A regular meeting of the City Council was held this evening in the City Council Chamber, City Hall.

President Kiniery announced that this regular meeting is listed in the "annual notice" as defined by Chapter 231, P.L. 1975, and that copies of the "annual notice" have been mailed or delivered to the Star Ledger and Home News Tribune and posted and filed in the City Clerk's Office in compliance with the terms of the Open Public Meetings Law, Chap. 231, P.L. 1975 on December 27, 2019.

PRESENT: Council members at Large Patricia Perkins-Auguste; Manny Grova, Jr.; Council members Carlos Torres, 1st Ward; Nelson Gonzalez, 2nd Ward; Carlos Cedeno, 4th Ward; William Gallman, Jr., 5th Ward; Frank O. Mazza, 6th Ward And President Kevin Kiniery, 3rd Ward – 8.

ABSENT: Council member at Large Frank J. Cuesta – 1.

ALSO PRESENT: Jorge Estrada, Special Counsel

EXCUSED: Councilwoman Perkins-Auguste was EXCUSED from the Meeting at 8:10 p.m.

Councilman Cedeno delivered the opening prayer and led all present in the Pledge of Allegiance to the American Flag.
PUBLIC SPEAKING

Mr. Salaam Ismail 14 Denman Place, spoke to a housing crisis in Elizabeth, stated that there are multiple developers around town and some are asking One Thousand Dollars ($1,000.00) for a one (1) bedroom apartment and Two Thousand Three Hundred Dollars ($2,300.00) for two bedrooms. He continued that the average income in Elizabeth can’t afford these rents. He would like for City Council to address affordable housing. There is Rent Control in the City. He stated further that the City is facing massive lawsuits. There are at least three (3) major developments happening now.

Mr. Ismail stated that there should be a certain number of affordable units. There should be discussion on how to bring affordable housing to the City.

Mr. Philip Johnson, 323 W. Jersey Street, stated that there are serious issues at this rooming house. He’s lived there for approximately three (3) years. He continued that he spoke to the landlord. Mr. Johnson alleges that the landlord rents out rooms with furniture that is deplorable. He continued that there are rats, bed bugs and roaches. He stated that he went to seek help from an attorney on Prince Street. Also, he spoke to the Chief Inspector “Hassan” in the Health Department. He alleges that he was asked why doesn’t he move, or why don’t you hold your rent.” When he asked to speak to Hassan’s supervisor, he alleges he was told “no, you speak to me.” He continued that he was advised to speak to the Mayor. He stated further that he feels like he’s not getting any help from City Hall. He doesn’t know who to speak to anymore. He stated further that cars were being stored on the premises and he called Jennifer Boehm and she came down and did her job by having the cars removed.

Ms. Maria Lorenz, 103 Murray Street, stated that the only time she sees her Councilman is when he has his barbecue at Farley Towers. She continued that Cherry and Murray Streets is a very dangerous intersection. No one is doing anything about it. She stated further that recently she had to cancel her vacation because of another accident. She asked City Council if they have looked at how dangerous this intersection is?

Ms. Lorenz stated that she invests in Elizabeth. “I pay my taxes. It’s not safe.” She stated further that she had to apply for a handicapped parking space because there is no parking. She asked for Council to do something.

Mr. Carlos Trujillo, 116 Fulton Street, stated that he hopes this year there will be open discussion. He spoke to the development going on in the City
stating that he's ignored many things. He continued that when the Mayor first ran he thought things would change, but we have the same problems now as then. He stated further that development in Midtown was supposed to happen when Tom Dunn was Mayor. He doesn't want to lose the good people who are here now.

Mr. Trujillo stated that when seniors have to choose between their medicine or paying rent is terrible. He continued that the average salary in Elizabeth is Forty-five Thousand One Hundred Eighty-four Dollars ($45,184.00) before taxes. He raised the question of how can someone afford a three (3) bedroom apartment. He alleged that City Council has turn their backs on the residents of this City. He stated further that the developers are given tax abatements and they move in and rent high. Mr. Trujillo stated that development is in City Council's hands. He questioned the impact of development on the infrastructure; what about police and fire; what about the sewers? He stated further that he wants development, but he wants fair development.

There being no one else present who desired to be heard, Council President Kiniery declared the public speaking portion of the meeting closed.
PUBLIC HEARINGS

Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5289 entitled:

AN ORDINANCE TO AMEND CHAPTER 10.44.010 OF THE CODE OF THE CITY OF ELIZABETH, ENTITLED "APPLICATION FEE FOR PERMITS FOR HANDICAPPED PARKING SPACES" SPECIFICALLY TO EXEMPT VETERANS WHO HAVE BEEN HONORABLY DISCHARGED FROM MILITARY SERVICE FROM THE PAYMENT OF AN APPLICATION FEE AND ANNUAL FEE FOR A PERSONALIZED HANDICAPPED PARKING SPACE.

This ordinance was adopted on its first reading at the meeting of City Council held on December 23, 2019.


The Clerk read the foregoing ordinance and Council President Kiniery asked if there was anyone present who wished to speak either for or against the adoption of the ordinance.

There being no one present who desired to be heard, Council President Kiniery declared the public hearing closed.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5290 entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR MIRIAM POZO, 1062 NORTH AVENUE, ELIZABETH, NEW JERSEY 07201

This ordinance was adopted on its first reading at the meeting of City Council held on December 23, 2019.


The Clerk read the foregoing ordinance and Council President Kiniery asked if there was anyone present who wished to speak either for or against the adoption of the ordinance.

There being no one present who desired to be heard, President Kiniery declared the public hearing closed.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the 2020 Greater Elizabeth Tourism Improvement District budget, as approved on December 23, 2019, was duly published in the Star Ledger issue of December 31, 2019; and

WHEREAS, at least one week prior to January 14, 2020, a complete copy of the approved budget as advertised has been posted in a conspicuous place in the City Hall; and

WHEREAS, copies of the aforementioned budget have been made available to any person requesting same; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth that, pursuant to N.J.S.A. 40A:4-8, the 2020 Greater Elizabeth Tourism Improvement District budget shall be read by its title.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 8.

NEGATIVE: None.

THE CLERK THEN READ THE 2020 GREATER ELIZABETH TOURISM IMPROVEMENT DISTRICT BUDGET BY TITLE.

Council President Kiniery announced that the public hearing on the 2020 Greater Elizabeth Tourism Improvement District Budget in the amount of $656,617.60 was now open. He then inquired if there was anyone present who desired to be heard.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 3, 2020, from His Honor the Mayor advising that, subject to confirmation, he has made the following appointments for a term of one-year effective January 1, 2020 with regard to the appointment of Chief Municipal Prosecutor, Norma M. Murgado, Esq.; Assistant Municipal Prosecutors: Ashton E. Thomas, Esq., Patricia A Mack, Esq., Annette Quijano, Esq.; Temporary Municipal Prosecutors: Robert Carroll, Esq., Suzette Cavadas, Esq., William T. Donegan, Esq., Kevin D. Harris, Esq., Anabela Dacruz-Melo, Esq., Christopher Howard, Esq., Jose Rivera-Benitez, Esq., Connie Bentley McGhee, Esq., Shlomo Himmel, Esq., Daniel A. Serratelli, Esq., Cheryl Craft, Esq., Moshood Muftau, Esq.; all are currently serving in these positions, except for Moshood Muftau, Esq., whose resume is attached.

Which was received.

By the Clerk:

Letter dated January 3, 2020, from His Honor the Mayor advising that, subject to confirmation, he has appointed Juliana Diaz, Esq., as Temporary Municipal Court Judge to hear cases in the Municipal Court including, but not limited to, illegal conversions, drunk driving complaints, and other matters that may be assigned for a term of one-year, from February 1, 2020 through January 31, 2021 on a contractual basis at the rate of $300.00 per session in an amount not to exceed $60,000.00.

Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:
Letter dated January 2, 2020, from the Business Administrator recommending awarding a contract to A.N.A. Painting Corp., 172 Linden Street, Hackensack, NJ for the furnishing of painting services for public buildings for the Department of Public Works / Division of Public Buildings for the period of January 14, 2020 through January 13, 2022 in the total amount not to exceed $200,000.00. Which was received.

By the Clerk:
Letter dated January 2, 2020, from the Business Administrator request authorization for the proper City officials to participate in the Bergen County Co-Op and recommends awarding a contract to Terrestrial Imaging, 375 Herbertsville Road, Brick, NJ for the purchase of one DJI Matrice Drone and upgrades to an existing DJI Matrice Drone for the Detective Bureau of the Elizabeth Police Department in the amount of $35,714.85. Which was received.

By the Clerk:
Letter dated January 2, 2020, from the Business Administrator recommending awarding the first renewal of a contract to ALESII/Applied Labor Employment Studies Institute, 152 Speedwell Avenue, Jackson Suite, Morristown, NJ for grant consulting services for the period of January 8, 2020 through January 7, 2021 with an option to renew for three additional one-year periods under the same terms and conditions of the contract at the cost not to exceed $35,000.00. Which was received.

By the Clerk:
Letter dated January 3, 2020, from the Business Administrator request to amend the resolution adopted November 26, 2019 awarding a contract to Edmunds & Associates, Inc., Northfield, NJ to provide software and hardware support for proprietary software for the Office of Finance, Purchasing and Revenue in the amount of $34,600.00, specifically to convert fixed asset files from this proprietary software at an additional cost of $2,500.00 and reflect the new total amount of $37,100.00. Which was received.

By the Clerk:
Letter dated January 3, 2020, from the Business Administrator request authorization for the proper City officials to enter into and sign all necessary documents with the City of Linden, 301 North Wood Avenue, Linden, NJ for an Intergovernmental Services Agreement for Fire Sub-Code Services and Inspections from the City of Elizabeth for the period of January 8, 2020 through March 31, 2020 at the rate of $90.00 an hour not to exceed $6,000.00 which is to be paid to the City of Elizabeth. Which was received.

By the Clerk:
Letter dated January 3, 2020, from the Business Administrator recommending awarding a contract to National Fuel Oil, Inc., 175 Orange Street, Newark, NJ for the purchase of diesel fuel for the Public Works Marina for the period of January 1, 2020 through March 31, 2020 at a cost not to exceed $60,000.00. Which was received.

By the Clerk:
Letter dated January 3, 2020, from the Business Administrator recommending awarding a contract to Griffith-Allied Trucking LLC., 25 Old Camplain Road, Hillsborough, NJ for the purchase of gasoline for the Public Works Marina for the period of December 1, 2019 through March 31, 2020 at a cost not to exceed $50,000.00. Which was received.

By the Clerk:
Letter dated December 17, 2019, from the Chief Financial Officer request that your Honorable Body consider the Historic Midtown Special Improvement District 2020 SFY Budget for introduction and approval in the amount of $225,000.00. Which was received.

By the Clerk:
Letter dated January 3, 2020, from the Chief Financial Officer request authorization for the Tax Collector to establish rules and regulations for the payment of taxes and to fix the rate of interest to be charged for delinquent taxes, assessments, water and sewer charges. Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:
Letter dated January 3, 2020, from the Chief Financial Officer request authorization for the Tax Collector to conduct an Electronic Tax Sale prior to the Fiscal Year End of June 30, 2020 and sign any documents required by the Electronic Tax Sale Vendor. Which was received.

By the Clerk:
Letter dated January 3, 2020, from the Chief Financial Officer request that your Honorable Body consider the approval of the City’s Tax Year 2020 Cash Management Plan for the period January 1, 2020 through December 31, 2020. Which was received.

By the Clerk:
Letter dated January 7, 2020, from the Chief Financial Officer advising that additional grants may be appropriated in the 2020 SFY Budget by budget amendments (Chapter 159). Which was received.

By the Clerk:
Letter dated January 7, 2020, from the Chief Financial Officer advising that in compliance with the SFY 2016 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits. Which was received.

By the Clerk:
Letter dated January 7, 2020, from the Chief Financial Officer advising that Sewer Utility capital ordinances no longer deemed required may be canceled where authorizations have been completed and balances remain as per the delineated list; unfunded balances will be canceled and not bonded; funded balances will be canceled to Surplus; Funded: $242,883.29, negative $26,898.94; Unfunded: $1,217,895.90. Which was received.

By the Clerk:
Letter dated January 7, 2020, from the Chief Financial Officer advising that capital ordinances no longer deemed required may be canceled where authorizations have been completed and balances remain as per the delineated list; unfunded balances in these accounts will be canceled and not bonded; funded balances will be canceled to Surplus; Funded: $559,940.97; Unfunded: $2,076,204.62. Which was received.

By the Clerk:
Letter dated January 7, 2020, from the Chief Financial Officer advising that the Local Finance Board requires that all members of the Governing Body must certify, by resolution, that they have familiarized themselves with the contents of the 2019 Annual Audit Report and have reviewed, as a minimum, the General Comments and Recommendations section of the audit. Which was received.

By the Clerk:
Letter dated December 19, 2019, from the Director of Planning and Community Development request to amend the Redeveloper’s Agreement for the parcel located at 55-77 Murray Street, specifically to amend Article 8 Environmental Remediation of the agreement as set herein to further define the obligations of the parties to complete the environmental remediation of the property. Which was received.

By the Clerk:
Letter dated December 24, 2019, from the Director of Planning and Community Development request that your Honorable Body support MREH New Point LLC, an entity formed by Angel Magill, application for financial assistance under the New Jersey Department of Community Affairs HOME Investment Partnership Program with the objective of creating twelve (12) residential units that will include eleven (11) affordable units for low to moderate income families at 30-34 Bank Street. Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:
Letter dated December 26, 2019, from the Director of Planning and Community Development request authorization for the proper City officials to apply, accept and sign all appropriate documents for the 2020 IRS Volunteer Income Tax Assistance Program to provide residents who cannot afford to pay for tax preparation services with a cost-free alternative.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:
Letter dated January 3, 2020, from the City Treasurer submitting the City Treasurer's Report of Receipts and Disbursements for the month of September 2019 and Statement of Bank Balances and Investments as of September 30, 2019.

ORDINANCES ON FIRST READING

ORDINANCE NO. 5291

AN ORDINANCE TO AMEND SECTION 8, ENVIORNMENTAL REMEDIATION OF THE REDEVELOPMENT AGREEMENT FOR 55-77 MURRAY STREET (BLOCK 6, LOT 1600,B, PARCEL F IN MIDTOWN REDEVELOPMENT AREA)

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 8.

NEGATIVE: None.

ORDINANCE NO. 5292

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR MARIA CAMARGO, 48 REID STREET, ELIZABETH, NEW JERSEY 07201

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 8.

NEGATIVE: None.
ORDINANCE NO. 5293

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR JUAN LOPEZ, 629 FOURTH AVENUE, ELIZABETH, NEW JERSEY 07202

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery -8.

NEGATIVE: None.

ORDINANCE NO. 5294

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR MARIA JIMENEZ, 349 NEW YORK AVENUE, ELIZABETH, NEW JERSEY 07202

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery - 8.

NEGATIVE: None.

President Kiniery announced that public notice will be published fixing Tuesday evening January 28, 2020 at 7:30 P.M., City Council Chamber, City Hall, Elizabeth, N.J. as the time and place that City Council will conduct public hearings and further consider foregoing Ordinance No. 5291, 5292, 5293, 5294 adopted on first reading.
ORDINANCES ON FINAL PASSAGE

ORDINANCE NO. 5289

AN ORDINANCE TO AMEND CHAPTER 10.44.010 OF THE CODE OF THE CITY OF ELIZABETH, ENTITLED “APPLICATION FEE FOR PERMITS FOR HANDICAPPED PARKING SPACES” SPECIFICALLY TO EXEMPT VETERANS WHO HAVE BEEN HONORABLY DISCHARGED FROM MILITARY SERVICE FROM THE PAYMENT OF AN APPLICATION FEE AND ANNUAL FEE FOR A PERSONALIZED HANDICAPPED PARKING SPACE.

WHEREAS, in order to recognize the service of Veterans who have been honorably discharged from military service; and

WHEREAS, the City Council of the City of Elizabeth desires to amend its Ordinance regarding personalized handicapped parking spaces; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH:

SECTION 1. - Chapter 10.44.010, of the Code of the City of Elizabeth is hereby amended to provide as follows: there is established an application fee of four hundred dollars ($400.00) for permits in accordance with N.J.S.A. 39:4-197.7 issued to persons requesting the designation of a handicapped parking space pursuant to N.J.S.A. 39:4-197.6 and an annual fee of two hundred dollars ($200.00) per year. The annual fee shall be due on the 1st day of January no sooner than one year from initial issuance date. The application fee and annual fee for a personalized handicapped parking space for Veterans who have been honorably discharged from military service are exempt from the payment of the application fee and annual fee for a personalized handicapped parking space provided the applicant submits proof of being honorably discharged from military service.

SECTION 2. - All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 3. - If any portion or clause of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this ordinance.

SECTION 4. - The effective date of this ordinance shall be twenty (20) days after its final passage by City Council and approval by the Mayor at the time and in the manner provided by law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held December 23, 2019.

Annexed to the ordinance was an affidavit from the publisher of the Star Ledger certifying the publication of the ordinance and notice of public hearing thereon in its issue of January 2, 2020.

Councilman Gallman stated that he is happy to see this ordinance because they have paid their dues for this country.

The ordinance was then adopted on its final passage by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 8.

NEGATIVE: None.
ORDINANCE NO. 5290

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR MIRIAM POZO, 1062 NORTH AVENUE, ELIZABETH, NEW JERSEY 07201

WHEREAS, pursuant to the recommendation of the Elizabeth Police Director, a personalized handicapped parking space for Miriam Pozo, should be established in front of 1062 North Avenue, Elizabeth, New Jersey 07201; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH:

SECTION 1. - A personalized handicapped parking space for Miriam Pozo be established in front of 1062 North Avenue, Elizabeth, New Jersey 07201, as follows: installed along the South curb line of North Avenue BEGINNING at a point 47’ West of Adams Avenue and continuing 22’ West thereof.

SECTION 2. - The administrative and enforcement aspects of this Ordinance shall be under the jurisdiction of the Police Department of the City of Elizabeth.

SECTION 3. - All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed.

SECTION 4 - If any portion or clause of this Ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this Ordinance.

SECTION 5 - The effective date of this Ordinance shall be twenty (20) days after its final passage by City Council and approval by the Mayor at the time and in the manner provided by law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held December 23, 2019.

Annexed to the ordinance was an affidavit from the publisher of the Star Ledger certifying the publication of the ordinance and notice of public hearing thereon in its issue of January 2, 2020.

The ordinance was then adopted on its final passage by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –8.

NEGATIVE: None.
NEW BUSINESS

By City Council as a Whole:

WHEREAS, N.J.S. 40A 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Elizabeth will receive an amount of $69,234.08 for the Recycling Tonnage Grant 2017 awarded by the New Jersey Department of Environmental Protection and wishes to amend its FY2020 budget to include these amounts as revenue:

NOW, THEREFORE, BE IT RESOLVED that the council of the City of Elizabeth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the fiscal year 2020 in the total sum of $69,234.08 which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
State and Federal Revenues Off-set with Appropriations:

New Jersey Department of Environmental Protection
Recycling Tonnage Grant 2017 $69,234.08

BE IT FURTHER RESOLVED, that a like sum of $69,234.08 be and the same is hereby appropriated under the caption of:

General Appropriations
(a) Operations Excluded from 3 ½ % Caps
State and Federal Programs Offset by Revenues:

New Jersey Department of Environmental Protection
Recycling Tonnage Grant 2017
Other Expenses $69,234.08

BE IT FURTHER RESOLVED, that City Clerk forward two copies of this resolution to the Director of Local Government Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins- Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 8.

NEGATIVE: None.
GREATER ELIZABETH TOURISM IMPROVEMENT DISTRICT BUDGET NOTICE

Greater Elizabeth Tourism Improvement District of the City of Elizabeth, County of Union, for the Calendar Year 2020.

BE IT RESOLVED that the following statements of revenue and appropriations shall constitute the Greater Elizabeth Tourism Improvement District for the Calendar Year 2020.

BE IT FURTHER RESOLVED that said Budget be published in The Star-Ledger in the issue of December 31, 2019.

NOW THEREFORE, BE IT RESOLVED that the governing body of the City of Elizabeth does hereby approve the following as the Greater Elizabeth Tourism Improvement District Budget for the Calendar Year 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins- Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 8.

NEGATIVE: None.

Notice is hereby given that the Greater Elizabeth Tourism Improvement District Budget was approved by the City Council of the City of Elizabeth, County of Union, on December 23, 2019.

A hearing on said budget will be held at Elizabeth City Hall on January 14, 2020, at 7:30 P.M. at which time and place objections to said Budget for the Calendar Year 2020 may be presented by the Greater Elizabeth Tourism Improvement District taxpayers or other interested persons.

<table>
<thead>
<tr>
<th>REVENUES</th>
<th>APPROPRIATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hotel Assessment Fees</td>
<td>Marketing</td>
</tr>
<tr>
<td></td>
<td>$393,970.56</td>
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<tr>
<td>Surplus Utilized</td>
<td>Staff</td>
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<td></td>
<td>Professional</td>
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<td>$5,909.56</td>
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<td></td>
<td>Reserve</td>
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<td>$7,222.79</td>
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<td><strong>Total Revenues</strong></td>
<td><strong>Total Appropriations</strong></td>
</tr>
<tr>
<td>$656,617.60</td>
<td>$656,617.60</td>
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</tbody>
</table>
MIDTOWN ELIZABETH SPECIAL IMPROVEMENT DISTRICT BUDGET NOTICE

Midtown Elizabeth Special Improvement District of the City of Elizabeth, County of Union, for the state fiscal year 2020.

BE IT RESOLVED that the following statements of revenue and appropriations shall constitute the Midtown Elizabeth Special Improvement District Budget for the fiscal year 2020.

BE IT FURTHER RESOLVED that said Budget be published in The Star-Ledger in the issue of January 27, 2020.

NOW THEREFORE, BE IT RESOLVED that the governing body of the City of Elizabeth does hereby approve the following as the Midtown Elizabeth Special Improvement District Budget for 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins- Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 8.

NEGATIVE: None.

Notice is hereby given that the Midtown Elizabeth Special Improvement District Budget was approved by the City Council of the City of Elizabeth, County of Union, on January 14, 2020.

A hearing on said budget will be held at Elizabeth City Hall on February 11, 2020, at 7:30 P.M. at which time and place objections to said Budget for the fiscal year 2020 may be presented by Midtown Elizabeth Special Improvement District taxpayers or other interested persons.

<table>
<thead>
<tr>
<th>REVENUES</th>
<th>APPROPRIATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Surplus Anticipated</td>
<td>Promotions &amp; Marketing</td>
</tr>
<tr>
<td>UEZ Funds</td>
<td>$8,600.00</td>
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<tr>
<td>Program Fees</td>
<td>Safe and Clean</td>
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<tr>
<td>$0.00</td>
<td>$14,500.00</td>
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<tr>
<td>Amount to be Raised by</td>
<td>Administration &amp; Operation</td>
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<tr>
<td>Special Improvement District</td>
<td>$201,900.00</td>
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<tr>
<td>$225,000.00</td>
<td>Total Appropriations</td>
</tr>
<tr>
<td>Total Revenues</td>
<td>$225,000.00</td>
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</tbody>
</table>
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Norma M. Murgado, Esq., to serve as Chief Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,

Gallman, Mazza And President Kiniery –6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Ashton E. Thomas, Esq., to serve as Assistant Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,
Gallman, Mazza And President Kiniery –6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Patricia A. Mack, Esq., to serve as Assistant Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,
Gallman, Mazza And President Kiniery –6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Annette Quijano, Esq., to serve as Assistant Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,
               Gallman, Mazza And President Kiniery – 6.
NEGATIVE: None.
EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Robert Carroll, Esq., to serve as Temporary Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,
Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Suzette Cavadas, Esq., to serve as Temporary Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,
Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of William T. Donegan, Esq., to serve as Temporary Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,
               Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Kevin D. Harris, Esq., to serve as Temporary Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,
              Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Anabela Dacruz-Melo, Esq., to serve as Temporary Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Christopher Howard, Esq., to serve as Temporary Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Jose Rivera-Benitez, Esq., to serve as Temporary Municipal Prosecutor of the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,

Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Connie Bentley McGhee, Esq., to serve as Temporary Municipal Prosecutor at the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby give its advice and consent to the appointment of Shlomo Himmel, Esq., to serve as Temporary Municipal Prosecutor at the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby gives its consent to the appointment of Daniel A. Serratelli, Esq., to serve as Temporary Municipal Prosecutor at the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 6.
NEGATIVE: None.
EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby gives its consent to
the appointment of Cheryl Craft, Esq., to serve as Temporary Municipal Prosecutor at the
Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January
1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,
               Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby gives its consent to the appointment of Moshood Muftau, Esq., to serve as Temporary Municipal Prosecutor at the Elizabeth Municipal Court, of the City of Elizabeth, for a term of one year commencing January 1, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Torres, Gonzalez, Cedeno,
Gallman, Mazza And President Kiniery – 6.

NEGATIVE: None.

EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, pursuant to the provisions of N.J.S.A. 2B:12.5b, the Honorable Karen M. Cassidy, Assignment Judge of Union County, has consented to the appointment of a Temporary Municipal Court Judge in the City of Elizabeth to handle municipal code violations, traffic violations, and any other matters that might be assigned to such Court; and

WHEREAS, the Mayor has appointed Juliana Diaz, Esq., as Temporary Municipal Court Judge subject to the advice and consent of the City Council, for a one-year period from February 1, 2020, to January 31, 2021; and

WHEREAS, the Law Department has advised that it will be necessary for the City of Elizabeth to enter into a contract with Juliana Diaz, Esq., with regard to this appointment, setting for the terms of compensation; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the contract in question is considered to be an Open-end Contract pursuant to N.J.A.C. 5:30-11.10, as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds each time an order is to be made just before this City incurs a contractual inability on its part; now, therefore, be it

RESOLVED, that the city Council of the City of Elizabeth does hereby confirm the appointment of Juliana Diaz, Esq., 702 Rahway Avenue, Elizabeth, New Jersey 07202, to serve as Temporary Municipal Court Judge for a term commencing February 1, 2020, to January 31, 2021; and be it

FURTHER RESOLVED, the Mayor and the City Clerk are hereby authorized to enter into a contract with Juliana Diaz, Esq., to serve as Temporary Municipal Court Judge for a one-year period February 1, 2020, to January 31, 2021, at the rate of $300.00 per session, at a cost not to exceed $60,000.00 without further authorization of this Governing Body; and be it

FURTHER RESOLVED, that the Purchasing Agent is hereby authorized to place sufficient orders in connection herewith, subject to the requirements of the Local Public Contracts Law and guidelines promulgated thereunder.
Councilman Gonzalez spoke to the appointment of Ms. Diaz stating that she will be an asset to the City of Elizabeth.

Councilwoman Perkins-Auguste echoed the sentiments of her colleague.

Which was adopted by the following vote:

**AFFIRMATIVE:** Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

**NEGATIVE:** None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on December 12, 2017, City Council adopted a resolution awarding a contract to A.N.A. Painting Corp., 172 Linden Street, Hackensack, N.J. 07601 for the furnishing of painting services of public buildings for the Department of Public Works/Division of Public Buildings in an amount not to exceed $100,000.00 per year for a total of $200,000.00 for a two-year period with the provision of a single two-year extension pursuant to N.J.S.A. 40A:11-15; and

WHEREAS, please be advised that the original contract has expired on December 11, 2019, and A.N.A. Painting Corp. has agreed to extend its pricing from the previous contract until the renewal has been awarded. In addition, the pricing is subject to an index rate increase of 2% to be applied to the price breakdown in years one and two respectively; and

WHEREAS, the Director of the Department of Public Works is satisfied with the performance of A.N.A. Painting Corp.; and

WHEREAS, the Business Administrator recommends the award of a contract to A.N.A. Painting Corp., 172 Linden Street, Hackensack, N.J. 07601 for the furnishing of painting services of public buildings for the Department of Public Works/Division of Public Buildings for the period of January 14, 2020, through January 13, 2022, in a total amount not to exceed $200,000.00; and

WHEREAS, the contract in question is considered to be an Open-end Contract pursuant to N.J.A.C. 5:30-11.10, as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the amount of the contract in question exceeds $50,000.00 and the Provisions of Chapter 2.92 of the Code of the City of Elizabeth have been complied with by A.N.A. Painting Corp.; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it,

RESOLVED, that the City Council of the City of Elizabeth authorizes an award of a contract to the A.N.A. Painting Corp., 172 Linden Street, Hackensack, N.J. 07601 for the furnishing of painting services of public buildings for the Department of Public Works/Division of Public Buildings for the period of January 14, 2020, through January 13, 2022, in a total amount not to exceed $200,000.00.
Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and Purchasing Agent concur with the Director of the Police Department recommending the award of a contract to Terrestrial Imaging, 375 Herbertsville Road, Brick, NJ 08724 for the purchase of one (1) DJI Matrice Drone and upgrades to an existing DJI Matrice Drone for the Detective Bureau of the Elizabeth Police Department in the amount of $35,714.85 through the Bergen County Co-Op #18-68; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is in accordance with the N.J.A.C. 5:34, et. seq., which requires that the award of any contract pursuant to N.J.S.A. 40A:11-12 be awarded by resolution of the Governing Body; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-04807, charging the amount of $35,714.85 to Account No. 0-01-25-240-POL-364 (Police Department Budget Account) is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to Terrestrial Imaging, 375 Herbertsville Road, Brick, NJ 08724 for the purchase of one (1) DJI Matrice Drone and upgrades to an existing DJI Matrice Drone for the Detective Bureau of the Elizabeth Police Department in the amount of $35,714.85 through the Bergen County Co-Op #18-68.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on January 8, 2019, your Honorable Body adopted a resolution awarding a contract to ALESI Applied Labor Employment Studies Institute, 152 Speedwell Avenue, Jackson Suite, Morristown, NJ 07960 for the furnishing of Grant Consulting Services for a period of one (1) year from the date of the award with an option to renew for four (4) additional one (1) year periods under the same terms and conditions of the contract at a cost not to exceed $35,000.00 for year one of this contract; and

WHEREAS, please be advised that the Director of Planning and Community has requested to renew this contract for the first of four (4) additional one (1) year periods; and

WHEREAS, the Business Administrator has requested the award of a contract to ALESI Applied Labor Employment Studies Institute, 152 Speedwell Avenue, Jackson Suite, Morristown, NJ 07960 for the furnishing of Grant Consulting Services for a period of one (1) year from January 8, 2020, to January 7, 2021 with an option to renew for three (3) additional one (1) year periods under the same terms and conditions of the contract at a cost not to exceed $35,000.00; and

WHEREAS, the contract in question is considered to be an Open-end Contract pursuant to N.J.A.C. 5:30-11.10, as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the amount of contract in question exceeds $50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have been complied with by ALESI Applied Labor Employment Studies Institute; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby authorizes the award of a contract to ALESI Applied Labor Employment Studies Institute, 152 Speedwell Avenue, Jackson Suite, Morristown, NJ 07960 for the furnishing of Grant Consulting Services for a period of one (1) year from January 8, 2020, to January 7, 2021 with an option to renew for three (3) additional one (1) year periods under the same terms and conditions of the contract at a cost not to exceed $35,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on November 26, 2019, your Honorable Body adopted a resolution awarding a contract to Edmunds & Associates, Inc., 301A Tilton Road, Northfield, NJ 08225 to provide software and hardware support for proprietary software for the Offices of Finance, Purchasing and Revenue in the amount of $34,600.00 for the period of January 1, 2020, through December 31, 2020; and

WHEREAS, the Finance Department has advised its need to convert fixed asset files from this software at a cost of $2,500.00. This change was not anticipated at the time of the award was made and was not included in the original cost; and

WHEREAS, the Business Administrator has requested an amendment to the above said resolution to include an additional payment of $2,500.00 to convert fixed asset files from this proprietary software and reflect the new total amount of $37,100.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-05048, charging the amount of $2,500.00 to Account No. 0-01-20-140-DPR-307 (Data Processing Budget), of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby amends the above said resolution adopted on November 26, 2019, authorizing additional payment in the amount of $2,500.00 to Edmunds & Associates, Inc., 301A Tilton Road, Northfield, NJ 08225 to convert fixed asset files from this proprietary software and reflect the new total amount of $37,100.00.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to enter into and sign all necessary documents with the City of Linden, 301 North Wood Avenue, Linden, NJ 07036 for an Intergovernmental Services Agreement for Fire Sub-Code Services and Inspections from the City of Elizabeth for the period of January 8, 2020, through March 31, 2020, at a rate of $60.00 an hour, at a cost not to exceed $6,000.00, which is to be paid to the City of Elizabeth; and

WHEREAS, the Business Administrator and the Director of the Department of Planning and Community Development concur that the duties of the Fire Sub Code Official will not interfere with those of the City of Elizabeth and that any costs incurred through these shared services shall be reimbursed to the City of Elizabeth; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the proper City Officials to enter into and execute an Intergovernmental Services Agreement with the City of Linden for Fire Sub-Code Services and Inspections from the City of Elizabeth for the period of January 8, 2020, through March 31, 2020, at a rate of $60.00 an hour, at a cost not to exceed $6,000.00, which is to be paid to the City of Elizabeth.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended, per the request of the Purchasing Agent, the award of a contract to NATIONAL FUEL OIL, INC., 175 Orange Street, Newark, New Jersey 07103 for the purchase of diesel fuel for the Public Works Marina for the period of January 1, 2020, through March 21, 2020, at a cost not to exceed $50,000.00 under State Contract #82768; and

WHEREAS, the contract in question is considered to be an Open-end Contract pursuant to N.J.A.C. 5:30-11.10, as promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is in accordance with the N.J.A.C. 5:34, et seq., which requires that the award of any contract pursuant to N.J.S.A. 40A:11-12 be awarded by resolution of the Governing Body; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to NATIONAL FUEL OIL, INC., 175 Orange Street, Newark, New Jersey 07103 for the purchase of diesel fuel for the Public Works Marina for the period of January 1, 2020, through March 21, 2020, at a cost not to exceed $50,000.00 under State Contract #82768.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended, per the request of the Purchasing Agent, the award of a contract to Griffith-Allied Trucking, LLC., 25 Old Camplain Road, Hillsborough, NJ 08844 for the purchase of Gasoline for the Public Works Marina for the period of December 1, 2019, through March 31, 2020, at a cost not to exceed $50,000.00 under State Contract #19-FOOD-00613; and

WHEREAS, the contract in question is considered to be an Open-end Contract pursuant to N.J.A.C. 5:30-11.10, as promulgated by the State New Jersey, Department of Community Affairs, Division of Local Government Services; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is in accordance with the N.J.A.C. 5:34, et seq., which requires that the award of any contract pursuant to N.J.S.A. 40A:11-12 be awarded by resolution of the Governing Body; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to Griffith-Allied Trucking, LLC., 25 Old Camplain Road, Hillsborough, NJ 08844 for the purchase of Gasoline for the Public Works Marina for the period of December 1, 2019, through March 31, 2020, at a cost not to exceed $50,000.00 under State Contract #19-FOOD-00613.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions, and;

WHEREAS, The Annual Report of Audit for the year ended June 30, 2019 has been filed by a Registered Municipal Accountant with the City Clerk of the City of Elizabeth as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each Member of the Governing Body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled

“General Comments” and

“Recommendations”; and

WHEREAS, the Members of this Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled

“General Comments” and

“Recommendations”

as evidenced by the group affidavit form of the Governing Body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five (45) days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the Local Governing Body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52 — “A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services) under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars ($1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez,
Cedeno, Gallman, Mazza And President Kiniery — 7.

NEGATIVE: None.
By City Council as a Whole:

Whereas, certain balances in Sewer Utility capital ordinances are no longer required, namely, The accounts are:

<table>
<thead>
<tr>
<th>Acct</th>
<th>Ordinance</th>
<th>Description</th>
<th>Funded</th>
<th>Unfunded</th>
</tr>
</thead>
<tbody>
<tr>
<td>027</td>
<td>3652</td>
<td>Storm Sewer Improvements</td>
<td>$320,035.90</td>
<td>$297,660.00</td>
</tr>
<tr>
<td>042</td>
<td>4199</td>
<td>3rd Ave Modifications</td>
<td>$242,883.29</td>
<td>$26,898.94</td>
</tr>
<tr>
<td>043</td>
<td>4200</td>
<td>South St. Modification</td>
<td>($26,898.94)</td>
<td>$600,000.00</td>
</tr>
</tbody>
</table>

Now, Therefore Be It Resolved, that any unfunded balances in these accounts be canceled and funded balances be cancelled to surplus, namely,

The accounts are:

<table>
<thead>
<tr>
<th>Acct</th>
<th>Ordinance</th>
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<td>($26,898.94)</td>
<td>$600,000.00</td>
</tr>
</tbody>
</table>

Be It Further Resolved, that any funded balances be canceled to Capital Surplus, namely,

The accounts are:

<table>
<thead>
<tr>
<th>Acct</th>
<th>Ordinance</th>
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</tr>
</tbody>
</table>

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
By City Council as a Whole:

Whereas, certain balances in capital ordinances are no longer required, namely,

The accounts are:

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<tr>
<th>Aect.</th>
<th>Ordinance</th>
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</thead>
<tbody>
<tr>
<td>X34-001</td>
<td>4196</td>
<td>Traffic Lights Midtown</td>
<td>$328,723.36</td>
<td></td>
</tr>
<tr>
<td>X63-001</td>
<td>4474</td>
<td>Demolition Mack Building</td>
<td></td>
<td>$796,204.62</td>
</tr>
<tr>
<td>X78-001</td>
<td>4580</td>
<td>Kenah Field</td>
<td></td>
<td>$670,000.00</td>
</tr>
<tr>
<td>X79-001</td>
<td>4581</td>
<td>Jackson Park</td>
<td>$82,193.71</td>
<td>$400,000.00</td>
</tr>
<tr>
<td>X80-001</td>
<td>4005</td>
<td>Acq. Atlantic Street</td>
<td>$149,023.90</td>
<td>$210,000.00</td>
</tr>
</tbody>
</table>

$559,940.97  $2,076,204.62

Now, Therefore Be It Resolved, that any unfunded balances in these accounts be canceled, namely,

The accounts are:

<table>
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<td>X79-001</td>
<td>4581</td>
<td>Jackson Park</td>
<td>$82,193.71</td>
<td>$400,000.00</td>
</tr>
<tr>
<td>X80-001</td>
<td>4005</td>
<td>Acq. Atlantic Street</td>
<td>$149,023.90</td>
<td>$210,000.00</td>
</tr>
</tbody>
</table>

$559,940.97  $2,076,204.62

Be It Further Resolved, that any funded balances be canceled to Capital Surplus, namely,

The accounts are:

<table>
<thead>
<tr>
<th>Aect.</th>
<th>Ordinance</th>
<th>Description</th>
<th>Funded</th>
<th>Unfunded</th>
</tr>
</thead>
<tbody>
<tr>
<td>X34-001</td>
<td>4196</td>
<td>Traffic Lights Midtown</td>
<td>$328,723.36</td>
<td></td>
</tr>
<tr>
<td>X63-001</td>
<td>4474</td>
<td>Demolition Mack Building</td>
<td></td>
<td>$796,204.62</td>
</tr>
<tr>
<td>X78-001</td>
<td>4580</td>
<td>Kenah Field</td>
<td></td>
<td>$670,000.00</td>
</tr>
<tr>
<td>X79-001</td>
<td>4581</td>
<td>Jackson Park</td>
<td>$82,193.71</td>
<td>$400,000.00</td>
</tr>
<tr>
<td>X80-001</td>
<td>4005</td>
<td>Acq. Atlantic Street</td>
<td>$149,023.90</td>
<td>$210,000.00</td>
</tr>
</tbody>
</table>

$559,940.97  $2,076,204.62

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gellman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that in accordance with N.J.S.A. 54:4-67, as amended and supplemented by Chapter 435 of the Laws of 1979 and Chapter 75 of the Laws of 1991, the Tax Collector is hereby authorized to accept payment of taxes without interest charges provided said payment is made within the tenth calendar day following the date upon which the same became payable; and be it

FURTHER RESOLVED, that when a Saturday, Sunday, or legal holiday occurs on the tenth day period referred to above, an extra day or days grace be given for said holiday(s); and be it

FURTHER RESOLVED, that the governing body does hereby fix as the rate of interest to be charged for delinquent taxes, assessments, water and sewer charges at 8% per annum on the first $1,500.00 of the delinquency, and 18% per annum on any amount in excess of $1,500.00, to be calculated from the date the tax was payable until the date of actual payment; and be it

FURTHER RESOLVED, by the City Council of the City of Elizabeth to add an additional penalty of six percent (6%) on delinquent taxes in excess of $10,000.00 that are not paid prior to the end of the fiscal year ending June 30, 2020.

FURTHER RESOLVED, that this resolution shall be effective for term of January 1, 2020 through December 31, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, pursuant to N.J.S.A. 54:5-19.1 et seq. permits Municipalities to conduct Electronic Tax Sales pursuant to Rules and Regulations promulgated by the Director of the Division of Local Government Services, and,

WHEREAS, the Rules promulgated Requires a Municipality to authorize said Electronic Tax Sale by Resolution of the Governing Body.

RESOLVED, that the City Council of the City of Elizabeth does hereby Authorize the Tax Collector to conduct an Electronic Tax Sale prior to the Fiscal Year End of June 30, 2020.

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to sign any documents required by the Electronic Tax Sale Vendor, RealAuction.com LLC and ROK Industries, Inc. (Administrative agent for RealAuction.com LLC) to effectuate the purposes of the Electronic Tax Sale; provided that it is under the City of Elizabeth’s Bid threshold.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gailman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that pursuant to N.J.S.A. 40A:5-14, the Cash Management Plan of the City of Elizabeth effective January 1, 2020 through December 31, 2020 is hereby approved.

BE IT FURTHER RESOLVED, that the authorized signers under the Cash Management Plan being: The Mayor, Business Administrator, Chief Financial Officer and City Treasurer; are authorized to sign any documents required by the Banks listed in the attached Cash Management Plan to effectuate the purposes of the Cash Management Plan.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery - 7.

NEGATIVE: None.
BY CITY COUNCIL S A WHOLE:

WHEREAS, MREH (Magill Real Estate Holdings) New Point, LLC, 806 East Jersey Street, Elizabeth, N.J. 07206 has been designated as Redeveloper for the City owned property located at 30-34 Bank Street (Block 7, Lot 48). The site will be developed into eleven (11) affordable units for low-to-moderate income families; and

WHEREAS, MREH New Point, LLC is applying for financial assistance under the New Jersey Department of Community Affairs ("NJDC") HOME Investment Partnership Program to develop the property. As part of the application process, the NJDCA has requested a letter of support from the City of Elizabeth; and

WHEREAS, Director of the Department of Planning and Community Development has requested your Honorable Body approve a letter of support for MREH New Point, LLC's application to the NJDCA as it will benefit the City and its residents; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby supports MREH (Magill Real Estate Holdings) New Point, LLC, 806 East Jersey Street, Elizabeth, N.J. 07206 application to the NJDCA as it will benefit the City and its residents in the development of 30-34 Bank Street (Block 7, Lot 48).

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director the Department of Planning and Community Development has requested your Honorable Body authorize the proper City Officials to apply, accept and sign all appropriate documents for the 2020 Volunteer Income Tax Assistance (VITA) Program; and

WHEREAS, the City of Elizabeth has had great success in its implementation of the Volunteer Income Tax Assistance (VITA) Program, which has enabled tax preparation services to be provided to thousands of residents free of charge. The Program, which is administered in conjunction with the Internal Revenue Service (IRS), has been provided at the Sampson Center and Liberty Square Center in past years; and

WHEREAS, residents who cannot afford to pay for tax preparation services are provided with a cost-free alternative through the VITA Program. The Tax Preparers, who assist residents with the completion and filing of their required IRS applications, are all volunteers. They receive free training through the IRS and are required to pass a certification exam prior to assisting any individual. Appointments are scheduled for various times throughout the day and evening via the Office of Public Information until the end of tax season; and

WHEREAS, residents begin to inquire in the beginning of the year in order to secure an appointment. In addition to providing a valuable service to the community, this program encourages the complete and accurate filing of tax applications through a trained professional and saves participants filing fees, which is increasingly important during this difficult economic climate; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the proper City Officials to apply, accept and sign all appropriate documents for the 2020 Volunteer Income Tax Assistance (VITA) Program for the reasons stated hereinabove.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY THE CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of 809 East Jersey Street, Apt. 1, Elizabeth, New Jersey 07206 as follows, pursuant to the recommendation of the Traffic Division:

   Along the North curb line of East Jersey Street
   beginning at a point 107' West of Division Street; and
   continuing 22' West thereof; and be it

FURTHER RESOLVED, that said handicapped parking area be posted with proper signs type R-7-8.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Galiman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Fire Department has requested authorization for the City of Elizabeth to process an Involuntary Disability Retirement Application; and

WHEREAS, the City of Elizabeth has employed Michael Donahue as a Firefighter at its Elizabeth Fire Department; and

WHEREAS, Michael Donahue is an active member of the PFRS; and

WHEREAS, Michael Donahue has 19 years and 8 months of PFRS Service Credit, meeting the minimum service credit requirement of at least 4 years for PFRS members; and

WHEREAS, the City of Elizabeth is of the opinion that Michael Donahue is totally and permanently disabled and no longer can perform his assigned duties based on the documentation supplied by professionals retained by the City of Elizabeth; and

WHEREAS, the City of Elizabeth is unable to provide an alternative to the PFRS covered employee with duties capable of being performed by said Michael Donahue; and

WHEREAS, the J. Christian Bollwage, Mayor of the City of Elizabeth and Bridget S. Anderson, Business Administrator of the City of Elizabeth have consented to the processing of the Involuntary Disability Retirement Application; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the Administrator/proper City Officials of the City of Elizabeth to process an Involuntary Disability Retirement Application for Michael Donahue at the Elizabeth Fire Department; and be it

FURTHER RESOLVED, that certified copies of this Resolution shall be forwarded to all parties involved in the administration of this action.

Certified as a true copy of the Resolution adopted by the City Council of the City of Elizabeth on the 14th of January 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
RESOLVED, that City Council of the City of Elizabeth hereby confirms and approves the payment of all utility bills for the City of Elizabeth as indicated herein below; and be it

FURTHER RESOLVED, that the foregoing payments are excepted from the requirement of bidding by the provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(f); and be it

FURTHER RESOLVED, that the following certifications of availability of funds are on file in the office of the City Clerk:

<table>
<thead>
<tr>
<th>Entity</th>
<th>Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>AT&amp;T MOBILITY</td>
<td>0-01-31-440</td>
<td>$ 191.20</td>
</tr>
<tr>
<td>BROADVIEW NETWORKS, INC.</td>
<td>0-01-31-440</td>
<td>$ 8,773.23</td>
</tr>
<tr>
<td>CONSTELLATION NEWENERGY</td>
<td>0-01-31-430</td>
<td>$ 20.22</td>
</tr>
<tr>
<td>ELIZABETHTOWN GAS</td>
<td>0-01-31-446</td>
<td>$16,274.78</td>
</tr>
<tr>
<td>GRIFFITH-ALLIED TRUCKING, LLC</td>
<td>0-01-31-447</td>
<td>$ 3,816.73</td>
</tr>
<tr>
<td>PSE&amp;G</td>
<td>0-01-31-430</td>
<td>$14,795.39</td>
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<tr>
<td>PSE&amp;G</td>
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<td>$11,929.27</td>
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<tr>
<td></td>
<td>SEW-351</td>
<td></td>
</tr>
<tr>
<td>PSE&amp;G</td>
<td>0-01-31-435</td>
<td>$159,323.29</td>
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<tr>
<td>SOUTH JERSEY ENERGY</td>
<td>0-01-31-430</td>
<td>$ 28,391.62</td>
</tr>
<tr>
<td>SPRINT</td>
<td>0-01-31-440</td>
<td>$ 395.43</td>
</tr>
<tr>
<td>VERIZON</td>
<td>0-01-31-440</td>
<td>$16,296.29</td>
</tr>
</tbody>
</table>

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, in the beginning of 1985 Black Clergy and Black Educators called the community together to celebrate the life of the Reverend Dr. Martin Luther King, Jr; and

WHEREAS, as the years went on plans were developed to build a more permanent structure which the community could use to salute Dr. Martin Luther King, Jr., and his commitment to mankind; and

WHEREAS, in 1986, Congress declared the third Monday in January a National Holiday honoring the social change brought to this nation by the struggle of the Reverend Dr. Martin Luther King, Jr; and

WHEREAS, on January 20, 1996, a monument was presented to the City of Elizabeth built by the African-American community in Elizabeth, and which was the first monument to be placed on Freedom Trail in Scott Park; and

WHEREAS, Dr. Martin Luther King, Jr., was the first African-American so honored in Elizabeth; and

WHEREAS, the Reverend Dr. Martin Luther King, Jr's quest for justice and righteousness served as a value system for all citizens by leading the struggle for equality, justice, peace, and commitment to our fellow-man; and

WHEREAS, the National holiday expresses our gratitude and appreciation for his achievements and contributions to the country and our community; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth, New Jersey, recognizes January 20, 2020, as the Thirty-Fifth Commemorative Anniversary of the life of Reverend Dr. Martin Luther King, Jr.; and be it

FURTHER RESOLVED, that a copy of this resolution be spread in full upon the minutes of the City Council meeting held on January 14, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 7.

NEGATIVE: None.

Council President Kiniery recognized Councilman Gallman.

Councilman Gallman announced that he has good news. They will be tearing down the remaining structure of the Elizabeth General Hospital.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Cathy Perrotti; and

WHEREAS, Cathy was a secretary for the Elizabeth Board of Education; and

WHEREAS, Cathy leaves a host of loving relatives and close friends to cherish her memory; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Cathy Perrotti to her family and friends; and be it

FURTHER RESOLVED, that this expression of our sympathy be recorded in full upon the minutes of City Council and a certified copy be sent to her family.

Which was adopted unanimously by a standing vote and minute of silent prayer.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death Nicola Covino, 96, of Elizabeth, NJ; and

WHEREAS, Nicola was born in Monteverde, Italy on June 23, 1923. He learned the masonry trade as a young man, a skill he would use into his 80's; and

WHEREAS, Nicola served his native country as part of the Italian Army, where he was formally recognized for his service and duty; and

WHEREAS, Nicola immigrated to the United States in 1955; his wife and four sons followed in 1958; and

WHEREAS, Nicola settled in Elizabeth. He worked as a bricklayer in Union Local 18. Shortly thereafter, he began his own business, Monteverde Construction. As a mason, Nicola understood foundations, and his family serves as a testament to his strength and fortitude; and

WHEREAS, a loving and caring husband, father, grandfather and great-grandfather, Nicola is survived by his sister-in-law, Rosaria of Monteverde, Italy; children, John and wife, Denise, of Iselin, NJ, Vito and wife, Marie, of Berwick, PA, Michael and wife, Cecilia, of Bloomsbury, NJ, Joseph Covino of Elizabeth, Nicholas Covino of Lewisburg, PA, and daughter-in-law, Laura Covino of San Fernando, FL; Rose Marie and husband, Dominick, of Elizabeth, and Niao and wife, Sheri, of Fords, NJ; 11 grandchildren and 10 great-grandchildren, several nieces and nephews. He was ever-thankful for caregiver, Michele Pigna of Iselin, NJ. Nicola was pre-deceased by wife, Micheline (nee Barbetta), in 1966 and wife, Lucia (nee Mele), in 2008; brother and sister-in-law Savino (Sam) and wife, Mildred, of Elizabeth, brother, Giuseppe of Monteverde, Italy, sister, Teresa and husband, Nicola Creanza, of Altamura, Italy; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Nicola Covino to his family and friends; now, and be it

FURTHER RESOLVED, that this expression of our sympathy be recorded in full upon the minutes of City Council and a certified copy be sent to his family.

Which was adopted unanimously by a standing vote and minute of silent prayer.

Councilman Torres moved that City Council do now adjourn.

Which was carried unanimously.

Whereupon Council President Kiniery declared City Council adjourned at 8:20 P.M.

APPROVED

KEVIN J. KINIERY
President of City Council

YOLANDA M. ROBERTS
Municipal Clerk

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