

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, SEPTEMBER 27, 2005

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING: RESIDENTS AND TAXPAYERS ADDRESS THE CITY COUNCIL.

APPROVAL OF MINUTES: Special Meeting, May 3, 2005; Conference, September 6, 2005

PUBLIC HEARINGS

- ORD. NO. 3760 - Amend the Traffic Code of the City to establish No Parking for street cleaning on the south side of Whitehead Place, on Wednesdays, between the hours of 9:00 a.m. to 12:00 noon, and on the north side of Whitehead Place, on Tuesdays, between the hours of 9:00 a.m. to 12:00 noon.
- ORD. NO. 3761 - Amend Chapter 10.16.010 of the City Code of the City of Elizabeth, to establish a four ton weight limit for motor vehicles, except for pick up and delivery, on Monroe Avenue, from Fairmount Avenue to North Avenue.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 13, 2005, from His Honor The Mayor advising that, subject to confirmation, he herewith reappoints the Honorable Richard Obuch to serve as a Judge at the Elizabeth Municipal Court for a term of three (3) years, effective October 1, 2005. Which was received.

By the Clerk:

Letter dated September 16, 2005, from the Business Administrator recommending the award of a contract to Campbell Supply, Inc., 180 Talmadge Road, Edison, N.J., for the purchase of one (1) 100' Aerial Ladder Apparatus for the Fire Department, at a cost of \$559,584.18. Which was received.

By the Clerk:

Letter dated September 15, 2005, from the Business Administrator requesting authorization for the Mayor to execute a collective bargaining agreement with the Police Mechanics and Electricians Association for the period July 1, 2005 through June 30, 2009.

Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 16, 2005, from the Business Administrator requesting a waiver of the residency requirement for Emergency Medical Technician Stephen Wilson for a one-year period.

Which was received.

By the Clerk:

Letter dated September 16, 2005, from the Business Administrator requesting a waiver of the residency requirement for Emergency Medical Technician Giovanni A. Gualdrón for a one-year period.

Which was received.

By the Clerk:

Letter dated September 19, 2005, from the Business Administrator recommending the award of a contract to Aetna/U.S. Healthcare, 151 Farmington Avenue, Hartford, CT., through the agent of record Fleet Insurance Services, Cranford, N.J., to continue the present Group Life Insurance Program for active and retired City employees for the period December 1, 2005 through November 30, 2008.

Which was received.

By the Clerk:

Letter dated September 15, 2005, from the Director of Public Works requesting the establishment of a lien on the property located at 629 South Park Street in order to reimburse the City for the removal and disposal of debris from said property in the amount of \$803.97.

Which was received.

By the Clerk:

Letter dated September 15, 2005, from the Director of Public Works requesting the establishment of a lien on the property located at 120 Fulton Street in order to reimburse the City for the removal and disposal of debris from said property in the amount of \$1,132.73.

Which was received.

By the Clerk:

Letter dated September 15, 2005, from the Director of Public Works requesting the establishment of a lien on the property located at 150 Fifth Street in order to reimburse the City for the removal and disposal of debris from said property in the amount of \$751.95.

Which was received.

By the Clerk:

Letter dated September 7, 2005, from the Director of Public Works requesting a third amendment to the contract awarded to the RBA Group, 1 Evergreen Place, Morristown, N.J., which provides architectural and engineering services for the replacement of the existing City Yard, at the original cost of \$751,888.00, to provide further for additional services at an additional cost of \$21,357.54, which, combined with the previous two amendments, raises the total contract cost to \$1,100,156.84 (to be paid by the N.J. Department of Transportation).

Which was received.

By the Clerk:

Letter dated September 9, 2005, from the Director of Public Works requesting Change Order #7 to the contract awarded to Penn Bower, Inc., 132 West Main Street, High Bridge, N.J., which provides for the rehabilitation of the Combined Sewer System at an original cost of \$517,786.74, to provide further for additional work at an additional cost of \$8,580.00, which combined with previous Change Orders, raises the contract cost to \$578,192.19.

Which was received.

By the Clerk:

Letter dated September 13, 2005, from the Director of Recreation requesting permission for the Board of Education to use Drotar Field for the students at School #22 while a new School #22 is being built.

Which was received.

PUBLIC HEARINGS (Cont'd.)

By the Clerk:

Letter dated September 8, 2005, from the Director of Police requesting the deletion of existing handicapped parking spaces at 325 Amity Street; 546 Grier Avenue; 968 DeHart Place; 239 Pine Street; 755 Vine Street; 533 Marshall Street; 555 Pennsylvania Avenue; 410 West End Avenue; 502 First Avenue; 618 Fourth Avenue; 139 Sayre Street
Which was received.

By the Clerk:

Letter dated September 15, 2005, from the Director of Police requesting authorization to submit an application to the State of New Jersey, Office of Information Technology, for an Enhanced 9-1-1 Grant in an amount not to exceed \$306,997.00.
Which was received.

By the Clerk:

Letter dated September 15, 2005, from the Director of Planning and Community Development requesting authorization to execute an agreement with Future City, Inc., 1045 East Jersey Street, Elizabeth, to provide funds in the amount of \$17,000.00, to administer their Healthy Neighborhood/Healthy Home Project for the period July 1, 2005 to June 30, 2006.
Which was received.

By the Clerk:

Letter dated September 19, 2005, from the Director of Planning and Community Development requesting authorization to submit an application to the New Jersey Department of Transportation to designate the Historic Midtown Elizabeth Train Station and the North Elizabeth Train Station, as well as the immediate areas, as Transit Villages.
Which was received.

By the Clerk:

Letter dated September 12, 2005, from the Director of Planning and Community Development requesting the postponement of a second mortgage held by the City on the property located at 132-134 First Street.
Which was received.

By the Clerk:

Letter dated September 13, 2005, from the Director of Planning and Community Development requesting an amendment to the redevelopment agreement between the City and BFLF to sell 74-82 Livingston Street to BFLF for \$200,000.00 instead of \$1.00.
Which was received.

By the Clerk:

Letter dated September 14, 2005, from the Director of Planning and Community Development requesting authorization to execute a Deferred Payment Loan Rental Housing Program agreement with Ilias Polichronis, 18 Rolling Hill Way, Clark, N.J., for the acquisition of a six (6) unit apartment building on the property located at 278 First Street in the amount of \$180,000.00.
Which was received.

By the Clerk:

Letter dated September 16, 2005, from the Director of Planning and Community Development requesting authorization for the Elizabeth Development Company to submit the City's UEZ Five Year Development Plan to the New Jersey Urban Enterprise Zone Authority for the period September, 2005 through September, 2010.
Which was received.

By the Clerk:

Letter dated August 30, 2005, from the Chief Financial Officer requesting authorization for the Tax Collector to cancel a previously disallowed senior citizen tax deduction for Tax Year 2004 on the property located at 827-29 Floral Avenue in the amount of \$250.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated September 20, 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 September 20, 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 September 20, 2005, from the Chief Financial Officer requesting a Fiscal Year 2006 Dedication by Rider to the municipal budget for donations-acceptance of bequests and gifts from from the Sovereign Bank Foundation. Which was received.

By the Clerk:

Letter dated September 14, 2004, from the Director of Health and Human Services requesting authorization to execute an agreement with the Elizabeth Board of Education for the City to provide nursing services to twelve (12) non-public schools in Elizabeth, for the period September 1, 2005 through June 30, 2006, at a cost to the Board of Education in the amount of \$213,025.00. Which was received.

By the Clerk:

Letter dated September 14, 2005, from the Chairman of the Heritage Committee of the UNICO National, Elizabeth Chapter, requesting that the City Council declare the month of October, 2005, as Italian-American Heritage Month. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated September 27, 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, September 23, 2005. Which was received.

By the Clerk:

Letter dated September 7, 2005, 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, 2005. Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 3762 - Authorize the establishment of a personalized handicapped parking space for Flora Gonzalez, 457 Fulton Street.

ORD. NO. 3763 - Authorize the execution of documents in the sale of City-owned properties located at 144 First Street, 146 First Street, 150-152 First Street and 108 South Park Street to Brand New Day, Inc., for redevelopment at a total cost in the amount of \$180,000.00.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY EVENING, OCTOBER 11, 2005, AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 3760 - Amend the Traffic Code of the City to establish No Parking for street cleaning on the south side of Whitehead Place, on Wednesdays, between the hours of 9:00 a.m. to 12:00 noon, and on the north side of Whitehead Place, on Tuesdays, between the hours of 9:00 a.m. to 12:00 noon.
- ORD. NO. 3761 - Amend Chapter 10.16.010 of the City Code of the City of Elizabeth, to establish a four ton weight limit for motor vehicles, except for pick up and delivery, on Monroe Avenue, from Fairmount Avenue to North Avenue.

NEW BUSINESS

Authorize Fiscal Year 2006 Temporary Emergency Municipal budget appropriations in the amount of \$224,254.35.

Request permission from the Director of Local Government Services for a Dedication by Rider in the Fiscal Year 2006 budget for donations/acceptance of bequests and gifts from the Sovereign Bank Foundation.

Confirm the appointment of Richard Obuch, Esq., Elizabeth, N.J., to serve as a Judge of the Elizabeth Municipal Court for a term of three (3) years, effective October 1, 2005.

Authorize the Mayor to execute a collective bargaining agreement with the Police Mechanics and Electricians Association for the period July 1, 2005 to June 30, 2009.

Authorize the award of a contract with Aetna/ U. S. Health Care, 151 Farmington Avenue, Hartford, CT., for the continuation of the present group life insurance program for active and retired City employees, for the period December 1, 2005 through November 30, 2008.

Authorize the award of a contract to Campbell Supply Company, 180 Talmadge Road, Edison, N.J., for the furnishing of one (1) 100 foot aerial ladder apparatus for the Fire Department at a cost of \$559,584.18.

Authorize Change Order #7 to the contract awarded to Penn Bower, Inc., 132 West Main Street, High Bridge, N.J., which provides for the rehabilitation of the Combined Sewer System at an original cost of \$517,786.74, to provide further for additional work at an additional cost of \$8,580.01, which combined with the previous change orders raises the total contract amount to \$578,722.19.

Authorize a third amendment to the contract awarded to the RBA Group, 1 Evergreen Place, Morristown, N.J., which provides for architectural and engineering services for the replacement of the existing City Yard, at an original cost of \$751,888.00, to provide for additional work at an additional cost of \$21,357.54, which added to the previous amendments increases the contract amount to \$1,100,156.84 (to be paid by the N.J. Department of Transportation and the Federal Highway Administration).

Authorize the proper City officials to submit an application to the State of New Jersey, Office of Information Technology, for an Enhanced 911 Grant in an amount not to exceed \$306,997.00.

Authorize the proper City officials to enter into an agreement with the Elizabeth Board of Education for the City to provide nursing services to twelve (12) non-public schools in Elizabeth, for the period September 1, 2005 through June 30, 2006, at a cost to the Board of Education in the amount of \$213,025.00.

Authorize the Elizabeth Development Company to submit the City's Urban Enterprise Zone Five (5) Year Development Plan to the New Jersey Urban Enterprise Zone Authority for the years 2006 through 2010.

NEW BUSINESS (Cont'd.)

Authorize the proper City officials to submit an application to the New Jersey Department of Transportation to designate the Historic Elizabeth Midtown Train Station and the North Elizabeth Train Station, as well as the immediate areas, as Transit Villages.

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 \$17,000.00 to be used to administer their Healthy Neighborhood/Healthy Home Project for the period July 1, 2005 through June 30, 2006.

Authorize the proper City officials to execute a Deferred Payment Loan Rental Housing Program agreement with Ilias Polichronis, 18 Rolling Hill Way, Clark, N.J., to provide funds in the amount of \$180,000.00 for the acquisition of a six (6) unit apartment building at 278 First Street.

Authorize an amendment to the redevelopment agreement between the City and BFLF to sell 74-82 Livingston Street to BFLF for \$200,000.00.

Authorize the postponement of a second mortgage held by the City on the property located at 132-134 First Street.

Establish a handicapped parking space in front of the premises located at 804 Vine Street.

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

Delete the following handicapped parking spaces from in front of the premises located at: 325 Amity Street; 546 Grier Avenue; 968 DeHart Place; 239 Pine Street; 755 Vine Street; 533 Marshall Street; 555 Pennsylvania Avenue; 410 West End Avenue; 502 First Avenue; 618 Fourth Avenue; 139 Sayre Street

Authorize the proper City officials to execute all necessary documents for the sale of City-owned properties located at 144 First Street, 146 First Street, 150-152 First Street and 108 South Park Street to Brand New Day, Inc., for redevelopment at a total cost in the amount of \$180,000.00.

Authorize the Tax Collector to cancel a previously disallowed senior citizen tax deduction on the property located at 827-29 Floral Avenue, for Tax Year 2004 in the amount of \$250.00.

Establish a lien on the property located at 629 South Park Street, in order to reimburse the City for the removal and disposal of debris from said property in the amount of \$803.97.

Establish a lien on the property located at 150 Fifth Street, in order to reimburse the City for the removal and disposal of debris from said property in the amount of \$751.95.

Authorize settlement in the litigation matter of Maria Diaz vs. the City of Elizabeth in the amount of \$40,000.00.

Authorize settlement in the workers compensation litigation matter of Angelo Fiorillo vs. the City of Elizabeth, in the amount of \$13,775.00.

Grant a waiver of the residency requirement for Emergency Medical Technician Stephen Wilson for a one-year period.

Grant a waiver of the residency requirement for Emergency Medical Technician Giovanni A. Gualdrón for a one-year period.

Permit the Elizabeth Board of Education to use Drotar Field for the students at the existing William F. Halloran School No. 22 while the new School No. 22 is being constructed.

Declare the month of October, 2005, as Italian-American Heritage Month.

NEW BUSINESS (Cont'd.)

Support the Elizabeth Board of Education's call upon Acting Governor Richard J. Cody, New Jersey State Legislators, the N.J. Department of Education and the N.J. School Construction Corporation to purchase the Trinitas Hospital property as they negotiated with the Elizabeth Board of Education and Trinitas Hospital.

Pay utility bills.

Approve Bingo and Raffle licenses.

COMMENDATIONS

Lorraine J. Dumke, Business Administrator, Retirement
Jessica M. Topolosky, Marshall, 68th Annual Pulaski Day Parade
Mt. Teman Church, 145th Anniversary

MEMORIALS

ADJOURNMENT