

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, FEBRUARY 28, 2023

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING: RESIDENTS AND TAXPAYERS ADDRESS THE CITY COUNCIL.

PUBLIC HEARINGS

- ORD. NO. 5808 - An Ordinance to amend the Code of the City of Elizabeth Chapter 3.24 entitled "Tax on Fees for Parking", specifically to exempt the Parking Authority of the City of Elizabeth from the collection of parking taxes.
- ORD. NO. 5809 - An Ordinance to amend Section 5.08.030 of the Code of the City of Elizabeth Entitled "Annual License Fees".
- ORD. NO. 5810 - An Ordinance granting an Environmental Encroachment Permit to Appalachia Hydrogeologic & Environmental Consulting, LLC, to perform environmental work consisting of one (1) monitoring well within the right-of-way of 581-599 Pennsylvania Avenue and Fairmount Avenue.
- ORD. NO. 5811 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Nylissia Holmes, 1064 Bond Street, Elizabeth, New Jersey.
- ORD. NO. 5812 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Towana Wise, 819 Canton Street, Apt. 8B, Elizabeth, New Jersey.
- ORD. NO. 5813 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Latiesha Howard, 215 Delaware Street, Apt.3, Elizabeth, New Jersey.
- ORD. NO. 5814 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Nicolas Jimenez, 65 Florida Street, Fl.2, Elizabeth, New Jersey.
- ORD. NO. 5815 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Michael Darden, 216 Pine Street, Fl.1, Elizabeth, New Jersey.
- ORD. NO. 5816 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Devon Foster, 817 Rebecca Place, Elizabeth, New Jersey.
- ORD. NO. 5817 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Helen DaFonseca Loor, 227 South Street, Apt. 1, Elizabeth, New Jersey.
- ORD. NO. 5818 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Aida Vega, 11-13 Third Street, Elizabeth, New Jersey.
- ORD. NO. 5819 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Maria Guerrero, 127 Orchard Street, Elizabeth, New Jersey.

PUBLIC HEARINGS (Cont'd)

ORD. NO. 5820 - An Ordinance to rescind Ordinance No. 4012, adopted on January 13, 2009, which authorized the establishment of a personalized handicapped parking space for Hugo Almeida, 435 Maple Avenue, Elizabeth, New Jersey.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated February 10, 2023, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for the FY2023 Congressionally Directed Spending/Community Project funding and application to the U.S. Department of Health and Human Services – Health Resources and Services Administration for the purchase of a Mobile Emergency and Homeless Case Management Unit for a total grant amount not to exceed \$500,000.00. Which was received.

By the Clerk:

Letter dated February 10, 2023, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for the FY2023 Congressionally Directed Spending/Community Project funding and application to the U.S. Environmental Protection Agency for the replacement of known lead service lines within the City for a total grant amount not to exceed \$2,170,000.00. Which was received.

By the Clerk:

Letter dated February 15, 2023, from the Business Administrator recommending awarding a contract to Weldon Materials, Inc., 141 Central Avenue, Westfield, NJ for the purchase of Road Materials for the period of November 15, 2022 through January 25, 2024 at a cost not to exceed \$150,000.00. Which was received.

By the Clerk:

Letter dated February 15, 2023, from the Business Administrator recommending awarding a contract to DavEd Fire Systems, Inc., 307 W. Pleasantview Avenue, Hackensack, NJ to purchase Fire Alarm Service and Repair for various departments for the period of February 1, 2023 through February 4, 2025 at a cost not to exceed \$300,000.00. Which was received.

By the Clerk:

Letter dated February 21, 2023, from the Chief Financial Officer advising that additional grants may be appropriated in the 2023 SFY Budget by budget amendments (Chapter 159). Which was received.

By the Clerk:

Letter dated February 21, 2023, from the Chief Financial Officer advising in compliance with the SFY 2016 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits. Which was received.

By the Clerk:

Letter dated February 21, 2023, from the Chief Financial Officer recommends that your Honorable Body request of the Director of the Division of Local Government Services to make changes in the 2023 Municipal Budget to account for the City's local share of grants (Chapter 159) approved after the adoption of the budget. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated February 15, 2023, from the Director of Health and Human Services request authorization for the proper City officials to execute all documents pertaining to the Memorandum of Understanding from the Union County Department of Human Services, Division on Aging, 10 Elizabethtown Plaza, 4<sup>th</sup> Fl., Elizabeth, NJ to provide congregate dining options at the City of Elizabeth, Office on Aging, Senior Citizen Centers in support of Union County Older Adults aged 60 plus. Which was received.

By the Clerk:

Letter dated February 16, 2023, from the Director of Health and Human Services request authorization for the proper City officials to apply, accept, and sign all appropriate documents for the New Jersey Department of Labor and Workforce Development, 1 John Fitch Plaza, Trenton, NJ for the FY2023 Lifelong Learning Accounts Program to provide funding to the City's Re-Entry program to assist residents by funding the training of unemployed and employed low-income individuals in the amount of \$750,000.00. Which was received.

By the Clerk:

Letter dated February 8, 2023, from the Director of Planning and Community Development request authorization for the proper City officials to execute any and all documents necessary to discharge the City's First Time Homebuyer/ADDI Program Mortgage and cancellation of the Deed of Easement and Restrictive Covenant on the property located at 120 Westfield Avenue, Unit 10B in the amount of \$62,312.00. Which was received.

By the Clerk:

Letter dated February 14, 2023, from the Director of Planning and Community Development request authorization for the Planning Board to review and comment on repealing and replacing Chapter 17.44 of the Code of the City of Elizabeth entitled Flood Damage Prevention pursuant to Department of Environmental Prevention. Which was received.

By the Clerk:

Letter dated February 14, 2023, from the Director of Planning and Community Development request to repeal Chapter 17.44 entitled Flood Damage Prevention in its entirety and replace it with the new Chapter 17.44 entitled "Floodplain Management Regulations". Which was received.

By the Clerk:

Letter dated February 6, 2023, from the Police Director request permission to establish handicapped parking spaces in front of the following premises: 1465 Lexington Place (personalized); 536 Court Street (personalized); 451 New York Avenue (personalized) 632 Court Street deletions: 29 Spencer Street, 615 First Avenue, 555 Fulton Street, 326 Amity Street, 554 A East Jersey Street, 632 Court Street, 156-158 Third Street, 612 Fulton Street. Which was received.

By the Clerk:

Letter dated January 23, 2023, from the Puerto Rican Alliance of Elizabeth, Elizabeth, NJ request permission to host a flag raising on June 9, 2023 at 5:30 p.m. in front of City Hall; a festival to be held on July 15, and 16, 2023 from 12:00 noon until 9:00 p.m. at Veterans Park, Front Street, and a parade to be held on July 16, 2023 at 1:00 p.m. beginning on Elizabeth Avenue at High Street; ending on Elizabeth Avenue at First Street. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated February 7, 2023 from the City Treasurer submitted the City Treasurer's Report of Receipts and Disbursements for the month of November 2022 and Statement of Bank Balances and Investments as of November 30, 2022.  
Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 5823 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Arlene Phillips, 536 Court Street, Elizabeth, New Jersey.
- ORD. NO. 5824- An Ordinance to authorize the establishment of a personalized handicapped parking space for Rossie Rodriguezvillarreal, 451 New York Avenue, Elizabeth, New Jersey.
- ORD. NO. 5825 - An Ordinance to rescind Ordinance No. 4385, adopted on June 11, 2013, which authorized the establishment of a personalized handicapped parking space for Miriam Perez, 615 First Avenue, Elizabeth, New Jersey.
- ORD. NO. 5826 - An Ordinance to rescind Ordinance No. 5160, adopted on April 9, 2019, which authorized the establishment of a personalized handicapped parking space for Evelina Despaigna, 555 Fulton Street, Elizabeth, New Jersey.
- ORD. NO. 5827 - An Ordinance to rescind Ordinance No. 4517, adopted on November 25, 2014, which authorized the establishment of a personalized handicapped parking space for Victor Vasquez, 326 Amity Street, Elizabeth, New Jersey.
- ORD. NO. 5828 - An Ordinance to rescind Ordinance No. 5667, adopted on June 14, 2022, which authorized the establishment of a personalized handicapped parking space for Jeannette Figueroa, 554A. East Jersey Street, Elizabeth, New Jersey.
- ORD. NO. 5829 - An Ordinance to rescind Ordinance No. 5650, adopted on May 24, 2022, which authorized the establishment of a personalized handicapped parking space for Tiffany Jones, 632 Court Street, Elizabeth, New Jersey.
- ORD. NO. 5830 - An Ordinance to rescind Ordinance No. 5651, adopted on May 24, 2022, which authorized the establishment of a personalized handicapped parking space for Luz Marrero, 156-158 Third Street Apt. #5, Elizabeth, New Jersey.
- ORD. NO. 5831 - An Ordinance to rescind Ordinance No. 5734, adopted on October 11, 2022, which authorized the establishment of a personalized handicapped parking space for David Menendezsalazar, 612 Fulton Street, Elizabeth, New Jersey.
- ORD. NO. 5833- An Ordinance to authorize the establishment of a personalized handicapped parking space for Yasei Luciano-Ramirez, 1089 William Street, Elizabeth, New Jersey.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING  
ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD  
TUESDAY, MARCH 14, 2023 AT 7:30 P.M.**

ORDINANCES ON FIRST READING (cont'd)

ORD. NO. 5832- An Ordinance to repeal Chapter 17.44, Entitled “Flood Damage Prevention” of the Land Development Code in its entirety and replacing it with New Chapter 17.44 entitled “Floodplain Management Regulations”.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, APRIL 25, 2023 AT 7:30 P.M.**

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 5808 - An Ordinance to amend the Code of the City of Elizabeth Chapter 3.24 entitled “Tax on Fees for Parking”, specifically to exempt the Parking Authority of the City of Elizabeth from the collection of parking taxes.
- ORD. NO. 5809 - An Ordinance to amend Section 5.08.030 of the Code of the City of Elizabeth Entitled “Annual License Fees”.
- ORD. NO. 5810 - An Ordinance granting an Environmental Encroachment Permit to Appalachia Hydrogeologic & Environmental Consulting, LLC, to perform environmental work consisting of one (1) monitoring well within the right-of-way of 581-599 Pennsylvania Avenue and Fairmount Avenue.
- ORD. NO. 5811- An Ordinance to authorize the establishment of a personalized handicapped parking space for Nylissia Holmes, 1064 Bond Street, Elizabeth, New Jersey.
- ORD. NO. 5812 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Towana Wise, 819 Canton Street, Apt. 8B, Elizabeth, New Jersey.
- ORD. NO. 5813 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Latiesha Howard, 215 Delaware Street, Apt.3, Elizabeth, New Jersey.
- ORD. NO. 5814 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Nicolas Jimenez, 65 Florida Street, Fl.2, Elizabeth, New Jersey.
- ORD. NO. 5815 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Michael Darden, 216 Pine Street, Fl.1, Elizabeth, New Jersey.
- ORD. NO. 5816 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Devon Foster, 817 Rebecca Place, Elizabeth, New Jersey.
- ORD. NO. 5817 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Helen DaFonseca Loor, 227 South Street, Apt. 1, Elizabeth, New Jersey.
- ORD. NO. 5818 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Aida Vega, 11-13 Third Street, Elizabeth, New Jersey.
- ORD. NO. 5819 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Maria Guerrero, 127 Orchard Street, Elizabeth, New Jersey.
- ORD. NO. 5820 - An Ordinance to rescind Ordinance No. 4012, adopted on January 13, 2009, which authorized the establishment of a personalized handicapped parking space for Hugo Almeida, 435 Maple Avenue, Elizabeth, New Jersey.

**NEW BUSINESS**

Authorize an amendment to the Fiscal Year 2023 Budget to insert, as an item of Revenue, U.S. Department of Housing and Urban Development (HUD), HOPWA Grant 2023, in the amount of \$550,000.00.

Authorize the proper City Officials to apply, accept and sign all appropriate documents for the FY 2023 Congressionally Directed Spending/Community Project Funding and Application to the U.S. Department of Health and Human Services - Health Resources and Services Administration (HRSA) for the purchase of a Mobile Emergency and Homeless Case Management Unit, for a total grant amount not to exceed \$500,000.00.

Authorize the proper City Officials to apply, accept and sign all appropriate documents for the FY2023 Congressionally Directed Spending/Community Project Funding and Application to the U.S. Environmental Protection Agency for the replacement of known lead service lines within the City, for a total grant amount not to exceed \$2,170,000.00.

Authorize the award of a contract to Weldon Materials, Inc., 141 Central Avenue, Westfield, N.J., for the purchase of Road Materials through the Union County Co-Op for the period November 15, 2022 through January 25, 2024, at a cost not to exceed \$150,000.00.

Authorize the award of a contract to DavEd Fire Systems, Inc., 307 West Pleasantview Avenue, Hackensack, N.J., for the purchase of Fire Alarm Services and Repairs for various departments through the Union County Co-Op for the period February 1, 2023, through December 4, 2025, at a cost not to exceed \$300,000.00.

Authorize the proper City Officials to execute all documents pertaining to the Memorandum of Understanding (MOU) with the Union County of Human Services, Division on Aging, 10 Elizabethtown Plaza, 4<sup>th</sup> Floor, Elizabeth, N.J. to provide congregate dining options at the City of Elizabeth, Office on Aging, Senior Citizen Centers.

Authorize the proper City officials to execute all documents, to apply for and accept funds for the Lifelong Learning Accounts (LiLA) Program from New Jersey Department of Labor and Workforce Development, 1 John Fitch Plaza, Trenton, N.J. for FY 2023, the program will provide funding to the City's Re-Entry Program to assist residents by funding the training of unemployed and employed low-income individuals without other degrees or credentials, in the amount of \$750,000.00.

Authorize the proper City officials to execute any and all documents necessary for the Discharge the City of Elizabeth First Time Home Buyer/ADDI Program mortgage and cancellation of the Deed of Easement and Restrictive Covenant on the property located at 120 Westfield Avenue, Unit 10B, Elizabeth, N.J., in the amount of \$62,312.00.

Authorize the Planning Board to review and comment on Ordinance No. 5832, which is to repeal and replace Chapter 17.44 entitled "Flood Damage Prevention" of the City of Elizabeth Land Development Code, pursuant to New Jersey Department of Environmental Protection (DEP) regulations.

Establish a handicapped parking space in front of the premises located at 615 First Avenue.

Establish a handicapped parking space in front of the premises located at 632 Court Street.

Delete the following handicapped parking spaces from in front of the premises located at: 29 Spencer Street.

Permit the Puerto Rican Alliance of Elizabeth, 137 Court Street, Elizabeth, N.J. to host a Puerto Rican flag raising in front of City Hall on Friday, June 9, 2023 at 5:30 p.m.; a Puerto Rican Festival at Veteran's Park, Front Street (between Elizabeth Avenue and Marshall Street) to be held on Saturday, July 15 and Sunday, July 16, 2023 from 12:00 noon to 9:00 p.m., with a set up time at 7:00 a.m.; and a Parade to be held on Sunday, July 16, 2023 at 1:00 p.m. beginning at Elizabeth Avenue at High Street and ending at Elizabeth Avenue at First Street.

**NEW BUSINESS (cont'd)**

Authorize the settlement in the worker's compensation litigation matter of Saturnino v. the City, in the total amount of \$25,751.63.

Pay Utility Bills.

Approve Bingo and Raffle Licenses.

**COMMENDATIONS:**

The late Hajj Heshaam Jaaber )Recognized for his contributions and in anticipation of the  
Second and revised addition of I BURIED MALCOLM:  
The Legacy of Hajj Heshaam Jaaber

Robert Kevin Twyne

)Former Employee of the Housing Authority  
of the City of Elizabeth

Doris McKinney

)Former Employee of the Elizabeth Public Library

**MEMORIALS:**

**ADJOURNMENT**