

PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Evening  
October 22, 2013  
7:30 p.m.

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

Council President William Gallman, Jr., announced that this regular meeting is listed in the "Annual Notice"; as defined by Chapter 231, P.L. 1975, and that copies of the "Annual Notice" have been mailed or delivered to the Star Ledger, Home News and Tribune, and Cablevision of Elizabeth and posted and filed in the City Clerk's Office in compliance with the terms of the Open Public Meetings Law, Chapter 231, P.L. 1975 on December 27, 2012.

PRESENT: Council Members-at-Large: Patricia Perkins-Auguste,  
Frank J. Cuesta, Manny Grova, Jr.  
Council Members: Carlos L. Torres, 1<sup>st</sup> Ward;  
Nelson Gonzalez, 2<sup>nd</sup> Ward; Joseph Keenan, 3<sup>rd</sup> Ward;  
Carlos Cedeno, 4<sup>th</sup> Ward; Frank O. Mazza, 6<sup>th</sup> Ward;  
and President William Gallman, Jr., 5<sup>th</sup> Ward - 9

ABSENT:

ALSO PRESENT: Jorge Estrada, Special Counsel

Councilman Gonzalez delivered the opening prayer and led all present in the Pledge of Allegiance to the American Flag.

PUBLIC SPEAKING

Ms. Kathy Woodley, 408 Grant Street, Roselle, N.J., a member of LLL, thanked City Council for their help at Jefferson Park.

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

PUBLIC HEARINGS

Council President Gallman announced that the next business in order would be a public hearing on **Ordinance No. 4432**, entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR HURRICANE SANDY RELATED WATERFRONT IMPROVEMENTS IN AND FOR THE CITY OF ELIZABETH AND APPROPRIATING \$20,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$19,000,000 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 **September 24, 2013**.

The Notice of Public Hearing was published in the Star Ledger issue of **October 10, 2013**.

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

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

Council President Gallman announced that the next business in order would be a public hearing on **Ordinance No. 4433** , entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR RECONSTRUCTION AND IMPROVEMENTS TO ERXLIEBAN POOL FACILITY LOCATED IN THE CITY OF ELIZABETH AND APPROPRIATING \$5,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$4,750,000 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 **September 24, 2013**.

The Notice of Public Hearing was published in the Star Ledger issue of **October 10, 2013**.

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

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

Council President Gallman announced that the next business in order would be a public hearing on **Ordinance No. 4434** , entitled:

AN ORDINANCE TO REPEAL CHAPTER 2.44 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "DEPARTMENT OF NEIGHBORHOOD SERVICES" IN ITS ENTIRETY; TO AMEND CHAPTER 2.28 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "DEPARTMENT OF ADMINISTRATION;" TO AMEND CHAPTER 2.36 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "DEPARTMENT OF HEALTH AND HUMAN SERVICES;" TO AMEND CHAPTER 2.48 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT;" AND TO AMEND CHAPTER 17.04 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "LAND DEVELOPMENT CONTROL ORDINANCE OF THE CITY OF ELIZABETH." This ordinance was adopted on its first reading at the meeting of City Council

held on **October 8, 2013**.

The Notice of Public Hearing was published in the Star Ledger issue of **October 14, 2013**.

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

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

#### PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated October 10, 2013, from His Honor the Mayor, advising that subject to confirmation of your Honorable Body, he herewith reappoints Daniel J. Russell as Temporary Judge of the Municipal Court in the City of Elizabeth, pursuant to the provisions of N.J.S.A. 2B:12-5(b), for the period of November 1, 2013 through October 31, 2014, on a contractual basis at the rate of \$300.00 per session in an amount not to exceed \$60,000.00.  
Which was received.

By the Clerk:

Letter dated October 9, 2013, from the Business Administrator recommending the award of a contract to Pitney Bowes, Inc., 300 Phillips Boulevard, Suite 300, Ewing, NJ, for the furnishing of postage, equipment maintenance and supplies for the period of October 1, 2013 through September 30, 2014, at a cost not to exceed \$225,000.00.  
Which was received.

By the Clerk:

Letter dated October 9, 2013, from the Business Administrator recommending the award of a contract to Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, DE, for the purchase of two (2) 2014 Jeep Patriot 4WD, 4DR Sport Vehicles, which will replace the two vehicles going to be scrapped at a total cost of \$37,102.50.  
Which was received.

By the Clerk:

Letter dated October 9, 2013, from the Business Administrator recommending the award of a contract to Thomson Reuters, A Division of West Publishing Corporation, 610 Opperman Drive, Eagan, MN, for the purchase of Web Based Data Access Services for the Law Department and Municipal Court Division for the period of October 1, 2013 to October 31, 2013, at a cost not to exceed \$10,000.00.  
Which was received.

By the Clerk:

Letter dated October 10, 2013, from the Business Administrator requesting authorization for the Purchasing Agent to make the necessary arrangements to auction impounded property in the possession of the Elizabeth Police Department to auction Propertyroom.Com, State pre-approved on-line auction site; date of the sale will be set by the auction company and be published in the Newark Star Ledger contingent upon City Council's approval.  
Which was received.

By the Clerk:

Letter dated October 11, 2013, from the Business Administrator requesting authorization for the proper City officials to execute a contract with Lloyds of London, 1 Lime Street, London, England, EC3M7HA, through the agent-of-record, Otterstedt Agency, 540 Sylvan Avenue, Englewood Cliffs, NJ, for insurance covering City's foreclosed properties for the period of October 1, 2013 to October 1, 2014, at an annual premium of \$1,100.00.  
Which was received.

By the Clerk:

Letter dated October 11, 2013, from the Business Administrator recommending the award of a contract to Route 23 Auto Mail, 1301 Route 23 South, Butler, NJ, for auto parts for light duty vehicles for various departments during the period of October 12, 2013 through June 25, 2014, at a cost not to exceed \$30,000.00.  
Which was received.

By the Clerk:

Letter dated October 11, 2013, from the Business Administrator recommending the award of a contract to Courier Printing Corporation, 24 Laurel Bank Avenue, Deposit, NY, for the furnishing of printing of Recycling Brochures for the Department of Public Works for a period of two (2) years from the date of the award in an amount not to exceed \$21,000.00.  
Which was received.

By the Clerk:

Letter dated October 11, 2013, from the Business Administrator requesting authorization for the renewal of insurance with Hartford Insurance Company, through the agent-of-record, Hughes-Plumer Associates, covering Auxiliary Police Officers for the period of July 1, 2013 to June 30, 2014 at an annual premium of \$310.00.  
Which was received.

By the Clerk:

Letter dated October 11, 2013, from the Business Administrator requesting authorization for the proper City officials to execute an agreement with the Elizabeth Youth Theater Ensemble, 229 E. 5<sup>th</sup> Avenue, Roselle, NJ, to provide "Creative Courage Workshop" (Film and Performance Workshop) for students of the Building Future Leaders Program in the total amount of \$28,800.00.  
Which was received.

By the Clerk:

Letter dated October 15, 2013, from the Business Administrator requesting authorization to permit Michelle Nelson, the proprietor of House of Walker Publishing, LLC, d/b/a "The Juice", 232 Parmalee Place, Elizabeth, to construct, install and maintain four (4) solar powered cell phone recharging kiosks on the public sidewalk known as 80 Broad Street; 1 Broad Street; 180 Elmora Avenue, and 1089 Elizabeth Avenue.  
Which was received.

By the Clerk:

Letter dated October 15, 2013, from the Business Administrator requesting authorization for the proper City officials to apply for, execute and accept Program Year 2013 County of Union Workforce Investment Act (WIA) Youth Employment Program Grant in an amount not to exceed \$75,000.00.  
Which was received.

By the Clerk:

Letter dated October 15, 2013, from the Business Administrator requesting authorization for His Honor the Mayor to execute an agreement with the Police Mechanics and Electricians Association for the period of July 1, 2013 through June 30, 2017.  
Which was received.

By the Clerk:

Letter dated October 7, 2013, from the Second Assistant City Attorney requesting that your Honorable Body consider granting municipal consent and authorizing the proper City officials to execute a right-of-way agreement with United Federal Data to install fiber optic cable in the public right-of-way on Spring Street at the Newark boundary line to Magnolia Avenue, Catherine Street, East Jersey Street, back to Spring Street, down to South Pearl Street, Grove Street, US 1 to Summer Street, Grier Avenue to the City of Linden boundary line for a period of fifteen (15) years.  
Which was received.

By the Clerk:

Letter dated October 9, 2013, from the Chief Financial Officer requesting authorization for the Tax Collector to declare Tax Sale Certificate No. 09-00177 null and void and the amount sold, plus all subsequent taxes accrued therein be reinstated as taxes receivable.  
Which was received.

By the Clerk:

Letter dated October 15, 2013, from the Chief Financial Officer advising that temporary emergency appropriations for the 2014 SFY Municipal and Sewer Utility Budgets may be necessary.  
Which was received.

By the Clerk:

Letter dated October 15, 2013, from the Chief Financial Officer advising that in compliance with the SFY 2014 Appropriations Act requires that your Honorable Body review the City's Quarterly Budget Revenues and Appropriations for the 2014 SFY 1<sup>st</sup> quarter ending September 30, 2013 are attached.  
Which was received.

By the Clerk:

Letter dated October 15, 2013, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a bond ordinance authorizing general renovations and improvements to the City Hall cupola, stairs, structural, sidewalks and masonry in the amount of \$1,000,000.00; with a down payment of \$50,000.00.  
Which was received.

By the Clerk:

Letter dated October 3, 2013, from the Acting Director of Neighborhood Services requesting permission to place a lien on the property located at 1037 William Street for the partial demolition of said premises in the amount of \$12,500.00.  
Which was received.

By the Clerk:

Letter dated October 3, 2013, from the Acting Director of Neighborhood Services requesting permission to place a lien on the property located at 213 Edgar Place for the demolition of said premises in the amount of \$28,800.00.  
Which was received.

By the Clerk:

Letter dated October 9, 2013, from the Director of Public Works recommending the award of a contract to Tomco Construction, Inc., 22 Howard Boulevard, Suite 204, Mt. Arlington, NJ, for the Veterans Memorial Waterfront Park Rehabilitation at a cost of \$3,421,386.00.  
Which was received.

By the Clerk:

Letter dated October 4, 2013, from the Police Director requesting the establishment of handicapped parking spaces and deletions in front of the following locations: 12 Rankin Street, 153 Jacques Street, 29 Spencer Street (personalized), 226 Second Avenue (personalized), 27 S. Reid Street, 1019 Anna Street 1<sup>st</sup> Floor, 138 Smith Street (personalized); deletions: 580 Pennsylvania Avenue, 1012 North Avenue. Which was received.

By the Clerk:

Letter dated October 7, 2013, from the Police Director requesting to add a Bus Stop on Amboy Avenue, north side easterly side thereof at Bayway Avenue. Which was received.

By the Clerk:

Letter dated October 7, 2013, from the Police Director requesting to establish a "No Parking Anytime" on Edgar Place, north side. Which was received.

By the Clerk:

Letter dated October 9, 2013, from Officer MacNab requesting to establish a "No Parking School Days between the hours of 7:00 a.m. to 9:00 a.m. and from 2:00 p.m. to 4:00 p.m., for additional loading/unloading of school busses. Which was received.

By the Clerk:

Letter dated September 20, 2013, from Verina Consulting Group, LLC, 220 Davidson Avenue, Suite 105, Somerset, NJ, requesting authorization to perform environmental work consisting of one (1) additional groundwater monitoring well within the public right-of-way along the west side of Fourth Avenue between the street and sidewalk across from the property located at 338 South 5<sup>th</sup> Street. Which was received.

#### REPORTS OF CITY OFFICERS

NONE.

ORDINANCES ON FIRST READING

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4435** , which was seconded by Councilman

Gonzalez, entitled:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO VERINA CONSULTING GROUP, LLC, 220 DAVIDSON AVENUE, SOMERSET, N.J. 08873, ON BEHALF OF CENTRO AMERICANO AUTO REPAIR, TO PERFORM ENVIRONMENTAL REMEDIATION WORK TO INSTALL ONE (1) ADDITIONAL GROUNDWATER MONITORING WELL IN THE PUBLIC RIGHT-OF-WAY ALONG THE WEST SIDE OF FOURTH AVENUE, BETWEEN THE STREET AND SIDEWALK ACROSS 338 SOUTH FIFTH STREET.

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4436** , which was seconded by Councilman

Gonzalez, entitled:

ESTABLISH CHAPTER 10.40.100 OF THE CODE OF THE CITY OF ELIZABETH "NO PARKING ON SCHOOL DAYS,"

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4437**, which was seconded by Councilman Gonzalez, entitled:

AMEND CHAPTER 10.28.030 OF THE CODE OF THE CITY OF ELIZABETH RELATING TO "NO PARKING ALL TIMES ON CERTAIN STREETS", SPECIFICALLY EDGAR PLACE.

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4438**, which was seconded by Councilman Gonzalez, entitled:

AN ORDINANCE TO EXTEND A MORATORIUM FOR THE ISSUANCE OF A SUMMONSES AND ENFORCEMENT OF CERTAIN PROVISIONS OF CHAPTER 10.28.040 AND CHAPTER 10.28.050 OF THE CODE OF THE CITY OF ELIZABETH RELATING TO NO PARKING 7:00 A.M. TO 9:00 A.M. AND 4:00 P.M. TO 6:00 P.M. ON CERTAIN STREETS WHERE SIGNS HAVE BEEN INSTALLED BY THE DEPARTMENT OF PUBLIC WORKS AS ORIGINALLY SET FORTH IN ORDINANCE NO. 4154.

The Clerk read the foregoing ordinance.

Councilwoman Perkins-Auguste then **MOVED** that the foregoing ordinance be **TABLED**, seconded by Councilman Grova and then **CARRIED** by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None.

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4439** , which was seconded by Councilman Gonzalez, entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 4411,  
ADOPTED ON SEPTEMBER 14, 2010, WHICH AUTHORIZED  
THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED  
PARKING SPACE FOR NORMA L. GILLIAM, 112 FRONT STREET,  
ELIZABETH, NEW JERSEY 07206.

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4440** , which was seconded by Councilman Gonzalez, entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT  
OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR  
WENDY N. ROBINSON, 226 SECOND AVENUE, ELIZABETH, N.J. 07201.

The Clerk read the foregoing ordinance.

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

Council President Gallman announced that the next business in order would be the introduction of **Ordinance No. 4441** , which was seconded by Councilman Gonzalez, entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR RENOVATIONS AND IMPROVEMENTS TO CITY HALL LOCATED IN THE CITY OF ELIZABETH AND APPROPRIATING \$1,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$950,000 IN BONDS OR NOTES OF THE CITY OF ELIZABETH TO FINANCE THE SAME

The Clerk read the foregoing ordinance.

Councilwoman Perkins-Auguste queried to if there is something wrong with the Cupola or just anticipating a problem.

Council President Gallman stated that there is no ventilation in the Cupola and the natural wood has been separating, which is causing leaks.

Councilwoman Perkins-Auguste questioned if the Cupola was damaged due to Hurricane Sandy.

Council President stated he has no knowledge if damage is related to Hurricane Sandy.

Councilman Keenan stated that it was stated that if an earthquake or storm has caused the damage, then FEMA funds can be applied.

Councilwoman Perkins-Auguste queried to why couldn't these damages be claimed from FEMA.

Councilman Keenan questioned if the Director could apply to FEMA for some of the damages.

Councilman Mazza stated that the Cupola is very old and the Administration is trying to save it. He is concerned about the stairway in front of City Hall. He continued that the stairway was damaged and he believes this needs to be done.

Councilwoman Perkins-Auguste stated she would like more information.

Councilman Grova stated back in 2005 or 2006 there was excessive damage and there is additional water damage. He continued that something needs to be put in place to protect the Cupola from any further water damage for future years. He stated further that he does not want to revisit this in five years.

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

Council President Gallman announced that public notice will be published fixing Tuesday, November 12, 2013, at 7:30 p.m., City Council Chambers, City Hall, Elizabeth, N.J., as the time and place that City Council will conduct a public hearing and further consider the foregoing Ordinance Nos. 4435, 4436, 4437, 4439, 4440 and 4441, adopted on first reading.

ORDINANCES ON FINAL PASSAGE

Council President Gallman announced that the next business in order would be the adoption of **Ordinance No. 4432** , which was seconded by Councilman Gonzalez.

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR HURRICANE SANDY RELATED WATERFRONT IMPROVEMENTS IN AND FOR THE CITY OF ELIZABETH AND APPROPRIATING \$20,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$19,000,000 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 improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the City of Elizabeth, in the County of Union, New Jersey (the "City") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$20,000,000 including the sum of \$1,000,000 as the down payment for the improvement or purpose 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 improvement or purpose 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 \$19,000,000 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 improvement hereby authorized and the purpose for which the bonds or notes are to be issued is for the reconstruction of the Elizabeth waterfront due to Hurricane Sandy, including, but not limited to, Veterans Waterfront Park, the Marina, the Recreation Pier, the Hike, Bike and Roll Throughway, Marciante-Millet-Jackson Park, and the Atlanta Public Access Walkway, and including all other work and materials necessary therefor or incidental.

(b) The estimated cost of the improvement or purpose 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 improvement or purpose 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 improvement or purpose, 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 15 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 \$19,000,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$2,000,000 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 improvement or purpose.

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 foregoing bond ordinance is approved.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held **September 24, 2013.**

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 **October 10, 2013.**

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

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

Council President Gallman announced that the next business in order would be the adoption of **Ordinance No. 4433**, which was seconded by Councilman Gonzalez:

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AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR RECONSTRUCTION AND IMPROVEMENTS TO EXLEBAN POOL FACILITY LOCATED IN THE CITY OF ELIZABETH AND APPROPRIATING \$5,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$4,750,000 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 improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the City of Elizabeth, in the County of Union, New Jersey (the "City") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$5,000,000 including the sum of \$250,000 as the down payment for the improvement or purpose 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 improvement or purpose 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 \$4,750,000 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 improvement hereby authorized and the purpose for which the bonds or notes are to be issued is the reconstruction of and improvements to Erxleben Pool, and including all other work and materials necessary therefor and incidental thereto.

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

(c) The estimated cost of the improvement or purpose 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 improvement or purpose 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 improvement or purpose, 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 15 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 \$4,750,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$750,000 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 improvement or purpose.

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 foregoing bond ordinance is approved.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held **September 24, 2013.**

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 **October 10, 2013.**

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

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

Council President Gallman announced that the next business in order would be the adoption of **Ordinance No. 4434**, which was seconded by Councilman Gonzalez:

AN ORDINANCE TO REPEAL CHAPTER 2.44 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "DEPARTMENT OF NEIGHBORHOOD SERVICES" IN ITS ENTIRETY; TO AMEND CHAPTER 2.28 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "DEPARTMENT OF ADMINISTRATION;" TO AMEND CHAPTER 2.36 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "DEPARTMENT OF HEALTH AND HUMAN SERVICES;" TO AMEND CHAPTER 2.48 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT;" AND TO AMEND CHAPTER 17.04 OF THE CODE OF THE CITY OF ELIZABETH ENTITLED "LAND DEVELOPMENT CONTROL ORDINANCE OF THE CITY OF ELIZABETH."

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

**SECTION 1.**

Repeal of Chapter 2.44 "Department of Neighborhood Services"

That Chapter 2.44 of the Code of the City of Elizabeth, entitled "Department of Neighborhood Services," is hereby repealed in its entirety and any reference to the Director of the Department of Neighborhood Services, in other sections of the Code of the City of Elizabeth, shall be consistent with the provisions of this Ordinance.

**SECTION 2.**

Amendment of Chapter 2.28 "Department of Administration"

Chapter 2.28 of the Code of the City of Elizabeth, entitled "Department of Administration," shall be amended to add the following sections:

**2.28.040 Bureau of Central License**

Within the Department of Administration, there shall be a bureau of central licensing, the head of which shall be the chief license inspector. Under the direction, supervision and final authority of the Business Administrator, the bureau shall administer and enforce the licensing ordinances of the city with respect to the following matters and subjects:

- A. Newsstands;
- B. Canvassers and solicitors;
- C. Taxis, private livery and wreckers;
- D. Peddlers;
- E. Auctioneers;
- F. Bankrupt and fire sales;
- G. Transient merchants and itinerant vendors;
- H. Bicycles;

I. Parking lots;

J. Public movers;

K. Tourist camps and trailers;

L. Sound trucks;

M. Junkyards;

N. Dance halls, pool and billiard parlors, bowling alleys and coin-operated amusements;

O. Such additional and other licenses as may be provided by ordinance or statute except as this code otherwise provides;

P. Dog licenses shall be issued by the bureau of central licensing under the supervision of the chief license inspector, but the control of the dog warden and the assistants and enforcement of all ordinances pertaining to dogs shall remain the responsibility of the division of health and human services;

Q. Buses. The functions of the administration and enforcement of all ordinances in connection with buses are the responsibility of the bureau of central licensing under the supervision of the chief license inspector.

**2.28.050 Agency of weights and measures**

There is established an agency of weights and measures within the bureau of central licensing, which shall inspect and seal weights and measures and enforce all laws and ordinances relating thereto.

**2.28.060 Bureau of rent control**

There shall be a bureau of rent control, the head of which shall be the Business Administrator. In the bureau of rental control there shall be a fair rental housing board. For so long as there exists a fair rental housing board, as authorized by Ordinance No. 1763, as amended and supplemented, within the city, the board as established thereunder, as well as all duties and functions with respect to rent leveling and stabilization shall be administered within the Department of Administration.

**SECTION 3.** Amendment of Chapter 2.36 "Department of Health and Human Services"

Chapter 2.36 of the Code of the City of the City of Elizabeth, entitled "Department of Health and Human Services," shall be amended and/or established as follows:

**2.36.010 Departmental administration—Divisions.**

There shall be a department of health and human services, the head of which shall be the director of health and human services, who shall be appointed pursuant to this code and shall receive such compensation as shall be provided by ordinance. Within the department there shall be the following divisions:

- A. Division of health;
- B. Division of human services;
- C. Division of housing.

**2.36.080 Division of housing—Administration, powers and duties.**

There shall be a Division of housing, the head of which shall be the code enforcement officer. Under the direction, supervision and final authority of the director of the department of health and human services, the code enforcement officer shall:

- A. Administer the housing code of the city and make inspections and recommendations in connection therewith.
- B. Provide supportive housing services in the city.

**SECTION 4.** Amendment of Chapter 2.48 "Department of Planning and Community Development"

Chapter 2.48 of the Code of the City of the City of Elizabeth, entitled "Department of Planning and Community Development," shall be amended and/or the established as follows:

**2.48.010 - Departmental administration—Bureaus.**

There shall be a department of planning and community development, the head of which shall be the director of planning and community development, who shall be appointed pursuant to this code and shall receive such compensation as shall be provided by ordinance. There shall also be an executive assistant under the direction, supervision and final authority of the director of planning and community development. The executive assistant shall act as staff and personal representative responsible for assisting in the execution of the department's functions through implementation of policy and development, management, and control of plans, programs, and operations by employing accepted techniques of management, and any other related duties as may be required. Within the department, there shall be the following bureaus:

- A. Bureau of community development;
- B. Bureau of Elizabeth home improvement programs;
- C. Bureau of planning and zoning;
- D. Bureau of economic development;
- E. Bureau of public information and citizen participation services;
- F. Bureau of tourism, cultural and heritage affairs;
- G. Bureau of construction.

**2.48.130 - Bureau of construction.**

Within the department of planning and community development, there shall be a bureau of construction, under the direction and supervision of the director of planning and community development. Within the bureau of construction, there shall be a construction code official and an assistant construction code official.

The bureau of construction shall perform certain functions as enumerated hereafter or as specified in Chapter 15.04 of the Code of the City of Elizabeth or in the uniform construction code or any other code or subcode recognized by the state of New Jersey, Department of Community Affairs, Division of Housing and Development, Bureau of Construction Code Enforcement. The construction code official and the assistant construction code official, in addition to other qualifications necessary to perform the duties as hereinafter set forth, shall be licensed construction officials as certified by the state of New Jersey, Department of Community Affairs, Division of Housing and Development, Bureau of Construction Code Enforcement.

The construction code official and the assistant construction code official shall be under the administration, direction, supervision and authority of the director of planning and community development and shall:

- A. Conduct and administer building inspections as required for the enforcement of laws and ordinances applicable to the city, as contained in the building code of the city, the state of New Jersey Uniform Construction Code and supplements thereto and the zoning ordinance of the city as well as applicable provisions of Chapter 15.04 of this code.
- B. Administer the city building code and perform the duties of the building inspector there under.
- C. Administer and enforce the electrical code of the city and all other ordinances and underwriters' regulations prescribing standards for electrical installations, plans and specifications, and make necessary inspections there for, through an electrical agency to be established within the division on and in accordance with Chapter 15.04 of this code.
- D. Enforce all other laws and ordinances establishing occupancy standards to protect the health and safety of persons using or occupying buildings or other structures within the city and make inspections as necessary there for, except that the bureau shall not duplicate inspections and enforcement allocated and assigned by this code of the fire department.
- E. Assist and coordinate with the state of New Jersey the enforcement of any construction or renovations or rooming house requirements as set forth in state law.
- F. Consolidate and coordinate all regulatory inspections relating to building and structures which are not vested in any other department, division or bureau by the administrative code and, as to the latter, provide for cooperative inspection and enforcement so far as practicable.
- G. Board of standards and appeals, as heretofore constituted in the city building code, is continued within the bureau of construction, except that the members thereof shall be appointed by the mayor with the advice and consent of city council.

**SECTION 5.**

Amendment of Chapter 17.04 "Land Development Control Ordinance of the City of Elizabeth"

Chapter 17.04(C) of the Code of the City of the City of Elizabeth, entitled "Land Development Control Ordinance of the City of Elizabeth," shall be amended and/or established as follows:

**17.04.030 Interpretation of provisions—Definitions.**

"Zoning administrator" means the director of the department of planning and community development or his or her designee.

**SECTION 6.**

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

**SECTION 7.**

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 8**

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

**October 8, 2013.**

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 **October 14, 2013.**

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

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

Councilman Torres **MOVED** for a Suspension of the Rules to consider two (2) resolutions which did not appear on the Agenda, seconded by Councilwoman Perkins-Auguste and

Which was carried unanimously.

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the CEO/President of the Greater Elizabeth Chamber of Commerce, 436 North Broad Street, Elizabeth, NJ has recommended nominees who have been chosen to become the first Elizabeth Destination Marketing Organization Management Corporation (EDMC) Board of Directors; and

**WHEREAS**, in accordance with City of Elizabeth adopted Ordinance 4387 (as amended), Section 5b, "There shall be established a Board of Directors to conduct the business of the Management Corporation, which shall consist of fifteen (15) Directors which persons shall in the first instance be selected by the City Council of the City of Elizabeth"; and

**WHEREAS**, the nominees for the first Elizabeth Destination Marketing Organization Management Corporation (EDMC) Board of Directors are:

**Hotels (8 Votes)**

Lisa Podlinski (1 Vote)

County Inn & Suites

Carlos Valerio (1 Vote)

Crowne Plaza

Gabriel Kuan (1 Vote)

Courtyard by Marriott

Jeff Fowlkes (1 Vote)

Embassy Suites

Sam Calello (1 Vote)

Hilton Newark Airport

Jeff Plamandon (1 Vote)

Renaissance Hotel

Rajesh Patel (1 Vote)

Residence Inn By Marriott

Fiona Chen (1 Vote)

Hampton Inn Newark Airport

**Non-Hotel (7 Votes)**

**Mayor's Designee** (1 Vote)

Darren Bryden

**City Council**

Frank Cuesta (1 Vote)

Nelson Gonzalez (Alternate)

**Outlet Collection Representative** (1 Vote)

Denise Palazzo

**EAP Representative** (1 Vote)

Emerson Amador

**MESID Representative** (1 Vote)

John Gallina

**EDC Representative** (1 Vote)

Mario Rodrigues

**City Business Owner** (1 Vote)

Marcy Metz BJ&M Auto

Mel Acosta Melly Mel Productions

now, therefore, be it

Hotels (8 Votes)

Lisa Podlinski (1 Vote)	County Inn & Suites
Carlos Valerio (1 Vote)	Crowne Plaza
Gabriel Kuan (1 Vote)	Courtyard by Marriott
Jeff Fowlkes (1 Vote)	Embassy Suites
Sam Calello (1 Vote)	Hilton Newark Airport
Jeff Plamandon (1 Vote)	Renaissance Hotel
Rajesh Patel (1 Vote)	Residence Inn By Marriott
Fiona Chen (1 Vote)	Hampton Inn Newark Airport

Non-Hotel (7 Votes)

Mayor's Designee (1 Vote)  
Darren Bryden

City Council

Frank Cuesta (1 Vote)  
Nelson Gonzalez (Alternate)

Outlet Collection Representative (1 Vote)

Denise Palazzo

EAP Representative (1 Vote)

Emerson Amador

MESID Representative (1 Vote)

John Gallina

EDC Representative (1 Vote)

Mario Rodrigues

City Business Owner (1 Vote)

Marcy Metz BJ&M Auto  
Mel Acosta Melly Mel Productions

Councilman Gonzalez **MOVED** to **AMEND** said resolution, seconded by Councilman Grova and

Which was carried unanimously.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the Director of the Department of Planning & Community

Development has requested authorization to amend a resolution adopted on

August 27, 2013 which authorized Elizabeth Development Company's (EDC) to administer the On the Job Training and Placement Program in partnership with Elizabethport Presbyterian Center; and

**WHEREAS**, while the program is connecting adult and dislocated workers in the City with training and employment opportunities, the Elizabethport Presbyterian Center will no longer assist in the development of the program. The tasks of client registration and assessments, one-stop certification reverse referrals, social and supportive services and program monitoring reports during training and placement will be performed by the Elizabeth Development Company and the Retail Skills Center. The contract term should be from October 15, 2013 to October 14, 2014; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth amends the resolution adopted August 27, 2013 which authorized Elizabeth Development Company's (EDC) to administer the On the Job Training and Placement Program in partnership with Elizabethport Presbyterian Center to reflect the change in partnership with the Elizabeth Development Company and Retail Skills Center being responsible to administer this program and to authorize the contract term from October 15, 2013 to October 14, 2014.

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

The regular order of business was then resumed.

**City of Elizabeth**  
**CAPITAL BUDGET**  
**2014 SFY**  
**Amendment**

Whereas, it is desired to amend the Fiscal Year 2014 Capital Budget,

Now, Therefore Be It Resolved, by the City Council of the City of Elizabeth, County of Union, that the following projects constitute a part of the capital budget section of the Fiscal Year 2014 Capital Budget.

**RECORDED**

ATES

**NEW BUSINESS**

MAIS  
 ABSENT

**6 YEAR CAPITAL PROGRAM FY2014 TO FY2019**  
**PLANNED FUNDING SOURCES FOR CURRENT YEAR - FY2014**

Local Unit  
 CITY OF ELIZABETH

PROJECT TITLE	PROJECT NUMBER	ESTIMATED TOTAL COST	AMOUNTS RESERVED IN PRIOR YEARS	PLANNED FUNDING SOURCES FOR CURRENT YEAR - FY2014				TO BE FUNDED IN FUTURE YEARS
				6a	5b	5c	5d	
				BUDGET FY2014	CAPITAL IMPROVEMENT FUND	Capital Surplus	Grants-In-Aid and Other Funds	Authorized Debt
City Hall Cupola and Other Renovations and Improvements		1,000,000.00			50,000.00			950,000.00
Totals - All Projects		1,000,000.00			50,000.00			950,000.00

6 YEAR CAPITAL PROGRAM FY2014 TO FY2019  
 ANTICIPATED PROJECT SCHEDULE AND FUNDING REQUIREMENT

Local Unit  
 CITY OF ELIZABETH

PROJECT TITLE	PROJECT NUMBER	ESTIMATED TOTAL COST	ESTIMATED COMPLETION TIME	FUNDING AMOUNTS PER BUDGET YEAR						
				FY2014	FY2015	FY2016	FY2017	FY2018	FY2019	
		1,000,000.00								
City Hall Cupola and Other Renovations and Improvements										
		1,000,000.00								
Totals - All Projects										

6 YEAR CAPITAL PROGRAM FY2014 TO FY2019  
 SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

Local Unit CITY OF ELIZABETH

PROJECT TITLE	ESTIMATED TOTAL COST	BUDGET APPROPRIATION			CAPITAL IMPROVEMENT FUND	CAPITAL SURPLUS	GRANTS-IN-AID AND OTHER FUNDS	BONDS AND NOTES				
		3a Current Year FY2014	3b Future Years	4				7a General	7b Self Liquidating	7c Assessment	7d School	
Totals - All Projects	1,000,000.00	1,000,000.00	50,000.00	950,000.00								
City Hall Cupola and Other Renovations and Improvements	1,000,000.00	1,000,000.00	50,000.00	950,000.00								

Be it Further Resolved, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services.

It is hereby certified that this is a true copy of a resolution constituting a part of the capital budget section of the Temporary 2014 Fiscal Year Capital Budget

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
 Torres, Gonzalez, Keenan, Cedeno, Mazza,  
 and President Gallman - 9  
 NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, pursuant to the provisions of N.J.S.A. 2B:12.5-6, the Assignment Judge of the Union County, has consented to the appointment of a Temporary Municipal Court Judge in the City of Elizabeth to handle municipal code violations and any other matters that might be assigned to such Judge; and

**WHEREAS**, the Mayor has appointed **Daniel J. Russell as Temporary Municipal Court Judge** subject to the advice and consent of the City Council, for a one-year period from November 1, 2013 to October 31, 2014; and

**WHEREAS**, the Law Department has advised that it will be necessary for the City of Elizabeth to enter into a contract with **Daniel J. Russell, Esq.**, with regard to this appointment, setting forth the terms of compensation which will be at the rate of \$300.00 per session not to exceed \$60,000.00; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; 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 to be made just before this City incurs a contractual liability on its part;

**NOW, THEREFORE, BE IT RESOLVED** that City Council of the City of Elizabeth does hereby advise and consent the appointment of **Daniel J. Russell, Esq., 201 Shelley Avenue, Elizabeth, New Jersey 07208**, to serve as Temporary Municipal Court Judge for a term commencing November 1, 2013 to October 31, 2014; and be it

**FURTHER RESOLVED**, by City Council of the City of Elizabeth that the Mayor and City Clerk are hereby authorized to enter into a contract with **Daniel J. Russell, Esq.**, to serve as Temporary Municipal Court Judge for a one-year period from November 1, 2013 through October 31, 2014, at the rate of \$300.00 per session, at a cost not to exceed \$60,000.00, without further authorization of this Governing Body; and be it

**FURTHER RESOLVED** that the Purchasing Agent is hereby authorized to place sufficient orders in connection herewith, subject to the requirements of the Local Public Contracts Law and guidelines promulgated thereunder.

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the Business Administrator and the Purchasing Agent have recommended the award of a contract to **PITNEY BOWES, INC., 300 Phillips Boulevard, Suite 300, Ewing, NJ 08618**, for the furnishing of postage, equipment maintenance and supplies for the period of October 1, 2013 through September 30, 2014 at a cost not to exceed \$225,000.00 under their State Contract No. 75237; and

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

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

**WHEREAS**, State Contracts are exempt from the provisions of Chapter 2.92 of the code of the City of Elizabeth; 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. 75237 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 **PITNEY BOWES, INC., 300 Phillips Boulevard, Suite 300, Ewing, NJ 08618**, for the furnishing of postage, equipment maintenance and supplies for the period of October 1, 2013 through September 30, 2014 at a cost not to exceed \$225,000.00 under their State Contract No. 75237.

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**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 **HERTRICH FLEET SERVICES, INC., 1427 Bay Road, Milford, DE 19963**, for the purchase of Two 2012 Jeep Patriot 4WD, 4DR Sport Vehicles, which will replace the two vehicles from the Department of Engineering that have become inoperable and will be scrapped at an individual cost of \$18,551.25 for the total cost of \$37,102.50 under their State Contract No. A83011; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-02811, charging the amount of \$37,102.50 to Account No. X-04-55-999-X40-001, of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract No. A83011 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 **HERTRICH FLEET SERVICES, INC., 1427 Bay Road, Milford, DE 19963**, for the purchase of Two 2012 Jeep Patriot 4WD, 4DR Sport Vehicles, which will replace the two vehicles from the Department of Engineering that have become inoperable and will be scrapped at an individual cost of \$18,551.25 for the total cost of \$37,102.50 under their State Contract No. A83011.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended the award of a contract to **THOMSON REUTERS, a Division of West Publishing Corp., 610 Opperman Drive, Eagan, MN 55123**, for the purchase of Web Based Data Access Services for the Law Department and Municipal Court Division for a period of time from October 1, 2013 to October 31, 2013 at a cost not to exceed \$10,000.00 under their State Contract No. 68460; and

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

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

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract No.68460 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 **THOMSON REUTERS, a Division of West Publishing Corp., 610 Opperman Drive, Eagan, MN 55123**, for the purchase of Web Based Data Access Services for the Law Department and Municipal Court Division for a period of time from October 1, 2013 to October 31, 2013 at a cost not to exceed \$10,000.00 under their State Contract No. 68460.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Mazza,  
and President Gallman - 9

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, in accordance with in accordance with N.J.S.A.40A:14-157 and P.L. 2001,C.30 this Municipality is authorized to dispose of surplus personal property in the possession of the Elizabeth Police Department by sale at public auction; and

**WHEREAS**, the items being sold that are in the fixed asset inventory are Police Impounded Property which include but are not limited to Electronics, Home Goods, Clothing, Jewelry, Shoes and Tools. A list of the impounded property is attached; and

**WHEREAS**, the said property has been in the possession of the Elizabeth Police Department for more than twelve months; and

**WHEREAS**, the surplus personal property are not needed for public use; and

**WHEREAS**, the sale is being conducted pursuant to Local Finance Notice 2008-9; and

**WHEREAS**, the auction will conform to all State and Municipal regulations and can be disposed of in accordance with N.J.S.A. 40-157 and P.L.2001, C.30. **The auction is being requested to be held by Property Room.Com, a State preapproved on-line auction site.** The date of the sale will be set by the auction company and will be published in the "Newark Star Ledger"; and

**WHEREAS**, the terms of the agreement entered into with Property Room.com are available on its website and are available in the Office of the Purchasing Agent; now, therefore, be it

**RESOLVED** that City Council of the City of Elizabeth hereby authorizes the sale of the Impounded Property in possession of the Elizabeth Police Department set forth hereinabove by **PropertyRoom.com** State preapproved online auction site; and be it

**FURTHER RESOLVED** that viewing of the surplus personal property may be reviewed on the web-site of **Property Room.Com**, a State pre-approved on-line auction site; and be it

**FURTHER RESOLVED** that the net proceeds from the within sale shall be paid into the general municipal treasury of the City of Elizabeth.

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, there exists a need to provide property insurance covering the City's foreclosed properties; and

**WHEREAS**, the Business Administrator has requested authorization for the proper City Officials to execute a contract with **Lloyds of London, 1 Lime Street, London, England EC3M7HA** (Through their Agent-of-Record, **Otterstedt Agency, 540 Sylvan Avenue, Englewood Cliffs, NJ 07632**), for insurance covering the City's foreclosed properties. The term of the policy is October 1, 2013 to October 1, 2014 at an annual premium of \$1,100.00; and

**WHEREAS**, this recommendation is being made with the full concurrence of the members of the Insurance Fund Commission; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. *14-03011*, charging the amount of \$1,100.00 to Account Number 4-01-23-210-INS of the Municipal Budget, is on file in the Office of the City Clerk; and

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

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

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

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a agreement with **Lloyds of London, 1 Lime Street, London, England EC3M7HA** (Through their Agent-of-Record **Otterstedt Agency 540 Sylvan Avenue, Englewood Cliffs, New Jersey 07632**) for property insurance covering the City's foreclosed properties. The term of the policy is October 1, 2013 to October 1, 2014 at an annual premium of \$1,100.00.

2. Lloyds of London offers a continuation of the present property Insurance coverage. This is a renewal from last year and will provide continuity of coverage.
3. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking, in order to qualify to do business within this State. Advertising for bids and bidding, which exception shall be in accordance with the requirements thereof.
4. This cannot be described by written specifications because of the special nature of the service as described in paragraph (3) and as specifically exempted from the bidding requirements of N.J.S.A. 40A:11-5(m).
5. A notice of this action shall be published in The Star Ledger

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Tortes, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

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 **ROUTE 23 AUTO MALL, 1301 ROUTE 23 SOUTH, BUTLER, NJ 07405**, for Auto Parts for Light Duty Vehicles for the various Departments during the period of October 12, 2013 through June 25, 2014 at a cost not to exceed \$30,000.00 under their State Contract #79167; and

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

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

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is a purchase through a State of New Jersey Contract #79167 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 **ROUTE 23 AUTO MALL, 1301 ROUTE 23 SOUTH, BUTLER, NJ 07405**, for Auto Parts for Light Duty Vehicles for the various Departments during the period of October 12, 2013 through June 25, 2014 at a cost not to exceed \$30,000.00 under their State Contract #79167

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, sealed bids were received and opened by the Purchasing Agent on October 11, 2013 for the furnishing of Printing of Recycling Brochures for the Department of Public Works for the period of two years from the date of award; and

**WHEREAS**, the sole bid received from **Courier Printing Corp., 24 Laurel Bank Ave., Deposit NY 13754**, meets the City's specifications. All statutory requirements have been met; and

**WHEREAS**, the Business Administrator concurs and recommends that an award of a contract for the Printing of Recycling Brochures for the Department of Public Works for a period of two years from the date of award to **Courier Printing Corp., 24 Laurel Bank Ave., Deposit, NY 13754**, in an amount not to exceed \$21,000.00; 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 contract to **Courier Printing Corp., 24 Laurel Bank Ave., Deposit, NY 13754** for the Printing of Recycling Brochures for the Department of Public Works for a period of two years from the date of award in an amount not to exceed \$21,000.00.

Which was adopted by the following vote:

<b>AFFIRMATIVE:</b>	Perkins-Auguste, Cuesta, Grova, Torres, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - 9
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<b>NEGATIVE:</b>	None
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BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for accident insurance coverage for Auxiliary Police Officers; and

WHEREAS, the Business Administrator has recommended the award of a contract to **HARTFORD INSURANCE COMPANY, Hartford, Connecticut 06115** (through its agent of record, **Hughes-Plummer Associates**) to renew the Accident Insurance Policy covering the Auxiliary Police Officers for the period of July 1, 2013 to June 30, 2014 at an annual premium of \$310.00; and

WHEREAS, this request is being made with the full concurrence of the Insurance Fund Commission; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. <sup>14-03012</sup>, charging the amount of \$310.00 to Account No. 4-01-23-210-INS of the Municipal Budget, is on file in the Office of the City Clerk; and

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

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

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

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute an agreement with the **HARTFORD INSURANCE COMPANY, Hartford, Connecticut 06115** (through its agent of record, **Hughes-Plummer Associates**) to renew an Accident Insurance Policy covering the Auxiliary Police Officers for the period July 1, 2013 to June 30, 2014 at an annual premium of \$310.00.

2. The recommendation to award the contract is being made because

This proposal offers a continuation of the present insurance for the purpose stated above.

3. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking in order to qualify to do business within this State. New Jersey Statute 40A:11-5(1)(m) exempts the purchasing of insurance coverage from advertising for bids and bidding, which exception shall be in accordance with the requirements for Extraordinary, Unspecifiable Service in accordance with the requirements thereof.

4. This cannot be described by written specifications because of the special nature of the services as described above.

5. A notice of this action shall be published in The Star Ledger.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Galiman - 9

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the Business Administrator recommends per the request of the Health Department Director an award of a contract to **Elizabeth Youth Theater Ensemble, 229 E. 5th Ave., Roselle, NJ 07203**, to provide "Creative Courage Workshop" (Film and Performance Workshop) for students of the Building Future Leaders Program in the total amount of \$28,800.00; and

**WHEREAS**, this request is for a "Non-Fair and Open Program Process". This contract meets those requirements for the following reasons:

1. Purchasing Agent certified that the contract has a value in excess of \$17,500.00.
2. Elizabeth Youth Theater Ensemble has filed a disclosure form certifying that no reportable contribution was made during the previous year.
3. The contract contains a requirement prohibiting reportable contributions from being made during the term of contract; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 14-02879 charging the amount of \$28,800.00 to Account No. 4-01-27-330-OYS-325 the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth authorizes the proper City Officials to enter into and execute an agreement with the **Elizabeth Youth Theater Ensemble, 229 East Fifth Avenue, Roselle, NJ 07208**, to provide a "Creative Courage Workshop" (Film and Performance Workshops) for Students of the Building Future Leaders Program in the total amount of \$28,800.00.

Councilman Grova questioned how many of the children are in the Building Future Leaders.

Which was adopted by the following vote:

**AFFIRMATIVE:** [REDACTED], Cuesta, Grova, Torres, Gonzalez, Keenan, Cedeno, Mazza, and President Gallman - **X 8**

**NEGATIVE:** None

**EXCUSED:** PERKINS-*WILBURSTE* - 1

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, a contract between the City of Elizabeth and the Police Mechanics and Electricians Association, is to be executed with the approval of the City Council of the City of Elizabeth; and

**WHEREAS**, the agreement calls for a four (4) year contract from July 1, 2013 through June 30, 2017. A two percent (2%) wage increase for July 1, 2013, one and one half percent (1.5%) wage increase for July 1, 2014, one and one half percent (1.5%) wage increase for July 1. 2015, and one and one half percent (1.5%) wage increase for July 1, 2016 or equivalent compensation as well as details specific to this collective bargaining association which are attached hereto in the form of the executed Memorandum of Agreement; now, therefore, be it

**RESOLVED** that City Council of the City of Elizabeth hereby authorizes the Mayor and City Clerk to execute a contract with the Police Mechanics and Electricians Association, for the purpose of satisfying the provisions of Chapter 303 of the Laws of 1968 as amended and supplemented concerning the terms and conditions of employment of the employees covered in said contract for the period of January 1, 2013, through July 30, 2017, and said employees are represented by the Police Mechanics and Electricians Association, as their sole exclusive bargaining agent.

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman 9

**NEGATIVE:** None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the Second Assistant City Attorney has advised that **United Federal Data, LLC, 210 York Street, Suite 200, York, PA 17401**, has requested Municipal Consent from the City of Elizabeth to install fiber optic cable in the public right-of-way on Spring Street at the Newark boundary line to Magnolia Avenue, Catherine Street, East Jersey Street, back to Spring Street, down to South Pearl Street, Grove Street, US 1 to Summer Street, Grier Avenue to the City of Linden boundary line for a period for fifteen (15) years; and

**WHEREAS**, the City Engineer has reviewed the route and does not have an objection. **United Federal Data, LLC** may need other approvals from the County and State; and

**WHEREAS**, the Second Assistant City Attorney has requested authorization to grant municipal consent for the non-exclusive use of the public right-of-way for a period of fifteen years and authorizes the proper City Officials to execute a right-of-way agreement with **United Federal Data, LLC**; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth authorizes and consents for the proper City Officials to enter into a Right-of-Way Agreement with **United Federal Data, LLC, 210 York Street, Suite 200, York, PA 17401** to utilize the Public Right-of-Way to install fiber optic cable on existing poles and/or conduits owned by utility companies within the City for a period of fifteen (15) years. The City's consent is required prior to **United Federal Data, LLC**, entering into an agreement with the utility companies to access its equipment.

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, on June 18, 2013, the Business Administrator has advised that a request was received from Ms. **Michelle Nelson**, the proprietor, **House of Walker Publishing, LLC, d/b/a "the Juice"**, **232 Parmalee Place, Elizabeth, NJ 07208**, for permission to construct, install and maintain a one free standing solar powered cell phone recharging kiosk on the public sidewalk at the following locations: (1) On the public sidewalk near the southwesterly corner of Broad & East Jersey Streets, also known as 80 Broad Street; 2) On the public sidewalk near the northeasterly corner of Broad & Elizabeth Avenue, also known as 1 Broad Street; 3) On the public sidewalk, mid-block, on the northerly side of Elmora Avenue, also known as 180 Elmora Avenue; and (4) On the public sidewalk near the southeasterly corner of Elizabeth Avenue and MLK Boulevard, also known as 1089 Elizabeth Avenue; and

**WHEREAS**, subsequent to that request and your initial review process, your Honorable Body commissioned and adopted Ordinance 4426 governing the installation of solar charging stations in the City of Elizabeth and an application was created based upon the stands set forth in Ordinance 4426. The effective date of this Ordinance was October 15, 2013;and

**WHEREAS**, the aforementioned application satisfied the requirements of the Ordinance from a completeness perspective and Ms. Nelson has provided: (1) a letter with a detailed description of her company; (2) a more detailed description of her project, (3) pictures depicting the locations, (4) architectural renderings of the proposed locations; (5) an insurance policy with the City as an additional insured; and (6) the \$150 application fee; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth authorizes permission for Ms. Michelle Nelson, proprietor of **House of Walker Publishing, LLC, d/b/a "the Juice"**, **232 Parmalee Place, Elizabeth, NJ 07208**, to construct, install and maintain four (4) solar powered cell phone recharging kiosks on the public sidewalks at the following locations:(1) On the public sidewalk near the southwesterly corner of Broad & East Jersey Streets, also known as 80 Broad Street; 2) On the public sidewalk near the northeasterly corner of Broad & Elizabeth Avenue, also known as 1 Broad Street; 3) On the public sidewalk, mid- block, on the northerly side of Elmora Avenue, also known as 180 Elmora Avenue; and (4) On the public sidewalk near the southeasterly corner of Elizabeth Avenue and MLK Boulevard, also known as 1089 Elizabeth Avenue.

Councilman Keenan stated that Ms. Nelson came to a conference to explain exactly what "The Juice" is.

Councilwoman Perkins-Auguste stated that Ms. Nelson came to the conference and is working with Administration. She continued that she does not believe that none are being installed is an issue.

Councilman Grova announced that he is not satisfied.

Councilman Mazza stated that Ms. Nelson is complying with the ordinance and as the Ward Councilman he does not have a problem.

Council President Gallman announced that Ms. Nelson has been patient and has worked very hard.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, González, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

13

BY CITY COUNCIL AS A WHOLE:

WHEREAS, on June 7, 2010, the Tax Collector sold Tax Sale Certificate No. 09-00177 for the property located at 943-947 E Grand St. Rear, Elizabeth, New Jersey, also known as Block 8 Lot 484, to the City of Elizabeth, in the amount of \$243.89, and

WHEREAS, the property owner filed for bankruptcy on July 15, 2008. This filing was subsequently determined due to a misspelling of the property owner's name on the Tax Record, and

WHEREAS, the automatic stay provision of the Bankruptcy Code bars the creation of post-petition municipal tax liens, now, therefore be it

RESOLVED that Tax Sale Certificate No. 09-00177 is hereby declared null and void and the amount sold, plus all subsequent taxes accrued therein, be reinstated as taxes receivable.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

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

**WHEREAS**, the Finance Department has prepared the 2014 SFY 1st quarter schedules of the City's Quarterly Budget and Actual Revenues and Appropriations and has submitted such to the City Council; and

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Elizabeth hereby approves the review of the 2014 SFY 1st quarter schedules of the City's Quarterly Budget and Actual Revenues and Appropriations; and

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

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Questa, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the Director of the Department of Planning and Community Development has requested authorization to execute **CD-39 Funding Year 2013 Community Development Block Grant Funding (CDBG)** agreements for **Funding Year 2013 (July 1, 2013 to June 30, 2014)** with the agencies shown on the attached **Schedule A** which is made a part hereof to provide the services set forth in the descriptions of each contract for the periods shown in the amounts indicated for each contract shown on **Schedule A**; in the total allocation amount of \$2,076,492.00;and

**WHEREAS**, the recipient of funds for **CD-39** contracts listed on the attached **Schedule A** that exceed \$50,000.00 have complied with the provisions of Chapter 2.92 of the Code of the City of Elizabeth; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available and appropriated for these purposes and certifications charging the appropriate amounts to the appropriate account for the respective contracts shown on **Schedule A** are on file in the Office of the City Clerk; and

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

**WHEREAS**, the Director of the Department of Planning and Community Development has certified that this meets the statute and regulations governing the award of said contracts in the certifications of EUS which are on file in the Office of the City Clerk; now, therefore, be it

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

1. The Mayor is hereby authorized to execute **CD-39 Funding Year 2013 Community Development Block Grant Funding (CDBG)** agreements for **Funding Year 2013 (July 1, 2013 to June 30, 2014)** with non-profit agencies in the amounts and for the purposes set forth on the attached Schedule A in total allocation amount of \$2,076,492.00.

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

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

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 A State Uniform Construction Code Act, and of N.J.A.C. 5:23.1 et seq., known as the A 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 **1037 William Street, Elizabeth, New Jersey, Tax Account No. 8-1854** 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 **1037 William Street, Elizabeth, New Jersey, Tax Account No. 8-1854**, 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 in the amount of \$12,500.00; 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 **1037 William Street, Elizabeth, New Jersey, Tax Account No. 8-1854** is hereby established as a lien upon said lands in the amount of \$12,500.00, 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, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**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 A 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 constitute a illegal or improper use or occupancy, have become unsafe; and

**WHEREAS**, certain structures on premises located at **213 Edgar Place, Elizabeth, New Jersey, Tax Account No. 13-345** 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 **213 Edgar Place, Elizabeth, New Jersey, Tax Account No. 13-345**, 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 in the amount of \$28,800.00; 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 **213 Edgar Place, Elizabeth, New Jersey, Tax Account No. 13-345** is hereby established as a lien upon said lands in the amount of \$28,800.00, 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, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

**BY CITY COUNCIL AS A WHOLE:**

WHEREAS, the Director of the Department of Public Works has advised on October 8, 2013, the Department of Public Works received eight (8) bids for the Veterans Memorial Waterfront Park Rehabilitation; and

WHEREAS, the lowest responsible bidder was **Tomco Construction, Inc., 22 Howard Boulevard, Suite 204, Mt. Arlington, New Jersey 07856**, in the amount of \$3,421,386.00; and

WHEREAS, the Director of the Department of Public Works has requested authorization for the award of a contract to **Tomco Construction, Inc., 22 Howard Boulevard, Suite 204, Mt. Arlington, New Jersey 07856**, for the Veterans Memorial Waterfront Park Rehabilitation at a cost of \$3,421,386.00; and

WHEREAS, the project generally consists of reconstruction of the timber boardwalk, marine vinyl and steel sheet pile construction; supply and installation of handrails, supply and installation of brick pavers; supply and installation of perimeter fencing; construction of concrete foundations; construction of masonry walls, replacement of lawn and sprinkler system; earthwork; site drainage work, rehabilitation of the electrical system; and supply and installation of ornamental items such as lighting fixtures, benches, drinking fountains, monuments and flagpoles and other miscellaneous related work items. Ninety percent of the allowable construction costs will be reimbursed by FEMA. The Project limits are between the Municipal Marina and the Elizabeth River; and

WHEREAS, the amount of the contract in question exceed \$50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have complied with by **Tomco Construction, Inc;** and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. <sup>14-05013</sup> charging the amount of \$3,421,386.00 to Account No. X-04-55-999-X57-001 of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes an award of contract to Tomco Construction, Inc., 22 Howard Boulevard, Suite 204, Mt. Arlington, New Jersey 07856, for the Veterans Memorial Waterfront Park Rehabilitation at a cost of \$3,421,386.00

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Augusta, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman 9

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 **12 Rankin Street, Elizabeth, New Jersey 07206**, as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the East curb line of Rankin Street  
beginning at a point 148' South of First Avenue  
and continuing 22' South 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, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**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 **611 Norwood Terr. 2nd Floor, Elizabeth, New Jersey**

**07202**, as follows, pursuant to the recommendation of the Elizabeth Police Department:

along the North curb line of Norwood Terrace

beginning at a point 72' West of Pearl Street

and continuing 22' West thereof;

and be it

**FURTHER RESOLVED** that said handicapped parking area be posted with proper signs,

type R-7-8.

Which was adopted by the following vote:

**AFFIRMATIVE:**

Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman -- 9

**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 **112 Front Street, Elizabeth, New Jersey 07202**, as

follows, pursuant to the recommendation of the Elizabeth Police Department:

along the West curb line of Front Street

beginning at a point 44' South of Livingston Street

and continuing 22' South 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, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman -- 9

**NEGATIVE:**

None

**BY CITY COUNCIL AS A WHOLE:**

**RESOLVED** that City Council of the City of Elizabeth hereby amends

Chapter 10.44.020 of the Code of the City of Elizabeth to delete the handicapped parking spaces at premises commonly known as: **580 Pennsylvania Avenue and 1012 North Avenue, Elizabeth, New Jersey** in accordance with the recommendation of the Police Director.

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

**BY CITY COUNCIL AS A WHOLE:**

**RESOLVED** that the City Council of the City of Elizabeth hereby requests the State Department of Transportation establish a bus stop on Amboy Avenue, on the North side, beginning on the Easterly side thereof at Bayway Avenue far side beginning at the northerly curb line of Bayway Avenue and extending 100' northerly thereof.

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

BY CITY COUNCIL AS A WHOLE:

~~CONFIDENTIAL~~  
~~CONFIDENTIAL~~

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

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

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

ALLIED OIL CO.	4-01-31-447	\$ 6,646.78
ELIZABETHTOWN GAS	4-07-55-500-SEW-351	\$ 1,404.94
HESS CORP-GAS	4-01-31-446	\$ 19.39
NRG BUSINESS SOLUTIONS	3-01-31-430	\$ 201.73
PSE&G	4-01-31-430	\$ 879.59
SPRINT	4-01-31-440	\$ 1,461.64
USA MOBILITY	4-01-31-440	\$ 141.95
VERIZON	4-01-31-440	\$ 65,665.57
VERIZON COMMUNICATIONS, INC.	4-01-31-440	\$ 1,109.96

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Augusta, Cuesta, Grova,,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

October 22, 2013

BY COUNCIL AS A WHOLE:

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

<u>ORGANIZATION</u>	<u>AG</u>	<u>B.L.</u>	<u>R.L.</u>	<u>DATE</u>
Liberty Baptist Church			5321	10-29-13
Liberty Baptist Church			5322	10-29-13

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Questa, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS,** the City Council of the City of Elizabeth has learned that Margaret "Peggy" Misdom will be retiring from the Health Department after serving the City of Elizabeth for twenty-six years; and

**WHEREAS,** Peggy was hired as a Clerk Typist in October of 1967. She served in this position until 1983. During this time she in the Vital Statistics office and she performed such duties as: Birth, Death, Marriages, Licenses, Divorces, Social Security and

**WHEREAS,** in 1986 Peggy became the Administrative Secretary to the Director of Health and Human Services where she performed a multitude of duties that were required from the office; and

**WHEREAS,** in 1995, Peggy became the Secretary of the Housing/Bonding House Site Licensing Board where she served as the go to person for payment and distribution of the bonds; and

**WHEREAS,** Peggy was a dedicated worker who worked diligently and always willing to lend a helping hand. Peggy was a vital asset to City Hall; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth extends to Margaret "Peggy" Misdom its congratulations and wishes to express to her the City Council's best wishes for continued happiness and good health in the future; and be it

**FURTHER RESOLVED** that as a token of appreciation to Margaret "Peggy" Misdom that this resolution be spread in full upon the minutes of this meeting of City Council and that the Municipal Clerk be directed and authorized to forward a certified copy of this resolution to Margaret "Peggy" Misdom.

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Cuesta, Grova,,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

**BY CITY COUNCIL AS A WHOLE:**

**WHEREAS**, the City Council of the City of Elizabeth has learned that Sierra Hairston recently administered life-saving CPR; and

**WHEREAS**, recently at an Italian Flag Raising ceremony at City Hall, after a speaker had completed his speech, a few minutes later he suffered a heart attack; and

**WHEREAS**, Sierra Hairston, a City of Elizabeth employee, Clerk III, of the Office of Aging, was called outside to administer CPR to the gentleman; and

**WHEREAS**, she began CPR measures until the EMS arrived on the scene. Hospital personnel said that if Sierra had not come to the aid of this gentleman, he would have surely died; now, therefore, be it

**RESOLVED** that the City Council of the City of Elizabeth commends and applauds Sierra Hairston for her ability to perform CPR in a time of crisis and recognizes that it was through her efforts that a man's life was saved; and be it

**FURTHER RESOLVED** that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be sent to Sierra Hairston.

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Augusta, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

**NEGATIVE:** None

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that on October 28, 2013 Armando J. D'Errico, CEO and President of Pinnacle Development Group, Inc., is being recognized by NIBIZ magazine as a Forty Under 40 Honoree for 2013; and

WHEREAS, as the 2013 Forty Under 40 Honoree, Mr. D'Errico, a resident of Elizabeth, is among men and women under the age of 40, who have been making headline in their field and who share a commitment to business growth, to professional excellence and to the community; and

WHEREAS, in 2008, Mr. D'Errico founded Pinnacle Development Group. Pinnacle is a full-service residential and commercial construction company specializing in affordable housing and urban renewal. Pinnacle's flagship project is the construction of the first African-American Cultural and Learning Center in the City of Elizabeth. The project is located on Spring and Emma Streets; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth congratulates and commends Armando J. D'Errico, CEO and President of Pinnacle Development Group, Inc., for being recognized and honored by NIBIZ magazine as a Forty Under 40 Honoree for 2013. The City of Elizabeth recognizes with appreciation Mr. D'Errico's flagship project, the construction of the first African-American Cultural and Learning Center in the City of Elizabeth and wishes him continued success in all of his future business endeavors; and

FURTHER RESOLVED that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be sent to Armando D'Errico.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Cuesta, Grova,  
Torres, Gonzalez, Keenan, Cedeno, Mazza,  
and President Gallman - 9

NEGATIVE: None

BY CITY COUNCIL AS A WHOLE:

**WHEREAS**, the City Council of the City of Elizabeth has learned of the recent death of Audrey Nicole ("Nikki") Friday; and

**WHEREAS**, Nikki was raised and educated in Elizabeth, N.J.; and

**WHEREAS**, she was employed as an accountant, tax preparer and later she started her own business as a personal fitness trainer; and

**WHEREAS**, Nikki was married to Raymond on August 30, 2008, and together they raised three children, Rayven, Nico and Nicholas; and

**WHEREAS**, Nikki was preceded in death by her father, Elbert Sneed, her paternal and maternal grandparent; and

**WHEREAS**, she is survived by her husband, Raymond, daughter, Rayven; sons Nico and Nicholas, her mother, Geraldine Sneed; brothers, Sal, Saheed; sisters, Ann, Trish, Monica, Keesha, Sunshine; now, therefore, be it

**RESOLVED**, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at the death of Audrey Nicole "Nikki" Friday; and be it

**FURTHER RESOLVED** that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to her 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 Raymond Melvin Jackson; and

**WHEREAS**, he was educated in the Elizabeth Public School System, was affectionately called "Shug", held several positions with Michael's Foods, Papetti's West Port Homes and various staffing agencies; and

**WHEREAS**, Raymond is survived by his parents Raymond and Trudy Jackson Knight; his loving children Jamar, Naja, Rayquan, Amirah, Rayona; now, therefore, be it

**RESOLVED** that we, the members of City Council of the City of Elizabeth hereby express our sincere sorrow at the death of Raymond Melvin Jackson.; and be it

**FURTHER RESOLVED** that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to his 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 Joseph A. Nigro 83; and

**WHEREAS**, before his retirement, Joseph worked in construction as a member of Local 394 in Elizabeth for twenty years; and then in Ciba-Geigy for ten years. After his retirement he worked for McDonagh Chrysler in East Brunswick, NJ for ten years; and

**WHEREAS**, Joseph was a U.S. Air Force veteran of the Korean War and a communicant of St. Bernadette's R.C. Church in Parlin, N.J. where he was a member of their Knights of Columbus Council. He also belonged to the Vallatese Italian-American Association in Elizabeth; and

**WHEREAS**, he was predeceased by his sisters, Mary DeLorenzo and Carmella Renna and his brother Michael Nigro. He is survived by his wife, Kathryn Elaine Sieber, his children Shirley Jean Bergin; Joseph William; Kathryn Mary Surowiec; Christopher Nigro; and Maryanne Ford; and grandchildren and eight great-grandchildren; now, therefore, be it

**RESOLVED** that we, the members of City Council of the City of Elizabeth hereby express our sincere sorrow at the death of Joseph A. Nigro; and be it

**FURTHER RESOLVED** that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to his 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 Aurora Perrone 84; and

WHEREAS, born in Vallata, Italy, Aurora came to the United States in 1972, settling in Elizabeth in 1979; and

WHEREAS, she worked as a seamstress for many years with several different clothing stores. She was an excellent seamstress and she enjoyed making clothes for her children and grandchildren; and

WHEREAS, Aurora was a member of the Vallatese Club in Elizabeth, where she spent many wonderful hours, but the most important thing in her life was her family; and

WHEREAS, Aurora is survived by her loving daughter, Angela Cerbone, her dear sons, Ciro, Luigi, Massimo, Giuseppe and Francesco Perrone; eight grandchildren and eight great-grandchildren. She was predeceased by her loving, caring husband Rosario Perrone; now, therefore, be it

**RESOLVED** that we, the members of City Council of the City of Elizabeth hereby express our sincere sorrow at the death of Aurora Perrone; and be it

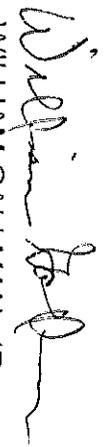
**FURTHER RESOLVED** that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to her family.

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

Councilwoman Perkins-Auguste moved that City Council do now adjourn,  
Which was carried unanimously.

Whereupon Council President Gallman declared City Council adjourned at  
8:15 p.m.

APPROVED

  
WILLIAM GALLMAN, JR.  
President of City Council

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