



THE FOLLOWING IS THE **FINAL AGENDA** FOR THE FEBRUARY 5, 2014 COUNCIL MEETING.

**CITY OF NEW BRUNSWICK
CITY COUNCIL
AGENDA REVIEW SESSION, WEDNESDAY, FEBRUARY 5, 2014 @ 6:30 P.M.
COUNCIL MEETING, WEDNESDAY, FEBRUARY 5, 2014 IMMEDIATELY FOLLOWING AGENDA**

- A. CALL TO ORDER, PLEDGE OF ALLEGIANCE
- B. OPEN PUBLIC MEETING ACT (SUNSHINE LAW) STATEMENT
- C. APPROVAL OF MINUTES: DECEMBER 18, 2013
- D. PUBLIC HEARINGS: (OTHER THAN ORDINANCES)
- E. ORDINANCES ON SECOND READING:

ORDINANCE NO.	ASSIGNED TO:	ITEM NO.	DESCRIPTION

- F. ORDINANCES FOR DISCUSSION: FIRST READING:

ORDINANCE NO.	ASSIGNED TO:	ITEM NO.	DESCRIPTION

- G. RESOLUTIONS:

RESOLUTION NO.	ASSIGNED TO:	ITEM NO.	DESCRIPTION
R-021401	WJH	1	APPROVE AGENDA AMENDMENTS
R-021402	FIN	2	APPROVE PAYROLLS 01/04/14 - 01/17/14 01/18/14 - 01/31/14
R-021403	FIN	3	AUTHORIZE REFUND FOR REDEEMED TAX SALE CERTIFICATES
			REORGANIZATION MATTERS
R-021404	WJH	4	AWARD PROFESSIONAL SERVICE AGREEMENT TO: DELAWARE-RARITAN ENGINEERING, INC. FOR: REVIEW OF SITE PLANS AND SUBDIVISIONS - ENGINEERING REVIEW TERM: JANUARY 1, 2014 - DECEMBER 31, 2014 FAIR AND OPEN
R-021405	WJH	5	AWARD PROFESSIONAL SERVICE AGREEMENT TO: BIGNELL PLANNING CONSULTANTS, INC. FOR: REVIEW OF SITE PLANS AND SUBDIVISIONS - PLANNING REVIEW TERM: JANUARY 1, 2014 - DECEMBER 31, 2014 FAIR AND OPEN
R-021406		6	
R-021407		7	
			END OF REORGANIZATION MATTERS
R-021408	TKS	8	APPROVE APPOINTMENT OF COUNCIL LAWRENCE Y. BITTERMAN, ESQ. FOR: REPRESENTATION OF SERGEANT JOHN LANGAN IN THE MATTER OF JEFFREY HIDALGO V. SERGEANT JOHN LANGAN, ET AL. NTE: \$1,000.00
R-021409	TKS	9	APPROVE AMENDMENT OF RESOLUTION R-121377 REASON: TO PAY ADDITIONAL LEGAL FEES IN THE AMOUNT OF \$1,309.00 TO: MARTIN, KANE & KUPER FOR: POLICE DETECTIVE KENNETH ABODE IN THE MATTER OF HERNANDEZ, LOPEZ-NIEVES, GRANADOS- JOYA V. CITY OF NEW BRUNSWICK, ET AL. FROM: \$4,657.00 TO: \$5,966.00

R-021410	CG	10	APPROVE AMENDMENT OF RESOLUTION R-121307 REASON: TO PAY ADDITIONAL LEGAL FEES IN THE AMOUNT OF \$884.00 TO: BENEDICT & ALTMAN FOR: POLICE DIRECTOR ANTHONY CAPUTO IN THE MATTER OF ARTHUR ANDERSON, ET AL. V. ANTHONY CAPUTO, ET AL. FROM: \$5,023.50 TO: \$5,907.50
R-021411	CG	11	APPROVE AMENDMENT OF RESOLUTION R-121310 REASON: TO PAY ADDITIONAL LEGAL FEES IN THE AMOUNT OF \$654.50 TO: BENEDICT & ALTMAN FOR: POLICE DIRECTOR ANTHONY CAPUTO IN THE MATTER OF STEVEN MIDDLETON, ET AL. V. CITY OF NEW BRUNSWICK, ET AL. FROM: \$3,306.50 TO: \$3,961.00
R-021412	CG	12	APPROVE AMENDMENT OF RESOLUTION R-121308 REASON: TO PAY ADDITIONAL LEGAL FEES IN THE AMOUNT OF \$552.50 TO: BENEDICT & ALTMAN FOR: DETECTIVE BRANDT GREGUS IN THE MATTER OF OSWALDO HERNANDEZ, JORGE LOPEZ-NIEVES & JOSE GRANADOS-JOYA V. CITY OF NEW BRUNSWICK, ET AL. FROM: \$4,148.00 TO: \$4,700.50
R-021413	TKS	13	APPROVE AMENDMENT OF RESOLUTION R-121309 REASON: TO PAY ADDITIONAL LEGAL FEES IN THE AMOUNT OF \$833.00 TO: BENEDICT & ALTMAN FOR: POLICE OFFICER JAMES FEASTER IN THE MATTER OF MICHAEL BOSWELL V. CITY OF NEW BRUNSWICK, ET AL. FROM: \$18,428.00 TO: \$19,261.00
R-021414	TKS	14	APPROVE AMENDMENT OF RESOLUTION R-080857 REASON: TO PAY LEGAL FEES IN THE AMOUNT OF \$399.50 TO: BENEDICT & ALTMAN FOR: POLICE DIRECTOR ANTHONY CAPUTO IN THE MATTER OF FRANK C. CARROLL, III V. CITY OF NEW BRUNSWICK, ET AL. NTE: \$399.50
R-021415	FIN	15	APPROVE RESOLUTION TO REFUND ESCROW TO: 205 EASTON REALTY, LLC AMOUNT: \$4,047.54

R-021416	CG	16	APPROVE REQUEST FOR STREET CLOSING REQUESTED BY: RUTGERS UNIVERSITY LOCATION: LIVINGSTON AVENUE ALONGSIDE CHRISTOPHER'S RESTAURANT BETWEEN NEW AND GEORGE STREETS FOR: HALL OF DISTINGUISHED ALUMNI GALA - BLACK TIE EVENT DATE: SATURDAY, MAY 3, 2014 TIME: 4:00 PM - 8:00 PM
R-021417	CG	17	APPROVE REQUEST FOR USE OF CITY PROPERTY REQUESTED BY: PENTECOSTAL COUNCIL CHURCH OF GOD LOCATION: JOYCE KILMER PARK FOR: RELIGIOUS EVENT DATE: SATURDAY, JUNE 28, 2014 TIME: 4:00 PM - 6:30 PM
R-021418	CG	18	APPROVE REQUEST FOR USE OF CITY PROPERTY REQUESTED BY: PENTECOSTAL COUNCIL CHURCH OF GOD LOCATION: WAR MEMORIAL PARK FOR: RELIGIOUS EVENT DATES: SATURDAYS - MAY 31, 2014, JULY 19, 2014 & SEPTEMBER 20, 2014 TIME: 4:00 PM - 6:30 PM
R-021419	CG	19	APPROVE REQUEST FOR USE OF CITY PROPERTY REQUESTED BY: PENTECOSTAL COUNCIL CHURCH OF GOD LOCATION: FEASTER PARK FOR: RELIGIOUS EVENT DATE: SATURDAY, AUGUST 30, 2014 TIME: 4:00 PM - 6:30 PM
R-021420	TKS	20	APPROVE REQUEST FOR STREET CLOSING REQUESTED BY: OUR LADY OF MOUNT CARMEL R.C. CHURCH LOCATION: MORRIS STREET, GEORGE STREET, LIVINGSTON AVENUE FOR: GOOD FRIDAY PROCESSION DATE: FRIDAY, APRIL 18, 2014 TIME: 7:15 PM - 8:15 PM

R-021421	TKS	21	APPROVE REQUEST FOR USE OF CITY PROPERTY AND CLOSURE OF STREETS REQUESTED BY: CGI RACING AND CITY OF NEW BRUNSWICK LOCATION: BUCCLEUCH PARK, SEMINARY PLACE AND VARIOUS OTHER STREETS FOR: HALF MARATHON AND 8K RACE DATE: SUNDAY, APRIL 20, 2014 TIME: 7:00 AM - 2:00 PM (PARK USAGE) DATE & TIME: SATURDAY, APRIL 19, 2014 FROM 8:00 AM TO 4:00 PM ON SUNDAY, APRIL 20, 2014 (SEMINARY PLACE STREET CLOSURE) DATE & TIME: SUNDAY, APRIL 20, 2014 FROM 5:00 AM TO 2:00 PM (GEORGE STREET FROM LANDING LANE TO COLLEGE AVENUE STREET CLOSURES) POLICE EXTRA DUTY
R-021422	WJH	22	AUTHORIZE SUBMISSION OF RECYCLING TONNAGE GRANT APPLICATION FOR 2013
R-021423	WJH	23	AUTHORIZE CERTIFICATION OF AMOUNT PAID FOR RECYCLING ENHANCEMENT ACT/2013 TAX REIMBURSEMENT AMOUNT: \$55,030.53 \$3.00 PER TON TAX PAID ON 18,434.51 TONS ON SOLID WASTE
R-021424	WJH	24	AUTHORIZE PARTICIPATION IN THE COOPERATIVE PRICING AGREEMENT WITH: SOMERSET COUNTY FOR: BIODEGRADABLE LEAF BAGS TERM: JANUARY 1, 2014 - DECEMBER 31, 2018 (FIVE YEAR) NUNC PRO TUNC
R-021425	CG	25	APPROVE AWARD OF PARTIAL CONTRACTS AND AUTHORIZATION TO REJECT BIDS AND RE-BID FOR JANITORIAL SUPPLIES WITH: SCOLLE FLOORSHINE INDUSTRIES AMOUNT: \$3,292.30 WITH: CALICO INDUSTRIES AMOUNT: \$7,847.28 TERM: FEBRUARY 6, 2014 - FEBRUARY 5, 2015 (1-YEAR) SPECIFICATION NO.: 361-14P
R-021426	FIN	26	APPROVE EMERGENCY TEMPORARY APPROPRIATIONS FOR 2014
R-021427	WJH	27	AUTHORIZE EXECUTION OF COLLECTIVE BARGAINING AGREEMENT FOR: FMBA #17 (2011-2014)

R-021428	WJH	28	RESOLUTION TO APPROVE THE EXTENSION OF UEZ CLEAN TEAM CONTRACT WITH NBPA FOR 2014 FOR: CLEAN TEAM SERVICES IN THE DOWNTOWN, EASTON AVENUE, FRENCH STREET AND REMSEN AVENUE TERM: JANUARY 1, 2014 - DECEMBER 31, 2014 AMOUNT: \$125,000.00
R-021429	TKS	29	APPROVE OFF-PREMISE RAFFLE (50/50) AT THE HELDRICH HOTEL, 10 LIVINGSTON AVENUE, NEW BRUNSWICK FOR: STATE THEATRE REGIONAL ARTS CENTER DATE: MAY 17, 2014
R-021430	TKS	30	APPROVE REQUEST FOR PARKING OF VEHICLES IN BUCCLEUCH PARK REQUESTED BY: THE FRANCIS E. PARKER MEMORIAL HOME LOCATION: BUCCLEUCH PARK FOR: TWO (2) EVENTS IN 2014 DATES: SUNDAY, JUNE 1, 2014 FROM 6:00 AM - 3:00 PM WEDNESDAY, DECEMBER 3, 2014 FROM 2:00 PM - 9:00 PM NUMBER OF PARKING SPACES - 40
R-021431	CG	31	APPROVE REQUEST FOR USE OF CITY PROPERTY AND RELAXATION OF NOISE ORDINANCE REQUESTED BY: DELIVERANCE PRAYER REVIVAL TABERNACLE LOCATION: FEASTER PARK FOR: YOUTH GOSPEL CONCERT AND CRUSADE DATE: SATURDAY, JUNE 21, 2014 - SUNDAY, JUNE 29, 2014 TIME: 5:30 PM - 9:00 PM
R-021432	WJH	32	APPROVE PAYMENT FOR EMERGENCY PROCUREMENT WATER UTILITY FOR: REPAIR OF THE MEMBRANE FILTRATION PUMP NUMBER 3 AT THE WATER TREATMENT PLANT WITH: RAPID PUMP & METER SERVICE COMPANY, INC. NTE: \$2,169.56 PURCHASE ORDER NO.: D67815
R-021433	TKS	33	AUTHORIZE PURCHASE BY POLICE DEPARTMENT UNDER STATE CONTRACT #A-82925 FROM: CHAS. S. WINNER D/B/A WINNER FORD FOR: ONE (1) 2014 FORD POLICE INTERCEPTOR NTE: \$24,096.00
R-021434	TKS	34	AUTHORIZE PURCHASE BY POLICE DEPARTMENT UNDER STATE CONTRACT #A-83909 FROM: MOTOROLA C/O QUALITY COMMUNICATIONS SYSTEMS, INC. FOR: TWO (2) MOBILE RADIOS AND ACCESSORIES NTE: \$4,570.50

R-021435	WJH	35	APPROVE AMENDMENT OF RESOLUTION R-101384 REASON: ADDITIONAL AMOUNT OF \$1,700.00 WITH: SPECIALTY GRAPHICS, LLC FOR: FURNISH AND DELIVER WORK UNIFORMS FOR PUBLIC WORKS NTE: \$1,700.00 APPROVAL OF THIS AMENDMENT <u>WILL NOT</u> CONSTITUTE AN INCREASE OF TWENTY (20%) PERCENT OR MORE OF THE AMOUNT OF THE ORIGINAL CONTRACT
R-021436	WJH	36	AUTHORIZE PURCHASE BY POLICE DEPARTMENT UNDER STATE CONTRACT #A-83904 FROM: QUALITY COMMUNICATIONS SYSTEMS, INC. FOR: INSTALLATION OF TWO (2) REMOTE MOUNT MOBILE RADIOS NTE: \$1,140.00
R-021437	WJH	37	APPROVE AMENDMENT OF RESOLUTION R-101389 REASON: ADDITIONAL AMOUNT OF \$40,000.00 DUE TO EXTREME COLD WEATHER CONDITIONS AND WATER MAIN BREAKS WITH: STAVOLA ASPHALT COMPANY, INC. FOR: FURNISH AND DELIVER BITUMINOUS MATERIALS NTE: \$40,000.00 APPROVAL OF THIS AMENDMENT <u>WILL</u> CONSTITUTE AN INCREASE OF TWENTY (20%) PERCENT OR MORE OF THE ORIGINAL CONTRACT
R-021438	CG	38	APPROVE REQUEST FOR USE OF CITY PROPERTY REQUESTED BY: GARDEN STATE TRACK CLUB LOCATION: BUCCLEUCH PARK AND PAVILION FOR: 4 TH ANNUAL "THE ROAD RELAYS" RUNNING RACE DATE: SUNDAY, FEBRUARY 23, 2014 TIME: 10:00 AM - 1:00 PM RAIN DATE: SUNDAY, MARCH 2, 2014 - 10:00 AM - 1:00 PM
R-021439	CG	39	AUTHORIZE LEASE OF COPY MACHINE FOR ADMINISTRATOR'S OFFICE (48 MONTH LEASE) FROM: GE CAPITAL INFORMATION TECH. SOLUTIONS D/B/A RICOH USA, INC. FOR: ONE (1) RICOH MODEL #MP 3352SP DIGITAL COPIER SYSTEM NTE: \$122.81 PER MONTH BEGINNING MARCH 1, 2014 AND ENDING ON FEBRUARY 28, 2018 STATE CONTRACT #A-82709 NEW JERSEY COST PER COPY
R-021440	TKS	40	APPROVE RENEWAL OF CONTRACT WITH: MAXORPLUS, LTD. FOR: PRESCRIPTION PLAN SERVICES TERM: FEBRUARY 1, 2014 - JANUARY 31, 2015 NTE: \$2,843,888.30

R-021441	WJH	41	APPROVE AMENDMENT OF RESOLUTION R-021322 WITH: B & W CONSTRUCTION CO. OF NJ FOR: REPAIR OF CITY OWNED DAMS NTE: \$80,000.00 APPROVAL OF CHANGE ORDER <u>WILL</u> CONSTITUTE AN INCREASE OF TWENTY (20%) PERCENT OR MORE OF THE ORIGINAL CONTRACT
R-021442	WJH	42	APPROVE AMENDMENT OF RESOLUTION R-121329 FOR: ADDITIONAL \$1,750.00 FOR CHANGE ORDER NO. 2 REHABILITATION HOME IMPROVEMENTS FOR: MICHAEL AND ROSE FORD 170 JONES AVENUE APPROVAL OF THIS CHANGE ORDER <u>WILL NOT</u> CONSTITUTE AN INCREASE OF TWENTY (20%) PERCENT OR MORE OF THE AMOUNT OF THE ORIGINAL CONTRACT
R-021443	WJH	43	APPROVE AMENDMENT OF RESOLUTION R-121319 FOR: ADDITIONAL \$4,996.00 FOR CHANGE ORDER NO. 1 REHABILITATION HOME IMPROVEMENTS FOR: ALLEN AND LEAH ALCIVAR 16 HALSTEAD ROAD APPROVAL OF THIS CHANGE ORDER <u>WILL</u> CONSTITUTE AN INCREASE OF TWENTY (20%) PERCENT OR MORE OF THE ORIGINAL CONTRACT
R-021444	TKS	44	RESOLUTION TO APPROVE/DISAPPROVE REQUEST FOR CHANGE IN FLOOR PLAN FOR: REMSEN ASSOCIATES INC. T/A LOS AMIGOS 140 REMSEN AVENUE LIQUOR LICENSE NO.: 1214-33-042-006
R-021445	TKS	45	APPROVE RELAXATION OF THE CITY NOISE ORDINANCE AND ROAD CLOSURE REQUESTED BY: SKY-HY ERECTORS & EQUIPMENT REASON: PLACE A CRANE ON CHURCH STREET TO LIFT HVAC EQUIPMENT TO OLD BAY RESTAURANT AT 61 CHURCH STREET DATE: SATURDAY, FEBRUARY 22, 2014 ALTERNATE DATE: SATURDAY, MARCH 1 & MARCH 8, 2014 TIME: 7:00 AM - 2:00 PM
R-021446	TKS	46	APPROVE RELAXATION OF THE CITY NOISE ORDINANCE AND ROAD CLOSURE REQUESTED BY: SKY-HY ERECTORS & EQUIPMENT REASON: PLACE A CRANE ON CHURCH STREET TO LIFT HVAC EQUIPMENT TO 385 GEORGE STREET DATE: SATURDAY, FEBRUARY 8, 2014 ALTERNATE DATE: SATURDAY, FEBRUARY 15 & FEBRUARY 22, 2014 TIME: 7:00 AM - 11:00 AM

R-021447	WJH	47	APPROVE AMENDMENT OF RESOLUTION R-011475 REASON: AUTHORIZE ADDITIONAL SERVICES (ENGINEERING-TRAFFIC ANALYSIS) UNDER EXISTING CONTRACT - TO BE PAID FROM DEVELOPERS' ESCROWS WITH: HATCH MOTT MACDONALD, LLC FOR: 2013/2014 MISCELLANEOUS SUPPLEMENTAL ENGINEERING SERVICES
R-021448	CG	48	APPROVE AMENDMENT OF RESOLUTION R-111339 AUTHORIZE RELEASE OF PERFORMANCE GUARANTEE (\$20,300.00) AND SITE INSPECTION FEES (\$492.50) TO: AJA RESTAURANT, LLC FOR: AJA RESTAURANT, LLC BLOCK 703.03, LOT 2.02
R-021449	FIN	49	APPROVE TRANSFER OF APPROPRIATION RESERVES FOR 2013 MUNICIPAL BUDGET
R-021450	FIN	50	APPROVE RESOLUTION TO REFUND ESCROW TO: 10 UNION STREET AMOUNT: \$1,733.47
R-021451	CG	51	APPROVE ON-PREMISE RAFFLE (50/50) AT THE NEW BRUNSWICK ELKS LODGE FOR: HYACINTH AIDS FOUNDATION DATE: MARCH 22, 2014
R-021452	CG	52	APPROVE ON-PREMISE RAFFLE (CASINO NIGHT) AT THE NEW BRUNSWICK ELKS LODGE FOR: HYACINTH AIDS FOUNDATION DATE: MARCH 22, 2014
R-021453	TKS	53	APPROVE ON-PREMISE RAFFLE (MERCHANDISE) AT THE NEW BRUNSWICK ELKS LODGE FOR: HYACINTH AIDS FOUNDATION DATE: MARCH 22, 2014
R-021454	TKS	54	APPROVE AMENDMENT OF RESOLUTION R-011473 REASON: CORRECT AMOUNTS OF MATCH AND GRANT WITH: MIDDLESEX COUNTY FOR: 2014 (JULY 1, 2014 - JUNE 30, 2015) NEW BRUNSWICK ALLIANCE ON SUBSTANCE ABUSE PREVENTION CASH MATCH: \$11,009.00 GRANT: \$44,034.00
R-021455	CG	55	APPROVE REQUEST FOR SOLICITATION OF FUNDS REQUESTED BY: NEW BRUNSWICK GIRL SCOUTS FOR: FUNDRAISER FOR GIRL SCOUTS DATES: FEBRUARY 1 (NUNC PRO TUNC), 18, 15, 2014 TIME: 10:00 AM - 6:00 PM LOCATION: FRESH GROCER LOBBY

R-021456	WJH	56	APPROVE AMENDMENT OF RESOLUTION R-111361 CHANGE ORDER NO. 12 WITH: TEKTON DEVELOPMENT CORPORATION FOR: REMSEN AVENUE FIRE MUSEUM & COMMUNITY CENTER AMOUNT: \$38,266.36 APPROVAL OF THIS CHANGE ORDER <u>WILL NOT</u> CONSTITUTE AN INCREASE OF TWENTY (20%) PERCENT OR MORE OF THE AMOUNT OF THE ORIGINAL CONTRACT
R-021457	TKS	57	AUTHORIZE PARTICIPATION IN A COOPERATIVE NATIONAL PURCHASING PROGRAM WITH: PEPPM 2011 - PENNSYLVANIA EDUCATION PURCHASING PROGRAM MANAGEMENT (TECHNOLOGY PURCHASING PROGRAM FOR COMMODITIES THAT INCLUDE HARDWARE, SOFTWARE AND SUPPLIES)
R-021458	CG	58	AUTHORIZE PURCHASE BY POLICE DEPARTMENT UNDER STATE CONTRACT #A-82102 FROM: SAFETY LEAGUE INC. D/B/A ATLANTIC TACTICAL, INC. FOR: PURCHASE OF TWENTY-FOUR (24) BULLET PROOF VESTS NTE: \$22,656.00

H. ITEMS FOR DISCUSSION BY COUNCIL:

ACTION	ASSIGNED TO:	ITEM NO.	DESCRIPTION

I. PUBLIC DISCUSSION:

J. DATES TO REMEMBER:

1. **CITY COUNCIL AGENDA REVIEW SESSION
WEDNESDAY, FEBRUARY 19, 2014
6:30 P.M.**
2. **CITY COUNCIL MEETING
WEDNESDAY, FEBRUARY 19, 2014
IMMEDIATELY FOLLOWING AGENDA REVIEW SESSION**

PREPARED AND EDITED BY: **DEPARTMENT OF LAW - KAREN B. CIPOT**
www.cityofnewbrunswick.org