CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, SEPTEMBER 9, 2014

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

ORD. NO. 4477 - Rescind Ordinance No. 3680, adopted January 25, 2005, which authorized the establishment of a personalized handicapped parking space for O.C. Anderson, 934 Anna Street.

ORD. NO. 4478 - Amend Chapter 2.48, Section 043, of the Code of the City of Elizabeth, entitled "Office of Relocation," specifically providing for the repayment of relocation assistance for displaced tenants.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated August 18, 2014, from His Honor the Mayor, subject to the confirmation of your Honorable Body, I herewith re-appoint Ms. Maritza Maseda, 1110 Fairmount Avenue, Elizabeth, NJ, to serve as a Member of the Elizabeth Parking Authority for a new five year term.
Which was received.

By the Clerk:
Letter dated August 21, 2014, from His Honor the Mayor requesting that your Honorable Body consider adopting an ordinance establishing a chapter within the Code of the City of Elizabeth that prohibits the treatment, discharge, disposal, storage or other byproducts from natural gas exploration or production using hydraulic fracturing, commonly referred to as fracking waste.
Which was received.

By the Clerk:
Letter dated August 28, 2014, from the Business Administrator recommending the award of a contract to International Salt Company, LLC., P.O. Box 540, Clarks Summit, PA, for the purchasing of rock salt and solar salt in various bulk and bagged quantities for snow removal for the Department of Public Works for the period of August 12, 2014 through January 31, 2015, at a cost not to exceed $459,130.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated August 28, 2014, from the Business Administrator requesting to amend the resolution adopted May 27, 2014, which authorized the commencement of the competitive contracting process for the purpose of selecting a website design company to develop and maintain new websites for the Elizabeth Police Department and Elizabeth Fire Department, specifically to include the maintenance of the City of Elizabeth's official website and official youth website.
Which was received.

By the Clerk:
Letter dated August 28, 2014, from the Business Administrator requesting to amend the resolution adopted July 22, 2014, awarding a contract to Old Dominion Brush Company for the purchase of parts and repairs for road maintenance equipment at a cost not to exceed $150,000.00, specifically to reflect the correct State Contract #85861.
Which was received.

By the Clerk:
Letter dated August 29, 2014, from the Business Administrator recommending the award of a contract to Buywise Auto Parts, 2087-2091 Springfield Avenue, Vauxhall, NJ, for non-OEM auto parts and accessories for light duty vehicles including, but not limited to brakes, gaskets and valves for various departments for the period of August 14, 2014 through August 14, 2016, at a cost not to exceed $150,000.00.
Which was received.

By the Clerk:
Letter dated August 29, 2014, from the Business Administrator recommending the award of a contract to Sherwin Williams Company, 101 Prospect Avenue, Cleveland, OH, for paint and related supplies to include but not limited to finishes, solvents and brushes for various departments for the period of July 31, 2014 through July 31, 2015, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated August 29, 2014, from the Business Administrator recommending the award of a contract to Spruce Industries, 759 E. Linden Avenue, Rahway, NJ, for the purchase of hand towels and paper-related products for various departments for the period of July 30, 2014 through July 29, 2016, at a cost not to exceed $60,000.00.
Which was received.

By the Clerk:
Letter dated August 29, 2014, from the Business Administrator recommending the award of a contract to Spruce Industries, 759 E. Linden Avenue, Rahway, NJ, for the purchase of janitorial supplies for various departments for the period of August 4, 2014 through January 21, 2015, at a cost not to exceed $40,000.00.
Which was received.

By the Clerk:
Letter dated August 29, 2014, from the Business Administrator recommending the award of a contract to Chas S. Winner, Inc., DBA Winner Ford, 250 Berlin Road, Cherry Hill, NJ, for the purchase of four (4) 2015 Ford 350 4wd chassis cabs and options to be added to the City fleet for a total of $192,444.00.
Which Was Referred To Council As A Whole.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated August 29, 2014, from the Business Administrator recommending the award of a contract to Associated Auto Parts, 300 East Elizabeth Avenue, Linden, NJ, for non-OEM auto parts and accessories for light duty vehicles including, but not limited to brakes, spark plugs and filters for various departments for the period of August 14, 2014 through August 14, 2016, at a cost not to exceed $250,000.00.
Which was received.

By the Clerk:
Letter dated August 29, 2014, from the Business Administrator recommending the award of a contract to Route 23 Auto Mall, 1301 Rt. 23 South, Butler, NJ, for non-OEM auto parts and accessories for light duty vehicles including, but not limited to brakes, spark plugs and filters for various departments for the period of August 1, 2014 through August 1, 2016, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated August 29, 2014, from the Business Administrator recommending the award of a contract to Buywise Auto Parts, 2087-2091 Springfield Avenue, Vauxhall, NJ, for auto parts for heavy duty vehicles including, but not limited to brakes, engine parts and filters for various departments for the period of August 1, 2014 through March 17, 2015, at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated September 2, 2014, from the Business Administrator requesting authorization for His Honor the Mayor to execute an agreement between the City of Elizabeth and the Emergency Medical Benevolent Association: International Association of EMT's and Paramedics: Local 87.
Which was received.

By the Clerk:
Letter dated September 2, 2014, from the Chief Financial Officer advising that transfers for the 2014 SFY Municipal and Sewer Utility budgets may be necessary.
Which was received.

By the Clerk:
Letter dated September 2, 2014, from the Chief Financial Officer advising that temporary emergency appropriations for the 2015 SFY Municipal and Sewer Utility budgets may be necessary.
Which was received.

By the Clerk:
Letter dated September 2, 2014, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a capital ordinance authorizing the replacement of three (3) ambulances at $250,000.00, each totaling $750,000.00, and the replacement of an ambulance patient compartment in the amount of $100,000.00 at a total cost of $850,000.00.
Which was received.

By the Clerk:
Letter dated September 2, 2014, from the Chief Financial Officer requesting that your Honorable Body consider the introduction and approval of the 2015 SFY Municipal and Sewer Utility Budgets.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated August 22, 2014, from the Director of Health and Human Services requesting September 14 – 20, 2014, be designated National Prostate Cancer Week.
Which was received.

By the Clerk:
Letter dated August 22, 2014, from the Director of Health and Human Services requesting to declare October as Breast Cancer Awareness Month, and the City of Elizabeth will host a Breast Cancer Awareness Walk at Kellogg Park on Saturday, October 25, 2014.
Which was received.

By the Clerk:
Letter dated August 22, 2014, from the Director of Planning and Community Development requesting to amend the resolution adopted May 13, 2014, awarding a contract to John C. Reilly, Esq., to serve as Condemnation Counsel at a cost not to exceed $75,000.00 for the acquisition of 601 Bond Street; specifically to include the acquisition of both 75-77 West Jersey Street and 601 Bond Street at a cost not to exceed $75,000.00; at the hourly rate of $175.00.
Which was received.

By the Clerk:
Letter dated August 29, 2014, from the Director of Planning and Community Development requesting authorization for the proper City officials to extend the contract between the Street Light Mission, 1181 East Broad Street, Elizabeth, NJ, and the City to September 30, 2015, in order to expend funds.
Which was received.

By the Clerk:
Letter dated August 13, 2014, from the Director of Public Works requesting authorization for the proper City officials to execute a Memorandum of Understanding and an Indemnification Agreement to allow the City of Elizabeth to participate in leaf disposal at the Conservation Center at a cost of $2.00 per yard (loose) and $4.00 per yard (compacted), not to exceed $7,000.00.
Which was received.

By the Clerk:
Letter dated August 21, 2014, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto for the boarding up of said properties in the amount of $2,102.59.
Which was received.

By the Clerk:
Letter dated August 21, 2014 from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto for the removal and disposal of debris from said properties in the amount of $28,389.29.
Which was received.

By the Clerk:
Letter dated August 6, 2014, from the Police Director requesting to establish No Parking signage, for the entire length of Harrison Street and Crane Street as well as Stop signs at the intersection of Crane Street and Union Street; intersection of Harrison Street and Westfield Avenue.
Which was received

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated August 20, 2014, from the Police Director requesting the establishment of handicapped parking spaces at the following locations: 66 Florida Street (personalized); 960 DeHart Place; 152 Park Place (Basement Apt.); 37 Delaware Street (sign in front of 39 Delaware Street); deletions: 208 Geneva Street; 1440 Lexington Place; 847 Cross Street; 532 Fourth Avenue.
Which was received.

By the Clerk:
Letter dated August 25, 2014, from the Police Director requesting to rescind the ordinance for a Four Way Stop at Stiles Street and Chilton Street and to establish a Three Way Stop at said location.
Which was received.

By the Clerk:
Letter dated August 26, 2014, from the Police Director requesting to rescind the ordinance establishing a No Stopping or Standing in the area of 109-119 Bayway Avenue.
Which was received.

By the Clerk:
Letter dated August 27, 2014, from the Police Director requesting the establishment of a mid-block crosswalk at 655 Livingston Street and warning signs of pedestrian crossing ahead 100 feet in both directions, as well as Stop for Pedestrian signs 10 feet from the crosswalk in both directions, and additional signage should be placed for No Parking with 25 feet on both sides of crosswalk.
Which was received.

By the Clerk:
Letter dated August 15, 2014, from Freeholder Alexander Mirabella, Liaison, POW/MIA Committee; County of Union, requesting that your Honorable Body designate September 19, 2014 as POW/MIA Remembrance Day; accept an invitation to attend the Union County POW/MIA Remembrance Day Ceremony on Friday, September 19, 2014 at 11:15 a.m. in front of the Courthouse on Broad Street, Elizabeth; in case of rain the Ceremony will be held in the Rotunda, 1st floor of the Courthouse.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:
Letter dated August 8, 2014, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and Disbursements for the month of June, 2014, and Statement of Bank Balances and Investments as of June 30, 2014.
Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 4481 - An ordinance to establish Chapter 7.28 of the Code of the City of Elizabeth entitled "Fracking Waste," specifically to prohibit the treatment, discharge, disposal, application to roadway, or storage of wastewater, wastewater solids, sludge, drill cuttings or other byproducts from natural gas exploration or production using hydraulic fracturing.

ORD. NO. 4482 - Authorize an amendment to Chapter 5.70.250 of the Code of the City of Elizabeth entitled "Rent Control and Stabilization," specifically to extend the expiration date to December 31, 2016.

ORD. NO. 4483 - Authorize an amendment to Chapter 10.28.030, Schedule I, of the Code of the City of Elizabeth, entitled "No Parking All Times on Certain Streets," specifically for the entire length of Harrison Street and Crane Street; as well as Stop Signs at the intersection of Crane Street and Union Street and the intersection of Harrison Street and Westfield Avenue.

ORD. NO. 4484 - Rescind Ordinance No. 3541, adopted September 9, 2003, which authorized the establishment of a four-way stop at Stiles Street and Chilton Street and further establish a three-way stop at said location.

ORD. NO. 4485 - Rescind Ordinance No. 4015, adopted January 27, 2009, which authorized the establishment of No Stopping or Standing in the area of 109-119 Bayway Avenue.

ORD. NO. 4486 - Amend Chapter 10.08.010 of the Code of the City of Elizabeth, entitled "Stop Intersections," specifically to add a multi-way stop at the intersection of Alina Street and Jefferson Avenue and the installation of a "Stop Sign Warning" one hundred (100) feet before the stop signs at said intersection.

ORD. NO. 4487 - Amend Chapter 10.08.010 of the Code of the City of Elizabeth, entitled "Stop Intersections," specifically to add a multi-way stop at the intersection of Durant Street and Cross Avenue and the installation of a "Stop Sign Warning" one hundred (100) feet before the stop signs at said intersection.

ORD. NO. 4488 - Amend Chapter 10.08.010 of the Code of the City of Elizabeth, entitled "Stop Intersections," specifically to add a multi-way stop at the intersection of Ogden Street and Myrtle Street and the installation of a "Stop Sign Warning" one hundred (100) feet before the stop signs at said intersection.

ORD. NO. 4489 - Amend Chapter 10.08.010 of the Code of the City of Elizabeth, entitled "Stop Intersections," specifically to add a multi-way stop at the intersection of Fifth Avenue and Atlantic Street and the installation of a "Stop Sign Warning" one hundred (100) feet before the stop signs at said intersection.

ORD. NO. 4490 - Amend Chapter 10.80.010 of the Code of the City of Elizabeth, entitled "Pedestrians Crossing – Mid-Block Crossing," specifically to add 655 Livingston Street and warning signs of pedestrian crossing.

ORDINANCES ON FIRST (Cont'd.)

ORD. NO. 4491 - Authorize the establishment of a personalized handicapped parking space for Barbara A. Ramis DeAyreflor, 66 Florida Street.

ORD. NO. 4492 - Rescind Ordinance No. 4142, adopted July 27, 2010, which authorized the establishment of a personalized handicapped parking space for Stephanie Lubas, 208 Geneva Street.

ORD. NO. 4493 - Rescind Ordinance No. 4408, adopted September 10, 2013, which authorized the establishment of a personalized handicapped parking space for Barbara A. Russo, 532 Fourth Avenue.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, SEPTEMBER 23, 2014, AT 7:30 P.M.

ORD. NO. 4494 - Authorize the adoption of a Capital Ordinance in the amount of $850,000.00 for the replacement of three ambulances at $250,000.00 each and the replacement of an ambulance-patient compartment in the amount of $100,000.00.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, OCTOBER 23, 2014, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 4477 - Rescind Ordinance No. 3680, adopted January 25, 2005, which authorized the establishment of a personalized handicapped parking space for O.C. Anderson, 934 Anna Street.

ORD. NO. 4478 - Amend Chapter 2.48, Section 043, of the Code of the City of Elizabeth, entitled "Office of Relocation," specifically providing for the repayment of relocation assistance for displaced tenants.

NEW BUSINESS

Introduce and approve the Fiscal Year 2015 Municipal Budget in the amount of $234,032,079.16; Fiscal Year 2015 Sewer Utility Budget in the amount of $21,500,000,00, and Capital Budget in the amount of $113,225.000.00.

(PUBLIC HEARING AND FURTHER CONSIDERATION TO BE HELD TUESDAY EVENING, NOVEMBER 12, 2014.)

Authorize an amendment to the Fiscal Year 2015 Capital Budget in the amount of $850,000.00.

Authorize Temporary Emergency appropriations for the Fiscal Year 2015 Municipal Budget in the amount of $46,659,625.00.

NEW BUSINESS (Cont'd.)

Confirm the reappointment of Ms. Maritza Maseda, 1110 Fairmount, Elizabeth, to serve as a member of the Elizabeth Parking Authority for a five year term effective September 12, 2014.

Authorize the award of a contract to International Salt Company, LLC, 655 Northern Boulevard, Clarks Summit, PA, for the purchase of rock salt and solar salt in bulk for the Department of Public Works for the period August 12, 2014 through January 31, 2015, at a cost not to exceed $459,130.00.

Amend a resolution adopted May 27, 2014, authorizing the commencement of the competitive contracting process for selecting a website design company to initiate website development for the Elizabeth Police and Fire Departments, specifically to include the City of Elizabeth's website and youth website.

Amend a resolution adopted July 22, 2014, awarding a contract to Old Dominion Brush Company, for the purchase of parts and repairs for road maintenance equipment at a cost not to exceed $150,000.00, specifically to reflect the correct State Contract #85861.

Authorize the award of a contract to Buywise Auto Parts, 2087- 2091 Springfield Avenue, Vauxhall, N.J., for the purchase of non-OEM auto parts and accessories for light duty vehicles for various departments, for the period August 14, 2014 through August 14, 2016, at a cost not to exceed $150,000.00.

Authorize the award of a contract to Associated Auto Parts, 300 East Elizabeth Avenue, Linden, N.J., for the purchase of non-OEM auto parts and accessories for light duty vehicles for various departments for the period August 14, 2014 through August 14, 2016, at a cost not to exceed $250,000.00.

Authorize the award of a contract to Route 23 Auto Mall, 1301 Route 23 South, Butler, N.J., for purchase of non-OEM auto parts and accessories for light duty vehicles for various departments, for the period August 1, 2014 through August 1, 2015, at a cost not to exceed $50,000.00.

Authorize the award of a contract to Buywise Auto Parts, 2087- 2091 Springfield Avenue, Vauxhall, N.J., for the purchase of auto parts for heavy duty vehicles for various departments, for the period August 1, 2014 through March 17, 2015, at a cost not to exceed $50,000.00.

Authorize the award of a contract to Sherwin Williams Company, 101 Prospect Avenue, Cleveland, OH, for the purchase of paint and related supplies for various departments for the period July 31, 2014 through July 31, 2015, at a cost not to exceed $50,000.00.

Authorize the award of a contract to Spruce Industries, 759 East Linden Avenue, Rahway, N.J., for the purchase of hand towels and paper-related products for various departments, through the Union County CO-OP, for the period July 30, 2014 through July 29, 2016, at a cost not to exceed $60,000.00.

Authorize the award of a contract to Spruce Industries, 759 East Linden Avenue, Rahway, N.J., for the purchase of janitorial supplies for various departments, through the Middlesex Regional Educational Services Commission CO-OP, for the period August 4, 2014 through January 21, 2015, at a cost not to exceed $40,000.00.

NEW BUSINESS (Cont'd.)

Authorize the Mayor to execute the collective labor bargaining agreement with the Elizabeth Emergency Medical Benevolent Association, International Association of EMT'S and Paramedics, Local 87, for the period July 1, 2013 to June 30, 2017.

Amend a resolution adopted May 13, 2014, awarding a contract to John J. Reilly, Esq., to serve as Condemnation Counsel for the acquisition of 601 Bond Street, specifically to also include the acquisition of 75-77 West Jersey Street, at a cost not to exceed $75,000.00.

Authorize an amendment to a resolution adopted October 22, 2013, awarding a CDBG contract to the StreetLight Mission, 1181 East Broad Street, for the purchase of exterior windows, specifically to extend the term of the contract to September 30, 2015.

Authorize the proper City officials to execute a Memorandum of Understanding and an Indemnification Agreement with the County of Union to participate in leaf disposal at the Conservation Center at a cost of $2.00 per yard (loose) and $4.00 per yard (compacted) at a cost not to exceed $7,000.00.

Establish liens for the boarding up of properties listed on Schedule A on file in the City Clerk's Office in the total amount of $2,102.59.

Establish liens for the removal and disposal of debris on properties listed on Schedule A on file in the City Clerk's Office in the total amount of $28,389.29.

Establish a handicapped parking space in front of the premises located at 960 DeHart Place.

Establish a handicapped parking space in front of the premises located at 37 Delaware Street .

Delete the following handicapped parking spaces from in front of the premises located at: 1140 Lexington Place and 847 Cross Street.

Authorize settlement in the workers compensation litigation matter of Morris vs. the City of Elizabeth, in the total amount of $12,350.00.

Proclaim September 19, 2014, as POW/MIA Remembrance Day.

Designate September 14 - 20, 2014, as National Prostate Cancer Awareness Week.

Designate October as Breast Cancer Awareness Month.

Declare the week of September 15, 2014, United Way Week and support the United Way of Union County's movement by encouraging its citizens to contribute generously through the United Way.

Pay utility bills.

COMMENDATIONS

Amilcar Colon (
Elizabeth Cano (
Alberto Goncalves (
Orlando Galvez (HISPANIC HERITAGE MONTH
Jose Cuevas (
Armando Valdez (
Merta Velez Brito (
Steven Fernandez (

MEMORIALS

Vito Palmisano
Pasqualina Parisi

ADJOURNMENT