

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, OCTOBER 9, 2007

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING: RESIDENTS AND TAXPAYERS ADDRESS THE CITY COUNCIL.

PUBLIC HEARINGS

- ORD. NO. 3929 - Authorize a Capital Bond Ordinance in the amount of \$200,000.00 providing for the acquisition of property, known as Sisselman Field, 1081-1091 Neck Lane (balance of payments due).
- ORD. NO. 3930 - Authorize the establishment of a personalized handicapped parking space for Lourdes Hernandez, 614 Marshall Street.
- ORD. NO. 3931 - An ordinance granting authorization for Aveiton Builders, Inc., 94 Green Street, Woodbridge, N.J., to install a sanitary sewer extension in Seventh Street at the intersection of Marshall Street.
- ORD. NO. 3932 - Amend Chapter 2.64.040 of the Code of the City of Elizabeth, entitled "Charges and Fees Authorized," specifically deleting Section B (charges for the use of municipal tennis courts) and Section C (charges for tennis clinics).
- ORD. NO. 3933 - An ordinance to create Chapter 12.42 of the Code of the City of Elizabeth, entitled "Clothing Storage Bins and Receptacles."

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 21, 2007, from the Business Administrator recommending the award of a contract to Scalora Brothers, Inc., 382 Lackawanna Place, South Orange, N.J., for the purchase of 250 trees for the Department of Public Works, under the Union County Cooperative Purchasing Program, at a cost not to exceed \$55,000.00.
Which was received.

By the Clerk:

Letter dated September 26, 2007, from the Business Administrator requesting to amend the resolution adopted on September 25, 2007, to award a contract to US Municipal Supply, Inc., 461 Glennie Circle, King of Prussia, PA, for the purchase of sweeper parts in the amount of \$200,000.00, by changing the period of time to September 13, 2007 to September 13, 2009.
Which was received.

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PETITIONS & COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 27, 2007, from the Business Administrator recommending the award of a contract to Lawmen Supply Company of NJ, Inc., 5521 White Horse Pike, Egg Harbor City, N.J., for the purchase of 25 Sig Sauer P226 9MM Semi-Auto Pistols no rails, 100 Safariland Holster for Sig P226 and 100 Hood Guards at a cost of \$24,903.00.
Which was received.

By the Clerk:

Letter dated September 28, 2007, from the Business Administrator recommending the award of a contract to Guard Line Fire & Safety Co., Inc., 75 Main Avenue, Elmwood Park, N.J., for the purchase of FireHawk facepieces and accessories at a cost of \$36,120.64.
Which was received.

By the Clerk:

Letter dated October 1, 2007, from the Business Administrator recommending the award of a contract to Dell Marketing, L.P., One Dell Way, Round Rock, Texas, in the amount of \$112,060.87, and Emtec Inc., 11 Diamond Road, Springfield, N.J., in the amount of \$3,307.17, for the purchase of computer equipment and accessories for various departments at a total cost of \$115,368.04.
Which was received.

By the Clerk:

Letter dated October 1, 2007, from the Business Administrator requesting from your Honorable Body authorization for the sale of the 1989 Federal Motors Hurricane Pumper to the Union County Fire Academy in the amount of \$1.00. Which was received.

By the Clerk:

Letter dated October 2, 2007, from the City Attorney requesting authorization for the renewal of a contract with Russell Acoustics, LLC, c/o Norman Dotti, P.E., P.P., P.O. Box 375, Butler, N.J., to evaluate and identify the City's concerns throughout the redesign process over the New York/New Jersey/Philadelphia metro area for the period October 9, 2007 to October 8, 2008, at an hourly rate of \$200.00, in an amount not to exceed \$50,000.00. Which was received.

By the Clerk:

Letter dated October 2, 2007, from the Second Assistant City Attorney requesting an ordinance to accept two (2) Water Main Easements from Portview Properties, LLC, 670-706 Dowd Avenue, Elizabeth, N.J., in connection with water main extension whereby the property owner would be granting the City a 15' wide exclusive waterline easement and a 10' wide non-exclusive construction easement for the purpose of installing, operating, maintaining, inspecting, repairing and removing pipes for the transmission and distribution of water. Which was received.

By the Clerk:

Letter dated October 2, 2007, from the Chief Financial Officer advising that Temporary Emergency appropriations for the 2008 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

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PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 20, 2007, from the Director of Health and Human Services requesting authorization for the proper City officials to submit an application and execute any and all documents necessary and appropriate to execute an agreement with the Arthritis Foundation, New Jersey Chapter, 200 Middlesex Turnpike, Iselin, N.J., to conduct "Tai Chi from the Arthritis Foundation" at no cost to the City. Which was received.

By the Clerk:

Letter dated September 20, 2007, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to provide an Owner-Occupied Basic Program, Deferred Payment Loan on the property located at 616 Fourth Avenue, in an amount not to exceed \$25,000.00.

Which was received.

By the Clerk:

Letter dated September 21, 2007, from the Director of Planning & Community Development requesting authorization for the proper City officials to execute an agreement with Future City, Inc., 1045 East Jersey Street, Suite 204, Elizabeth, N.J., to provide funds to administer the Healthy Neighborhood/Healthy Home Project that will provide resources, advice, and education on the hazards of lead-based paint for the period July 1, 2007 to June 30, 2008 in the amount of \$16,500.00.

Which was received.

By the Clerk:

Letter dated September 17, 2007, from the Director of Public Works requesting permission to have a lien placed against the property situated at 911-913 Anna Street for the removal and disposal of debris from said property in the amount of \$554.53.

Which was received.

By the Clerk:

Letter dated September 18, 2007, from the Director of Public Works requesting authorization for the proper City officials to execute the Interlocal Services Agreement with the City of Linden for the resurfacing and improvement of Allen Street, from Old Road to Routes 1 & 9 (Carlton Street), which is a road common to both municipalities, and to reimburse the City of Linden for one half of the cost in an amount not to exceed \$40,000.00.

Which was received.

By the Clerk:

Letter dated September 19, 2007, from the Director of Public Works requesting permission to have a lien placed against the property situated at 854-930 Magnolia Avenue for the removal and disposal of debris from said property in the amount of \$1,891.13.

Which was received.

By the Clerk:

Letter dated September 21, 2007, from the Director of Public Works requesting permission to have a lien placed against the property situated at 528-530 Riverside Drive for the removal and disposal of debris from said property in the amount of \$1,066.60.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 24, 2007, from the Director of Public Works requesting permission to have a lien placed against the property situated at 40 Jacques Street for the removal and disposal of debris from said property in the amount of \$834.57. Which was received.

By the Clerk:

Letter dated September 25, 2007, from the Director of Public Works requesting authorization for the proper City officials to submit an application to the New Jersey Department of Environmental Protection for State aid under the Wastewater Treatment Fund and execute the grant in the amount of \$280,000.00 to finance the Combined Sewer Overflow (CSO) Characterization Project. Which was received.

By the Clerk:

Letter dated October 1, 2007, from the Director of Public Works requesting permission to have a lien placed against the property situated at 220 Stiles Street for the removal and disposal of debris from said property in the amount of \$780.68. Which was received.

By the Clerk:

Letter dated September 24, 2007, from Coco Bongo Productions, 294 Morris Avenue, Elizabeth, NJ requesting permission to conduct the 5th Annual Colombian Independence Day Festival on August 3, 2008, to be held on Morris Avenue from Sayre Street to Julian Place and Westfield Avenue between North Broad Street and Harrison Street between the hours of 12 noon to 9:00 p.m. (rain dates August 10 or August 17, 2008). Which was received.

By the Clerk:

Letter dated July 31, 2007, from the Elizabeth Portuguese Lions Club, P.O. Box 1899, Elizabeth, N.J., requesting permission to install a mailbox in the Elizabeth Portuguese Lions Club triangle, located on Elmora Avenue, to collect used prescription or non-prescription glasses or sunglasses for their Vision program. Which was received.

By the Clerk:

Letter dated October 2, 2007, from Unico National, Elizabeth Chapter, requesting that City Council declare the month of October 2007, Italian-American Heritage Month, flag raising ceremony to be held October 24, 2007, at 12:15 p.m. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter September 25, 2007, from the Finance Department submitting a list of all bills, claims and vouchers which have been paid as of the close of business on Friday, September 21, 2007. Which was received.

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REPORTS OF CITY OFFICERS (Cont'd.)

By the Clerk:

Letter dated September 14, 2007, from the Police Director submitting the sick and injury report for both police officers and civilian personnel in the Police Department for the month of August, 2007. Which was received.

By the Clerk:

Minutes: Fair Rental Housing Board meeting held July 18, 2007. Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 3934 - An ordinance to accept a fifteen (15) feet wide exclusive waterline easement and a ten (10) feet wide non-exclusive construction easement in connection with a water main extension at 670-706 Dowd Avenue from Portview Properties, LLC.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, OCTOBER 23, 2007, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 3929 - Authorize a Capital Bond Ordinance in the amount of \$200,000.00 providing for the acquisition of property, known as Sisselman Field, 1081-1091 Neck Lane (balance of payments due).
- ORD. NO. 3930 - Authorize the establishment of a personalized handicapped parking space for Lourdes Hernandez, 614 Marshall Street.
- ORD. NO. 3931 - An ordinance granting authorization for Aveiton Builders, Inc., 94 Green Street, Woodbridge, N.J., to install a sanitary sewer extension in Seventh Street at the intersection of Marshall Street.
- ORD. NO. 3932 - Amend Chapter 2.64.040 of the Code of the City of Elizabeth, entitled "Charges and Fees Authorized," specifically deleting Section B (charges for the use of municipal tennis courts) and Section C (charges for tennis clinics).
- ORD. NO. 3933 - An ordinance to create Chapter 12.42 of the Code of the City of Elizabeth, entitled "Clothing Storage Bins and Receptacles."

NEW BUSINESS

Authorize Fiscal Year 2008 Temporary Emergency Municipal and Sewer Budget appropriations in the amount of \$29,231.84.

Appoint Mr. Jose Nunes, 1127 Harding Road, Elizabeth, to serve as the Alternate Landlord Representative on the Fair Rental Housing Board.

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NEW BUSINESS (Cont'd.)

Amend a resolution adopted September 25, 2007, which authorized the award of a contract to U.S. Municipal Supply, Inc., 461 Glennie Circle, King of Prussia, PA., for the purchase of street sweeper parts for the period September 13, 2007 to September 13, 2008, at a cost not to exceed \$200,000.00, by changing the period of time to September 13, 2007 to September 13, 2009.

Authorize the proper City officials to submit an application to the Arthritis Foundation, New Jersey Chapter, 200 Middlesex Turnpike, Iselin, N.J., to conduct "Tai Chi from the Arthritis Foundation," at no cost to the City.

Authorize the proper City officials to submit an application to the New Jersey Environmental Agency for state aid under the Wastewater Treatment Fund for a grant in the amount of \$280,000.00, to finance the Combined Sewer Overflow (CSO) Characterization Project.

Authorize the proper City officials to execute an agreement with Future City, Inc., 1045 East Jersey Street, Elizabeth, to provide funds in the amount of \$16,500.00 to be used to administer their Healthy Neighborhood/Healthy Home Project for the period July 1, 2007 through June 30, 2008.

Authorize the sale of the 1989 Federal Motors Hurricane Pumper to the Union County Fire Academy, in the amount of \$1.00.

Authorize the renewal of a contract to Russell Acoustics, LLC., c/o Norman Dotti, P.E., P.P., P.O. Box 375, Butler, N.J., for services as an airplane noise expert in connection with the redesigned airspace over the New York/New Jersey/Philadelphia area in an amount not to exceed \$50,000.00, for the period October 9, 2007 to October 8, 2008.

Authorize the execution of an Interlocal Service Agreement with the City of Linden for the resurfacing and improvement of Allen Street, from Old Road to Routes 1 & 9 (Carlton Street), a common road, and to reimburse the City of Linden for one-half of the cost, in an amount not to exceed \$40,000.00.

Authorize the award of a contract to Scalora Brothers, Inc., 382 Lackawanna Place, South Orange, N.J., for the purchase of two hundred fifty (250) trees for the Department of Public Works (through the Union County Cooperative Purchasing Program) at a cost not to exceed \$55,000.00.

Authorize the award of a contract to Lawmen Supply Company of NJ, Inc., 5521 Whitehorse Pike, Egg Harbor City, N.J., for the purchase of police equipment for the Police Department, at a total cost of \$24,903.00.

Authorize the award of a contract to Guard Line Fire and Safety Company, Inc., 75 Main Avenue, Elmwood Park, N.J., for the purchase of FireHawk facepieces and accessories for the Fire Department at a total cost of \$36,120.64.

Authorize the award of a contract to Dell Marketing, L.P., One Dell Way, Round Rock, Texas, in the amount of \$112,060.87 and Emtec, Inc., 11 Diamond Road, Springfield, N.J., in the amount of \$3,307.17, for the purchase of computer equipment and accessories for various departments, at a total cost of \$115,368.04.

Authorize the proper City officials to execute any and all documents necessary and appropriate to provide an Owner Occupied Basic Program Deferred Payment Loan to

Frank Siravo, for the rehabilitation of a one-unit house located at 616 Fourth Avenue, in an amount not to exceed \$25,000.00

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NEW BUSINESS (Cont'd.)

Establish a lien on the property located at 911-913 Anna Street in order to reimburse the City for the removal and disposal of debris from said property in the amount of \$554.53.

Establish a lien on the property located at 854-930 Magnolia Avenue, in order to reimburse the City for the removal and disposal of debris from said property in the amount of \$1,891.13.

Establish a lien on the property located at 528-530 Riverside Drive, in order to reimburse the City for the removal and disposal of debris from said property in the amount of \$989.52.

Establish a lien on the property located at 40 Jacques Street, in order to reimburse the City for the removal and disposal of debris from said property in the amount of \$834.57.

Establish a lien on the property located at 220 Stiles Street, in order to reimburse the City for the removal and disposal of debris from said property in the amount of \$780.68.

Declare the month of October, 2007, as Italian-American Heritage Month and to hold a flag raising ceremony on October 24, 2007, at 12:15 p.m.

Permit Mr. Edwin Gomez, Coco Bongo Productions, on behalf of the Morris Avenue Midtown Business Association, to conduct their Fifth Annual Colombian Independence Day Street Festival, on Sunday, August 3, 2008, (rain dates August 10 and/or 17) on Morris Avenue, from Julian Place to Sayre Street, and Westfield Avenue, between North Broad Street and Harrison Street, from 12 noon to 9:00 p.m.

Permit the Elizabeth Portuguese Lions Club, P.O. Box 1899, Elizabeth, N.J., to install a mailbox in the Elizabeth Portuguese Lions Club triangle, located on Elmora Avenue, to collect used prescription or non-prescription glasses or sunglasses for their Vision Program.

Strongly oppose the closing of the Halsey and Dwyer House Libraries of Elizabeth High School.

Pay utility bills.

COMMENDATIONS

MEMORIALS

Giuseppe Russo

ADJOURNMENT