

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MARCH 25, 2014

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

APPROVAL OF MINUTES:

Organization Meeting, January 1, 2013;
Conference Meetings: January 2, 15; February 5, 19;
March 5, 19; April 2, 16; May 7, 21; June 5, 18; 2013
Regular Meetings: January 8, 22; February 13, 26;
March 12, 26; April 9, 23; May 14, 28; June 11, 25, 2013

PUBLIC HEARINGS

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

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 17, 2014, from His Honor the Mayor that subject to the confirmation of your Honorable Body, he herewith appoints Mr. Eduardo J. Rodriguez, 618 Jackson Avenue, Elizabeth, NJ, to serve as Director of Planning and Community Development effective April 1, 2014.
Which was received.

By the Clerk:

Letter dated March 14, 2014, from His Honor the Mayor advising that the City of Elizabeth has received an upgrade from its previous A1 rating to a Aa3 rating and would like to take this opportunity to recognize the pivotal role City Council has played in this achievement from voting and authorizing the approval of the municipal budget, your input and actions have contributed immensely to this positive outcome; congratulations to you and our entire City on this success; it should be shared by all.
Which was received.

By the Clerk:

Letter dated March 13, 2014, from the Business Administrator requesting authorization for the proper City officials to enter into and sign all necessary documents with the City of Linden for an Intergovernmental Services Agreement for License Inspectors, for the period of December 15, 2013 through December 14, 2014 for a fee of \$10,000.00 paid to the City.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 18, 2014, from the Business Administrator recommending the award of a contract to Prestige Environmental, Inc., 220 Davidson Avenue, Suite 307, Somerset, NJ, to perform Licensed Site Remediation Professional services, more specifically a Phase 1 Environmental Site Assessment and Preliminary Assessment of the former automobile repair facility located at 75-77 West Jersey Street for a one year period commencing the date of contract award in an amount not to exceed \$10,000.00. Which was received.

By the Clerk:

Letter dated March 18, 2014, from the Business Administrator requesting authorization for the proper City officials to execute an Urban Enterprise Zone Contract Amendment Extension for the UEZ Marketing Plan 2011 until December 31, 2014 in order to allow for proper completion of the Marketing Plan. Which was received.

By the Clerk:

Letter dated March 18, 2014, from the Business Administrator requesting authorization for the proper City officials to enter into a contract with T & M Associates, 11 Tindall Road, Middletown, NJ, for professional on-call traffic engineering services for the City of Elizabeth for the period of April 10, 2014 through April 9, 2015 in an amount not to exceed \$50,000.00. Which was received

By the Clerk:

Letter dated March 18, 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 March 18, 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 totaling \$95,334.97. Which was received.

By the Clerk:

Letter dated March 18, 2014, from the Chief Financial Officer advising that the City may have an opportunity to file tax appeals by April 1, 2014 that will increase the assessed values for various commercial and industrial properties. Which was received.

By the Clerk:

Letter dated March 18, 2014, from the Chief Financial Officer requests that City Council consider the approval of a bond ordinance that would authorize the resurfacing of various roads in the amount of \$5,000,000; authorizing obligations of \$4,750,000.00 with a down payment of \$250,000.00. Which was received.

By the Clerk:

Letter dated March 12, 2014, from the Director of Health and Human Services requesting authorization for the proper City officials to co-sponsor and participate in the Run for Children to be held on Sunday, June 8, 2014, and to execute all documents necessary in order to obtain the sanctioning from the USATF (U.S.A Track & Field Organization) commencing and finishing at Warinanco Park. Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 13, 2014, from the Department of Planning and Community Development requesting a commendation to honor Maureen Pannullo, upon her retirement after 42 years of service with the City of Elizabeth. Which was received.

By the Clerk:

Letter dated March 17, 2014, from the Director of Public Works requesting authorization for Pasquale Vella, the City of Elizabeth Municipal Recycling Coordinator, to endorse the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection to ensure that the application is properly filed. Which was received.

By the Clerk:

Letter dated March 17, 2014, from the Director of Public Works requesting that your Honorable Body consider the adoption of a City of Elizabeth Complete Streets Policy to provide safe access for all road users by designing and operating a comprehensive, integrated, connected multi-modal network of transportation options. Which was received.

By the Clerk:

Letter dated March 17, 2014, from the Director of Public Works recommending the award of a contract to Hatch Mott MacDonald, 111 Wood Avenue South, Iselin, NJ, to provide engineering and field services in connection with the Elizabeth River Flood Control Project, Emergency Maintenance Contract, Construction Phase Engineering Services in an amount not to exceed \$780,000.00. Which was received.

By the Clerk:

Letter dated March 11, 2014, from the Police Director requesting permission to establish handicapped parking spaces in front of the premises located at: 73 Westfield Avenue (personalized), 317 Niles Street (personalized), 331 Loomis Street, 212 Center Street, 1030 Boudinot Place, 310 S. Seventh Street, and the deletions at: 415 Linden Avenue and 451 Walnut Street. Which was received.

By the Clerk:

Letter dated March 17, 2014, from the Planning Board recommending the adoption of the new NJDEP Flood Damage Prevention Control Ordinance fulfilling the review, recommendation and reporting requirements under N.J.S.A. 40:55D-26(a). Which was received.

By the Clerk:

Letter dated March 17, 2014, from APS Contracting, Inc., 155-161 Pennsylvania Avenue, Paterson, NJ, requesting an Encroachment Permit for the installation of a temporary construction fence within the Lyons Place right-of-way to perform activities in connection with the erection of the Union County Family Court. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated February 11, 2014, from the Chief Financial Officer submitting the City Treasurer's Report of Receipts and Disbursements for the month of October, 2013, and Statement of Bank Balances and Investments as of October 31, 2013. Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 4456 - Grant an encroachment permit to APS Contracting, Inc., 155-161 Pennsylvania Avenue, Paterson, N.J., to install a temporary fence within the public right-of-way at Lyons Place during the construction of the Union County Family Court at 2 Cherry Street.
- ORD. NO. 4457 - Authorize the adoption of the new N.J. Department of Environmental Protection Flood Damage Prevention Control Ordinance pursuant to N.J.S.A. 40:55d-26(A) requirements.
- ORD. NO. 4458 - Rescind Ordinance No. 4254, adopted October 25, 2011, which authorized the establishment of a personalized handicapped parking space for Shirley A. Dozier, 451 Walnut Street.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, APRIL 8, 2014, AT 7:30 P.M.

- ORD. NO. 4459 - Authorize the adoption of a Bond Ordinance in the amount of \$5,000,000.00, with a down payment of \$250,000.00, for the resurfacing of various roads.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, APRIL 22, 2014, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

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

NEW BUSINESS

- Authorize an amendment to the Fiscal Year 2014 Capital Budget in the amount of \$5,000,000.00.
- Authorize an amendment to the Fiscal Year 2014 Budget to insert, as an Item of Revenue, a N.J. Department of Law & Public Safety, Edward Byrne Memorial Justice Assistance Grant 2011, in the amount of \$126,811.80.
- Authorize an amendment to the Fiscal Year 2014 Budget to insert, as an Item of Revenue, a N.J. Department of Law & Public Safety, Edward Byrne Memorial Justice Assistance Grant 2012, in the amount of \$118,276.20.
- In compliance with SFY 2014 Appropriations Act (Best Practices Requirement), City Council is requested to approve all payments related to accumulated/uncompensated absence benefits.

NEW BUSINESS (Cont'd.)

Permit the City to file tax appeals increasing the assessed value for various commercial and industrial properties.

Confirm the appointment of Mr. Eduardo J. Rodriguez, 618 Jackson Avenue, Elizabeth, to serve as Director of Planning and Community Development, effective April 1, 2014.

Authorize the proper City officials to execute an Intergovernmental Services Agreement with the City of Linden for License Inspectors to provide inspection services for taxicab and limousine enforcement for the period December 15, 2013 through December 14, 2014, at a fee of \$10,000.00.

Authorize the award of a contract to Prestige Environmental, Inc., 220 Davidson Avenue, Somerset, N.J., to provide Licensed Site Remediation Professional services at the former automobile repair facility located at 75-77 West Jersey Street for Phase 1 Environmental Assessment and Preliminary Assessment for a period of one year as of date of contract in an amount not to exceed \$10,000.00.

Authorize the proper City officials to execute an Urban Enterprise Zone (UEZ) contract amendment extension for the UEZ Marketing Plan 2011 until December 31, 2014 to allow for proper completion of the Marketing Plan.

Authorize the award of a contract to T & M Associates, 11 Tindall Road, Middletown, N.J., to provide "On Call" traffic engineering services for the City, for the period April 10, 2014 through April 9, 2015, at a cost not to exceed \$50,000.00.

Authorize the proper City officials to execute all the necessary documents to co-sponsor, participate and obtain sanctioning from the U.S.A. Track & Field organization for the Run for Children to be held on June 8, 2014, at Warinanco Park .

Authorize Pasquale Vella, Recycling Coordinator, to endorse the submission of the Recycling Tonnage Grant application to the New Jersey Department of Environmental Protection.

Authorize the adoption of a City of Elizabeth Complete Streets Policy by designing and operating transportation options to provide safe access for all road users.

Authorize the award of a contract to Hatch Mott MacDonald, 111 Wood Avenue South, Iselin, N.J., to provide engineering and field services in connection with the construction phase of the Elizabeth River Flood Control Project, Emergency Maintenance Contract, in an amount not to exceed \$780,000.00.

Establish a handicapped parking space in front of the premises located at 1030 Boudinot Place .

Establish a handicapped parking space in front of the premises located at 125 First Street.

Establish a handicapped parking space in front of the premises located at 483 Catherine Street.

Establish a handicapped parking space in front of the premises located at 153 Jacques Street.

Establish a handicapped parking space in front of the premises located at 212 Centre Street.

NEW BUSINESS (Cont'd.)

Establish a handicapped parking space in front of the premises located at 310 South Seventh Street.

Establish a handicapped parking space in front of the premises located at 331 Loomis Street.

Delete the handicapped parking space from in front of the premises located at 415 Linden Avenue.

Designate May 27, 2014 as Youth In City Government Day and appoint Councilman Carlos L. Torres as Chairman of said affair.

Pay utility bills.

Approve Bingo and Raffle licenses.

COMMENDATIONS

Maureen Pannullo, Retirement, Department of Planning & Community Development.

Carolyn Cole, Retirement, Department of Health & Human Services

Panagiota "Penny" Tsoukaras, Special Recognition, Women's History Month

MEMORIALS

Joseph Barone

Mary Mazza

Nicholas Netta, Sr.

Giuseppe G. Lavecchia

Elizabeth B. Almeida

Vincent C. Corsentino

ADJOURNMENT: