

YOUTH IN CITY GOVERNMENT DAY

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MAY 26, 2015

2:00 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4577 - Authorize the adoption of a Bond Ordinance in the amount of \$5,000,000.00 with a down payment of \$250,000.00 for the resurfacing of various roads.
- ORD. NO. 4578 - Authorize the adoption of a Bond Ordinance in the amount of \$3,000,000.00 with a down payment of \$150,000.00 for the construction of a salt storage facility on City- owned property located at 330-338 Atlantic Street.
- ORD. NO. 4579 - Authorize the adoption of a Bond Ordinance in the amount of \$3,000,000.00 with a down payment of \$150,000.00 for the construction of the Miller Evans Logan Spray Park.
- ORD. NO. 4580 - Authorize the adoption of a Bond Ordinance in the amount of \$2,600,000.00 with a down payment of \$130,000.00 for improvements to Kenah Park.
- ORD. NO. 4581 - Authorize the adoption of a Bond Ordinance in the amount of \$2,000,000.00 with a down payment of \$100,000.00 for improvements to Jackson Park.
- ORD. NO. 4582 - Authorize the adoption of a Bond Ordinance in the amount of \$1,800,000.00 with a down payment of \$90,000.00 for acquisition of the property located at 300-328 Atlantic Street
- ORD. NO. 4583 - Authorize the adoption of a Capital Ordinance in the amount of \$1,000,000.00 for the acquisition of various equipment for the Department of Public Works.
- ORD. NO. 4585 - An ordinance authorizing aerial easements and grant of easement to the Port Authority of New York and New Jersey for portions of Amboy Avenue/Bayway and a portion of South Front Street concerning the Goethals Bridge Replacement Project.

PUBLIC HEARINGS (Cont'd.)

- ORD. NO. 4586 - An ordinance to vacate Krakow Street and portions of Burlington Avenue and reversion of vacated streets to adjoining properties.
- ORD. NO. 4587 - An ordinance to vacate Rockefeller Street and reversion of vacated streets to adjoining properties.
- ORD. NO. 4588 - An ordinance authorizing the vacation and sale of former Relocated Bayway Avenue.
- ORD. NO. 4589 - Amend Chapter 10.28.050, Schedule III, of the Code of the City of Elizabeth, entitled "No Stopping or Standing," specifically to establish the south side of West Grand Street, from Bellevue Street to Elmora Avenue, as "No Stopping or Standing All Times."
- ORD. NO. 4590 - Amend Ordinance No. 4562, entitled "No Parking All Times," on the east side curb line of West End Place, specifically to have the No Parking Anytime on the west side and No Parking All Times except for Street Cleaning on Monday's, 1:00 p.m. to 4:00 p.m. on the east side of West End Place.
- ORD. NO. 4591 - Authorize the establishment of a personalized handicapped parking space for Jose Vazquez, 324 South Park Street.
- ORD. NO. 4592 - Amend Ord. No. 3997, adopted October 28, 2008, authorizing a personalized handicapped parking space for Ydefonso Morales, 247 Fulton Street, specifically to change the name to Silvia Morales.
- ORD. NO. 4593 - Amend segments of Chapter 13.16.130 E (4) & (5) of the Code of the City of Elizabeth, to set new sewer rates effective July 1, 2015.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 12, 2015, from the Business Administrator requesting that City Council reject all bids received April 29, 2015, for the furnishing of one (1) 2015 or current model year Harley Davidson FLHTP Electra Glide Police Motorcycle or equal for the Police Department and authorize the Purchasing Agent to re-advertise with revised bid specifications.
Which was received.

By the Clerk:

Letter dated May 15, 2015, from the Business Administrator recommending the award of a contract to Firefighter One, 26 Gail Court, Suite 1, Sparta, NJ, for the purchase of personal protection items and equipment for the period of May 13, 2015 through June 30, 2015, in the amount not to exceed \$10,000.00, under the Morris County Cooperative Purchasing contract.
Which was received.

By the Clerk:

Letter dated May 15, 2015, from the Business Administrator recommending the award of a contract to General Sales Administration, t/a Major Police Supply, 47 North Dell Avenue, Kenil, NJ, for Emergency Lighting Equipment for the Departments of Police, Fire and Ambulance Service Bureau for the period of May 1, 2015 through April 30, 2016 at a cost not to exceed \$200,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 15, 2015, from the Business Administrator recommending the award of a contract to Turn Out Fire and Safety, Inc., 3468 Kennedy Boulevard, Jersey City, NJ, for the purchase of firefighter gear during the period of May 1, 2015 through April 30, 2016, at a cost not to exceed \$60,000.00. Which was received.

By the Clerk:

Letter dated May 15, 2015, from the Business Administrator requesting to rescind the March 10, 2015 resolution awarding a contract to Day Chevrolet, 1600 Golden Mile Highway, Monroeville, PA, for the purchase of one (1) 2015 Chevy Tahoe as a replacement vehicle for the Fire Department at the cost of \$32,658.55, due to General Motors ceasing production and recommending awarding a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ, for the purchase of one (1) 2016 Police Interceptor S.U.V. in the amount of \$32,806.25, which will substitute for the previously requested vehicle. Which was received.

By the Clerk:

Letter dated April 20, 2015, from the Business Administrator requesting that your Honorable Body consider authorizing a policy of insurance with James River Insurance Group, P.O. Box 27648, Richmond, VA, through agent-of-record Hughes –Plumer Associates, covering professional liability for the engineer and staff for the period May 10, 2015 to May 10, 2016 at an annual premium of \$38,787.00. Which was received.

By the Clerk:

Letter dated May 19, 2015, from the City Attorney requesting that your Honorable Body consider a resolution confirming the City Attorney's motion to intervene and represent the City's interests regarding New Jersey American Water Co., Inc.'s petition seeking to increase rates for water and wastewater service and other tariff revisions, including sales for resale of water. Which was received.

By the Clerk:

Letter dated May 19, 2015, from the Chief Financial Officer advising that additional grants may be appropriated in the 2015 SFY Budget by budget amendments. Which was received.

By the Clerk:

Letter dated May 19, 2015, from the Chief Financial Officer advising that transfers for the 2015 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

By the Clerk:

Letter dated May 12, 2015, from the Director of Health and Human Services requesting authorization for the proper City officials to enter into an agreement with the YMCA, 144 Madison Avenue, Elizabeth, NJ, to accept fifty (50) children from the City's summer camp program to be included as part of the YMCA's summer camp program for the period of July 6, 2015 through August 14, 2015 at a cost of \$25,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 13, 2015, from the Director of Health and Human Services recommending the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, NJ, for the performance of Senior Health Promotion/Risk Reduction Services for the period of May 1, 2015 through December 31, 2015, at a rate of \$83.00 per hour not to exceed \$7,926.50, unless further authorized by your Honorable Body. Which was received.

By the Clerk:

Letter dated May 13, 2015, from the Director of Health and Human Services recommending the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, NJ, for the performance of Health Educator Services for the period of May 1, 2015 through December 31, 2015 at a rate of \$73.00 per hour not to exceed \$8,431.50 unless further authorized by your Honorable Body. Which was received.

By the Clerk:

Letter dated May 13, 2015, from the Director of Planning and Community Development requesting authorization for the proper City officials to enter into an agreement with Harbor Consultants, 320 North Avenue East, Cranford, NJ, to serve as City Planner for the period May 1, 2015 through April 30, 2016 at a total cost of \$75,000.00. Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated May 14, 2015, from the Director of Planning and Community Development requesting to rescind the resolution dated July 22, 2014, authorizing a grant in the amount of \$20,000.00 for Y Homes, Inc. for Community Housing Development Organization Operating Expenses for the period of July 1, 2013 through June 30, 2014; regulations were not met; therefore, the funds will be reallocated. Which was received.

By the Clerk:

Letter dated May 14, 2015, from the Director of Planning and Community Development requesting authorization for the proper City officials to negotiate and execute a Redevelopment Agreement with New Jersey Community Capital as the Affordable Housing Redeveloper of 326 Magnolia Avenue, 118 Fulton Street and 339 Marshall Street. Which was received.

By the Clerk:

Letter dated May 14, 2015, from the Director of Planning and Community Development requesting to amend Ordinance No. 3158, designating the Elizabeth Avenue Partnership as the District Management Corporation of the Elizabeth Avenue Special Improvement District and the Elizabeth Avenue Special Improvement District Sunset Clause, specifically to extend the term from September 1, 2015 until August 31, 2020. Which was received.

By the Clerk:

Letter dated May 19, 2015, from the Director of Planning and Community Development requesting that your Honorable Body consider approving UEZ Second Generation Funds for the UEZ Financial Lending Programs -- Phase 9: Statewide Loan Pool Program, UEZ Commercial Loan, Working Capital Loan Program and UEZ Micro/Loan Program for the period July 1, 2015 through June 30, 2016 in the amount of \$1,915,107.41. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 19, 2015, from the Director of Planning and Community Development requesting that your Honorable Body consider approving the 2016 UEZ Administrative budget in the amount of \$348,190.16 and authorize the proper City officials to enter into an agreement with the Elizabeth Development Company for the administration of the UEZ Program, as well as the UEZ Second Generation Funds for FY 2015-2016 for the period July 1, 2015 through June 30, 2016. Which was received.

By the Clerk:

Letter dated May 19, 2015, from the Director of Planning and Community Development requesting authorization to utilize UEZ Zone Assistance Funds for the Commercial District Security Program in the amount of \$260,249.60, with the City providing a 20% match in the amount of \$65,062.40 for the period July 1, 2015 through June 30, 2016, for a total project cost of \$325,312.00. Which was received.

By the Clerk:

Letter dated May 8, 2015, 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 properties in the amount of \$546.02. Which was received.

By the Clerk:

Letter dated May 19, 2015, from the Director of Public Works requesting that your Honorable Body consider authorizing the acquisition of property located at 300-328 Atlantic Street for the anticipated construction of a subsurface storm water storage facility at the intersection of Atlantic Street and Third Avenue. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated May 7, 2015, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and Disbursements for the month of January, 2015, and Statement of Bank Balances and Investments as of January 31, 2015. Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 4594 - An ordinance authorizing acquisition of property located at 300-328 Atlantic Street for the anticipated construction of a subsurface storm water storage facility at the intersection of Atlantic Street and Third Avenue.
- ORD. NO. 4595 - Amend Ordinance No. 4245, adopted September 13, 2011, amending Chapter 3.12 of the Code of the City of Elizabeth, entitled "Tax Abatement for Certain Residential Properties," specifically to extend the expiration date from June 14, 2015 to June 14, 2020.

ORDINANCES ON FIRST (Cont'd.)

ORD. NO. 4596 - Amend Ord. No. 3158, adopted July 27, 1999, creating the Elizabeth Avenue Special Improvement District, specifically to extend the term of the Elizabeth Avenue Partnership as the District Management Corporation of the Elizabeth Avenue Special Improvement District to August 31, 2020.

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 4577 - Authorize the adoption of a Bond Ordinance in the amount of \$5,000,000.00 with a down payment of \$250,000.00 for the resurfacing of various roads.
- ORD. NO. 4578 - Authorize the adoption of a Bond Ordinance in the amount of \$3,000,000.00 with a down payment of \$150,000.00 for the construction of a salt storage facility on City- owned property located at 330-338 Atlantic Street.
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- ORD. NO. 4585 - An ordinance authorizing aerial easements and grant of easement to the Port Authority of New York and New Jersey for portions of Amboy Avenue/Bayway and a portion of South Front Street concerning the Goethals Bridge Replacement Project.
- ORD. NO. 4586 - An ordinance to vacate Krakow Street and portions of Burlington Avenue and reversion of vacated streets to adjoining properties.
- ORD. NO. 4587 - An ordinance to vacate Rockefeller Street and reversion of vacated streets to adjoining properties.
- ORD. NO. 4588 - An ordinance authorizing the vacation and sale of former Relocated Bayway Avenue.

ORDINANCES ON FINAL (Cont'd.)

- ORD. NO. 4589 - Amend Chapter 10.28.050, Schedule III, of the Code of the City of Elizabeth, entitled "No Stopping or Standing," specifically to establish the south side of West Grand Street, from Bellevue Street to Elmora Avenue, as "No Stopping or Standing All Times."
- ORD. NO. 4590 - Amend Ordinance No. 4562, entitled "No Parking All Times," on the east side curb line of West End Place, specifically to have the No Parking Anytime on the west side and No Parking All Times except for Street Cleaning on Monday's, 1:00 p.m. to 4:00 p.m. on the east side of West End Place.
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- ORD. NO. 4592 - Amend Ord. No. 3997, adopted October 28, 2008, authorizing a personalized handicapped parking space for Yldefonso Morales, 247 Fulton Street, specifically to change the name to Silvia Morales.
- ORD. NO. 4593 - Amend segments of Chapter 13.16.130 E (4) & (5) of the Code of the City of Elizabeth, to set new sewer rates effective July 1, 2015.

NEW BUSINESS

Authorize transfers for the Fiscal Year 2015 Municipal and Sewer Utility Budgets in the amount of \$13,000.00.

Reject all bids received April 29, 2015, for the furnishing of one (1) 2015 or current model year Harley Davidson FLHTP Electra Glide Police motorcycle or equal for the Police Department and authorize the Purchasing Agent to re-advertise with revised specifications.

Authorize the award of a contract to Firefighter One, LLC, 26 Gail Court, Sparta, N.J., for the purchase of personal protection items and equipment, under the Morris County Cooperative Purchasing contract, for the period May 13, 2015 through June 30, 2015, in an amount not to exceed \$10,000.00.

Authorize the award of a contract to General Sales Administration, t/a Major Police Supply, 47 North Dell Avenue, Kenil, N.J., for the emergency lighting equipment for the Departments of Police, Fire and Ambulance Service Bureau for the period May 1, 2014 through April 30, 2016, at a cost not to exceed \$200,000.00.

Authorize the award of a contract to Turn Out Fire and Safety, Inc., 3468 Kennedy Boulevard, Jersey City, N.J., for the purchase of firefighter gear for the Fire Department for the period May 1, 2015 through April 30, 2016, at a cost not to exceed \$60,000.00.

Rescind the resolution adopted March 10, 2015, awarding a contract to Day Chevrolet, Monroeville, PA, for the purchase of one (1) 2015 Chevrolet Tahoe, as a replacement vehicle for the Fire Department.

Authorize the award of a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, N.J., for the purchase of one (1) 2016 Police Interceptor SUV, under the Morris County Cooperative Pricing Council, at a cost of \$32,658.55, to substitute for a previously requested vehicle.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to James River Insurance Group, P.O. Box 27648, Richmond, Virginia, through the agent of record, Hughes-Plumer and Associates, covering professional liability insurance for the City Engineer and his staff, for the period May 10, 2015 to May 10, 2016, at a cost of \$38,787.00.

Adopt a resolution confirming the City Attorney's motion to intervene and represent the City's interests regarding New Jersey American Water Company, Inc.'s petition seeking to increase rates for water and wastewater service and other tariff revisions, including sales for resale of water.

Authorize the proper City officials to execute an agreement with Gateway Family YMCA, 135 Madison Avenue, Elizabeth, to accept up to fifty (50) children from the City's summer camp program to offer academic and recreational activities for the period July 6, 2015 through August 14, 2015, at a cost of \$25,000.00.

Authorize the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, N.J., to administer Senior Health Promotion/Risk Reduction Services for the period May 1, 2015 through December 31, 2015, at a cost not to exceed \$7,926.50, unless further authorized by City Council.

Authorize the award of a contract to Visiting Nurse and Health Services, 354 Union Avenue, Elizabeth, N.J., to administer Health Educator Services for the period May 1, 2015 through December 31, 2015, at a cost not to exceed \$8,431.50, unless further authorized by City Council.

Rescind a resolution adopted July 22, 2014, awarding a Community Housing Development Organization (CHDO) grant for Y HOMES, INC., operating expenses in the amount of \$20,000.00, as program regulations were not met.

Authorize the proper City officials to execute a Redevelopment Agreement with New Jersey Community Capital as the Affordable Housing Redeveloper of 326 Magnolia Avenue, 118 Fulton Street and 339 Marshall Street.

Authorize the approval of the Fiscal Year 2016 Urban Enterprise Zone (UEZ) Administrative Budget in anticipated UEZ Assistance funds in the amount of \$348,190.15, and enter into an agreement with the Elizabeth Development Company for the administration of the UEZ Program and the UEZ Second Generation Funds for the period July 1, 2015 through June 30, 2016.

Authorize the proper City officials to submit a proposal to the New Jersey Urban Enterprise Zone Authority for the use of City of Elizabeth Zone Assistance Funds to provide funding in the amount of \$260,249.60, for the Commercial District Security Program to conduct walking police patrols throughout the business districts, with the City providing a 20% match in the amount of \$65,062.40, for a total project cost of \$325,312.00, for the period July 1, 2015 through June 30, 2016.

Authorize the proper City officials to submit a proposal to the New Jersey Urban Enterprise Zone Authority for the use of City of Elizabeth Zone Assistance Funds in the amount of \$1,915,107.41 for the Urban Enterprise Zone Second General Funds Financial Lending Programs – Phase IX, for the period July 1, 2014 through June 30, 2015.

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 \$546.02.

NEW BUSINESS (Cont'd.)

Establish a handicapped parking space in front of the premises located at 125 Inslee Place.

Reappoint Mr. Samuel Arcure, 207 Shelley Avenue, Elizabeth, to serve as a Constable in and for the City of Elizabeth for a term of three (3) years.

Adopt a resolution requesting the resignation of Board of Education Commissioner Carlos Trujillo.

Adopt a resolution regarding the Board of Education being in violation of the display of the United States Flag with Flags of Other Nations/States at public meetings.

Pay Utility bills.

Approve Bingo & Raffle licenses.

COMMENDATIONS

MEMORIALS

ADJOURNMENT