

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, JULY 26, 2005

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING: RESIDENTS AND TAXPAYERS ADDRESS THE CITY COUNCIL.

PUBLIC HEARINGS

- ORD. NO. 3735 - Authorize a salary increase amounting to three (3) per cent per year for certain Unclassified Officials and non-represented employees for the period July 1, 2005 through June 30, 2009.
- ORD. NO. 3736 - Authorize the renewal of a lease agreement between the City of Elizabeth and the Salvation Army for the use of City-owned property located at 1018 East Grand Street, as a homeless shelter for the period June 18, 2005 through June 18, 2006, at a cost of \$1.00.
- ORD. NO. 3737 - Authorize the execution of a lease agreement between the City of Elizabeth and Future City, Inc., for the use of City-owned property located at Jackson Avenue, Catherine Street, Mary Street and Adams Avenue (Block 12 Lot 925) for the creation of a Pocket Park for a twenty-five (25) year period, at an annual rate of \$1.00.
- ORD. NO. 3738 - Authorize the establishment of a personalized handicapped parking space for Pedro Sanchez, 343 Pennington Street.
- ORD. NO. 3739 - An ordinance to provide for the exceeding of the index rate to a maximum of five (5) per cent in the Fiscal Year 2006 Budget, pursuant to N.J.S.A. 40A:4-45.14.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 30, 2005, from His Honor The Mayor advising that, subject to confirmation, he is appointing the following attorneys to serve as Public Defenders at the Municipal Court for the period July 1, 2005 to June 30, 2006, at a rate of \$300.00 per session not to exceed \$124,800.00: Joffrey H. Hill, Esq., 1185 Morris Avenue, Union, N.J.; Candido Rodriguez, Esq., and Diene Hernandez-Rodriguez, Esq., 442 Westfield Avenue, Elizabeth, N.J., Chanima K. Odoms, Esq., 25 Clifton Avenue, Newark, N.J. and Jocelyn Chisholm Carter, Esq., 7 Rauer Court, South Plainfield, N.J.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 1, 2005, from the Business Administrator recommending an amendment to the Table of Organization of the Police Department, specifically relating to Civilian Personnel, by deleting 23 Public Safety Telecommunicators, 7 Public Safety Telecommunicator Trainees, 2 Senior Clerk Transcribers, 4 Clerk Transcribers, 2 Senior Account Clerk/Typing and 11 Clerk Typists and adding 1 Senior Clerk-Transcriber, 2 Clerk Transcribers, 1 Senior Account Clerk/Typing, 12 Clerk Typists, 1 Clerk, 1 Senior Personnel Clerk and 2 Senior Clerk Typists.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the Business Administrator recommending changes to the City's Table of Organization as delineated in said letter.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the Business Administrator requesting an amendment to Chapter 20 of the City Code, specifically relating to the Police Department by deleting 23 Public Safety Telecommunicators.

Which was received.

By the Clerk:

Letter dated June 30, 2005, from the Business Administrator recommending the award of a contract to the PMK Group, Consulting and Environmental Engineers, 1415 Wyckoff Road, Farmingdale, N.J., to provide professional services in connection with on-call engineering for the Year 2005 at a cost to be billed on a time and expense basis.

Which was received.

By the Clerk:

Letter dated June 30, 2005, from the Business Administrator recommending the award of a contract to Cambria Truck Center, 136 Talmadge Road, Edison, N.J., for the furnishing of one (1) 6-yard refuse truck for the Department of Recreation, at a cost of \$69,471.00.

Which was received.

By the Clerk:

Letter dated June 30, 2005, from the Business Administrator requesting that the City Council reject the sole bid received on June 30, 2005, for the furnishing of a 100 foot aerial ladder apparatus for the Fire Department and authorize the Purchasing Agent to readvertise for same.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the Business Administrator requesting authorization for His Honor the Mayor to execute a collective bargaining agreements with the following bargaining units for the period July 1, 2005 through June 30, 2009: City Yard Workers, Local 74; City Yard Supervisors Association; City Hall Employees Association, Union Council #8; City Hall Maintenance Association; Recreation Department Supervisors Association; Recreation Maintenance Workers Association.

Which was received.

By the Clerk:

Letter dated June 28, 2005, from the Business Administrator recommending the award of a contract to the law firm of Genova, Burns, and Vernoia, Eisenhower Plaza II, 354 Eisenhower Parkway, Livingston, N.J., to provide the City with labor and employment counsel with recognized bargaining units for the period July 1, 2005 through June 30, 2006, at a cost not to exceed \$60,000.00.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 28, 2005, from the Business Administrator recommending the award of a contract to Dr. Michael R. Zaboski, 240 Williamson Street, Elizabeth, N.J., to serve as the Physician for the Elizabeth Police Department for the period July 1, 2005 through June 30, 2006, at a cost not to exceed \$18,000.00.
Which was received.

By the Clerk:

Letter dated June 28, 2005, from the Business Administrator recommending the award of a contract to Motorola, Inc., 85 Harristown Road, Glen Rock, N.J., for the purchase of base station transmitters and satellite receivers for the Police Department and new Fire Headquarters, at a cost of \$90,317.80.
Which was received.

By the Clerk:

Letter dated June 28, 2005, from the Business Administrator recommending the award of a contract to Horizon Healthcare Dental Services, 1427 Wyckoff Road, Farmingdale, N.J., to provide a Dental Insurance Program for City employees for a two year period, at a cost not to exceed \$900,000.00 per year.
Which was received.

By the Clerk:

Letter dated June 28, 2005, from the Business Administrator recommending the award of a contract to COBRA-ELECT, 3 Penn Plaza East, P.O. Box 1839, Newark, N.J., to provide COBRA administration services, for the period July 1, 2005 to June 30, 2007 at a cost not to exceed \$1,750.00 per year.
Which was received.

By the Clerk:

Letter dated June 28, 2005, from the Business Administrator recommending the award of a contract to William H. Malone, P. O. Box 586, Paramus, N.J., to provide the City with Insurance Management Consulting Services for the period July 1, 2005 through June 30, 2006, at a flat fee of \$22,000.00.
Which was received.

By the Clerk:

Letter dated June 28, 2005, from the Business Administrator recommending the award of a contract to Louis C. Mai and Associates, CPA, P.O. Box 624, Pompton Plains, N.J., to conduct statutory audits of the City's general funds, Sewer Utility, other funds and single audit of Federal and State Grants for the fiscal year ending June 30, 2006, at a cost not to exceed \$190,000.00.
Which was received.

By the Clerk:

Letter dated June 28, 2005, from the Business Administrator recommending the award of a contract to the Hartford Insurance Company, Hartford, CT., through the Agent of Record, Hughes-Plumer & Associates, to provide a policy of insurance covering Auxiliary Police Officers, for the period July 1, 2005 to June 30, 2006, at an annual premium of \$310.00.
Which was received.

By the Clerk:

Letter dated June 28, 2005, from the Business Administrator requesting authorization to execute an indemnification agreement with the Elizabeth Board of Education, covering the City's utilization of Board of Education facilities during the 2005-2006 school year.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 27, 2005, from the Business Administrator requesting authorization to execute an agreement with the Elizabeth Parking Authority for the rental of twenty-one (21) parking spaces in Lot #6 and one hundred seventy (170) parking spaces in Lot #2 at a rate of \$25.00 per parking space per month for the period July 1, 2005 through June 30, 2006, at a cost of \$57,300.00.

Which was received.

By the Clerk:

Letter dated June 30, 2005, from the Business Administrator requesting authorization to accept \$1,000 from the Rotary Club of Elizabeth, as a donation, for the purchase and installation of a park bench for the Veterans Memorial Waterfront Park.

Which was received.

By the Clerk:

Letter dated June 29, 2005, from the Business Administrator recommending the award of a contract to Jesco, Inc., 1790 Route 38, Mount Holly, N.J., for the purchase of one (1) 2005 John Deere 634J High Lift Wheel Loader for the Department of Public Works, at a cost of \$140,128.00.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the Business Administrator recommending a change to the Fire Department's Table of Organization by deleting, under Civilian Personnel, two (2) Fire Signal System Repairers and adding, under Civilian Personnel, one (1) Senior Clerk Typist and one (1) Clerk.

Which was received.

By the Clerk:

Letter dated June 29, 2005, from the Director of Planning and Community Development requesting authorization to execute a Deferred Payment Loan Program agreement with Brand New Day, Inc., 176 First Street, Elizabeth, to provide funds in the amount of \$490,000.00 for the construction of ten (10) units of "For Sale" housing total on the property located at 144-152 First Street, 108 South Park Street, 205 Magnolia Avenue.

Which was received.

By the Clerk:

Letter dated June 30, 2005, from the Director of Planning and Community Development requesting authorization to execute a Deferred Payment Loan Program agreement with Niles Street Properties, LLC., 1120 Coolidge Road, Elizabeth, to provide funds in the amount of \$220,000.00 for the acquisition and rehabilitation of a four (4) unit apartment building on the property located at 540 Fourth Avenue.

Which was received.

By the Clerk:

Letter dated June 28, 2005, from the Director of Planning and Community Development requesting a resolution of need in support of MAR Acquisition Group, LLC.'s application to the New Jersey Housing and Mortgage Finance Agency for funds for the construction of ten (10) residential units of housing at 401 Palmer Street.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the Director of Planning and Community Development requesting authorization to accept and sign all documents for a Green Acres Grant in the amount of \$67,000.00 for a Pocket Park at Jackson Avenue, Catherine Street, Mary Street and Adams Avenue and authorize matching funds by the City.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 1, 2005, from the Director of Planning and Community Development requesting authorization to submit an application to the U. S. Department of Environmental Protection for a grant in the amount of \$200,000.00 for the remediation of 82 Livingston Street.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the Director of Planning and Community Development requesting authorization to enter into a lease agreement and license agreement with Jay Cashman, Inc., 549 South Street, Quincy, MA., for the use of City-owned property located at 600-616 and 632-650 South Front Street.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the Director of Planning and Community Development requesting authorization to enter into an agreement with Raiders Drum and Bugle Corps, P.O. Box 67, Wayne, N.J., to provide a Performing Arts Education Program for the period August 1, 2005 through November 30, 2005, at a cost of \$1,000.00.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the Director of Planning and Community Development requesting authorization to submit an application for a Union County Open Space, Recreation and Historic Preservation Greening Union County Grant in the amount of \$100,000.00.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the Director of Planning and Community Development requesting authorization to proceed with the condemnation of the following properties: 60-90 Broadway; 133-135 First Street; 59-81 Livingston Street; 120-134 Front Street, which are in the Elizabethport Redevelopment Plan.

Which was received.

By the Clerk:

Letter dated June 17, 2005, from the Director of Planning and Community Development requesting a modification to the Rental Housing Program loan to the Elizabeth Coalition to House the Homeless, Inc., which provides for a three unit transition housing project at 801-803 East Jersey Street, to increase the loan amount from \$100,000.00 to \$134,970.00.

Which was received

By the Clerk:

Letter dated July 1, 2005, from the Director of Public Works requesting an ordinance requiring notification and the designation of an appropriate Code Official before a Public Utility places, replaces, or removes a utility pole or underground facilities in a public right-of-way, pursuant to State law.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the Director of Public Works recommending the award of a contract to Whirl Construction, Inc., 187 Main Street, Port Monmouth, N.J., for the installation of Game Time Parcourse Fiteircuit and Play Barrier Fencing at Jefferson Park, at a cost of \$19,070.00.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 24, 2005, from the Director of Public Works recommending that the City Council reject all bids received on June 14, 2005, for the Public Works Maintenance Facility and authorize the readvertisement for same.
Which was received.

By the Clerk:

Letter dated June 28, 2005, from the Director of Public Works recommending the award of a contract to Mark Paving Company, Inc., 163 Devon Terrace, Kearny, N.J., for the resurfacing of a portion of South First Street, from the Elizabeth River to Elizabeth Avenue, at a cost of \$199,000.00.
Which was received.

By the Clerk:

Letter dated July 5, 2005, from the Director of Public Works recommending the award of a contract to Development Concepts, 2110 Lincoln Highway, Edison, N.J., for the construction of the Elmora Racquet Club at a cost of \$1,989,000.00.
Which was received.

By the Clerk:

Letter dated June 27, 2005, from the Director of Health and Human Services requesting authorization to accept, from the State of New Jersey, Department of Health and Senior Services, a Tobacco Age of Sale Enforcement Grant, in the amount of \$15,360.00.
Which was received.

By the Clerk:

Letter dated June 20, 2005, from the Director of Health and Human Services requesting authorization to accept a Fiscal Year 2006 Sexually Transmitted Disease Services Grant in the amount of \$37,077.00.
Which was received.

By the Clerk:

Letter dated June 24, 2005, from the City Attorney recommending the award of a contract to the law firm of LaCorte, Bundy, Varady and Kinsella, Esqs., 989 Bonnel Court, Union, N.J., to provide the City with legal counsel in the defense of Workers Compensation cases and matters included within the City's partial self-insurance program for the period July 1, 2005 to June 30, 2006, at a cost not to exceed \$125,000.00.
Which was received.

By the Clerk:

Letter dated June 24, 2005, from the City Attorney recommending the award of a contract to the law firm of LaCorte, Bundy, Varady and Kinsella, Esqs., 989 Bonnel Court, Union, N.J., to provide the City with legal counsel in the defense of civil litigation in auto/general liability cases and matters included within the City's self-insurance program, for the period July 1, 2005 to June 30, 2006, at a cost not to exceed \$225,000.00.
Which was received.

By the Clerk:

Letter dated June 24, 2005, from the City Attorney recommending the award of respective contracts to Nathaniel M. Davis, Esq., PC, 136 Central Avenue, Clark, N.J.; Kenneth J. Grispin, Esq., 328 Park Avenue, Scotch Plains, N.J., Edward J. Kologi, Esq., 923 North Wood Avenue, Linden, N.J., Lisa Perez, Esq., 53 Cardinal Drive, Westfield, N.J., and Robert F. Renaud, Esq., 190 North Avenue East, Cranford, N.J., to provide legal counsel for the City and City employees in litigation where LaCorte, Bundy, Varady, and Kinsella, Esqs., have conflicts of interest, for the period July 1, 2005 to June 30, 2006, at a cost not to exceed \$35,000.00 per Attorney.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 24, 2005, from the City Attorney recommending the award of a contract to Raymond S. Londa, Esq., 277 North Broad Street, Elizabeth, N.J., to provide legal services in the defense of the City police officers and other City employees, who cannot be represented by the Law Department, for the period July 1, 2005 to June 30, 2006, at a cost not to exceed \$65,000.00, plus out-of-pocket expenses.

Which was received.

By the Clerk:

Letter dated June 24, 2005, from the City Attorney recommending the award of a contract to the law firm of Blau & Blau, 55 Morris Avenue, Springfield, N.J., to provide tax appeal counsel to the City, for the period July 1, 2005 through June 30, 2006, at a cost of \$56,000.00, plus reasonable expenses.

Which was received.

By the Clerk:

Letter dated July 1, 2005, from the City Attorney recommending the award of a contract to John J. Reilly, Esq., of the law firm of Farer Fersko, 600 South Avenue, Westfield, N.J., to provide legal counsel in connection with the redevelopment of the property located at 60-90 Broadway, at a cost not to exceed \$75,000.00.

Which was received.

By the Clerk:

Letter dated June 21, 2005, from the Director of Police recommending the establishment of a handicapped parking space in front of 162 Park Place and the deletion of the existing handicapped parking space from 469 Henry Street.

Which was received.

By the Clerk:

Letter dated June 23, 2005, from the Chief Financial Officer requesting authorization for the City Treasurer to cancel old, outstanding checks, as set forth in the attached schedule, in the total amount of \$54,823.88.

Which was received.

By the Clerk:

Letter dated July 5, 2005, from the Chief Financial Officer advising that there may be a need for Fiscal Year 2005 Municipal and Sewer Utility budget transfers.

Which was received.

By the Clerk:

Letter dated July 5, 2005, from the Chief Financial Officer advising that there may be a need for Fiscal Year 2006 Temporary Emergency Municipal and Sewer Utility Budget appropriations.

Which was received.

By the Clerk:

Letter dated July 5, 2005, from the Chief Financial Officer requesting a supplemental bond appropriation in the amount of \$300,000.00 for the design and construction of the Harding Road Storm Sewer Project.

Which was referred to Council As A Whole.

By the Clerk:

Letter dated July 5, 2005, from the Chief Financial Officer advising that there may be a need for a Dedication by Rider to the Fiscal Year 2006 municipal budget for donations-acceptance of bequests and gifts from the Rotary Club of Elizabeth.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 17, 2005, from the State of New Jersey, Department of Transportation, requesting a concurring resolution to Ordinance No. 3690, which authorized a handicapped parking space at 72 Elmora Avenue (Route #439).
Which was received.

By the Clerk:

Letter dated June 21, 2005, from the State of New Jersey, Department of Transportation, requesting a concurring resolution for the relocation of a bus stop on Rahway Avenue and Dewey Place (Route #27).
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated July 26, 2005, 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, July 22, 2005.
Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 3740 - Amend the City's Table of Organization to reflect the City's actual needs for certain positions and to reflect the transfer of the Public Safety Telecommunication positions to the Department of Administration.
- ORD. NO. 3741 - Amend the Table of Organization of the Fire Department, specifically relating to Civilian Personnel, by deleting two (2) Fire Signal System Repairers and adding under Civilian Personnel one (1) Senior Clerk Typist and one (1) Clerk.
- ORD. NO. 3742 - Amend the Table of Organization of the Police Department to reflect the transfer of Public Safety Telecommunicators to the Department of Administration and adjust the number of positions in the other civilian categories to reflect the Police Department's actual needs.
- ORD. NO. 3743 - Require notification and the designation of an appropriate licensed Code official that before a Public Utility places, replaces or removes a utility pole or underground facilities in a public right-of-way, it must notify the appropriately licensed Code official at least twenty-four hours prior to the work.
- ORD. NO. 3744 - Authorize the establishment of a personalized handicapped parking space for Ana F. Balseca, 162 Park Place.
- ORD. NO. 3745 - Authorize the establishment of a personalized handicapped parking space for Judith Rabec, 523 Livingston Street.
- ORD. NO. 3746 - Authorize the establishment of a personalized handicapped parking space for Antonia G. Prieto, 18 Delaware Street.
- ORD. NO. 3747 - Authorize the execution of a license agreement and subsequent lease agreement between the City of Elizabeth and Jay Cashman, Inc., for the use of City-owned property located at 600-616 South Front Street and 632-650 South Front Street.

ORDINANCES ON FIRST (Cont'd.)

- ORD NO. 3748 - Authorize the adoption of a bond ordinance providing a supplemental appropriation in the amount of \$300,000 for the design and construction of the Harding Road storm sewer.
- ORD NO. 3749 - Authorize proceeding with the condemnation of 60-90 Broadway; 133-135 First Street; 59-81 Livingston Street; 120-134 Front Street, as part of the Elizabethport Redevelopment Plan.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY EVENING, AUGUST 23, 2005, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 3735 - Authorize a salary increase amounting to three (3) per cent per year for certain Unclassified Officials and non-represented employees for the period July 1, 2005 through June 30, 2009.
- ORD. NO. 3736 - Authorize the renewal of a lease agreement between the City of Elizabeth and the Salvation Army for the use of City-owned property located at 1018 East Grand Street, as a homeless shelter for the period June 18, 2005 through June 18, 2006, at a cost of \$1.00.
- ORD. NO. 3737 - Authorize the execution of a lease agreement between the City of Elizabeth and Future City, Inc., for the use of City-owned property located at Jackson Avenue, Catherine Street, Mary Street and Adams Avenue (Block 12 Lot 925) for the creation of a Pocket Park for a twenty-five (25) year period, at an annual rate of \$1.00.
- ORD. NO. 3738 - Authorize the establishment of a personalized handicapped parking space for Pedro Sanchez, 343 Pennington Street.
- ORD. NO. 3739 - An ordinance to provide for the exceeding of the index rate to a maximum of five (5) per cent in the Fiscal Year 2006 Budget, pursuant to N.J.S.A. 40A:4-45.14.

NEW BUSINESS

Approve the Elizabeth Avenue Special Improvement District Fiscal Year 2006 budget in the amount of \$597,856.00.

(PUBLIC HEARING AND FURTHER CONSIDERATION TO BE HELD TUESDAY EVENING, AUGUST 23, 2005.)

Authorize an amendment to the Fiscal Year 2006 Capital Budget in the amount of \$300,000.00.

Authorize Fiscal Year 2006 Temporary Emergency Municipal appropriations in the amount of \$1,069,035.00.

Authorize Fiscal Year 2005 Budget transfers in the amount of \$110,000.00.

Request permission from the Director of Local Government Services for a Dedication by Rider in the Fiscal Year 2006 for donations/acceptance of bequests and gifts from the Rotary Club of Elizabeth.

NEW BUSINESS (Cont'd.)

Confirm the appointment of Joffrey H. Hill, Esq., 1185 Morris Avenue, Union, N.J.; Candido Rodriguez, Esq., and Diene Hernandez- Rodriguez, Esq., 442 Westfield Avenue, Elizabeth, N.J.; Chanima K. Odoms, Esq., 25 Clifton Avenue, Newark, N.J., and Jocelyn Chisholm Carter, 7 Rauer Court, South Plainfield, N.J. to serve as Municipal Public Defenders at the Municipal Court for the period July 1, 2005 to June 30, 2006, at a rate of \$300.00 per session.

Authorize the Mayor to execute respective collective bargaining agreements for the period July 1, 2005 through June 30, 2009, with the City Yard Workers, Local 74; City Yard Supervisors Association; City Hall Employees Association, Union Council 8, City Hall Maintenance Association; Recreation Department Supervisors Association; Recreation Maintenance Workers Association.

Authorize the award of a contract to Western World Insurance Company, 48 South Franklin Turnpike, Ramsey, N.J., through the agent of record, Hughes-Plumer and Associates, Somerville, N.J., covering accident insurance for ambulance drivers and attendants for the period June 15, 2005 to June 15, 2006, at an annual premium of \$10,978.30.

Authorize the award of a contract to Jesco, Inc., 1790 Route 38, Mount Holly, N.J., for the furnishing of a 2005 John Deere 634J High-Lift Wheel Loader for the Department of Public Works, at a cost of \$140,128.00.

Authorize the award of a contract to Motorola, Inc., 85 Harristown Road, Glen Rock, N.J., for the purchase of base station transmitters and satellite receivers for the Police Department and the new Fire Headquarters, at a cost of \$90,317.80.

Authorize the award of a contract to Cambria Truck Center, 136 Talmadge Road, Edison, N.J., for the furnishing of one (1) 6-yard refuse truck for the Department of Recreation, at a cost of \$69,471.00.

Authorize the award of a contract to the PMK Group, 1415 Wyckoff Road, Farmingdale, N.J., to provide professional services in connection with on-call engineering for the Year 2005 at a cost not to exceed \$30,000.00.

Authorize the proper City officials to execute an agreement with the Elizabeth Parking Authority for the rental of twenty-one (21) parking spaces in Lot #6 and one hundred seventy (170) parking spaces in Lot #2 at a rate of \$25.00 per parking space per month for the period July 1, 2005 through June 30, 2006, at a cost of \$57,300.00.

Authorize the proper City officials to execute an indemnification agreement with the Elizabeth Board of Education, covering the City's use of Board of Education facilities during the 2005-2006 school year.

Authorize the award of a contract to Hartford Insurance Company, Hartford, CT., through the Agent of Record, Hughes-Plumer & Associates, to provide a policy of insurance covering Auxiliary Police Officers, for the period July 1, 2005 to June 30, 2006, at an annual premium of \$310.00.

Authorize the award of a contract to Louis C. Mai and Associates, P.O. Box 624, Pompton Plains, N.J., to conduct statutory audits of the City of Elizabeth general funds, Sewer Utility, other funds and single audit of Federal and State Grants for the fiscal year ending June 30, 2005, at a cost not to exceed \$190,000.00.

Authorize the award of a contract to William H. Malone, P. O. Box 586, Paramus, N.J., to provide the City with Insurance Management Consulting Services for the period July 1, 2005 through June 30, 2006, at a flat fee of \$22,000.00.

Authorize the award of a contract to COBRA-ELECT, 3 Penn Plaza East, Newark, N.J., to provide COBRA administration services, for the period July 1, 2005 to June 30, 2007, at a cost not to exceed \$1,750.00 per year.

NEW BUSINESS (Cont'd.)

Authorize the award of a contract to Horizon Healthcare Dental Services, 2275 State Highway 33, Hamilton Township, N.J., to provide City employees with a Dental Insurance Program for the period July 1, 2005 to June 30, 2007, at a cost not to exceed \$900,000.00 per year.

Authorize the award of a contract to Dr. Michael R. Zaboski, 240 Williamson Street, Elizabeth, N.J., to serve as the Physician for the Elizabeth Police Department for the period July 1, 2005 through June 30, 2006, at a fee not to exceed \$18,000.00.

Authorize the award of a contract with the law firm of Genova, Burns and Vernioia, Esqs., Eisenhower Plaza II, 354 Eisenhower Parkway, Livingston, N.J., to provide the City with Labor and Employment Counsel with the City's recognized bargaining units for the period July 1, 2005 through June 30, 2006, at a cost not to exceed \$60,000.00.

Authorize the award of a contract to Mark Paving Company, Inc., 163 Devon Terrace, Kearny, N.J., for the resurfacing of a portion of South Front Street, from the Elizabeth River to Elizabeth Avenue, at a cost of \$199,000.00.

Authorize the award of a contract to Whirl Construction, Inc., 187 Main Street, Port Monmouth, N.J., for the installation of Game Time Parcourse Fit Circuit and Play Barrier fencing at Jefferson Park, at a cost of \$19,070.00.

Authorize the award of a contract to Development Concepts, 2110 Route 27, Edison, N.J., for the construction of the Elmora Racquet Club at a cost of \$1,989,000.00.

Authorize the award of a contract with the law firm of LaCorte, Bundy, Varady and Kinsella, Esqs., 989 Bonnel Court, Union, N.J., to provide the City with legal services in the defense of Workers' Compensation cases and matters included within the City's partial self-insurance program for the period July 1, 2005 to June 30, 2006, at a cost not to exceed \$125,000.00.

Authorize the award of a contract with the law firm of LaCorte, Bundy, Varady and Kinsella, Esqs., 989 Bonnel Court, Union, N.J., to provide the City with legal services in the defense of civil litigation in auto/general liability cases and matters included within the City's self-insurance program for the period July 1, 2005 to June 30, 2006, at a cost not to exceed \$225,000.00.

Authorize the award of a contract with the law firm of Raymond S. Londa, Esq., 277 North Broad Street, Elizabeth, N.J., to provide the City with legal services in defense of police officers and other City employees who cannot be represented by the Law Department or the City's self-insurance program for the period July 1, 2005 to June 30, 2006, at a cost not to exceed \$65,000.00, plus reimbursement for out-of-pocket disbursements.

Authorize the award of respective contracts to Nathaniel M. Davis, Esq., P.C., 136 Central Avenue, Clark, N.J.; Kenneth J. Grispin, Esq., 328 Park Avenue, Scotch Plains, N.J.; Edward J. Kologi, Esq., 923 North Wood Avenue, Linden, N.J.; Lisa Perez, Esq., 53 Cardinal Drive, Westfield, N.J., and Robert F. Renaud, Esq., 190 North Avenue East, Cranford, N.J., to serve as legal counsel for representation of the City and City employees in litigation where the law firm of LaCorte, Bundy, Varady, and Kinsella, Esqs., have a conflict of interest, for the period July 1, 2005 to June 30, 2006, at a cost not to exceed \$35,000.00 per Attorney.

Authorize the award of a contract to John J. Reilly of the law firm of Farer Fersko, 600 South Avenue, Westfield, N.J., to provide legal counsel for redevelopment services in connection with the redevelopment of the property located at 60-90 Broadway, at a cost not to exceed \$75,000.00.

Authorize the award of a contract with the law firm of Blau and Blau, Esqs., 55 Morris Avenue, Springfield, N.J., to provide the City with legal services in conjunction with tax appeal cases for the period July 1, 2005 through June 30, 2006, at a flat fee of \$56,000.00, payable on a monthly basis.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to accept grant funds in the amount of \$37,077.00 for the continuation of the Sexually Transmitted Disease Control Program for Fiscal Year 2006.

Authorize the proper City officials to accept a grant in the amount of \$15,360.00, from the New Jersey Department of Health and Senior Services for a Tobacco Age of Sale Enforcement.

Authorize the proper City officials to supply matching grant funds in the amount of \$67,000.00 to Future City, Inc., regarding the Keighry Head Community Land Banking Project (pocket park).

Authorize the proper City officials to submit an application to the U. S. Environmental Protection Agency for a grant in the amount of \$200,000.00 for the remediation of the City-owned property located at 82 Livingston Street.

Authorize the proper City officials to submit an application to the County of Union for a "Greening Union County" grant in an amount not to exceed \$100,000.00.

Authorize the proper City officials to execute a Deferred Payment Loan Program agreement with Niles Street Properties, LLC, 1120 Coolidge Road, Elizabeth, to provide funds in the amount of \$220,000.00 for the acquisition and rehabilitation of a four (4) unit apartment building located at 540 Fourth Avenue.

Authorize the proper City officials to execute a Deferred Payment Loan Program agreement with Brand New Day, Inc., 176 First Street, Elizabeth, to provide funds in the amount of \$490,000.00 for the construction of ten (10) units of "For Sale" housing at 144-152 First Street; 108 South Park Street and 208 Magnolia Avenue.

Authorize a modification to the Rental Housing Program Loan agreement with Elizabeth Coalition to House the Homeless, Inc., by increasing the loan amount from \$100,000.00 to \$134,970.00 for a three-unit transition housing project at 801-803 East Jersey Street.

Authorize a resolution of need in support of MAR Acquisition Group, LLC.'s application to the New Jersey Housing and Mortgage Finance Agency for funds for the construction of ten (10) residential units of housing at 401 Palmer Street.

Authorize the City Treasurer to cancel old outstanding and unclaimed checks in the total amount of \$54,823.88.

Amend a resolution adopted January 11, 2005, which authorized settlement in the litigation matter of Susan O'Donnell vs. the City of Elizabeth in the amount of \$18,000.00 to increase the settlement to \$23,000.00.

Authorize settlement in the workers compensation litigation matter of Reinaldo Rodriguez vs. the City of Elizabeth in the amount of \$13,623.75.

Authorize the proper City officials to enter into an agreement with Raiders Drum and Bugle Corps, P.O. Box 67, Wayne, N.J., to provide a Performing Arts Education Program servicing Elizabeth residents for the period August 1, 2005 through November 30, 2005, at a cost of \$1,000.00.

Authorize the proper City officials to accept a \$1,000.00 donation from the Rotary Club of Elizabeth, for the purchase of a park bench at the Veterans Memorial Waterfront Park.

Reject the sole bid received on June 30, 2005, for the purchase of a one hundred foot aerial ladder apparatus for the Fire Department and authorize the Purchasing Agent to readvertise.

Adopt a resolution of concurrence for Ordinance No. 3690, which established a personalized handicapped parking space in the front of 72 Elmora Avenue (Route 439).

NEW BUSINESS (Cont'd.)

Pay utility bills.

Approve Bingo and Raffle licenses.

COMMENDATIONS:

184th Anniversary of Peruvian Independence

MEMORIALS

ADJOURNMENT