

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, FEBRUARY 25, 2020

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

APPROVAL OF MINUTES:

**Organization Meeting**, January 1, 2018;  
**Conference Meetings:** January 2, 16; February 6, 20; March 6, 20; April 3, 17; May 1, 15; June 6, 19; July 2; August 7; September 4, 18; October 2, 16; November 7, 20; December 4, 18, 2018  
**Regular Meetings:** January 9, 23; February 13, 27; March 13, 27; April 10, 24; May 8, 22; June 12, 26; July 24; August 28; September 11, 25; October 9, 23; November 13, 27; December 11, 26, 2018  
**Special Meetings:** July 2; August 7, 2018

PUBLIC HEARINGS

- ORD. NO. 5296 - An Ordinance to amend Article II, Administration and Personnel, Chapter 2.56.110 (B), Civilian Personnel, of the Code of the City of Elizabeth specifically relating to the Table of Organization of the Elizabeth Police Department.
- ORD. NO. 5297 - An Ordinance to amend Article II, Administration and Personnel, Chapter 2.60.090 (A), Firefighting Personnel and Chapter 2.60.090 (B), Civilian Personnel, of the Code of the City of Elizabeth specifically relating to the Table of Organization of the Elizabeth Fire Department.
- ORD. NO. 5298 - An Ordinance to amend Ordinance No. 1747, entitled an Ordinance to establish certain classified and unclassified positions in the City of Elizabeth and to set the annual compensation for said positions to be paid from April 1, 1984, except as otherwise provided, as provided by the Municipal Budget to be paid as other employees are paid and as provided on attached schedules.
- ORD. NO. 5299 - An Ordinance to amend Ordinance No. 5207, adopted September 24, 2019 which authorized the establishment of a personalized handicapped parking space for Jason Medina, 319 John Street, Floor 2, Elizabeth, New Jersey, specifically to amend metes and bounds.
- ORD. NO. 5300 - An Ordinance to amend Ordinance No. 5278, adopted December 10, 2019 which authorized the establishment of a personalized handicapped parking space for Madelin Secanes, 321 John Street, Elizabeth, New Jersey, specifically to amend metes and bounds.
- ORD. NO. 5301 - An Ordinance to rescind Ordinance No. 5108, adopted on December 26, 2018 which authorized the establishment of a personalized handicapped parking space for Aladino Class Jr., 200 Geneva Street, Elizabeth, New Jersey.
- ORD. NO. 5302 - An Ordinance to rescind Ordinance No. 5113, adopted on December 26, 2018 which authorized the establishment of a personalized handicapped parking space for Qamar Syed, 540 Fulton Street, Elizabeth, New Jersey.

PUBLIC HEARINGS (Cont'd)

- ORD. NO. 5303 - An Ordinance to rescind Ordinance No. 5158, adopted on April 9, 2019 which authorized the establishment of a personalized handicapped parking space for Neleyshka Pastor, 221 Clark Place, Elizabeth, New Jersey.
- ORD. NO. 5304 - An Ordinance to rescind Ordinance No. 5247, adopted on October 8, 2019 which authorized the establishment of a personalized handicapped parking space for Pedro Soto, 316 Pine Street, Elizabeth, New Jersey.
- ORD. NO. 5305 - An Ordinance of the City of Elizabeth vacating Coakley Circle, to construct a new multi-family development consisting of 120 units and related improvements.
- ORD. NO. 5306 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Elba Class, 335 Court Street, Elizabeth, New Jersey.
- ORD. NO. 5307 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Ivonne Miguelena, 406 First Avenue, Elizabeth, New Jersey.
- ORD. NO. 5308 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Rolando Quezada, 412 Livingston Street, Elizabeth, New Jersey.
- ORD. NO. 5309 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Hector Rodriguez, 523 Franklin Street, Elizabeth, New Jersey.
- ORD. NO. 5310 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Nestor Suarez, 210 Rankin Street, Elizabeth, New Jersey.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated February 4, 2020, from the Business Administrator recommending awarding a contract to Northeast Auto and Truck Parts, LLC, 976 Broadway, Bayonne, NJ for the purchase of parts and repairs for road maintenance equipment including, but not limited to hydraulic pumps, motors, brushes and brakes for the Department of Public Works for the period of January 29, 2020 through January 29, 2021 at a cost not to exceed \$300,000.00.  
Which was received.

By the Clerk:

Letter dated February 4, 2020, from the Business Administrator recommending awarding a contract to Lawson Products, Inc., 8770 W. Bryn Mawr Avenue, Ste 900, Chicago, IL for parts and repairs for road maintenance equipment for various departments for the period of January 29, 2020 through January 29, 2021 at a cost not to exceed \$50,000.00.  
Which was received.

By the Clerk:

Letter dated February 5, 2020, from the Business Administrator recommending awarding a contract to United Rotary Brush Corp., 15607 West 100<sup>th</sup> Terrace, Lenexa, KS for parts and repairs for road maintenance equipment for the Department of Public Works for the period of January 29, 2020 through January 29, 2021 at a cost not to exceed \$150,000.00.  
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated February 5, 2020, from the Business Administrator recommending awarding a contract to Trius Inc., 5049 Industrial Road, Farmingdale, NJ for parts and repairs for road maintenance equipment for various departments for the period of January 29, 2020 through January 29, 2021 at a cost not to exceed \$50,000.00. Which was received.

By the Clerk:

Letter dated February 5, 2020, from the Business Administrator recommending awarding a contract to W. E. Timmerman Co., Inc., P.O. Box 71, Route 22, Whitehouse, NJ for parts and repairs for the Elgin Sweepers for the period of January 29, 2020 through January 29, 2021 at a cost not to exceed \$150,000.00. Which was received.

By the Clerk:

Letter dated February 13, 2020, from the Business Administrator recommending awarding a contract to Lawson Products, Inc., 8770 W. Bryn Mawr Avenue, Ste. 900, Chicago, IL for parts for heavy duty vehicles for various departments for the period of January 31, 2020 through August 9, 2020 at a cost not to exceed \$50,000.00. Which was received.

By the Clerk:

Letter dated February 14, 2020, from the Business Administrator recommending authorization for the proper City officials to execute an agreement with Global Aerospace Risk Placement Services, 6625 W. 78<sup>th</sup> Street, Minneapolis, MN through agent-of-record Otterstedt Insurance Agency, Englewood Cliffs, NJ for a policy of Insurance covering Liability and Property Insurance for Police Drones for the period of March 1, 2020 through March 1, 2021 at an annual premium of \$5,861.00. Which was received.

By the Clerk:

Letter dated February 14, 2020, from the Business Administrator request authorization for the proper City officials to enter into and execute an agreement with the Law Firm of Lum, Drasco & Positan, LLC, 103 Eisenhower Parkway, Roseland, NJ to provide Employment Counsel Services for the City of Elizabeth for the period of March 1, 2020 through February 28, 2021 at a rate of \$175.00 per hour for attorneys, \$75.00 per hour for paralegals and \$25.00 per hour for secretarial overtime, if authorized by the City Attorney, for a total cap of \$60,000.00. Which was received.

By the Clerk:

Letter dated February 14, 2020, from the Business Administrator request to amend the resolution adopted on July 23, 2019 authorizing the proper City officials to enter into a contract with Johnston Communications Voice and Data, North Arlington, NJ for the purchase of Cameras, Camera Networking Equipment and Camera Radio Equipment for various departments at a cost not to exceed \$250,000.00, specifically to increase the contract by \$350,000.00 for additional equipment thereby raising the amount of the contract to \$600,000.00. Which was received.

By the Clerk:

Letter dated February 14, 2020, from the Business Administrator request authorization for the Purchasing Agent to initiate a proprietary sealed bid process to purchase Sig Sauer Handguns, Model P227 and magazines for the Police Department. Which was received.

By the Clerk:

Letter dated February 14, 2020, from the Business Administrator request authorization for the proper City officials to enter into and sign all necessary documents with the City of Linden for an Intergovernmental Services Agreement for License Inspectors for the period of December 15, 2019 through December 14, 2020 for a fee of \$10,000.00 paid to the City of Elizabeth. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated February 10, 2020, from the Chief Financial Officer request authorization for the Tax Collector to cancel/credit/refund an overbilling of taxes for the 2012 through 2019 Tax Years in the amount of \$52,493.18 for the property located at 717-723 N. Broad Street; property was combined via a lot consolidation with 701-715 N. Broad Street account was inadvertently not removed from the Tax List until the 2020 Tax Year. Which was received.

By the Clerk:

Letter dated February 18, 2020, from the Chief Financial Officer advising that additional grants may be appropriated in the 2020 SFY budget by budget amendments (Chapter 159). Which was received.

By the Clerk:

Letter dated February 18, 2020, from the Chief Financial Officer advising that in compliance with the SFY 2016 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits. Which was received.

By the Clerk:

Letter received February 11, 2020, from the Director of Health & Human Services request to disburse to the Elizabeth Board of Education the sum of \$47,874.50 for the use of classrooms, gym, security, custodial services, faculty room/teachers room, nurse's office, library, auditorium, pool and cafeteria for the after school program beginning September 12, 2018 and ending June 28, 2019.

WHICH WAS REFERRED TO COUNCIL AS A WHOLE.

By the Clerk:

Letter dated February 11, 2020, from the Director of Planning and Community Development request authorization for the proper City officials to negotiate and execute a redevelopment agreement with MREH New Point, LLC for the transfer of 731-735 New Point Road and 30-34 Bank Street for the construction of twelve (12) affordable units for residents making up to 60% AML on each of the parcels being sold for a total of twenty-four (24) affordable housing units. Which was received.

By the Clerk:

Letter dated February 13, 2020, from the Director of Public Works recommending awarding a contract to Mott MacDonald, LLC, 111 Wood Avenue South, Iselin, NJ to provide professional engineering services on a time and material basis in connection with the Trenton Avenue Pump Station upgrade facilities plan at a cost not to exceed \$40,000.00 plus reimbursables. Which was received.

By the Clerk:

Letter dated February 14, 2020, from the Director of Public Works recommending awarding a contract to Mott MacDonald, LLC, 111 Wood Avenue South, Iselin, NJ to provide professional engineering services on a time and material basis in connection with the Park Avenue Stormwater Control Project at a cost not to exceed \$762,200.00 plus reimbursables. Which was received.

By the Clerk:

Letter dated February 14, 2020, from the Director of Public Works request approval of Change Order No. 1 –Final for the contract awarded to P.M. Construction Corp. for the Progress Street Stormwater Control Project at an original cost of \$5,700,950.00 to provide further for additional sanitary sewer work performed on North Avenue East at an additional cost of \$165,840.66 raising the contract amount to \$5,886,790.66. Which was received.

**PETITIONS, COMMUNICATIONS, ETC. (Cont'd)**

By the Clerk:

Letter dated February 11, 2020, from the Police Director request authorization for the proper City officials to apply, accept and sign all appropriate documents for the New Jersey Department of Law and Public Safety, Highway Traffic Safety – 2020 Distracted Driving Crackdown Grant – U Drive, U Text- U Pay for an amount not to exceed \$5,500.00. Which was received.

By the Clerk:

Letter dated February 18, 2020, from the Police Director request authorization to permit His Honor the Mayor to execute an updated Elizabeth Office of Emergency Management (formerly Civil Defense) Emergency Operating Basic Plan Which was received.

By the Clerk:

Letter dated October 31, 2019, from Mr. Raymond Davis, 307 Bond Street, Elizabeth, NJ request to be re-appointed as Constable for a three (3) year term. Which was received.

**REPORTS OF CITY OFFICERS**

**NONE.**

**ORDINANCES ON FIRST READING**

ORD. NO. 5311 - An Ordinance to authorize the proper City officials to execute a redevelopment agreement with MREH (Magill Real Estate Holdings) New Point, LLC, for the transfer of 30-34 Bank Street (Block 7, Lot 48) and New Point Road (Block 7, Lot 562).

**PUBLIC HEARING AND FUTURE CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, MARCH 10, 2020 AT 7:30 P.M.**

**ORDINANCES ON FINAL PASSAGE**

ORD. NO. 5296 - An Ordinance to amend Article II, Administration and Personnel, Chapter 2.56.110 (B), Civilian Personnel, of the Code of the City of Elizabeth specifically relating to the Table of Organization of the Elizabeth Police Department.

ORD. NO. 5297 - An Ordinance to amend Article II, Administration and Personnel, Chapter 2.60.090 (A), Firefighting Personnel and Chapter 2.60.090 (B), Civilian Personnel, of the Code of the City of Elizabeth specifically relating to the Table of Organization of the Elizabeth Fire Department.

ORD. NO. 5298 - An Ordinance to amend Ordinance No. 1747, entitled an Ordinance to establish certain classified and unclassified positions in the City of Elizabeth and to set the annual compensation for said positions to be paid from April 1, 1984, except as otherwise provided, as provided by the Municipal Budget to be paid as other employees are paid and as provided on attached schedules.

ORD. NO. 5299 - An Ordinance to amend Ordinance No. 5207, adopted September 24, 2019 which authorized the establishment of a personalized handicapped parking space for Jason Medina, 319 John Street, Floor 2, Elizabeth, New Jersey, specifically to amend metes and bounds.

ORDINANCES ON FINAL PASSAGE (Cont'd.)

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- ORD. NO. 5301 - An Ordinance to rescind Ordinance No. 5108, adopted on December 26, 2018 which authorized the establishment of a personalized handicapped parking space for Aladino Class Jr., 200 Geneva Street, Elizabeth, New Jersey.
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NEW BUSINESS

In compliance with the SFY 2016 Appropriations Act (Best Practices Requirement), City Council is requested to approve all payments related to accumulated/uncompensated absence benefits.

Authorize the award of a contract to Northeast Auto & Truck Parts, LLC, 976 Broadway, Bayonne, N.J., for the purchase of parts and repairs for road maintenance equipment for the Department of Public Works for the period January 29, 2020 through January 29, 2021, at a cost not to exceed \$300,000.00.

Authorize the award of a contract to Lawson Products, Inc., 8770 W. Bryn Mawr Avenue, Chicago, IL, for parts and repairs for road maintenance equipment for various departments for the period January 29, 2020 through January 29, 2021, at a cost not to exceed \$50,000.00.

NEW BUSINESS (cont'd)

Authorize the award of a contract to United Rotary Brush Corp., 15607 West 100<sup>th</sup> Terrace, Lenexa, KS, for parts and repairs for road maintenance equipment for the Department of Public Works for the period January 29, 2020 through January 29, 2021, at a cost not to exceed \$150,000.00.

Authorize the award of a contract to Trius Inc., 5049 Industrial Road, Farmingdale, N.J., for parts and repairs for road maintenance equipment for various departments for the period January 29, 2020 through January 29, 2021, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to W.E. Timmerman Co., Inc., P.O. Box 71, Route 22, Whitehouse, N.J., for parts and repairs for the Elgin Sweepers for the period January 29, 2020 through January 29, 2021, at a cost not to exceed \$150,000.00.

Authorize the award of a contract to Lawson Products, Inc., 8770 W. Bryn Mawr Avenue, Chicago, IL, for parts for heavy duty vehicles for various departments for the period January 31, 2020 through August 9, 2020, at a cost not to exceed \$50,000.00.

Authorize the proper City officials to obtain a policy of insurance with Global Aerospace Risk Placement Services, 6625 W. 78<sup>th</sup> Street, Minneapolis, MN, through the agent-of-record Otterstedt Insurance Agency, covering Liability and Property Insurance for Police Drones for the period March 1, 2020 through March 1, 2021, at an annual premium of \$5,861.00.

Authorize the proper City officials to enter into and execute an agreement with the Law Firm of Lum, Drasco and Positan, LLC., 103 Eisenhower Parkway, Roseland, N.J., to provide the City with Employment Counsel Services for the period March 1, 2020 through February 28, 2021, for a total cost not to exceed \$60,000.00.

Amend resolution adopted July 23, 2019, with Johnston Communications Voice and Data, 322 Belleville Turnpike, North Arlington, N.J., for the purchase of cameras, camera networking equipment and camera radio equipment, at a cost not to exceed \$250,000.00, specifically to increase the contract by \$350,000.00 for additional equipment, raising the new contract total amount to \$600,000.00.

Authorize the Purchasing Agent to initiate a proprietary sealed bid process to purchase Sig Sauer Handguns Model P227 and magazines for the Police Department, in accordance with the N.J.A.C. 5:34-9.1.

Authorize the proper City officials to enter and execute into an Intergovernmental Services Agreement with the City of Linden for License Inspectors to assist the City of Linden in its Taxicab and Limousine enforcement, for the period December 15, 2019 through December 14, 2020, for a fee of \$10,000.00 paid to the City of Elizabeth.

Authorize the Tax Collector to cancel/refund/credit an overbilling of taxes for Tax Years 2012 through 2019 on the property located at 717-723 North Broad Street, in the total amount of \$52,493.18.

Authorize the award of a contract to Mott MacDonald, LLC, 111 Wood Avenue South, Iselin, N.J., to provide professional engineering services on a time and material basis in connection with the Trenton Avenue Pump Station upgrade facilities plan, at a cost not to exceed \$40,000.00 plus reimbursables.

Authorize the award of a contract to Mott MacDonald, LLC, 111 Wood Avenue South, Iselin, N.J. to provide professional engineering services on a time and material basis in connection with Park Avenue Stormwater Control Project, at a cost not to exceed \$762,200.00 plus reimbursables.

Authorize Change Order No. 1- Project Final, to the contract awarded to P.M. Construction Corp., 1310 Central Avenue, Hillside, N.J., for the Progress Street Stormwater Control Project at an original cost of \$5,700,950.00, specifically to provide further for additional sanitary sewer work performed on North Avenue East, which represents an increase in the amount of \$165,840.66, raising the amount of the contract to \$5,886,790.66.

**NEW BUSINESS (cont'd)**

Authorize the proper City officials to apply, accept and sign all appropriate documents in connection with the New Jersey Department of Law and Public Safety, Highway Traffic Safety - 2020 Distracted Driving Crackdown Grant, - U DRIVE, U TEXT, U PAY, in an amount not to exceed \$5,500.00.

Authorize the Mayor to execute an agreement to update the Elizabeth Office of Emergency Management Emergency Operating Basic Plan.

Establish a handicapped parking space in front of the premises located at 32 Prospect Street, Fl.1.

Reappoint Raymond Dayshon Davis, 307 Bond Street, Elizabeth, N.J. to serve as Constable in and for the City of Elizabeth for a term of three (3) years.

Grant permission to place a Vanity Street Sign in Honor of Rev. Joseph H. Garlic to be placed at the corner of First Street and Magnolia Avenue.

Urge the Port Authority of New York and New Jersey to consider local, small, minority owned businesses to participate in the development of Terminal One at Newark Liberty International Airport.

Authorize settlement in the worker's compensation litigation matter of DaSilva vs. the City in the total amount of \$76,635.00.

Authorize settlement in the worker's compensation litigation matter of Jimenez vs. the City in the total amount of \$22,500.00.

Pay Utility Bills

Approve Bingo and Raffle Licenses

**COMMENDATIONS:**

**MEMORIALS:**

Ivan White

**ADJOURNMENT**