

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, SEPTEMBER 8, 2015

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4618 - Grant an encroachment permit to Fast Builders, LLC., 803-809 Bond Street, Elizabeth, N.J., to maintain the existing site improvements, including parking stalls and a pylon sign, within the public right-of-way of Bond Street and Division Street.
- ORD. NO. 4619 - Amend Chapter 10.08.010 of the Code of the City of Elizabeth, entitled "Four Way Stop Intersections," specifically to add the intersection of Second Street and Pine Street, with proper signage and stop bars.
- ORD. NO. 4620 - Authorize the establishment of a personalized handicapped parking space for Jaime Gonzalez, 12 Spencer Street.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated August 12, 2015, from the Business Administrator requesting to accept funds from the Union County Municipal Law Enforcement Trust Fund to purchase twelve (12) Fixed Position Automatic License Plate Readers in the amount of \$164,807.56 and award a contract to Major Police Supply, t/a General Sales Administration, 47 N. Dell Avenue, Kenil, NJ for the purchase of twelve (12) Fixed Position Automatic License Plate Readers at the cost of \$164,807.56 for the Police Department.
Which was received.

By the Clerk:

Letter dated August 28, 2015, from the Business Administrator recommending the award of a contract to Archonix Systems, LLC, 30 Lake Center Executive Park, 401 Route 73 North, Suite 105, Marlton, NJ, for the Maintenance and Quarterly License of the Police Computer Assisted Records Management and Dispatch System Software, XMobile Clients & XCAD Data Export (IV) for the period of July 1, 2015 through September 30, 2015 in the amount of \$23,720.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated August 28, 2015, from the Business Administrator recommending the award of a contract to Louis Barbato Landscaping, Inc., 1600 Railroad Avenue, Holbrook, NY, for the purchase of 150 Honey Locust and Pin Oak Trees to be planted throughout the City in residential areas in connection with the Greening Union County Program at a total cost of \$26,600.00. Which was received.

By the Clerk:

Letter dated August 28, 2015, from the Business Administrator requesting to award a contract to PSE&G, 472 Weston Canal Road, Somerset, NJ, for the installation of seven (7) 14 foot tall Classic 1 Poles for lighting of the Miller Evans Logan Spray Park in the amount of \$29,801.58. Which was received.

By the Clerk:

Letter dated August 28, 2015, from the Business Administrator advising that being satisfied that an emergency did exist, recommends the award of a contract to Big Top Contractors, Inc., 31 Elliot Street, Avenel, NJ, for the immediate demolition of 243 Orchard Street in the amount of \$12,687.00. Which was received. .

By the Clerk:

Letter dated August 28, 2015, from the Business Administrator recommending the award of a contract to Security Guard, Inc., T/A Tri-County Security, 1142 East Chestnut Avenue, Suite A, Vineland, NJ, for the furnishing of Security Guard Services for the Department of Public Works, Division of Public Buildings, Municipal Court and any other department requiring said service for a period of two years in an amount not to exceed \$275,000.00. Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated August 28, 2015, from the Business Administrator requesting that your Honorable Body consider authorizing the issuance of insurance with Evanston Insurance Company, 10 Parkway N, Suite 100, Deerfield, IL, through agent-of-record, Offerstedt Insurance Agency, covering City Nurses for the period of August 3, 2015 to August 3, 2016 at an annual premium of \$16,479.00. Which was received.

By the Clerk:

Letter dated August 31, 2015, from the Business Administrator recommending the award of a contract to Dynamic Imaging Systems, Inc., 1000 Atrium Way, Suite 203, Mt. Laurel, NJ, to provide proprietary software for the Police Records Management System in the total amount of \$5,088.00. Which was received.

By the Clerk:

Letter dated August 31, 2015, from the Business Administrator requesting an amendment to the resolution adopted July 28, 2015, awarding a contract to Community Champions Corp., Melbourne, FL., to serve as the Administrator of Records for Abandoned, Foreclosed and Vacant Properties, specifically to authorize the proper City officials to execute Community Champions Corp.'s form of agreement in addition to the City's contractual requirements. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 1, 2015, from the Business Administrator requesting that your Honorable Body consider authorizing and approving the participation of the City of Elizabeth in the Prosecutor's Office of the County of Union, New Jersey, Body Worn Camera Pilot Program, through a State contract with Taser International Inc, 17800 North 85th Street, Scottsdale, AZ, requiring 250 of the City's uniformed Police Officers to be equipped with body-worn video systems; and further authorize the proper City officials to enter into and execute an agreement with Taser International Inc., 17800 North 85th Street, Scottsdale, AZ, for the purchase of the body cameras and the first year's data storage at no cost to the City and authorize the purchase of data storage for years two (2) through five (5) under the duration of the Body Worn Camera Pilot Program subject to the availability of funds. Which was received.

By the Clerk:

Letter dated August 3, 2015, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel the disallowed senior citizen deduction for the Tax Year 2014 as per the delineated list in the amount of \$500.00. Which was received.

By the Clerk:

Letter dated August 13, 2015, from the Chief Financial Officer requesting authorization for the Tax Collector to refund/credit an overpayment of 2014 taxes to the property owner of 848-850 Westfield Avenue in the amount of \$21,214.81. Which was received.

By the Clerk:

Letter dated September 1, 2015, from the Chief Financial Officer advising that transfers for the 2015 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

By the Clerk:

Letter dated September 1, 2015, from the Chief Financial Officer advising that temporary emergency appropriations for the 2016 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

By the Clerk:

Letter dated September 1, 2015, from the Chief Financial Officer requesting that your Honorable Body consider the Introduction and Approval of the 2016 SFY Municipal and Sewer Utility Budgets. Which was received.

By the Clerk:

Letter dated September 1, 2015, from the Chief Financial Officer requesting that your Honorable Body consider the Introduction and Approval of the 2015 Midtown Elizabeth Special Improvement District Budget. Which was received.

By the Clerk:

Letter dated September 1, 2015, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a bond ordinance for the acquisition of two new Front Line Pumps in the amount of \$1,000,000.00; with a down payment of \$50,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 1, 2015, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a bond ordinance for the acquisition of a new Tower Ladder in the amount of \$1,100,000.00; with a down payment of \$55,000.00. Which was received.

By the Clerk:

Letter dated September 1, 2015, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a bond ordinance for the acquisition of a new sky boom pumper in the amount of \$800,000.00; with a down payment of \$40,000.00. Which was received.

By the Clerk:

Letter dated September 1, 2015, from the Chief Financial Officer requesting that your Honorable Body consider the approval of a bond ordinance for the acquisition of Fire Trucks in the amount of \$200,000.00 in order to replace a current worn out truck and a new truck to transport dewatering pumps and generators during emergencies. Which was received.

By the Clerk:

Letter dated August 21, 2015, from the Director of Health and Human Services requesting that your Honorable Body consider declaring September 19 through September 25, 2015 National Prostate Cancer Week. Which was received.

By the Clerk:

Letter dated August 21, 2015, from the Director of Health and Human Services requesting that your Honorable Body consider declaring the month of September Leukemia Awareness Month. Which was received.

By the Clerk:

Letter dated August 25, 2015, from the Director of Health and Human Services requesting authorization for the proper City officials to apply, accept and sign all appropriate documents for the continuation of the 2015-2016 H.O.P.W.A. (Housing Opportunities for People with Aids) Program from the City of Newark, Department of Administration, Bureau of Research and Program Development. Which was received.

By the Clerk:

Letter dated August 27, 2015, from the Director of Planning and Community Development requesting an amendment to the resolution adopted December 23, 2014, granting the Elizabeth Development Company CDBG funds in the amount of \$491,139.14 for Siloam Hope Cares CDC Project with a contract period of July 1, 2014 through June 30, 2015; specifically to authorize the proper City officials to extend the contract period to July 1, 2015 to December 30, 2015. Which was received.

By the Clerk:

Letter dated August 21, 2015, from the Director of Public Works requesting approval of Contract Amendment No. 1- Project Close Out- Final for the contract awarded to Hatch Mott MacDonald, Iselin, NJ, in connection with the cleaning and CCTV inspection of the Western Interceptor at a cost not to exceed \$105,000.00 plus

PETITIONS, COMMUNICATIONS, ETC.

reimbursables, specifically for additional time and manpower required as a result of the extended contract schedule due to the extremely cold winter at an additional cost not to exceed \$42,000.00 plus reimbursables, raising the amount of the contract to \$147,000.00.

Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated August 21, 2015, from the Director of Public Works requesting approval of Change Order No. 1 – Project Close-Out-Final for the contract awarded to Pipe and Plant Solutions, Inc., 2000 Fifth Street, Berkeley, CA, in connection with the Western Interceptor Cleaning and CCTV Inspection Project at the original contract price of \$667,092.00; specifically for the final quantities adjustments, which represents as-built conditions; additional costs are due to the extremely cold winter and other issues beyond the Contractor's control at an additional cost of \$95,532.72, raising the amount of the contract to \$762,624.72.

Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated August 21, 2015, from the Director of Public Works requesting approval of Contract Amendment No. 1- Project Close-Out –Final for the contract awarded to Harbor Consultants, Inc., 320 North Avenue East, Cranford, NJ in connection with the Midtown Infrastructure Improvement Project at an original cost not to exceed \$620,000.00; specifically for additional time and manpower required resulting from conflicts with existing utilities; additional sanitary sewer design, and additional construction management at an additional cost not to exceed \$46,000.00, raising the amount of the contract to \$666,000.00.

Which was received.

By the Clerk:

Letter dated August 21, 2015, 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 \$2,933.54.

Which was received.

By the Clerk:

Letter dated August 24, 2015, from the Director of Public Works requesting authorization to have liens placed against properties listed on Schedule A attached hereto for the removal and disposal of debris from said properties in the amount of \$22,394.11.

Which was received.

By the Clerk:

Letter dated August 4, 2015, from the Police Director requesting the establishment of handicapped parking spaces in front of the premises located at: 217 Niles Street; 1079 William Street; 122 Port Avenue, Apt. 2; 912 Madison Avenue; 19 Delaware Street, Apt. 3; 66 Sayre Street; 320 Pine Street, Apt. 1; 812 Vine Street; 532 Second Avenue (personalized); 226 Fulton Street (personalized); deletions: 528 Fulton Street; 236 High Street; 1078 Lafayette Street; 235 Crawford Place.

Which was received.

By the Clerk:

Letter dated August 5, 2015, from the Police Director requesting to establish a multi stop at Delaware Street and Merritt Avenue with proper signage and stop bars.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated August 12, 2015, from the Police Director requesting to establish a handicapped parking space in front of the premises located at 1030 Kilsyth Road. Which was received.

By the Clerk:

Letter dated August 12, 2015, from the Police Director recommending the support of a No Passing Zone on Route 28. Which was received.

By the Clerk:

Letter dated August 17, 2015, from the Police Director requesting to amend Chapter 10.12.040 J of the Code of the City of Elizabeth; specifically to remove “No Left Turn” from West Scott Place turning East onto Elizabeth Avenue. Which was received.

By the Clerk:

Letter dated August 17, 2015, from the Police Director requesting an amendment to Chapter 10.28.050, Schedule III, of the Code of the City of Elizabeth entitled “No Stopping or Standing”, specifically to rescind Dewitt Road, except Monday, from 8:00 a.m. – 11:00 a.m., and to amend Chapter 10.28.030, Schedule II, entitled “No Parking All Times on Certain Streets,” to include Dewitt Road, except Monday, 8:00 a.m. – 11:00 a.m. for the entire length on the south curb line. Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated August 19, 2015, from the Police Director requesting an amendment to Chapter 10.40.070 of the Code of the City of Elizabeth entitled “No Parking of Trucks,” to include Fairmount Avenue, from Division Street to Route 1 & 9; Woodruff Lane; Julia Street from Division Street to Route 1 & 9; Henry Street, from Julia Street to Woodruff Lane. Which was received.

By the Clerk:

Letter dated July 16, 2015, from New Jersey Transit, One Penn Plaza East, Newark, NJ, requesting to propose a bus stop along Route 1 & 9, southbound, at East Grand Street, far side. Which was received.

By the Clerk:

Letter dated August 18, 2015, from Frank O. Mazza Civic Association, 630 Third Avenue, Elizabeth, NJ, requesting that your Honorable Body consider waiving the vendor fee payable to Central License for five (5) Games of Chance trailers at the festival held on July 23-26, 2015. Which was received.

By the Clerk:

Letter dated August 15, 2015, from the Board of Chosen Freeholders, County of Union, requesting that your Honorable Body declare September 18, 2015 as POW/MIA Remembrance Day. Which was received.

REPORTS OF CITY OFFICERS

NONE.

ORDINANCES ON FIRST READING

- ORD. NO. 4622 - Amend Chapter 10.08 of the Code of the City of Elizabeth, entitled "Stop Intersections," specifically to add a multi stop intersection at Delaware Street and Merritt Avenue, with proper signage and stop bars.
- ORD. NO. 4623 - Amend Chapter 10.12.040 J of the Code of the City of Elizabeth, entitled "'Schedule – No Left Turns,'" specifically to remove West Scott Place turning east onto Elizabeth Avenue.
- ORD. NO. 4624 - Amend Chapter 10.40.070 of the Code of the City of Elizabeth, entitled "No Parking of Trucks," specifically to add Fairmount Avenue from Division Street to Route 1 & 9; Woodruff Lane; Julia Street from Division Street to Route 1 & 9; Henry Street from Julia Street to Woodruff Lane.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, SEPTEMBER 22, 2015, AT 7:30 P.M.

- ORD. NO. 4625 - A bond ordinance for the acquisition of two (2) new Front Line Pumpers in the amount of \$1,000,000.00, with a down payment of \$50,000.00.
- ORD. NO. 4626 - A bond ordinance for the acquisition of a new Tower Ladder in the amount of \$1,100,000.00, with a down payment of \$55,000.00.
- ORD. NO. 4627 - A bond ordinance for the acquisition of a new Sky Boom Pumper in the amount of \$800,000.00, with a down payment of \$40,000.00.
- ORD. NO. 4628 - A capital ordinance for the acquisition of two (2) Fire Trucks in the amount of \$200,000.00 to replace a worn out truck and a new truck to transport dewatering pumps and generators during emergencies.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, OCTOBER 13, 2015, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 4618 - Grant an encroachment permit to Fast Builders, LLC., 803-809 Bond Street, Elizabeth, N.J., to maintain the existing site improvements, including parking stalls and a pylon sign, within the public right-of-way of Bond Street and Division Street.

ORDINANCES ON FINAL (Cont'd.)

ORD. NO. 4619 - Amend Chapter 10.08.010 of the Code of the City of Elizabeth, entitled "Four Way Stop Intersections," specifically to add the intersection of Second Street and Pine Street, with proper signage and stop bars.

ORD. NO. 4620 - Authorize the establishment of a personalized handicapped parking space for Jaime Gonzalez, 12 Spencer Street.

NEW BUSINESS

Authorize the adoption of the Morris Avenue Redevelopment Study, a Condemnation and Non-Condemnation Redevelopment Area and Rehabilitation Areas, as amended and approved by the City of Elizabeth Planning Board.

Authorize an amendment to the Fiscal Year 2016 Capital Budget in the amount of \$3,100,000.00.

Introduce and approve the Fiscal Year 2016 Municipal Budget in the amount of \$239,936,897.76; Fiscal Year 2016 Sewer Utility Budget in the amount of \$29,000,000.00, and Capital Budget in the amount of \$113,431,500.00

(PUBLIC HEARING AND FURTHER CONSIDERATION TO BE HELD TUESDAY EVENING, NOVEMBER 10, 2015.)

Introduce and approve the Midtown Elizabeth Special Improvement District Calendar Year 2015 budget in the amount of \$229,000.00.

(PUBLIC HEARING AND FURTHER CONSIDERATION TO BE HELD TUESDAY EVENING, OCTOBER 13, 2015.)

Authorize the proper City officials to accept funds in the amount of \$164,807.56 for the purchase of twelve (12) Fixed Position Automatic License Plate Readers and award a contract to Major Police Supply, t/a General Sales Administration, 47 North Dell Avenue, Kenvil, N.J., for the purchase of said license plate readers.

Authorize the award of a contract to Archonix Systems, LLC., 30 Lake Center Executive Park, 401 Route 73 North, Marlton, N.J., for the maintenance and quarterly license of Police-Computer Assisted Records Management and Dispatch System (IV) for the period July 1, 2015 through September 30, 2015 in the amount of \$23,720.00.

Authorize the award of a contract to Louis Barbato Landscaping, Inc., 1600 Railroad Avenue, Holbrook, N.Y., for the purchase of one hundred fifty (150) Honey Locust and Pin Oak trees to be planted throughout the City in residential areas, under the Union County CO-OP, at a total cost of \$26,600.00.

Authorize the award of a contract to Public Service Electric and Gas Company, 472 Weston Canal Road, Somerset, N.J., for the installation of seven (7) 14 foot Classic 1 Poles for lighting of the Miller Evans Logan Spray Park, in the amount of \$29,801.58.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Evanston Insurance Company, 10 Parkway N, Deerfield, IL, through the agent of record, Otterstedt Insurance Agency, Inc., for an insurance policy covering City Nurses, for the period August 3, 2015 to August 3, 2016, at an annual premium of \$16,479.00.

Authorize the award of a contract to Dynamic Imaging Systems, Inc., 1000 Atrium Way, Mt. Laurel, N.J., to provide proprietary software for the Police Records Management System, in the amount of \$5,088.00.

Approve the participation of the City's uniformed police officers in the Union County Prosecutor's Body-Worn Camera Pilot Program and authorize the proper City officials to enter into an agreement with Taser International, Inc., 17800 North 85th Street, Scottsdale, Arizona, for the purchase of body cameras with the first year's data storage fee at no cost to the City and year two through five, data storage fees the responsibility of the Police Department for the duration of the Pilot program, subject to availability of funds.

Authorize the Tax Collector to cancel disallowed senior citizen deductions for Tax Year 2014, pursuant to a delineated list submitted August 3, 2015, in the total amount of \$750.00.

Authorize the Tax Collector to refund/credit an overpayment of 2014 taxes on the property located at 848-850 Westfield Avenue in the amount of \$21,214.81.

Authorize the proper City officials to execute all documents necessary for the continuation of the FY 2015-2016 Housing Opportunities for People With Aids (H.O.P.W.A.) Program from the City of Newark, Department of Administration, Bureau of Research and Program Development.

Amend a resolution adopted December 23, 2014, granting the Elizabeth Development Company CDBG funds in the amount of \$491,139.14 for the Siloam Hope Cares CDC Project with a contract period through June 30, 2015, specifically to extend the term of the contract to December 30, 2015.

Authorize Contract Amendment No. 1- Project Close-Out - Final to the contract awarded to Harbor Consultants, Inc., in connection with the Midtown Infrastructure Improvement Project at a cost not to exceed \$620,000.00, specifically for additional construction management at an additional cost not to exceed \$46,000.00.

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 \$2,933.54.

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 \$22,394.11.

Establish a handicapped parking space in front of the premises located at 1079 William Street.

Establish a handicapped parking space in front of the premises located at 122 Port Avenue

Establish a handicapped parking space in front of the premises located at 812 Vine Street.

Delete the following handicapped parking spaces from in front of the premises located at 528 Fulton Street, 236 High Street, 1078 Lafayette Street and 235 Crawford Place.

NEW BUSINESS (Cont'd.)

Adopt a “Resolution of Support”, as recommended by the N.J. Department of Transportation, for a “No Passing Zone” on Rt. 28 in the City of Elizabeth.

Authorize the addition of a bus stop along Route 1 & 9, southbound, at East Grand Street, far side, beginning at the southerly curb line of East Grand Street and extending 100’ southerly therefrom.

Authorize settlement in the workers compensation litigation matter of Rodriguez vs. the City in the total amount of \$44,134.50.

Grant a waiver of vendor fees payable to the Central License Bureau for five (5) games of chance at the Annual St. Vito Festival held on July 23-26, 2015 sponsored by the Frank O. Mazza Civic Association.

Proclaim September 18, 2015, as POW/MIA Remembrance Day.

Designate September 19-25, 2015, as National Prostate Cancer Week.

Designate September, as Leukemia Awareness Month.

Pay Utility Bills.

COMMENDATIONS

MEMORIALS

Margaret Levers, grandmother of Councilman Carlos Torres

ADJOURNMENT