

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MARCH 11, 2014

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4451 - Authorize a Bond Ordinance providing for a supplemental appropriation of \$1,500,000.00 for the reconstruction of a fire house at 472 Catherine Street and providing for the issuance of \$1,425,000.00 in bonds or notes of the City to finance same.
- ORD. NO. 4452 - Authorize the adoption of a Sewer Utility Bond Ordinance in the amount not to exceed \$12,000,000.00 providing for sewer capital repairs and appropriating the issuance of \$12,000,000 bonds or notes of the City to finance the cost thereof.
- ORD. NO. 4453 - Grant an encroachment permit to Woodard & Curran, Inc., 50 Millstone Road, East Windsor, N.J., on behalf of InvenSYS Corporation, to install two (2) environmental groundwater wells in Jefferson Avenue, between Virginia and Alina Streets.
- ORD. No. 4454 - An ordinance authorizing the execution of the Agreement of Sale and the conveyance of the property located at 625 Pulaski Street, known as the Freedom Club Polish National Home, to the City of Elizabeth for the purchase price of \$750,000.00.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated February 24, 2014, from His Honor, the Mayor, subject to the confirmation of your Honorable Body, herewith re-appoints Ms. Gisela Bernal-Castro, 30 Vista Avenue, Elizabeth, NJ, to serve as a Member of the Elizabeth Parking Authority for a new five year term.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated February 27, 2014, from the Business Administrator recommending the award of a contract to AAM Motor Sales, DBA Jersey City Ford, 315 Clendenny Avenue, Jersey City, NJ, for maintenance and repairs of vehicles with 15,000 lb. Gross Vehicle Weight Rating or less for various departments for the period of February 1, 2014 through March 31, 2014, at a cost not to exceed \$25,000.00. Which was received.

By the Clerk:

Letter dated February 27, 2014, from the Business Administrator recommending the award of a contract to Atlantic Detroit Diesel Allison, LLC, 33 Gregg Street, Lodi, NJ, for maintenance and repair for heavy duty vehicles, to include but not limited to motors and transmissions, for the various departments for the period of February 24, 2014 through February 28, 2015, at a cost not to exceed \$75,000.00. Which was received.

By the Clerk:

Letter dated February 27, 2014, from the Business Administrator recommending the award of a contract to Avaya Inc., 161 Cliveden Drive, Newtown, PA, for the purchase of Telecommunications Wired for various departments for the period of February 2, 2014 through February 1, 2015, at a cost not to exceed \$80,000.00. Which was received.

By the Clerk:

Letter dated February 27, 2014, from the Business Administrator recommending the award of a contract to Firefighter One, LLC, 26 Gail Court – Suite 1, Sparta, NJ, for Firefighter Protective Clothing and Equipment for the Fire Department during the period of February 11, 2014 through March 31, 2015, at a cost not to exceed \$60,000.00. Which was received.

By the Clerk:

Letter dated February 27, 2014, from the Business Administrator recommending the award of a contract to Firefighter One, LLC, 26 Gail Court – Suite 1, Sparta, NJ for the purchase of Police and Homeland Security Equipment and Supplies for the Fire Department for the period of February 11, 2014 through April 30, 2015 at a cost not to exceed \$60,000.00. Which was received.

By the Clerk:

Letter dated February 27, 2014, from the Business Administrator recommending the award of a contract to Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ, for the purchase of two (2) 2014 Ford Fusion Sedans at a cost of \$36,212.00 under the Morris County Co-Op. Which was received.

By the Clerk:

Letter dated February 28, 2014, from the Business Administrator recommending the award of a contract to Route 23 Auto Mall, 1301 Route 23 South, Butler, NJ, for Maintenance and Repairs for Heavy Duty Vehicles for various departments for the period of February 24, 2014 through February 28, 2015 at a cost not to exceed \$50,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated February 28, 2014, from the Business Administrator recommending the award of a contract to J & M National Spring Co., 50 Branford Street, Newark, NJ, for maintenance and repair of heavy duty vehicles to include but not limited to springs for various departments for the period of February 24, 2014 through February 28, 2015 at a cost not to exceed \$50,000.00.
Which was received.

By the Clerk:

Letter dated February 28, 2014, from the Business Administrator recommending the award of a contract to W. W. Grainger, Inc., Grainger Industrial Supply Division, 55 Jackson Drive, Cranford, NJ, for Industrial Maintenance Repair Operation Supplies and Equipment for various departments for the period of February 28, 2014 through February 28, 2015, at a cost not to exceed \$400,000.00.
Which was received.

By the Clerk:

Letter dated February 28, 2014, from the Business Administrator requesting to amend the resolution adopted July 24, 2012, awarding a contract to Atlantic Tactical of New Jersey, Inc., for the purchase of Ammunition, Protective Vests and Crime Prevention Supplies at a cost not to exceed \$200,000.00, specifically to add additional equipment which is under Atlantic Tactical of New Jersey, Inc., state contract numbers 81360 and 82102.
Which was received.

By the Clerk:

Letter dated February 28, 2014, from the Business Administrator recommending the award of a contract to Campbell Freightliner, LLC, 1015 Cranbury South/River Road, S. Brunswick, NJ, for Maintenance and Repair Services for Heavy Duty Vehicles, to include but not limited to repair of pumps, water tanks and exhaust, for the various departments for the period of February 24, 2014 through February 28, 2015, at a cost not to exceed \$50,000.00.
Which was received.

By the Clerk:

Letter dated February 28, 2014, from the Business Administrator requesting authorization for the Purchasing Agent to commence the competitive contracting process in order to draft a Request For Proposal for the purposes of selecting an Energy Services Company to initiate an Energy Services Improvement Program.
Which was received.

By the Clerk:

Letter dated February 28, 2014, from the Business Administrator recommending the award of a contract to Air Brake & Equipment, 225 Route 22 West, Hillside, NJ, for the Maintenance and Repair of Heavy Duty Vehicles, to include but not limited to brakes and air systems, for various departments for the period of February 24, 2014 through February 28, 2015, at a cost not to exceed \$50,000.00.
Which was received.

By the Clerk:

Letter dated March 3, 2014, from the Business Administrator recommending the award of a contract to Northeast Auto & Truck Parks, LLC/Division of Capital Supply, Inc., 976 Broadway, Bayonne, NJ, for the purchase of Parts and Repairs for Road Maintenance Equipment for the Department of Public Works for the period of February 24, 2014 through February 24, 2016, at a cost not to exceed \$250,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 3, 2014, 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 Maintenance for Picture Link Imaging Systems Hardware and Software for the Police Department in the total amount of \$20,900.45. Which was received.

By the Clerk:

Letter dated March 3, 2014, from the Business Administrator recommending the award of a contract to Computer Systems and Methods, 15 Maple Street, Somerville, NJ, for the purchase of four (4) Panasonic Toughpads for the EMS Division of the Fire Department at a total cost of \$13,130.48. Which was received.

By the Clerk:

Letter dated March 3, 2014, from the Business Administrator recommending the award of a contract to EFK Group, LLC, 1027 S. Clinton Avenue, Trenton, NJ, to provide the Office of Youth Services program branding, video, website design and development in the total amount of \$70,000.00. Which was received.

By the Clerk:

Letter dated March 4, 2014, from the Business Administrator requesting Change Order No. 1 to the contract awarded on January 22, 2013, to Pierce Manufacturing of Appleton, Wisconsin, regarding sealed bid for Mobile Foam Support Delivery Unit and Chemical Agent Support Unit in the amount of \$1,641,828.00, specifically to increase the award by \$13,182.00 and a contract awarded on May 14, 2013, sealed bid for 2000 GPM Pumper and Aerial Ladder Truck in the amount of \$1,358,959.00, specifically to increase the award by \$8,211.00 in order for the vehicles to operate safely and efficiently. Which was received.

By the Clerk:

Letter dated March 4, 2014, from the Business Administrator requesting authorization for the proper City officials to appoint, enter into and execute an agreement with the Law Firm of Lum, Drasco & Positan, LLC, 103 Eisenhower Parkway, Roseland, NJ to provide Employment Counsel Services for the City of Elizabeth for the period of February 15, 2014 through February 14, 2015 at a rate of \$175.00 per hour for attorneys, \$75.00 per hour for paralegals and \$25.00 per hour for secretarial overtime, if authorized by the City Attorney, for a total cap of \$60,000.00. Which was received.

By the Clerk:

Letter dated March 4, 2014, from the Business Administrator requesting authorization to amend the resolution adopted January 14, 2014, authorizing an amendment to Schedule A of the lease-purchase agreement between the City of Elizabeth and Motorola Solutions, Inc., to provide all equipment for City of Elizabeth first responders under the Motorola Trunked Radio System Upgrade, specifically to provide that the Chief Financial Officer will encumber funds and execute a Certificate of Availability of Funds every year of the Lease-Purchase Agreement. Which was received.

By the Clerk:

Letter dated March 4, 2014, from the Chief Financial Officer advising that additional grants may be appropriated in the 2014 SFY Budget by budget amendments. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 4, 2014, from the Chief Financial Officer advising that in compliance with the SFY 2014 Appropriations Act your Honorable Body approve all payments related to accumulated/uncompensated absence benefits. Which was received.

By the Clerk:

Letter dated March 4, 2014, from the Director of Health and Human Services requesting that your Honorable Body consider adopting an Ordinance entitled: "Smoking" and to Prohibit Smoking on City Property. Which was received.

By the Clerk:

Letter dated February 26, 2014, from the Acting Director of Planning and Community Development requesting authorization for the proper City officials to execute a CDBG agreement with the Urban League of Union County, Inc., 288 North Broad Street, Elizabeth, NJ, to provide funds for case management services to provide direct short-term rental assistance to individuals or families at risk for homelessness for the period of July 1, 2013 to June 30, 2014, in the amount of \$25,000.00. Which was received.

By the Clerk:

Letter dated February 26, 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 and cancellation of the affordability agreement Combo Program on the property located at 1112-1118 Dickinson Street in the amount of \$70,000.00. Which was received.

By the Clerk:

Letter dated March 3, 2014, from the Acting Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to postpone the City's mortgage, Rental Housing Program, on the property located at 709-711 Third Street in the amount of \$80,000.00. Which was received.

By the Clerk:

Letter dated February 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 \$3,463.33. Which was received.

By the Clerk:

Letter dated March 4, 2014, from the Director of Public Works requesting approval of Change Order No. 1 to the contract awarded to Applied Landscape Technologies, Inc., for the renovations to Joseph A. O'Brien Playground at an original cost of \$2,262,000.00, to provide further for quantity adjustments from estimated bid quantities to as-built quantities; excavation and disposal of regulated non-hazardous soil; additional soil removal due to the discovery of unsuitable soil and high groundwater related to the subsurface storm water detention system and parking lot that was unknown during the design and bidding of the project at an additional cost of \$411,301.56 raising the contract to \$2,673,301.56.

REPORTS OF CITY OFFICERS

By the Clerk:

Minutes: Fair Rental Housing Board meeting held January 15, 2014.
Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 4455 - Establish Chapter 8.66 of the Code of the City of Elizabeth entitled "Smoking", and to prohibit smoking on City property.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING
ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD
TUESDAY, MARCH 25, 2014, AT 7:30 P.M.**

ORDINANCES ON FINAL PASSAGE

ORD. NO. 4451 - Authorize a Bond Ordinance providing for a supplemental appropriation of \$1,500,000.00 for the reconstruction of a fire house at 472 Catherine Street and providing for the issuance of \$1,425,000.00 in bonds or notes of the City to finance same.

ORD. NO. 4452 - Authorize the adoption of a Sewer Utility Bond Ordinance in the amount not to exceed \$12,000,000.00 providing for sewer capital repairs and appropriating the issuance of \$12,000,000 bonds or notes of the City to finance the cost thereof.

ORD. NO. 4453 - Grant an encroachment permit to Woodard & Curran, Inc., 50 Millstone Road, East Windsor, N.J., on behalf of Invensys Corporation, to install two (2) environmental groundwater wells in Jefferson Avenue, between Virginia and Alina Streets.

ORD. No. 4454 - An ordinance authorizing the execution of the Agreement of Sale and the conveyance of the property located at 625 Pulaski Street, known as the Freedom Club Polish National Home, to the City of Elizabeth for the purchase price of \$750,000.00.

NEW BUSINESS

Confirm the reappointment of Ms. Gisela Bernal-Castro, 30 Vista Avenue, Elizabeth, to serve as a member of the Elizabeth Parking Authority for a five year term, effective March 23, 2014.

Authorize the award of a contract to AAM Motor Sales, d/b/a Jersey City Ford, 315 Clendenny Avenue, Jersey City, N.J, for maintenance and repairs of vehicles for various departments, for the period February 1, 2014 through March 31, 2014, at a cost not to exceed \$25,000.00.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Atlantic Detroit Diesel Allison, LLC., 33 Gregg Street, Lodi, N.J., for maintenance and repair of heavy duty vehicles for various departments for the period February 24, 2014 through February 28, 2015, at a cost not to exceed \$75,000.00.

Authorize the award of a contract to Avaya, Inc., 161 Cliveden Drive, Newton, PA, for the purchase of telecommunications wired for various departments for the period February 2, 2014 through February 1, 2015, at a cost not to exceed \$80,000.00.

Authorize the award of a contract to Firefighter One, 26 Gail Court, Sparta, N.J., for the purchase of protective clothing and equipment for the Fire Department for the period February 11, 2014 through March 31, 2015, at a cost not to exceed \$60,000.00.

Authorize the award of a contract to Firefighter One, 26 Gail Court, Sparta, N.J., for the purchase of Police and Homeland Security equipment and supplies for the Fire Department for the period February 11, 2014 through April 30, 2015, at a cost not to exceed \$60,000.00.

Authorize the award of a contract to Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, N.J., for the purchase of two (2) 2014 Ford Fusion Sedans, under the Morris County CO-OP, for the Department of Police, at a cost of \$36,212.00.

Authorize the award of a contract to Route 23 Auto Mall, 1301 Route 23 South, Butler, N.J., for maintenance and repairs of heavy duty vehicles for various departments, for the period February 24, 2014 through February 28, 2015, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to J & M National Spring Company, 50 Bradford Street, Newark, N.J., for maintenance and repair of heavy duty vehicles for various departments for the period February 24, 2014 through February 28, 2015 at a cost not to exceed \$50,000.00.

Authorize the award of a contract to W.W. Grainger, Inc., Grainger Industrial Supply Division, 55 Jackson Drive, Cranford, N.J., for Industrial Maintenance Repair Operation Supplies and Equipment for various departments for the period February 28, 2014 through February 28, 2015, at a cost not to exceed \$400,000.00.

Amend the resolution adopted July 24, 2012, awarding a contract to Atlantic Tactical of New Jersey, Inc., for the purchase of ammunition, protective vests and other crime prevention supplies for the Police Department, at a cost not to exceed \$200,000.00, specifically to add additional equipment under State Contract 81360 and 82102.

Authorize the award of a contract to Campbell Freightliner, LLC, 1015 Cranbury South/River Road, South Brunswick, N.J., for maintenance and repair for heavy duty vehicles for various departments for the period February 24, 2014 through February 28, 2015, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to Air Brake & Equipment, 225 Route 22 West, Hillside, N.J., for maintenance and repair of heavy duty vehicles for various departments for the period February 24, 2014 through February 28, 2015, at a cost not to exceed \$50,000.00.

NEW BUSINESS (Cont'd.)

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 parts and repairs for road maintenance equipment for the Department of Public Works for the period February 24, 2014 through February 24, 2016, at a cost not to exceed \$250,000.00.

Authorize the Purchasing Agent to commence the competitive contracting process to draft a Request for Proposal for selecting an energy services company to initiate an Energy Services Improvement Program.

Authorize the award of a contract to Dynamic Imaging Systems, Inc., 1000 Atrium Way, Mt. Laurel, N.J., to provide maintenance for Picture Link Imaging Systems hardware and software for the Police Department in the amount of \$20,900.45.

Authorize the award of a contract to Computer Systems and Methods Corporation, 15 Maple Street, Somerville, N.J., for the purchase of four (4) Panasonic Toughbooks for the EMS Division of the Fire Department, at a total cost of \$13,130.48.

Authorize the award of a contract to the EFK Group, LLC, 1027 South Clinton Avenue, Trenton, N.J., to provide the Office of Youth Services program branding, video website design and development in the total amount of \$70,000.00.

Authorize Change Order No. 1 to the contract awarded to Pierce Manufacturing, Inc., of Appleton, WI., on January 22, 2013, for Mobile Foam Support Delivery Unit and Chemical Agent Support Unit in the amount of \$1,642,828.00, specifically to increase said contract an additional \$13,182.00 and authorize Change Order No. 1 to the contract awarded to Pierce Manufacturing, Inc., of Appleton, WI., on May 14, 2013, for a 2000 GPM Pumper and Aerial Ladder truck in the amount of \$1,358,959.00, specifically to increase said contract an additional \$8,211.00.

Authorize the proper City officials to execute an agreement with the law firm of Lum, Drasco and Positan, LLC., 103 Eisenhower Parkway, Roseland, N.J., to provide the City with Employment Counsel services for the period February 15, 2014 through February 14, 2015, for a total CAP of \$60,000.00.

Amend a resolution adopted January 14, 2014, authorizing an amendment to Schedule A of the lease-purchase agreement with Motorola Solutions, Inc., for the Motorola Trunked Radio System Upgrade, specifically to provide that the Chief Financial Officer encumber funds and execute a Certificate of Availability of Funds for annual payments required by said agreement.

Authorize the proper City officials to execute a CDBG agreement with the Urban League of Union County, Inc., 288 North Broad Street, Elizabeth, to provide funds in the amount of \$25,000.00 to be used for Case Management Services for direct short-term rental assistance to individuals/families at risk for homelessness, 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 1120-1122 Dickinson Street and the cancellation of the affordability agreement.

Authorize the postponement of the City's second mortgage held on the property located at 709-711 Third Avenue, in the amount of \$80,000.00.

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 \$3,463.33.

NEW BUSINESS (Cont'd.)

Authorize Change Order No. 1 to the contract awarded Applied Landscape Technologies, Inc., for renovations to Joseph A. O'Brien Playground at a cost of \$2,262,000.00, to provide further for the quantity adjustments from estimated bid quantities to as-built quantities at an additional cost of \$411,301.56.

Adopt a resolution in support of Newark Liberty Airport workers pursuing a fair wage increase and other issues regarding employee benefits.

Pay utility bills.

COMMENDATIONS

Kiana Dominique Harris, representing New Jersey in American Nation Pageant
Officer Lateef Banks
Elizabeth Packers Flag Team
Elizabeth Packers Mitey Mites Team

MEMORIALS

ADJOURNMENT