Tuesday Evening  
January 28, 2020  
7:30 P.M.

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 Frank J. Cuesta; Patricia Perkins-Auguste; Manny Grova, Jr.; Council members 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: Carlos Torres, 1st Ward – 1.

ALSO PRESENT: Jorge Estrada, Special Counsel

NOTE: Councilwoman Perkins-Auguste arrived to the meeting at 7:35 p.m. and assumed her seat.

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

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

PRESENTATION

Council President Kiniery announced that Councilman Gonzalez will make a presentation at this time.

Councilman Gonzalez announced that Mr. Thomas Callinan has been active in the City of Elizabeth for many years. He thanked him for everything he has done and how much he's been appreciated.

Council President Kiniery announced that Councilman Mazza will present the Elizabeth High School Varsity Soccer Team with commendations.

Councilman Mazza announced that the Elizabeth High School Varsity Soccer team had a great season. He then had the Municipal Clerk read the commendation.

Councilman Mazza stated that this was the best season in the school's history. They won the Union County Conference and the Watchung Division Title.

Coach Gonzales thanked City Council for being recognized for their great season. Everyone worked very hard.
PUBLIC HEARINGS

Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5291 entitled:

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

This ordinance was adopted on its first reading at the meeting of City Council held on January 14, 2020.


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. 5292 entitled:

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

This ordinance was adopted on its first reading at the meeting of City Council held on January 14, 2020.


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.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5293 entitled:

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

This ordinance was adopted on its first reading at the meeting of City Council held on January 14, 2020.


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 Kinery announced that the next business in order would be a public hearing on Ordinance No. 5294 entitled:

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

This ordinance was adopted on its first reading at the meeting of City Council held on January 14, 2020.


The Clerk read the foregoing ordinance and Council President Kinery 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 Kinery declared the public hearing closed.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated January 17, 2020, from His Honor the Mayor subject to confirmation, he has appointed Ileana J. Montes Guadagnino, Esq. to be a Temporary Municipal Prosecutor effective upon approval and shall be effective until January 1, 2021.

Which was received.

By the Clerk:
Letter dated January 8, 2020, from the Business Administrator recommending awarding a contract to Triangle Communications, LLC, 236 Waldheim Avenue, Scotch Plains, NJ for the purchase of computer parts for various vehicles for the period of January 1, 2020 through December 31, 2020 at a cost not to exceed $50,000.00.

Which was received.

By the Clerk:
Letter dated January 8, 2020, from the Business Administrator recommending awarding a contract to V. E. Ralph & Sons, Inc., 320 Schuyler Avenue, Kearny, NJ for the purchase of medical supplies and equipment, health education and training for various departments for the period of January 1, 2020 through January 15, 2021 at a cost not exceed $100,000.00.

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

By the Clerk:
Letter dated January 9, 2020, from the Business Administrator request to amend the resolution adopted on November 12, 2019 awarding a contract to Appraisal Systems, Inc., Morristown, NJ for the furnishing of a revaluation of real property for property tax assessment purposes in the Office of the Tax Assessor in the amount of $1,509,840.00, subject to the specifications by the Director of the State of New Jersey, Division of Taxation the following changes need to be made to the City's specifications; with respect to inspections, a card must be left stating the next inspection date after the first attempt at entry and with respect to taxpayer reviews, notices of value cannot be sent out until after November 10th.
Which was received.

By the Clerk:
Letter dated January 10, 2020, from the Business Administrator recommending awarding a contract to Garden State Highway Products, 301 Riverside Drive, Bldg. D, Milville, NJ for Aluminum Sign Blanks for the Public Works Department for the period of December 31, 2019 through June 30, 2020 at a cost not to exceed $50,000.00.
Which was received.

By the Clerk:
Letter dated January 10, 2020, from the Business Administrator request to authorize the City's participation in the New Jersey Sustainable Energy Joint Meeting (NJSEM) and recommends awarding a contract to UGI Energy Services, LLC, DBA UGI Energy Services, One Meridian Blvd., Suite 2C01, Wyomissing, PA for the purchase of Natural Gas for the period of December 2019 through December 2022 at a rate of $.45720 per therm.
Which was received.

By the Clerk:
Letter dated January 10, 2020, from the Business Administrator request authorization for the proper City officials to participate in renewing a state contract with SHI International, 290 Davidson Avenue, Somerset, NJ for the purchase of maintenance for Lawsoft, Police Computer Aided Dispatch (CAD) Records Management System (RMS) Software, GIS/AVL Mobile and Mapping System for the Police Department for the period of March 6, 2020 through March 5, 2021 at a total cost of $76,201.48.
Which was received.

By the Clerk:
Letter dated January 13, 2020, from the Business Administrator recommending awarding a contract to Gabrielle Kenworth of NJ, LLC, 2306 Route 130 North, Dayton, NJ for the purchase of OEM vehicle parts and repairs for heavy duty vehicles for various departments for the period of December 19, 2019 through December 17, 2020 at a cost not to exceed $100,000.00.
Which was received.

By the Clerk:
Letter dated January 14, 2020, from the Business Administrator recommending awarding a contract to Spruce Industries, 759 E. Linden Avenue, Rahway, NJ for the purchase of janitorial supplies for various departments for the period of January 22, 2020 through January 21, 2021 at a cost not to exceed $125,000.00.
Which was received.

By the Clerk:
Letter dated January 15, 2020, from the Business Administrator recommending awarding a contract to Winner Ford, 250 Berlin Road, Cherry Hill, NJ for the purchase of two (2) 2020 Ford Utility Interceptors as additional vehicles for the Police Department at the total cost of $69,918.00.
Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:
Letter dated January 15, 2020, from the Business Administrator recommending awarding a contract to Winner Ford, 250 Berlin Road, Cherry Hill, NJ for the purchase of one (1) 2020 Ford F350 extended cab 4WD pickup truck as an additional vehicle for the Police Department at the total cost of $44,117.50.
Which was received.

By the Clerk:
Letter dated January 15, 2020, from the Business Administrator recommending awarding a contract to Winner Ford, 250 Berlin Road, Cherry Hill, NJ for the purchase of twelve (12) 2020 Ford Police Interceptors as replacement vehicles at the total cost of $396,828.00.
Which was received.

By the Clerk:
Letter dated January 16, 2020, from the Business Administrator recommending awarding a contract to Winner Ford, 250 Berlin Road, Cherry Hill, NJ for the purchase of one (1) 2020 Ford Expedition as an additional vehicle for the Police Department at the total cost of $39,300.00.
Which was received.

By the Clerk:
Letter dated January 16, 2020, from the Business Administrator recommending awarding a contract to Winner Ford, 250 Berlin Road, Cherry Hill, NJ for the purchase of one (1) 2020 Ford F250 Pickup Truck as an additional vehicle for the Police Department at the total cost of $36,303.50.
Which was received.

By the Clerk:
Letter dated January 16, 2020, from the Business Administrator recommending to participate in the Bergen County Co-Op and to award a contract to Gold Type Business Machines, Inc., 351 Paterson Avenue, East Rutherford, NJ for the purchase of Electronic Ticketing System to include: tickets, hardware, software maintenance and additional units as needed for the period of January 16, 2020 through June 4, 2021 in the amount not to exceed $90,000.00 unless further awarded by City Council to increase.
Which was received.

By the Clerk:
Letter dated January 17, 2020, from the Business Administrator recommending awarding a contract to Trinitas Regional Medical Center/CARE EAP Program, 225 Williamson Street, Elizabeth, NJ for the implementation of an Employee Assistance Program (EAP) and Alcohol Education Program for the period commencing January 1, 2020 through December 31, 2020 not to exceed $40,000.00.
Which was received.

By the Clerk:
Letter dated January 17, 2020, from the Business Administrator recommending authorization for the proper City officials to renew the policy of insurance covering Public Officials and Employees Liability with Admiral Insurance Company, 1255 Caldwell Road, Cherry Hill, NJ, through agent-of-record Hughes Plumer & Associates, Somerville, NJ for the period of January 31, 2020 to January 31, 2021 at an annual premium of $80,285.94.
Which was received.

By the Clerk:
Letter dated January 17, 2020, from the Business Administrator recommending authorization for the proper City officials to renew the insurance bond with Fidelity & Deposit Company of Maryland, a member of Zurich Financial Services Group, Zurich Towers, 1400 American Lane, Schaumburg, IL, covering the Fidelity Blanket Bond for Public Employees' dishonesty for the period of January 1, 2020 to January 1, 2021 at an annual premium of $3,706.20.
Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:
Letter dated January 17, 2020, from the Business Administrator request authorization for the proper City officials to execute an agreement with New York Life Insurance Company covering a voluntary payroll deduction for voluntary long-term care and life insurance for City of Elizabeth Employees for the period January 1, 2020 to January 1, 2023 at no cost to the City.
Which was received.

By the Clerk:
Letter dated January 17, 2020, from the Business Administrator recommending awarding a contract to Skyline Environmental, Inc., 740 Highway 34, Suite E, Old Bridge Township, Matawan, NJ to provide professional services in connection with the Health & Safety Compliance Programs for the Year 2020 for the period of January 1, 2020 to December 31, 2020 not to exceed $70,000.00.
Which was received.

By the Clerk:
Letter dated January 21, 2020, from the City Attorney request authorization to file a motion to intervene and represent the City’s interests in regard to New Jersey American Water Co, Inc. seeking to increase rates for water and wastewater service and other tariff revisions, including sales for resale of water.
Which was received.

By the Clerk:
Letter dated January 21, 2020, from the City Attorney request that your Honorable Body consider the approval of a Settlement Agreement and withdrawal of Administrative Hearing Request for the New Jersey Pollution Discharge Elimination System Combined Sewer Overflow Permit No. NJ0108772 issued to the City.
Which was received.

By the Clerk:
Letter dated January 8, 2020, from the Chief Financial Officer request authorization for the Tax Collector to credit said individual’s taxes who filed the necessary papers entitled to a Senior Citizen or Disability Deduction as per the delineated list for the 2019 Tax Year in the amount of $1,250.00.
Which was received.

By the Clerk:
Letter dated January 13, 2020, from the Chief Financial Officer request authorization for the Tax Collector to cancel/credit/refund the full amount of $4,243.21 on the property located at 16 Harbor Front Terrace due to property owner’s 100% Disabled Veteran Status effective August 8, 2019; amount represents $2,227.05 for the 2019 Tax Year and $2,016.16 for the 2020 Tax Year.
Which was received.

By the Clerk:
Letter dated January 21, 2020, from the Chief Financial Officer request City Council’s approval of the 2019 State Fiscal Year Corrective Action Plan concomitant with the 2019 State Fiscal Year Audit Report.
Which was received.

By the Clerk:
Letter dated January 21, 2020, from the Chief Financial Officer advising that Capital Ordinance No. 4474, Demolition Mack Building is no longer deemed required and may be canceled where authorizations have been completed and balances remain; unfunded balances in this account will be canceled and not bonded; funded balances will be canceled to Surplus; Funded: -0-; Unfunded: $303,795.38.
Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:
Letter dated January 21, 2020, from the Chief Financial Officer request to amend the resolution adopted December 23, 2019, 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: $1,476,968.14; Unfunded: $607,615.00, specifically to reflect the corrected Funded amount to $2,084,583.14. Which was received.

By the Clerk:
Letter dated January 14, 2020, from the Director of Public Works request permission to have liens placed against properties listed on Schedule A attached hereto for the boarding up of said properties in the amount of $984,56. Which was received.

By the Clerk:
Letter dated January 14, 2020, from the Director of Public Works request permission to have liens placed against properties listed on Schedule A attached hereto for the removal and disposal of debris from said properties in the amount of $1,404.43. Which was received.

By the Clerk:
Letter dated January 15, 2020, from the Director of Public Works recommending awarding a contract to Fai-Gon Electric, Inc., 140 11th Street, Piscataway, NJ for the traffic signal improvements at the intersection of North Avenue and Monroe Avenue and North Avenue and Adams Avenue at a cost of $628,030.04. Which was received.

By the Clerk:
Letter dated January 17, 2020, from the Director of Public Works recommending awarding a contract to Mott MacDonald, 111 Wood Avenue South, Iselin, NJ to provide professional engineering services on a time and material basis in connection with the preparation of a Long Term Control Plan in response to Surface Water Renewal Permit Action (Year 5) at a cost not to exceed $195,400.00 plus reimbursables. Which was received.

By the Clerk:
Letter dated January 17, 2020, from the Director of Public Works recommending awarding a contract to Mott MacDonald, 111 Wood Avenue South, Iselin, NJ to provide professional engineering services in connection with the review of sewer applications for a one-year period at no charge to the City. Which was received.

By the Clerk:
Letter dated January 14, 2020, from the Police Director request to amend Chapter 10.28.030 of the Code of the City of Elizabeth entitled: Schedule I – No parking all times on certain streets, specifically to decrease the meters and bounds east and west on Lyon Place to allow for three (3) more parking spots on the street. Which was received.

By the Clerk:
Letter dated January 8, 2020, from the Executive Director of the Parking Authority request to appoint Alexander Cohn, 335 Grier Avenue, Elizabeth, NJ as a Parking Enforcement Officer. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:
Minutes: Fair Rental Housing Board meeting held November 13, 2019 and December 18, 2019. Which was received.
ORDINANCES ON FIRST READING

ORDINANCE NO: 5295

AN ORDINANCE TO AMEND SECTION 10.28.030, SCHEDULE I, OF THE CODE OF THE CITY OF ELIZABETH, ENTITLED "NO PARKING ALL TIMES ON CERTAIN STREETS", SPECIFICALLY TO AMEND LYON PLACE, EAST SIDE, FROM THE INTERSECTION OF RAHWAY AVENUE FOR A DISTANCE OF 233 FEET NORTHERLY THEREOF AND TO ADD LYON PLACE, WEST SIDE, FROM THE INTERSECTION RAHWAY AVENUE FOR A DISTANCE OF 150 FEET NORTHERLY THEREOF.

The Clerk read the foregoing ordinance.

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

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

NEGATIVE: None.

President Kiniery announced that public notice will be published fixing Tuesday evening February 11, 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. 5295 adopted on first reading.
ORDINANCES ON FINAL PASSAGE

ORDINANCE NO. 5291

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

WHEREAS, the Director of Planning and Community Development has respectfully requested an ordinance be adopted to authorize the amendment to Article 8 Environmental Remediation of the Redevelopment Agreement be made with the following sections listed below; and

WHEREAS, this First Amendment to the Redevelopment Agreement will more clearly define the duties and responsibilities of the Redeveloper and the City regarding the environmental remediation and obtaining the unrestricted response action outcome, as required by the New Jersey Department of Environmental Protection; and

WHEREAS, amendments to Section 8 of the Redevelopment Agreement will be as follows:

Replace Section 8.1

a) The Redeveloper shall pay directly to the New Jersey Department of Environmental Protection any costs incurred by the City, after the completion of the Redevelopment Project and issuance of a final certificate of occupancy, for the LSRP related to the yearly inspections, as well as the cost of any monitoring, maintenance and testing of the Property. The redeveloper shall make such payments as directed by the LSRP in lieu of reimbursing the City the costs outlined herein. Such payments shall be made within 10 days of the presentation of an invoice by the LSRP.

b) The City shall remain as the Applicant on the "DEP Permit" as the party responsible for the post-construction monitoring, testing and administrative review necessary to obtain a clearance certificate or other remediation completion certificate from the New Jersey Department of Environmental Protection.

c) All other terms and provisions of Article 8 of the Redeveloper's Agreement, not amended hereby, shall remain in full force and effect.

Replace 8.3 Conflict. To the extent any of the terms and provisions to this Amendment conflict with the Redeveloper's Agreement, the terms and provisions of this Agreement shall control. Any term not defined in this Amendment, shall have the meaning proscribed in the Redeveloper's Agreement.

New 8.4 The Redeveloper hereby agrees to indemnify, defend and hold the City harmless from any and all claims, costs or causes of action which may arise as a result of the obligations set forth in this Amendment, and with regard to the Redeveloper's duties and obligations to reimburse the City for the LSRP costs set forth herein.

New 8.5 The Redeveloper's Agreement, as amended, are hereby ratified and confirmed, and remain in full force and effect.

New 8.6 The Redeveloper's Agreement, as amended, and this Amendment set forth all of the promises, agreements, conditions and understanding between the parties regarding the subject matter hereof; now, therefore

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

SECTION 1. The above directed Redevelopment Agreement shall be amended as stated above.
SECTION 2. – The Mayor is authorized to sign any and all documents to accomplish this amendment.

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 January 14, 2020.

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 20, 2020.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, Mazza And President Kniery –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

WHEREAS, pursuant to the recommendation of the Elizabeth Police Director, a personalized handicapped parking space for Maria Camargo, should be established in front of 48 Reid Street, 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 Maria Camargo be established in front of 48 Reid Street, Elizabeth, New Jersey 07201, as follows:

installed along the West curb line of Reid Street BEGINNING at a point 128' South of East Jersey Street and continuing 22' South 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 January 14, 2020.

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 20, 2020.

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

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

NEGATIVE: None.

[Signature]

[Date]
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

WHEREAS, pursuant to the recommendation of the Elizabeth Police Director, a personalized handicapped parking space for Juan Lopez, should be established in front of 629 Fourth Avenue, Elizabeth, New Jersey 07202; now, therefore,

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

SECTION 1. - A personalized handicapped parking space for Juan Lopez be established in front of 629 Fourth Avenue, Elizabeth, New Jersey 07202, as follows: installed along the North curb line of Fourth Avenue BEGINNING at a point 85' West of John Street 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 January 14, 2020.

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 20, 2020.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, 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

WHEREAS, pursuant to the recommendation of the Elizabeth Police Director, a personalized handicapped parking space for Maria Jimenez, should be established in front of 349 New York Avenue, Elizabeth, New Jersey 07202; now, therefore,

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

SECTION 1. - A personalized handicapped parking space for Maria Jimenez be established in front of 349 New York Avenue, Elizabeth, New Jersey 07202, as follows: installed along the East curb line of New York Avenue BEGINNING at a point 194' South of Grove Street and continuing 22' South 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 January 14, 2020.

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 20, 2020.

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

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

NEGATIVE: None.
NEW BUSINESS

BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby gives its consent to
the appointment of Ileana J. Montes Guadagnino, Esq., to serve as Temporary Municipal
Prosecutor at the Elizabeth Municipal Court, of the City of Elizabeth, effective until January 1,
2021.

Which was adopted by the following vote:
AFFIRMATIVE: Cuesta, Perkins-Auguste, Gonzalez,
Cedeno, Gallman, Mazza And President Kiniery –7.
NEGATIVE: None.
EXCUSED: Grova – 1.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended and concur with the request of the Director of the Police Department for the award of a contract to Triangle Communications, LLC, 236 Waldheim Avenue, Scotch Plains, New Jersey 07076 for the purchase of Computer Parts for Various Vehicles at a cost not to exceed $50,000.00 for the period of January 1, 2020, through December 31, 2020, under the Morris County Co-Op Contract #41; 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 contracts in question are 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:11-5 (2) (exception to bidding) 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 authorizes the award of a contract to Triangle Communications, LLC, 236 Waldheim Avenue, Scotch Plains, New Jersey 07076 for the purchase of Computer Parts for Various Vehicles at a cost not to exceed $50,000.00 for the period of January 1, 2020, through December 31, 2020, under the Morris County Co-Op Contract #41.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and Purchasing Agent have requested authorization to award a contract to V.E. Ralph & Sons, Inc., 320 Schuyler Avenue, Kearny, NJ 07032 for the purchase of Medical Supplies & Equipment, Health Education & Training for various departments at a cost not to exceed $100,000.00 for the period January 1, 2020, through January 15, 2021, under the Educational Services Commission of New Jersey Cooperative Pricing System, Bid# ESCNJ 17/18-40; 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 contracts in question are 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:11-5 (2) (exception to bidding) 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 V.E. Ralph & Sons, Inc., 320 Schuyler Avenue, Kearny, NJ 07032 for the purchase of Medical Supplies & Equipment, Health Education & Training for various departments at a cost not to exceed $100,000.00 for the period January 1, 2020, through January 15, 2021, under the Educational Services Commission of New Jersey Cooperative Pricing System, Bid# ESCNJ 17/18-40.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on November 12, 2019, City Council adopted a resolution awarding a contract to Appraisal Systems, Inc., 264 South Street, Bldg. 2, Suite 1B, Morristown, New Jersey 07960 in the amount of $1,509,840.00 for the furnishing of a revaluation of real property for property tax assessment purposes in the Office of the Tax Assessor; and

WHEREAS, this contract was subject to review by the Director of the State of New Jersey, Division of Taxation; and

WHEREAS, upon review, the State found that the following changes needed to be made to the City’s Request for Proposal. The City included a provision in the Request for Proposal to allow for these changes under Article – I, Contract Approval.

The changes are as follows:

1. With respect to inspections, a card must be left stating the next inspection date after the first attempt of entry.
2. With respect to taxpayer reviews, notice of value cannot be sent out until after November 10th.

WHEREAS, Business Administrator concurs and has requested that City Council amend the above referenced resolution to permit the above changes to the City’s Request for Proposal in accordance with the requirements of the State of the NJ Division of Taxation; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes an amendment to the above referenced resolution to permit the following changes to the City’s Request for Proposal in accordance with the requirements of the State of the NJ Division of Taxation:

1. With respect to inspections, a card must be left stating the next inspection date after the first attempt of entry.
2. With respect to taxpayer reviews, notice of value cannot be sent out until after November 10th.

Councilman Gonzalez queried if a response was received regarding if the tax map has been certified by the state.

The Attorney responded that no response has been received.

Councilman Grova made a request for the Law Department to revisit drafting an ordinance on banning plastic bags.
Which was adopted by the following vote:

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

NEGATIVE: None.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent recommend, per the request of the Director of Public Works, the award of a contract to Garden State Highway Products, 301 Riverside Drive, Bldg. D, Millville, New Jersey 08332 for Aluminum Sign Blanks for the Public Works Department for the period of December 31, 2019, through June 30, 2020, at a cost not to exceed $50,000.00 under State Contract #86462; 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 contracts in question are 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 Garden State Highway Products, 301 Riverside Drive, Bldg. D, Millville, New Jersey 08332 for Aluminum Sign Blanks for the Public Works Department for the period of December 31, 2019, through June 30, 2020, at a cost not to exceed $50,000.00 under State Contract #86462.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and Purchasing Agent have requested that the City of Elizabeth participate in the New Jersey Sustainable Energy Joint Meeting (NJSEJM) for the purchase of Natural Gas from UGI Energy Gas Services, LLC., DBA/ UGI Energy Link, One Meridian Blvd., Suite 2C01, Wyomissing, PA 19610 for the period of December 2019, through December 2022, at a rate of $0.45720 per therm; and

WHEREAS, local units of the State of New Jersey are authorized to enter into a joint contract to provide for the formation of a joint meeting for the joint procurement of natural gas, electricity and other forms of energy as permitted by N.J.S.A. 40A:65-14 et seq; 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:11-5 (2) 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 the City Council of the City of Elizabeth authorizes the City of Elizabeth’s participation in the New Jersey Sustainable Energy Joint Meeting (NJSEJM) for the purchase of Natural Gas from UGI Energy Gas Services, LLC., DBA/ UGI Energy Link, One Meridian Blvd., Suite 2C01, Wyomissing, PA 19610 for the period of December 2019, through December 2022, at a rate of $0.45720 per therm.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOL

WHEREAS, the Business Administrator and Purchasing Agent concur with the Supervisor of Data Processing requesting the award of a contract to SHI International, 290 Davidson Avenue, Somerset, NJ 08873 for the purchase of Maintenance for Lawsoft, Police Computer Aided Dispatch (CAD) Records Management System (RMS) System Software, GIS/AVL Mobile and Mapping System for the Police Department for the period of March 6, 2020, through March 5, 2021, at a total cost of $76,201.46 under State Contract #89851; 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. 20-05078, charging the amount of $76,201.46 to Account No. 0-01-20-140-DPR-307 (Data Processing 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 SHI International, 290 Davidson Avenue, Somerset, NJ 08873 for the purchase of Maintenance of Lawsoft, Police Computer Aided Dispatch (CAD) Records Management System (RMS) System Software, GIS/AVL Mobile and Mapping System for the Police Department for the period of March 6, 2020, through March 5, 2021, at a total cost of $76,201.46 under State Contract #89851.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended and concur with the request of the Director of the Department of Public Works to award a contract to Gabrielli Kenworth of NJ, LLC, 2306 Route 130 North, Dayton, New Jersey 08810 for the purchase of OEM Parts and Repairs for heavy duty vehicles for various departments at a cost not to exceed $100,000.00 for the period of December 19, 2019, through December 17, 2020, under the Somerset County Cooperative Purchasing Contract # SOCCP# CC-0129-19; 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 contracts in question are 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:11-5 (2) (exception to bidding) 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 authorizes the award of a contract to Gabrielli Kenworth of NJ, LLC, 2306 Route 130 North, Dayton, New Jersey 08810 for the purchase of OEM Parts and Repairs for heavy duty vehicles for various departments at a cost not to exceed $100,000.00 for the period of December 19, 2019, through December 17, 2020, under the Somerset County Cooperative Purchasing Contract # SOCCP# CC-0129-19.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended and concur with the request of the Director of the Department of Public Works for the award of a contract to Spruce Industries, 759 E. Linden Avenue, Rahway, New Jersey 07065 for the purchase of janitorial supplies for various departments at a cost not to exceed $125,000.00 for the period of January 22, 2020, through January 21, 2021, under the Educational Services Commission of New Jersey Co-Op contract #ESCNJ-17/18-47; 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 contracts in question are 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:11-5 (2) (exception to bidding) 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 authorizes the award of a contract to Spruce Industries, 759 E. Linden Avenue, Rahway, New Jersey 07065 for the purchase of janitorial supplies for various departments at a cost not to exceed $125,000.00 for the period of January 22, 2020, through January 21, 2021, under the Educational Services Commission of New Jersey Co-Op contract #ESCNJ-17/18-47.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkina-Auguste, Grova, Gonzalez, Cedeno, Gallman, Mazza And President Kiniry —8.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator concurs with the Director of the Police Department requesting the award of a contract to Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034 for the purchase of two (2) 2020 Ford Utility Interceptors as additional vehicles for the Police Department at a total cost of $69,918.00 under State Contract# 88728; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is in accordance with 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. 20-05274, charging the amount of $69,918.00 to Account No. 0-01-25-240-POL-362 (Police Vehicles) 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 Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034 for the purchase of two (2) 2020 Ford Utility Interceptors as additional vehicles for the Police Department at a total cost of $69,918.00 under State Contract# 88728.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator concurs with the Director of the Police
Department requesting the award of a contract to Winner Ford, 250 Berlin Road, Cherry Hill,
New Jersey 08034 for the purchase of one (1) 2020 Ford F350 extended cab 4WD pickup truck
as an additional vehicle for the Police Department at a total cost of $44,117.50 under State
Contract# 88758; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the
contract in question is in accordance with 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. 20-05276, charging the amount of
$44,117.50 to Account No. 0-01-25-240-POL-362 (Police Vehicles) 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 Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034 for the purchase of one (1)
2020 Ford F350 extended cab 4WD pickup truck as an additional vehicle for the Police
Department at a total cost of $44,117.50 under State Contract# 88758.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator concurs with the Director of the Police Department requesting the award of a contract to Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034 for the purchase of twelve (12) 2020 Ford Police Interceptors as replacement vehicles at a total cost of $396,828.00 under State Contract# 88728; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is in accordance with 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. 20-05271, charging the amount of $396,828.00 to Account No. 0-01-25-240-POL-362 (Police Vehicles) 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 Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034 for the purchase of twelve (12) 2020 Ford Police Interceptors as replacement vehicles at a total cost of $396,828.00 under State Contract# 88728.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator concurs with the Director of the Police Department requesting the award of a contract to Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034 for the purchase of one (1) 2020 Ford Expedition as an additional vehicle at a total cost of $39,300.00 under State Contract# 88728; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is in accordance with 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. 20-05354, charging the amount of $39,300.00 to Account No. 0-01-25-240-POL-362 (Police Vehicles) 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 Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034 for the purchase of one (1) 2020 Ford Expedition as an additional vehicle at a total cost of $39,300.00 under State Contract# 88728.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator concurs with the Director of the Police Department requesting the award of a contract to Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034 for the purchase of one (1) 2020 Ford F250 Pickup Truck as an additional vehicle at a total cost of $36,303.50 under State Contract# 88726; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contract in question is in accordance with 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. 20-05346, charging the amount of $36,303.50 to Account No. 0-01-25-240-POL-362 (Police Vehicles) 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 Winner Ford, 250 Berlin Road, Cherry Hill, New Jersey 08034 for the purchase of one (1) 2020 Ford F250 Pickup Truck as an additional vehicle at a total cost of $36,303.50 under State Contract# 88726.

Which was adopted by the following vote:

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

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 Gold Type Business Machines, Inc., 351 Paterson Avenue, East Rutherford, New Jersey 07073 for the purchase of Electronic Ticketing System to include: tickets, hardware, software maintenance and additional units for the period of January 16, 2020, through June 4, 2021, at a cost not to exceed $90,000.00, unless further authorized by City Council, through the Bergen County Co-Op Contract 11-BECCP #19-34; 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 Gold Type Business Machines, Inc., 351 Paterson Avenue, East Rutherford, New Jersey 07073 for the purchase of Electronic Ticketing System to include: tickets, hardware, software maintenance and additional units for the period of January 16, 2020, through June 4, 2021, at a cost not to exceed $90,000.00, unless further authorized by City Council, through the Bergen County Co-Op Contract 11-BECCP #19-34.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, there is a need to provide services in connection with the implementation of an Employee Assistance Program and an Alcohol Education Program; and

WHEREAS, the Business Administrator has recommended the award of a contract to Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, New Jersey 07207 to implement an Employee Assistance Program (EAP) and an Alcohol Education Program, and to provide assistance in the identification and resolution of productivity problems associated with employees whose job performance may be impaired by personal concerns, in an amount not to exceed $40,000.00 for the period commencing January 1, 2020, through December 31, 2020; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5, et seq., this contract was solicited and is being awarded pursuant to a fair and open procedure; 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 "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Business Administrator has certified that this meets the statute and regulations governing the award of said contract; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-05639, charging the amount of $40,000.00 to Account No. 0-01-20-100-ADM-302 of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth, New Jersey that:

1. The Mayor and the City Clerk are hereby authorized and directed to enter into and execute an agreement with Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, New Jersey 07207 to implement an Employee Assistance Program (EAP) and an Alcohol Education Program and to provide assistance in the identification and resolution of productivity problems associated with employees whose job performance may be impaired by personal concerns, in an amount not to exceed $40,000.00 for the period commencing January 1, 2020, through December 31, 2020.

2. Through the Fair & Openness Process quotations were solicited. Recommendation is based on previous service to City Employees. There will be no disruption of services to employees who are currently benefitting from this much needed assistance. Trinitas Regional Medical Center is locally based in Elizabeth.

3. This service is specialized and qualitative in nature because it requires knowledge and expertise as it pertains to counseling, rehabilitation and behavioral management.

4. The Business Administrator has reviewed the Rules and Regulations of the Division of Local Government Services contained in the Local Public Guidelines and Regulations (revised) and certify that the proposed contract may be considered as an Extraordinary, Unspecifiable Service in accordance with the requirements thereof.

5. A notice of this action shall be published in The Star Ledger.

Which was adopted by the following vote:

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

NEGATIVE: None.
WHEREAS, there exists a need to renew the Insurance for Public Officials and Employee Liability; and

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to renew the policy of insurance covering Public Officials and Employees Liability with ADMIRAL INSURANCE COMPANY, 1255 Caldwell Road, Cherry Hill, New Jersey 08034-3200 (through Hughes-Plumer & Associates, Somerville, NJ 08034-3220, agent of record) at a cost of $80,295.94 for the period January 31, 2020, to January 31, 2021. This Policy covers $1,000,000.00 of coverage with a $25,000.00 deductible; and

WHEREAS, this recommendation is being made with the full concurrence of the members of the Insurance Fund Commission; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-05638, charging the amount of $80,295.94 to Account Number 0-01-23-210-INS of the Municipal Budget is on file in the Office of the City Clerk; 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 "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified that this meets the statute and regulations governing the award of said contract; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth, New Jersey as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to renew the policy of insurance covering Public Officials and Employees Liability with ADMIRAL INSURANCE COMPANY, 1255 Caldwell Road, Cherry Hill, New Jersey 08034-3220. This policy of insurance will be processed through Hughes-Plumer & Associates, Somerville, New Jersey 08034-3220 for the period January 31, 2020, to January 31, 2021, at a total cost of $80,295.94.

2. Quotations were not solicited for this contract because it was determined that the above company is a currently providing this service to the City of Elizabeth and has a rating of A+. This recommendation to award the contract is being made because this proposal offers a continuation of the present insurance for the purpose stated hereinabove.

3. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking, in order to qualify to do business within this State. New Jersey Statute 40A:11-5(m) exempts the purchasing of insurance coverage from advertising for bids and bidding, which exception shall be in accordance with the requirements thereof.

4. This cannot be described by written specifications because of the unique nature of the services to be rendered as more fully explained in paragraph (3) above.

5. The Business Administrator has reviewed the Rules and Regulations of the Division of Local Government Services contained in the Local Public Guidelines and Regulations (revised) and certify that the proposed contract may be considered as an Extraordinary, Unspecifiable Service in accordance with the requirements thereof.

6. A notice of this action shall be published in The Star Ledger.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 8.
WHEREAS, there exists a need for renewal of a policy of insurance covering the Fidelity Blanket Bond for Public Employees; and

WHEREAS, the Business Administrator has requested authorization for the proper City officials to renew the policy of insurance with Fidelity & Deposit Company & Maryland (a member of Zurich Financial Services Group) Zurich Towers, 1400 American Lane, Schaumburg, Illinois 60196-1056 covering the Fidelity Blanket Bond for public employee’s dishonesty. The premium is $3,706.20 for the period January 1, 2020, to January 1, 2021. This policy provides $170,000.00 of coverage with a $5,000.00 deductible; and

WHEREAS, this recommendation is being made with the full concurrence of the members of the Insurance Fund Commission; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-05637, charging the amount of $3,706.20 to Account No. 0-01-23-210-INS of the 2020 Fiscal Municipal Budget, is on file in the Office of the City Clerk; 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 “Extraordinary, Unspecifiable Services” without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified that this meets the statute and regulations governing the award of said contract; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth, New Jersey as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Fidelity & Deposit Company & Maryland, (a member of Zurich Financial Services Group) Zurich Towers, 1400 American Lane, Schaumburg, Illinois 60196-1056 for the renewal of the policy of insurance covering the Fidelity Blanket Bond for public employee’s dishonesty. The premium is $3,706.20 for the period January 1, 2020, to January 1, 2021. This policy provides $170,000.00 of coverage with a $5,000.00 deductible.

2. Quotations were not solicited for this contract because it was determined that the above company is a currently providing this service to the City of Elizabeth and has a rating of A+. This recommendation to award the contract is being made because this proposal offers a continuation of the present insurance for the purpose stated hereinabove.

3. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking in order to qualify to do business within this State. New Jersey Statute 40A:11-5(1)(m) exempts the purchasing of insurance coverage from advertising for bids and bidding, which exception shall be in accordance with the requirements thereof.

4. This cannot be described by written specifications because of the special nature of the services as described above.

5. The Business Administrator has reviewed the Rules and Regulations of the Division of Local Government Services contained in the Local Public Guidelines and Regulations (revised) and certify that the proposed contract may be considered as an Extraordinary, Unspecifiable Service in accordance with the requirements thereof.

6. A notice of this action shall be published in The Star Ledger.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 8.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended a contract be awarded to NEW YORK LIFE INSURANCE COMPANY, 399 Thornall Street, 7th Floor, Edison, New Jersey 08837 to make available to all City of Elizabeth employees a voluntary long-term care and life insurance, at no cost to the City, through payroll deductions for the period January 1, 2020, to January 1, 2023; 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 "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Business Administrator has certified that this meets the statute and regulations governing the award of said contract; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth, New Jersey as follows:

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute an agreement with NEW YORK LIFE INSURANCE COMPANY, 399 Thornall Street, 7th Floor, Edison, New Jersey 08837 to make available to all City of Elizabeth employees a voluntary long-term care and life insurance, at no cost to the City, through payroll deductions for the period January 1, 2020, to January 1, 2023.

2. Insurance is specialized in nature inasmuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking in order to qualify to do business within this State. N.J.S.A. 40A:11-5(m) exempts the purchase of insurance coverage from advertising for bids and bidding, with exception shall be in accordance with the requirements for Extraordinary, Unspecifiable Service.

3. This cannot be described by written specifications because of the special Nature of the Insurance coverage as described in paragraph (2) as specifically exempted from the bidding requirements of N.J.S.A. 40A:11-5(m).

4. The Business Administrator has reviewed the Rules and Regulations of the Division of Local Government Services contained in the Local Public Guidelines and Regulations (revised) and certify that the proposed contract may be considered as an Extraordinary, Unspecifiable Service in accordance with the requirements thereof.

5. A notice of this action shall be published in The Star Ledger.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested an award of a contract to Skyline Environmental, Inc., 740 Highway 34 Suite E, Old Bridge Township, Matawan, New Jersey 07747 to provide professional services in connection with the Health & Safety Compliance Programs in an amount not to exceed $70,000.00 for the period of January 1, 2020, to December 31, 2020; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5 et seq., this contract was solicited and is being awarded pursuant to a fair and open process; and

WHEREAS, the scope and services outlined in the proposal include all professional consulting services associated with the City of Elizabeth's compliance with the health and safety programs including but not limited to: Written/Education/Training for the Confined Space Entry Program for employees; Annual PEOSHA Audit & Loss Prevention/Control Consultation; Bloodborne Pathogen Standard Program including education & training sessions; Defensive Driving education & training program for employees; Forklift Training Program and complete Right-to-Know compliance; 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 inspections; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-05640, charging the amount of $70,000.00 to Account No. 0-01-20-100-ADM-302 of the Municipal Budget, is on file in the Office in the City Clerk; now, therefore, be it

RESOLVED, by the City Council of the City of Elizabeth as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute a contract with Skyline Environmental, Inc., 740 Highway 34 Suite E, Old Bridge Township, Matawan, New Jersey 07747 to provide professional services in connection with the Health & Safety Compliance Programs in an amount not to exceed $70,000.00 for the period of January 1, 2020, to December 31, 2020.

2. This contract is awarded without competitive bidding as a Professional Service in accordance with N.J.S.A. 40A:11-2(6) of the Local Public Contracts Law because these services require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training.

3. A notice of this action shall be printed once in The Star Ledger.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 8.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on or about December 16, 2019, New Jersey American Water Company, Inc., filed a Notice of Filing of Proposed Rate Increase and Public Hearing before the Board of Public Utilities seeking approval of increased tariff rates and charges for water and wastewater service, change in depreciation rates, and other tariff modifications; and

WHEREAS, New Jersey American Water Company, Inc. sells water to Liberty Water Company, which in turn resells that water and bills Elizabeth costumers; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the proper City Officials to intervene on behalf of the City of Elizabeth to oppose this proposed rate increase.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City of Elizabeth received its Final Surface Water Renewal Permit, NJPDES Permit No. NJ018782 (permit) issued March 12, 2015, from NJDEP Bureau of Surface Water Permitting. The final renewal permit authorizes the City of Elizabeth combined sewers and the development of a Combined Sewer Overflow Long Term Control Plan (CSO LTCP) in cooperation with the Joint Meeting of Essex and Union Counties (JMEUC); and

WHEREAS, on April 9, 2015, the City requested an Adjudicatory Hearing in accordance with N.J.A.C. 14:17.2(a) to contest the final terms contained in the above referenced NJPDES Final Surface Water Renewal Permit Action; and

WHEREAS, the City of Elizabeth found certain language in the draft permit objectionable since it was overly burdensome and required assurances that could not be made due to the nature and characteristics of a combined sewer system. The City also took issue with the notion of joint responsibility for permit compliance with other permittees within the “hydraulically connected CSS” as initially written; and

WHEREAS, after much dialogue and many revisions, the proposed settlement agreement and permit modifications have addressed our concerns and are hereby acceptable; and

WHEREAS, the City Attorney, the Director of Public Works, the City Engineer and Anthony R. Gagliostro, P.E. of Mott MacDonald, LLC, the City’s outside engineering consultant on this permit have approved this proposed Settlement Agreement; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth approves and authorizes the Settlement Agreement as recommended herein above and authorizes the proper City Officials to sign all necessary settlement documents.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Chief Financial Officer has prepared a Corrective Action Plan for the 2019 State Fiscal Year (2019 SFY) that covers all findings and recommendations in the 2019 SFY Audit Report including state, federal, and general findings, as well as the status of all prior year findings and recommendations in accordance with the Single Audit Act, United States Office of Management and Budget Circular A-133, New Jersey Office of Management and Budget Circular Letter #04-04, Local Finance Notice #92-15, and Division of Local Government Services Regulations; and

WHEREAS, the Governing Body must accept and approve the 2019 SFY Corrective Action Plan within 60 days (2/29/20) from the date the 2019 SFY Audit Report was received (12/31/19) by said Governing Body and that the Chief Financial Officer shall submit said Plan to the Division of Local Government Services; now, therefore, be it

RESOLVED by City Council of the City of Elizabeth, that the 2019 SFY Corrective Action Plan is hereby accepted and approved; and be it

FURTHER RESOLVED, that the Chief Financial Officer shall submit the 2019 SFY Corrective Action Plan to the Division of Local Services by March 2, 2020, which is 60 days from the date the 2019 SFY Audit Report was received by the Governing Body.

Which was adopted by the following vote:

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

NEGATIVE: None.
By City Council as a Whole:

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

<table>
<thead>
<tr>
<th>Account</th>
<th>Ordinance</th>
<th>Description</th>
<th>Funded</th>
<th>Unfunded</th>
</tr>
</thead>
<tbody>
<tr>
<td>X63-001</td>
<td>4474</td>
<td>Demo Mack Building</td>
<td>303,795.38</td>
<td></td>
</tr>
</tbody>
</table>

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

<table>
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Be It Further Resolved, that any funded balances be canceled to Capital Surplus, namely,
The accounts are:

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Which was adopted by the following vote:

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

NEGATIVE: None.
By City Council as a Whole:

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

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<td>$482,700.28</td>
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<tr>
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<td>Elmore Racquet Club</td>
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$2,084,583.14  $607,615.00

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$2,084,583.14  $607,615.00

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the following property owner(s) has (have) filed the necessary papers and is (are) entitled to a Senior Citizen (S1) or Disability Deduction (D1) for the 2019 Tax Year and,

WHEREAS, the Tax Assessor has approved same, now therefore, be it

RESOLVED, the Tax Collector is hereby authorized to credit said individual's taxes in the amount of $250.00 (S1 & D1) for the 2019 Tax Year as follows.

<table>
<thead>
<tr>
<th>Acct. No.</th>
<th>Property Location</th>
<th>Name</th>
<th>Ded. Code</th>
</tr>
</thead>
<tbody>
<tr>
<td>5-426.K</td>
<td>51 Erie St</td>
<td>Silva, D &amp; C</td>
<td>S1</td>
</tr>
<tr>
<td>8-1291</td>
<td>625-627 Meadow St</td>
<td>Arocho, N</td>
<td>D1</td>
</tr>
<tr>
<td>8-1259</td>
<td>618-620 Meadow St</td>
<td>Torres, B</td>
<td>S1</td>
</tr>
<tr>
<td>10-429</td>
<td>1025-1029 Coolidge Rd</td>
<td>Gualario, L</td>
<td>S1</td>
</tr>
<tr>
<td>13-65</td>
<td>326 Cherry St</td>
<td>Montoya, A</td>
<td>S1</td>
</tr>
</tbody>
</table>

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, Ezra Bailey & Amy L. Richards are the owners of the property located at 16 Harbor Front Terrace (Tax Account 2 - 483.01), and

WHEREAS, the above referenced property was under a Tax Abatement, and

WHEREAS, Miss Richards qualifies as a 100% Disabled Veteran, effective August 8, 2019, and

WHEREAS, Miss Richards has applied for and been granted a 100% Property Tax Exemption Due to her 100% Disabled Veteran Status, and

WHEREAS, the property was removed from the Tax Abatement effective August 8, 2019, and

WHEREAS, the property was Tax Exempt for 145 days of the 2019 Tax Year, and

WHEREAS, this resulted in an overbilling in the amount of $916.05 for the 2019 Tax Year ($3,178 Pro-Rated 2019 Land Assessment x $28.824 2019 Tax Rate) for the land taxes, and

WHEREAS, this resulted in an overbilling in the amount of $1,311.00 for the 2019 Tax Year (refund of $486 for Pro-Rated 3rd Quarter Billing and refund $825.00 for full 4th Quarter Billing), for the Improvement portion under the Tax Abatement, and

WHEREAS, the 2020 Tax Abatement amount of $2,016.16 is to be cancelled in full, now therefore, be it

RESOLVED, that the Tax Collector is hereby authorized to cancel/credit/refund the full amount of $4,243.21. This amount represents $2,227.05 for the 2019 Tax Year and $2,016.16 for the 2020 Tax Year.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works, after notice from the Police Department, has caused the board-up of properties listed on Schedule A attached hereto and made a part hereof; and

WHEREAS, the buildings or structures listed on the attached Schedule A have become unsafe, unsanitary, are otherwise dangerous to human life or the public welfare, or which by reasons of illegal or improper use or occupancy have become unsafe; and

WHEREAS, structures on premises listed on the attached Schedule A meet one or more of the criteria hereinabove mentioned; and

WHEREAS, the Department of Public Works having boarded up the structures on premises listed on the attached Schedule A and the owners having been notified of the cost to the City in the amounts as set forth on the attached Schedule A and said costs not having been paid to the City of Elizabeth as required and the Director of Public Works having issued Certificates to City Council of the cost to the City in the amounts listed on the attached Schedule A; and

WHEREAS, the Director of the Department of Public Works has requested to have a lien placed against these properties for the amounts indicated in order that the City be reimbursed for the work; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth that the boarding up of structures on premises and the costs listed on Schedule A attached hereto and made a part hereof, it is hereby established as a lien upon the lands listed on the attached Schedule A, which said lien shall hereafter form a part of the taxes next to be assessed and levied upon said lands, the same to bear interest at the same rate as taxes and to be collected and enforced by the same officers and in the same manner as taxes, in accordance with the provisions of N.J.S.A. 40:48-2.5 and the provisions of the Code of the City of Elizabeth.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Department of Public Works has sent invoices for the removal and disposal of debris from the properties at the costs listed on Schedule A attached hereto and made a part hereof after due and proper notice to the owners thereof as required; and the owners thereof having been notified of the cost to the City in the sums listed on Schedule A and said costs not having been paid to the City of Elizabeth as required; and the Director of the Department of Public Works having issued certificates to City Council of the costs to the City of same; and

WHEREAS, the Director of the Department of Public Works has requested to have a lien placed against these properties for the amounts indicated in order that the City be reimbursed for the work; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth that the cost of the removal and disposal of debris as shown for the properties listed on the Schedule A attached hereto and made a part hereof is hereby made a lien on said properties, which lien shall hereafter form part of the taxes next to be assessed and levied upon said lands in the sums set forth on Schedule A the same to bear interest at the same rate as taxes and to be collected and enforced by the same officers and in the same manner as taxes in accordance with the provisions of N.J.S.A. 40:48-2.14 and Section 15.12.180, of the Code of the City of Elizabeth.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on January 14, 2020, the Director of the Department of Public Works received five (5) bids for the traffic signal improvements at the intersections of North Avenue and Monroe Avenue and North Avenue and Adams Avenue – Contract No. 09-19; and

WHEREAS, the lowest responsible bidder was Fai-Gon Electric Inc., 140 11th Street, Piscataway, New Jersey 08854 in the amount of $628,030.04; and

WHEREAS, the bid was reviewed by the City Attorney as to form; and
WHEREAS, the project includes new traffic signal poles, LED signal heads, underground conduit, ADA compliant pedestrian crossing signals, curbing, public sidewalk curb ramps and paving of the intersections; and

WHEREAS, the City has received a grant in the amount of $1,064,758.00 from the New Jersey Department of Transportation (NJDOT) 2018 and 2019 Municipal Aid Program (MA-18 and MA-19) for this project. The award of the contract is subject to the approval of the NJDOT; and

WHEREAS, the Director of the Department of Public Works has requested authorization to award a contract to Fai-Gon Electric Inc., 140 11th Street, Piscataway, New Jersey 08854 for the traffic signal improvements at the intersections of North Avenue and Monroe Avenue and North Avenue and Adams Avenue in the amount of $628,030.04; 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 Fai-Gon Electric Inc.; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-05578, charging the amount of $489,245.00 to Account No. X-04-55-999-Z28-001 and Certification No. 20-05579, $138,785.04 to Account No. X-04-55-999-Z15-001, of the Municipal Budget are on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes an award of a contract to Fai-Gon Electric Inc., 140 11th Street, Piscataway, New Jersey 08854 for the traffic signal improvements at the intersections of North Avenue and Monroe Avenue and North Avenue and Adams Avenue – Contract No. 09-19, in the amount of $628,030.04, subject to the approval by the NJDOT.
Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Augusta, Gove, Gonzalez, Cedeno, Gallman, Mazzu, And President Kinney – 8.

NEGATIVE: None.
WHEREAS, On Friday, March 1, 2019 the Director of the Department of Public Works received qualification proposals for consulting professional engineering services; and

WHEREAS, the Department of Public Works reviewed the qualifications of all respondents and found the firm of Mott MacDonald (MM), LLC, to be qualified to provide the City of Elizabeth with engineering services in connection with the requirements of the New Jersey Pollution Discharge Elimination System (NJPDES) Combined Sewer Overflow (CSO) Permit as per its proposal dated June 10, 2015; and

WHEREAS, the individual sewer permit issued to the City by the State of New Jersey required the updating of the nine minimum controls as well as preparation of a Long-Term Control Plan (LTCP). The LTCP required the preparation of an updated characterization of the Combined Sewer System (CSS). This characterization was utilized to prepare a computer hydraulic model of the CSS which was then calibrated utilizing flow metering data, rainfall data and sampling data collected from the CSS during dry weather conditions to establish a baseline and wet weather conditions. Wet weather and dry weather sampling of the receiving waters, the Elizabeth River, Arthur Kill, Newark Bay, Great Ditch and Peripheral Ditch was also conducted; and

WHEREAS, MM has developed alternatives for modifications to the CSS so that remaining overflows from the CSS will comply with the CSO Permit requirements. The modifications may consist of increasing conveyance, provide storage, or a combination of both in order to maximize the flow to the Joint Meeting of Essex and Union Counties (JMEUC) Wastewater Treatment Facility and to reduce the risk of sewer back-ups and street flooding as they relate to sewer capacity constraints. The development of the alternatives was done in consultation with the JMEUC and will be compatible with the modifications they will be implementing at their facility under their individual permit; and

WHEREAS, now that the alternatives have been developed, the hydraulic computer model will be utilized to evaluate their effectiveness in meeting the requirements of the City's CSO permit. The effectiveness of the alternatives and the costs associated with each alternative will be evaluated and the recommended alternatives will be selected. MM will prepare an Implementation Schedule, and a Compliance Monitoring Program once the preferred alternatives are selected; and

WHEREAS, the City and JMEUC are developing the LTCP's in conjunction with each other and have been given five years (59 months) to complete the LTCP through the preparation of an Implementation Schedule and a Compliance Monitoring Program. The start time for the 59 months was July 1, 2015, which is the Effective Date of the Permit (EDP). The schedule for providing all required components of the permit and the submission dates for supporting documentation are identified in the permit. The preparation of the CSO LTCP requires the submission of quarterly progress reports to the NJDEP in coordination with the JMEUC; and throughout the process MM is assisting the City in the development and implementation of a Public Participation Program to actively involve the affected and interested public in the decision-making process to select control measures under the LTCP. Public Participation is a required element of the National CSO Policy; and

WHEREAS, the above scope of work is for the fifth year of a multi-year contract. The timelines are a requirement of the CSO Permit from the effective date of the permit. Subsequent contracts will be submitted for consideration on a yearly basis for the permit cycle; and

WHEREAS, the Director of the Department of Public Works has requested an award of a contract be made to Mott MacDonald (MM), LLC, 111 Wood Avenue South, Iselin, New Jersey 08830-4112 to provide professional engineering services on a time and material basis at a cost not to exceed $195,400.00 plus reimbursables; and

WHEREAS, the contract is hereby awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44 A-20.5, et seq. and N.J.S.A. 40A:11-5 (a) (i); and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available an appropriated for this purpose and Certification No. 20-05462, charging the amount of $195,400.00 to Account No. X-08-55-053-034 of the Municipal Budget, is on file in the Office in the City Clerk; now, therefore, be it
RESOLVED by the City Council of the City of Elizabeth as follows:

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a contract with Mott MacDonald (MM), LLC, 111 Wood Avenue South, Iselin, New Jersey 08830-4112 to provide professional engineering services on a time and material basis at a cost not to exceed $195,400.00 plus reimbursables.

2. This contract is awarded without competitive bidding as a Professional Service in accordance with N.J.S.A. 40A:11-2(6) of the Local Public Contracts Law because these services require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training.

3. A notice of this action shall be printed once in The Star Ledger.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, On Friday, March 1, 2019 the Director of the Department of Public Works received qualification proposals for consulting professional engineering services; and

WHEREAS, the Director of the Department of Public Works has recommended the award of a contract to Mott MacDonald, 111 Wood Avenue South, Iselin, New Jersey 07701 to provide the City of Elizabeth with civil engineering services in connection with the review of sewer applications as per its proposal dated March 1, 2019. More specifically, Mott MacDonald, LLC, will review development applications requiring its knowledge and expertise related to the City’s sewer system and its capacity to support an applicant’s project. The contract shall be for a one (1) year term; and

WHEREAS, the costs for these services will be paid by the applicants through an escrow each establish with the City of Elizabeth. There is no charge to the City for these services; and

WHEREAS, this is a considered an open-end contract which does not require a certificate of availability; and

WHEREAS, the request for qualifications was solicited through a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5 et. Seq.; and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-5 (a) (i) 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; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth as follows:

1. The Mayor, and the Municipal Clerk are hereby authorized to execute a contract with Mott MacDonald, 111 Wood Avenue South, Iselin, New Jersey 07701 Mott MacDonald, 111 Wood Avenue South, Iselin, New Jersey 07701 to provide the City of Elizabeth with civil engineering services in connection with the review of sewer applications as per its proposal dated March 1, 2019. More specifically, Mott MacDonald, LLC will review development applications requiring its knowledge and expertise related to the City’s sewer system and its capacity to support the applicant’s project. The contract shall be for a one (1) year term.

2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11- 2(6) and N.J.S.A. 40A:11-5 (a) (i) of the Local Public Contracts Law because these services require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training.

3. A notice of this action shall be printed once in The Star Ledger.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth does hereby appoint

Alexander Cohn, 335 Grier Avenue, Elizabeth, New Jersey 07206 as Parking Enforcement Officer for the Parking Authority of the City of Elizabeth.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City of Elizabeth is privileged in having many thousands of citizens who are of African-American ancestry; and

WHEREAS, the month of February is set aside to honor the contributions and achievements made by African-American's throughout this nation; and

WHEREAS, the African-American community in the City of Elizabeth has contributed greatly to the socioeconomic fabric of our City; and

WHEREAS, the African-American community of Elizabeth has made numerous advances in the fields of education, art, government, sports, and community service; and

WHEREAS, the richness of ethnic traditions and cultural ancestry serves as an example to our democratic system of values; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth that the month of February is proclaimed as

“AFRICAN-AMERICAN HISTORY MONTH”

in the City of Elizabeth; and be it

FURTHER RESOLVED, the City of Elizabeth will commemorate the City-wide African-American History Month Proclamation Signing to be held on February 3, 2020, from 5:00 p.m. to 6:30 p.m.; and be it

FURTHER RESOLVED, that this resolution will be recorded in full upon the minutes of City Council.

Which was adopted by the following vote:

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

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>Company</th>
<th>Bill Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
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<tr>
<td>AT&amp;T</td>
<td>0-01-31-440</td>
<td>$180.09</td>
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<td>AT&amp;T MOBILITY</td>
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<td>$191.20</td>
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<td>ELIZABETHTOWN GAS</td>
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<td>$1,031.87</td>
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<td>ELIZABETHTOWN GAS</td>
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<td>GRIFFITH-ALLIED TRUCKING, LLC</td>
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<td>0-01-31-440</td>
<td>$393.26</td>
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<tr>
<td>UGI ENERGY SERVICES, LLC</td>
<td>0-01-31-446</td>
<td>$21,316.46</td>
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<tr>
<td>VERIZON</td>
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<td>$11,209.39</td>
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<tr>
<td>VERIZON WIRELESS</td>
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<td>$19,659.83</td>
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Which was adopted by the following vote:

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

NEGATIVE: None.
January 28, 2020

BY COUNCIL AS A WHOLE:

RESOLVED that the following bingo and raffle licenses issued by the City Clerk are here by approved:

<table>
<thead>
<tr>
<th>ORGANIZATION</th>
<th>AG</th>
<th>B.L.</th>
<th>R.L.</th>
<th>DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>St. Anthony of Padua Church</td>
<td></td>
<td>5482</td>
<td></td>
<td>1/29/20</td>
</tr>
<tr>
<td>Knights of Columbus Council # 253</td>
<td></td>
<td>5483</td>
<td></td>
<td>2/10/20</td>
</tr>
</tbody>
</table>

Which was adopted by the following vote:

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

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

WHEREAS, the City Council of the City of Elizabeth has learned that St. Genevieve's Roman Catholic Church, Elizabeth, NJ will be celebrating its 100th Anniversary on February 9, 2020; and

WHEREAS, in 1920, a committee of Catholics residing in the "El Moro" section of Elizabeth received permission from Bishop John J. O'Connor to establish a new parish that would accommodate more than 400 Catholic families living in the area; and

WHEREAS, the committee, headed by John Griffin and including Richard Plate, Milton Israel, Harry Sadler, John Byrne, Frank Pfaff and Frank Gaynor, was charged to acquire land that was not only adequate for a church, but rectory, convent, and school as well. That need was fulfilled by the donation of a block of land from William A. Boyle; and

WHEREAS, that same year, the parish was established, Bishop John J. O'Connor named Father John C. McClary as the first Pastor to the parish, and the cornerstone of the original wooden Church was laid; and

WHEREAS, the privilege of naming the new church was given to William A. Boyle, who was the largest contributor to the building fund for the new church. Mr. Boyle chose St. Genevieve's, in honor of his wife, Genevieve. (St. Genevieve, a French woman who was martyrred in the year 500, is the patron saint of Paris, France); and

WHEREAS, in 1922, Father John H. McManus was named the first resident pastor of St. Genevieve's Church. In 1928, the wooden church was expanded and remodeled due to parishioner growth, but in 1930, due to continued strong growth, it was decided to erect the much larger brick and stone church which exists today; and

Former Pastors of St. Genevieve's Church included:

Father John C. McClary
Monsignor William C. Heimbuch
Father Kenneth O' Leary
Monsignor Edward Price
Father George D. Gillen

Monsignor John H. McManus
Father James F. McCarthy
Monsignor John J. Doherty
Monsignor Hugh A. O'Donnell

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elizabeth congratulates St. Genevieve's Roman Catholic Church, Elizabeth, NJ on its 100th Anniversary and wishes its priests, sisters, and congregation of the Church continued success and prosperity in all the Church's future endeavors; and be it

FURTHER RESOLVED, that as a token of appreciation, a copy of this resolution shall be spread in full upon the minutes of City Council and that a certified copy be forwarded to St. Genevieve's Roman Catholic Church.

Which was adopted by the following vote:

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

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Vincenza Cipriano, 91, of Edison, NJ; and

WHEREAS, Vincenza was born in Guardia Lombardi, Italy, on June 26, 1928, to Angelo and Angelamaria DiPietro. She migrated to Elizabeth, NJ in 1955, with her late husband, Angelomaria, where she raised her four children; and

WHEREAS, Vincenza was a loving wife, mother, grandmother and great-grandmother. She is survived by her son Angelo Cipriano and his wife Linda, daughters, Alfreda DiPietro and her husband Giovanni, and Antoinette Mazza and her husband Carmelo; grandchildren, Angela, Tina, Mario, Johnnie, Joseph, Thomas, Erica, Auggie, Angelo, Alyssa, Rocco and Michael, and nine loving great-children. She was predeceased by her parents, husband and her loving son, Mario; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Vincenza Cipriano, 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 of Anne P. Russell (nee Gleason), beloved wife of Judge Daniel Russell, Esq., of Elizabeth, NJ; and

WHEREAS, Anne was born in Elizabeth, the daughter of Thomas and Mary Frances (O’Leary) Gleason; and

WHEREAS, Anne was a graduate of Benedictine Academy in Elizabeth. She graduated from Mt. St. Scholastica College on Kansas City, Kansas. After graduation she taught at Benedictine Academy before her marriage in 1958; and

WHEREAS, Anne was a devoted mother to her children and active in the Elizabeth School #21 PTA and the Pingry Mothers Club. She was also an active parishioner of St. Genevieve’s Church, where she served as lector, Eucharistic minister and member of parish council; and

WHEREAS, Anne returned to work as office manager for the Abel Dermatology Group. She was a trustee of the Elizabeth Public Library; and

WHEREAS, Anne is survived by her devoted husband of 61 years, Judge Daniel Russell, Esq., her children, Daniel and his wife (Maya) of Leiden, The Netherlands; John of Cranford, NJ; Killeen Brettmann of Aspen, CO, and James and his wife, Natalie, of Cranford; cherished grandchildren, Katherine, Chloe, James (JT), and Eryn; sister, Mary A. Finan of Ft. Myers, FL; nephews, Tom, Tim and Greg Gleason, and niece Cheryl Gleason. She was predeceased by her twin Brother, Thomas A. Gleason, son, Patrick, and son-in-law, Cory Brettmann, now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Anne P. Russell, 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.

CLOSING OF MINUTES

Councilman Cuesta moved that City Council do now adjourn.

Which was carried unanimously.

Whereupon Council President Kiniery declared City Council adjourned at 8:10 P.M.

APPROVED

KEVIN J. KINIERY
President of City Council

YOLANDA M. ROBERTS
Municipal Clerk