

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, JANUARY 14, 2014

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4445 - Authorize the establishment of a personalized handicapped parking space for Barbara Colon, 67 Clover Street.
- ORD. NO. 4446 - Authorize the establishment of a personalized handicapped parking space for Richard J. Kucmyda, 210 Fulton Street.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 2, 2014, from His Honor the Mayor, subject to the confirmation of your Honorable Body, is re-appointing Ms. Elizabeth J. Pollard, 205 First Street, Apt. 409, Elizabeth, NJ, to serve as a member of the Elizabeth Housing Authority for a new term of five years effective January 17, 2014.
Which was received.

By the Clerk:

Letter dated January 7, 2014, from His Honor the Mayor, subject to the confirmation of your Honorable Body, is making the following appointments: Norma M. Murgado, Esq., Chief Municipal Prosecutor; Ashton E. Thomas, Esq., Patricia A. Mack, Esq., Tangerla Mitchell Thomas, Esq., Assistant Municipal Prosecutors; Robert C. Carroll, Esq., Suzette Cavadas, Esq., William T. Donegan, Esq., Kevin D. Harris, Esq., Anabela Dacruz-Melo, Esq., Annette Quijano, Esq., Christopher Howard, Esq., Temporary Municipal Prosecutors, for a term of one year effective January 1, 2014.
Which was received.

By the Clerk:

Letter dated December 27, 2013, from the Business Administrator requesting authorization for the issuance of insurance covering City-owned properties with The Chubb Group of Insurance Companies, 12 Vreeland Road, Florham Park, NJ, through the agent-of-record, Otterstedt Agency, 540 Sylvan Avenue, Englewood Cliffs, NJ, for the period of October 1, 2013 to October 1, 2014 at an annual premium of \$134,796.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated December 31, 2013, from the Business Administrator recommending the award of a contract to Gen-EI Safety Industrial Products, 961 Route 10 East, Suite 2M, Randolph, NJ, for the purchase of a Fit Testing System at a total cost of \$9,643.50. Which was received.

By the Clerk:

Letter dated December 31, 2013, from the Business Administrator recommending the award of a GLP contract to South Jersey Energy, 1 North Whitehorse Pike, Hammonton, NJ, for the purchase of electricity, through the New Jersey Sustainable Energy Joint Meeting, for the period of January 2014 meter read date through the June 2015 meter read date at a rate of \$0.05722 per kilowatt hour. Which was received.

By the Clerk:

Letter dated January 3, 2014 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 upgrade to the XCAD Data Export within the Police Department for records management in the amount of \$5,400.00. Which was received.

By the Clerk:

Letter dated January 6, 2014, from the Business Administrator recommending the award of a contract to Northeast Auto & Truck Parts, LLC/Division of Capital Supply, Inc., 976 Broadway, Bayonne, NJ, for the purchase of automotive parts and accessories, to include but not limited to brakes, filters and spark plugs, for the Department of Public Works for the period of December 25, 2013 through January 25, 2014 at a cost not to exceed \$50,000.00. Which was received.

By the Clerk:

Letter dated January 6, 2014, from the Business Administrator recommending the award of a contract to Storr Tractor Company, 3191 Route 22, Branchburg, NJ, for the purchase of a power broom with a hydraulic angle for the Department of Public Works, under the Somerset County Co-Op, for the period of December 23, 2013 through February 12, 2014, in the amount of \$10,000.00. Which was received.

By the Clerk:

Letter dated January 6, 2014, from the Business Administrator requesting authorization for the proper City officials to sign all necessary documents to enter into an agreement with Kean University, School of Environmental and Sustainability Sciences, for funds from The Hurricane Sandy Coastal Resiliency Competitive Grants Program in an amount not to exceed \$250,000.00. Which was received.

By the Clerk:

Letter dated January 8, 2014, from the Business Administrator recommending the award of a contract to T & M Associates, Eleven Tindall Road, Middletown, NJ, to serve as the City's engineering consultant under the Congressionally- awarded Solar Program to prepare and issue technical bid specifications or an RFP and to serve as the City's Project Manager through project completion for the period of January 1, 2014 through December 31, 2014, at a cost not to exceed \$150,000.00, unless further authorized by City Council. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 8, 2014, from the Business Administrator requesting an amendment to the resolution adopted December 18, 2012, authorizing a Lease-Purchase Agreement with Motorola Solutions, Inc., to provide equipment to all City departments classified as first responders under the Motorola Trunked Radio System Upgrade, specifically to authorize the proper City officials to execute an amendment to Schedule A of the Lease-Purchase Agreement to include Public Works and non-first responders at a cost not to exceed \$424,454.24, which is payable in four annual payments.
Which was received.

By the Clerk:

Letter dated January 8, 2014, from the Business Administrator requesting authorization for the City of Elizabeth Planning Board to review the NJ Department of Environmental Protection's Model Flood Damage Prevention Ordinance and make recommendations to your Honorable Body for adoption.
Which was received.

By the Clerk:

Letter dated January 8, 2014, from the Business Administrator requesting to designate the joint venture of FAROS Properties and MAS Development Group, LLC/or successor entity, as Redeveloper of Midtown Parcels B and D and authorize the proper City officials to negotiate and execute a Redevelopment Agreement with said entity.
Which was received.

By the Clerk:

Letter dated December 19, 2013, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel the disallowed disabled person deduction on the property located at 70-76 Parker Road for the Tax Year 2012 in the amount of \$250.00.
Which was received.

By the Clerk:

Letter dated January 8, 2014, from the Chief Financial Officer advising that additional grants may be appropriated in the 2014 SFY Budget by budget amendments.
Which was received.

By the Clerk:

Letter dated January 8, 2014, from the Chief Financial Officer advising that in compliance with the SFY 2014 Appropriations Act requires your Honorable Body to approve all payments related to accumulated/uncompensated absence benefits.
Which was received.

By the Clerk:

Letter dated January 8, 2014, from the Chief Financial Officer recommending that the Honorable Members of City Council requests the Director of the Division of Local Finance to make the appropriate changes in the adopted 2014 Municipal budget to account for the City's restructuring regarding the Department of Neighborhood Services in its entirety assigning its bureaus to existing departments and amending other portions of the Code of the City of Elizabeth accordingly.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 8, 2014, from the Chief Financial Officer advising, that in compliance with the SFY2012 Appropriations Act , your Honorable Body review the City's 2013 SFY Annual Financial Statements with particular emphasis on Sheets 19 through 27 surplus generation and usage, tax collection rates (including the status of tax liens), and delinquent tax collection statements.
Which was received.

By the Clerk:

Letter dated January 7, 2014, from the Director of Health and Human Services requesting authorization to enter into an agreement between the City of Elizabeth, Department of Health and Human Services, and the following: Westfield Regional Health Department, Union Health Department, City of Linden, Borough of Roselle, Township of Hillside, City of Rahway, Township of Springfield, Township of Scotch Plains, and Township of Winfield; each municipality agrees to pay \$70.00 per patient for services rendered at the Sexually Transmitted Disease clinic; total sum shall be payable upon receipt of a report containing confirmed cases for the period of January 1, 2014 through December 31, 2014.
Which was received.

By the Clerk:

Letter dated January 7, 2014, from the Director of Health and Human Services requesting authorization to enter into an agreement between the City of Elizabeth, Department of Health and Human Services, and the following: Westfield Regional Health Department, Union Health Department, City of Linden, Borough of Roselle, Township of Hillside, City of Rahway, Township of Springfield, Township of Scotch Plains, and Township of Winfield; each municipality agrees to pay \$90.00 per patient visit and an administration fee of \$70.00 for services rendered at the Union County TB Reactor Clinic in Elizabeth; total sum shall be payable upon receipt of a report of a confirmed medical services rendered for the period of January 1, 2014 through December 31, 2014.
Which was received.

By the Clerk:

Letter dated December 2, 2013, from the Acting Director of Planning and Community Development requesting authorization for the proper City officials to execute an agreement with the YWCA of Eastern Union County, Inc., 1131 E. Jersey Street, Elizabeth, NJ, to provide funds for the purchase and installation of a natural gas powered generator that would maintain electrical service to the emergency shelter in the event of a power interruption for the period of July 1, 2013 until June 30, 2014 in the amount of \$21,250.00.
Which was received.

By the Clerk:

Letter dated January 2, 2014, from the Acting Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary to Discharge the City's second mortgage, Owner Occupied Basic-Deferred Payment Loan Program, on the property located at 223 Elm Court, in the amount of \$20,805.00.
Which was received.

By the Clerk:

Letter dated December 20, 2013, from the Police Director requesting the deletion of the following handicapped parking spaces from in front of 519 Franklin Street and 229 South Second Street.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 3, 2014, from the Police Director requesting the establishment of Stop Signs on Myrtle Street at Grier Avenue, as well as stop sign warning signage 100 feet before both signs. Which was received.

By the Clerk:

Letter dated December 9, 2013, from Steven Krup, PSE&G Services Corporation, requesting to enter into an Access Agreement to complete the geotechnical investigation necessary for the design of repairs to their transmission line. Which Was Referred To Council As A Whole.

By the Clerk:

Letter dated January 8, 2014, from the Frank O. Mazza Civic Association, 630 Third Avenue, Elizabeth, requesting permission to host the Seventh Annual Saint Vito Procession and Feast to be held June 19 through June 22, 2014 from 6:30 p.m. to 10:30 p.m. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated December 11, 2013, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and disbursements for the month of August, 2013, and Statement of Bank Balances and Investments as of August 31, 2013. Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 4447 - Amend Chapter 10.08.010 of the Code of the City of Elizabeth, entitled "Stop Intersections," specifically to add a four-way stop at the intersection of Myrtle Street and Grier Avenue and the installation of a "Stop Sign Warning" one hundred (100) feet before the stop signs at said intersection.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, JANUARY 28, 2014, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 4445 - Authorize the establishment of a personalized handicapped parking space for Barbara Colon, 67 Clover Street.

ORD. NO. 4446 - Authorize the establishment of a personalized handicapped parking space for Richard J. Kucmyda, 210 Fulton Street.

NEW BUSINESS

Authorize an amendment to the Fiscal Year 2014 Budget to insert, as an Item of Revenue, a State of New Jersey, Department of Motor Vehicles, Drunk Driving Enforcement 2014 Grant in the amount of \$16,060.63.

Authorize the proper City officials to submit a request to the Director, Division of Local Finance, to make corrections in the City's 2014 Fiscal Year Municipal Budget to account for Change of Title or Text of Appropriation approved subsequent to the adopted budget.

In compliance with the "Best Practices Requirement" of the SFY 2012 Appropriation Act, adopt a resolution for elected officials of the City to review the City's 2013 SFY Annual Financial Statements.

Confirm the reappointment of Ms. Elizabeth J. Pollard, 205 First Street, Elizabeth, to serve as a member of the Elizabeth Housing Authority for a term of five (5) years, effective January 17, 2014.

Confirm the appointment of Norma M. Murgado, Esq., to serve as Chief Municipal Prosecutor for a one year period, commencing January 1, 2014.

Confirm the appointment of Ashton E. Thomas, Esq., to serve as Assistant Municipal Prosecutor for a one year period, commencing January 1, 2014.

Confirm the appointment of Patricia A. Mack, Esq., to serve as Assistant Municipal Prosecutor for a one year period, commencing January 1, 2014.

Confirm the appointment of Tangerla Mitchell Thomas, Esq., to serve as Assistant Municipal Prosecutor for a one year period, commencing January 1, 2014.

Confirm the appointment of Robert C. Carroll, Esq., to serve as Temporary Municipal Prosecutor for a one year period, commencing January 1, 2014.

Confirm the appointment of Suzette Cavadas, Esq., to serve as Temporary Municipal Prosecutor for a one year period, commencing January 1, 2014.

Confirm the appointment of William T. Donegan, Esq., to serve as Temporary Municipal Prosecutor for a one year period, commencing January 1, 2014.

Confirm the appointment of Kevin D. Harris, Esq., to serve as Temporary Municipal Prosecutor for a one year period, commencing January 1, 2014.

Confirm the appointment of Anabela Dacruz-Melo, Esq., to serve as Temporary Municipal Prosecutor for a one year period, commencing January 1, 2014.

Confirm the appointment of Annette Quijano, Esq., to serve as Temporary Municipal Prosecutor for a one year period, commencing January 1, 2014.

Confirm the appointment of Christopher Howard, Esq., to serve as Temporary Municipal Prosecutor for a one year period, commencing January 1, 2014.

Authorize the award of a contract to The Chubb Group of Insurance Companies, 12 Vreeland Road, Florham Park, N.J., through the agent-of-record, Otterstedt Agency, to provide insurance covering City-owned properties, for the period October 1, 2013 to October 1, 2014, at an annual premium of \$134,796.00.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Gen-El Safety and Industrial Products, 961 Route 10 East, Randolph, N.J., for the purchase of a Fit Testing System for the Fire Department, at a total cost of \$9,643.50.

Authorize the award of a GLP contract to South Jersey Energy, 1 North Whitehorse Pike, Hamonton, N.J., for the purchase of electricity, through the New Jersey Sustainable Energy Joint Meeting, for the period January, 2014 through June, 2015, at a rate of \$0.05722 per kilowatt hour.

Authorize the award of a contract to Archonix Systems, LLC., 401 Route 73 North, Marlton, N.J., for the upgrade to the XCAD Data Export within the Police Department for Records Management in the amount of \$5,400.00.

Authorize the award of a contract to Northeast Auto & Truck Parts, LLC, Division of Capital Supply, Inc., 976 Broadway, Bayonne, N.J., for the purchase of automotive parts and accessories for the Department of Public Works for the period December 25, 2013 through January 25, 2014, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to Storr Tractor Company, 3191 Route 22, Branchburg, N.J., for the purchase of a power broom with a hydraulic angle for the Department of Public Works, under the Somerset County Co-Op, for the period December 23, 2013 through February 12, 2014, in the amount of \$10,500.00.

Authorize the proper City officials to enter into an agreement with Kean University, School of Environmental and Sustainability Sciences, 1000 Morris Avenue, Union, N.J., for funds from The Hurricane Sandy Coastal Resiliency Competitive Grants Program in the amount of \$250,000.00.

Authorize the award of a contract to T & M Associates, 11 Tindall Road, Middletown, N.J., to serve as the City's engineering consultant, under the Congressionally-awarded Solar Program, to prepare and issue technical bid specifications and to serve as the City's project manager through project completion for the period January 1, 2014 through December 31, 2014, at a cost not to exceed \$150,000.00, unless further authorized by City Council.

Amend a resolution adopted December 18, 2012, authorizing a lease-purchase agreement with Motorola Solutions, Inc., for the Motorola Trunked Radio System Upgrade for departments classified as first responders, specifically to amend Schedule A of the lease-purchase agreement to include Public Works and non-first responders, at a cost not to exceed \$424,454.24, payable in four annual payments.

Authorize the Planning Board to review the N.J. Department of Environmental Protection's Model Flood Damage Prevention Ordinance and make recommendations to City Council for adoption.

Authorize the proper City officials to execute a Redevelopment Agreement with the joint venture of FAROS Properties and MAS Development Group, LLC/or successor entity, as Redeveloper of the Midtown Parcels B and D.

Authorize the Tax Collector to cancel a disallowed disabled person deduction for Tax Year 2012 in the amount of \$250.00 on the property located at 70-76 Parker Road due to failure to file an Annual Post Tax Year Statement.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to execute an Agreement between the City of Elizabeth, Department of Health and Human Services, and Westfield Regional Health Department; Union Health Department; City of Linden; Borough of Roselle; Township of Hillside; City of Rahway; Township of Springfield; Township of Scotch Plains and the Township of Winfield for services rendered at the Sexually Transmitted Disease (STD) Clinic in the amount of \$70.00 per patient payable upon receipt of a report confirming said service for the period January 1, 2014 to December 31, 2014.

Authorize the proper City officials to execute an Agreement between the City of Elizabeth, Department of Health and Human Services and Westfield Regional Health Department; Union Health Department; City of Linden; Borough of Roselle; Township of Hillside; City of Rahway; Township of Springfield; Township of Scotch Plains and the Township of Winfield for services rendered at the Union County TB Reactor Clinic in Elizabeth, in the amount of \$90.00 per patient visit, plus an administration fee of \$70.00 for services rendered, payable upon receipt of a report confirming said service for the period January 1, 2014 to December 31, 2014.

Authorize the proper City officials to execute an agreement with the YWCA of Eastern Union County, 1131 East Jersey Street, Elizabeth, N.J., to provide funds in the amount of \$21,250.00 for the purchase and installation of a natural gas-powered generator to maintain electrical service at the emergency shelter in event of a power interruption for the period July 1, 2013 to June 30, 2014.

Authorize the proper City officials to execute all necessary documents to discharge a second mortgage held by the City on the property located at 223 Elm Court.

Establish a handicapped parking space in front of the premises located at 222 Inslee Place.

Establish a handicapped parking space in front of the premises located at 952 Williams Street.

Establish a handicapped parking space in front of the premises located at 448 Erico Avenue.

Delete the following handicapped parking spaces from in front of the premises located at: 519 Franklin Street and 229 South Second Street.

Permit the Frank O. Mazza Civic Association, 630 Third Avenue, Elizabeth, N.J., to host the Seventh Annual St. Vito Procession and Feast, on June 19 through 22, 2014, from 6:30 p.m. to 10:30 p.m.

Utility Bills.

COMMENDATIONS

MEMORIALS

Maria Agliata
Adelfa Dieguez
Maria Maselli
Pierre Clervoyant

ADJOURNMENT