black people. His earthly ministry was where he practiced an holistic ministry and his ministers also preach according to his beliefs; and

WHEREAS, his role models for ministry are the late Dr. Benjamin Elijah Mays, President of Morehouse College and Dr. Martin Luther King, Jr; and

WHEREAS, Dr. Dixon became involved in the Civil Rights Movement. He marched with Dr. King on several occasions and went to jail in Atlanta for demonstrating in support of Black Students rights to quality high school education in that City; and

WHEREAS, Dr. Dixon set his sights on being a "Morehouse Man". In May 1969, he received his B.A. from Morehouse College, Atlanta, GA and in 1973 he received a degree from Princeton Theological Seminary, Princeton, New Jersey, and in 1973, he received his M.S.W., from Rutgers University Graduate School of Social Work, New Brunswick, New Jersey. In 1997, he received his Doctorate in Ministry from Drew University School of Theology, Madison, New Jersey; and

WHEREAS, Reverend Dr. Larry Eugene Dixon participated in many organizations. He is a founding member of the Southeast Queen Clergy for Community Empowerment, he was a Charter Member of the New York Metropolitan One Church-One Child Project, he was a member of the Elizabeth Branch NAACP, a member of the Rotary Club of Elizabeth, New Jersey, a Board Member of the Communities in Cooperation, Inc. (CIC), a Commissioner of the Elizabeth Zoning Board, and the Chaplain of the New Jersey Conference AME Ministers' Fellowship; and

RESOLVED that the City Council of the City of Elizabeth hereby commends the extensive work of Reverend Dr. Larry Eugene Dixon and acknowledges with gratitude his many dedicated years of ministry service to family and friends in the African Methodist Episcopal Church; and be it

FURTHER RESOLVED that a copy of this resolution be spread in full upon the minutes of City Council and that a certified copy be forwarded to Reverend Dr. Larry Eugene Dixon.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Jackus, Grova, Keenan, Cedeno, ~~Gullman,~~ Mazza, and President Gonzalez - ~~X~~ 8

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Teresa LoBrace, 82; and

WHEREAS, born in Vallata, Italy, Teresa emigrated to the U.S. and Elizabeth in 1964; and

WHEREAS, she worked for many years at Manaheim Sewing Company in Linden before retiring in 1992; and

WHEREAS, Teresa was the beloved wife of 58 years to Gerardo LoBrace of Elizabeth; loving mother of Bart LoBrace and his wife Debra of Martinsville, N.J., Rose Gulino and her husband Jack of Millstone Township, N.J., and Stella LoBrace of Erie, Pa; cherished grandmother of Andrew, Jaclyn, Vincent, Michelle, Teresa and Patrick; and great-grandmother of three; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Teresa LoBrace and wishes to express sympathy to her 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 Teresa LoBrace'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 Jerry F. Maurigi, Jr, 54; and

WHEREAS, he was a lifelong resident of the City of Elizabeth; and

WHEREAS, he was a Purchasing Agent for the Union County Courthouse in Elizabeth, New Jersey; and

WHEREAS, he was a member of the International Chapter of UNICO and an alumni of Rider College; and

WHEREAS, Jerry had a magnetic personality and an unending passion for life. He was an avid photographer and wine enthusiast; and

WHEREAS, he was predeceased by his parents Jerry and Filomena (nee Spezzao) Maurigi; and

WHEREAS, surviving are an uncle Joseph Maurigi, and his wife, Anna, and he is also survived by many cousins and friends; and

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Jerry F. Maurigi, Jr., 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 Maurigi 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 William "Bill" W. Mitchell, 80; and

WHEREAS, he was born in Hardeesville, S.C. He grew up in Elizabeth, New Jersey where he spent his entire life prior to moving six years ago to a senior community in Lakewood, New Jersey; and

WHEREAS, he was a lifelong member of New Zion Baptist Church in Elizabeth, New Jersey, and later the Macedonia Baptist Church in Lakewood, New Jersey; and

WHEREAS, Billy attended Elizabeth public schools, and began one of his earlier jobs at Sonex Foods. He later became employed by the City of Elizabeth Department of Public Works, where he remained a dedicated employee for twenty-five years. He was predeceased by his wife, Shirley Ann Mitchell and two sons, Donnie and Gregory. He leaves to mourn his death and cherish his memories, his sons, Stanley Mitchell and Billy Mitchell, Jr. (Shawn), daughters, Barbara Ann Mitchell and Elaine Mitchell, a host of devoted cousins, grandchildren, great-grandchildren and loyal friends; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of William W. Mitchell and wishes to express 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 William W. Mitchell family.

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

Council President Gonzalez announced that Councilman Cuesta would make a presentation to each student.

Councilman Cuesta then presented a "Certificate of Merit" to each student who participated in the City of Elizabeth's "Youth in City Government Day" program.

Councilman Cuesta moved that City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President Keenan declared City Council adjourned at 2:55 p.m.

APPROVED

NELSON GONZALEZ
President of City Council

YOLANDA M. ROBERTS
City Clerk