

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MARCH 10, 2020

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

APPROVAL OF MINUTES:

Organization Meeting, January 2, 2017;
Conference Meetings: January 3, 17; February 7, 21;
March 7, 21; April 7, 21; April 4, 18; May 2, 16;
June 7, 20; July 5; August 1; September 5, 19;
October 3, 17; November 8, 21; December 5, 19, 2017
Regular Meetings: January 10, 24; February 14, 28;
March 14, 28; April 11, 25; May 9, 23; June 13, 27;
July 25; August 22; September 12, 26; October 10, 24;
November 13, 28; December 12, 27, 2017
Special Meetings: July 5, December 12, 2017

PUBLIC HEARINGS

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).

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated February 25, 2020, from the Business Administrator request authorization for the proper City officials to accept and execute all appropriate documents for a Sub Grant Agreement with the County of Union, New Jersey, 10 Elizabethtown Plaza, Elizabeth, NJ for the Department of State 2020 Complete Count Commission County Grants Program from February 1, 2020 through June 30, 2020 for an amount not to exceed \$80,000.00.
Which was received.

By the Clerk:

Letter dated February 26, 2020, from the Business Administrator recommending awarding a contract to Power Place, Inc., 297 Route 22 East, Whitehouse Station, NJ for the purchase of parts and repairs for lawn and grounds equipment for various departments for the period of February 16, 2020 through February 16, 2021 at a cost not to exceed \$100,000.00.
Which was received.

By the Clerk:

Letter dated February 26, 2020, from the Business Administrator recommending awarding a contract to Cherry Valley Tractor Sales, 35 Route 70 West, Marlton, NJ for the purchase of parts and repairs for lawn and grounds equipment for various departments for the period of February 16, 2020 through February 16, 2021 at a cost not to exceed \$100,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated February 26, 2020, from the Business Administrator recommending awarding a contract to Storr Tractor Co., 3191 US Highway 22, Branchburg, NJ for the purchase of parts and repairs for lawn and grounds equipment for various departments for the period of February 16, 2020 through February 16, 2021 at a cost not to exceed \$100,000.00.
Which was received.

By the Clerk:

Letter dated February 27, 2020, from the Business Administrator request to amend the resolution adopted on February 11, 2020 awarding a contract to Emergency Accessories & Installations, Cherry Hill, NJ for the purchase of vehicle electronics and equipment at a cost not to exceed \$325,000.00, specifically for additional equipment in the amount of \$15,000.00 thereby raising the amount of the contract to \$340,000.00.
Which was received.

By the Clerk:

Letter dated February 26, 2020, from the Business Administrator recommending awarding a contract to Johnston Communications Voice and Data, 322 Belleville Tpke., North Arlington, NJ for the purchase of cameras, radios, antennas and other accessories for various departments for the period of February 1, 2020 to January 31, 2021 at a cost not to exceed \$200,000.00.
Which was received.

By the Clerk:

Letter dated February 26, 2020, from the Business Administrator recommending awarding a contract to Buywise Auto Parts, 2087-2091 Springfield Avenue, Vauxhall, NJ for non-OEM auto parts and accessories including, but not limited to filters, brakes, gaskets and valves for light duty vehicles for various departments for the period of February 25, 2020 through February 25, 2021 at a cost not to exceed \$200,000.00.
Which was received.

By the Clerk:

Letter dated February 26, 2020, from the Business Administrator recommending awarding a contract to Route 23 Auto Mall, 1301 Route 23 South, Butler, NJ for non-OEM auto parts and accessories for light duty vehicles including, but not limited to brakes, spark plugs and filters for various departments for the period of February 25, 2020 through February 25, 2021 at a cost not to exceed \$50,000.00.
Which was received.

By the Clerk:

Letter dated February 27, 2020, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for a Risk Communication Campaign for Coastal New Jersey; Community-Based Art Grant Program from the New Jersey Department of Environmental Protection – Bureau of Climate Resilience Planning; with anticipated funding, the City will work with local artists to create an artistic mural, which highlights the City's environmental points of interests and supports the Go Green initiatives for an amount not to exceed \$10,000.00.
Which was received.

By the Clerk:

Letter dated February 28, 2020, from the Business Administrator request authorization for the proper City officials to obtain a policy of insurance with the American Bankers Insurance Company of Florida, through agent-of-record Otterstedt Insurance Agency, Inc., 540 Sylvan Avenue, Englewood Cliffs, NJ for flood insurance for the Marina Shed, Office and 519 Trenton Avenue pump station required by FEMA for the period of April 22, 2020 to April 22, 2021 at an annual premium of \$4,161.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated March 3, 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 March 3, 2020, 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 March 3, 2020, from the Chief Financial Officer request that your Honorable Body consider a resolution providing for a Single and Combined Issue of General Improvement and a Single and Combined Issue of Sewer Utility Bonds; authorize the sale of up to \$8,000,000.00 principal amount of General Improvement Bonds, Series 2020 and up to \$10,000,000.00 principal amount of Sewer Utility Bonds, Series 2020; authorize advertisement of a Notice of Sale; authorize the Chief Financial Officer to sell and award the Bonds; determining the form and other details of the Bonds; and authorize other matters relating thereto. Which was received.

By the Clerk:

Letter dated March 3, 2020, from the Chief Financial Officer advising that capital ordinances, as per the delineated list, no longer deemed required may be canceled where authorizations have been completed and balances remain; unfunded balances in these accounts in the amount of \$42,519.33 will be canceled and not bonded; funded balances in the amount of \$2,481,491.15 will be canceled to Surplus. Which was received.

By the Clerk:

Letter dated February 25, 2020, from the Director of Planning and Community Development request to amend the resolution adopted on December 10, 2019 authorizing to modify HOME documents governing the E-Town Housing and Community Development Corporation Project to reflect a Non-Recourse Provision on the properties located at 158-168 First Street, 200-206; 208-210; 212-214 Third Street in the amount of \$1,097,402.00, specifically to reflect the following language in the Purpose Section: 60 new residential units of which eleven (11) will be HOME assisted and three (3) will be RCA assisted; \$305,000.00 for acquisition and \$792,402.00 new construction totaling \$1,097,402.00. Which was received.

By the Clerk:

Letter dated February 26, 2020, from the Director of Public Works request authorization for the proper City officials to apply, accept and sign all appropriate documents for the Union County Infrastructure and Municipal Aid Grant program; anticipated funding will be used to construct a new parking lot on City owned property at 34-58 Pine Street for an amount not to exceed \$150,000.00. Which was received.

By the Clerk:

Letter dated February 27, 2020, from the Director of Public Works recommending awarding a contract to CME Associates, 3141 Bordertown Avenue, Parlin, NJ to provide professional engineering services in connection with the design and part-time construction administration of the Elizabeth Avenue Streetscape Phase 3 at a cost not to exceed \$174,598.00 plus reimbursables. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated February 27, 2020, from the Director of Public Works recommending awarding a contract to Mott MacDonald, LLC, 111 Wood Avenue South, Iselin, NJ to provide engineering services at a time and materials basis in connection with the Sewer System GIS Maintenance not to exceed \$25,000.00 plus reimbursables. Which was received.

By the Clerk:

Letter dated February 27, 2020, from the Director of Public Works request approval of Contract Amendment No. 1 to the contract awarded to Maser Consulting P.A., Red Bank, NJ to provide GIS services for the Development of an Enterprise GIS and GIS Based Parcel Mapping in accordance with State of New Jersey Tax Map Regulations and Standards at a lump sum cost of \$541,000.00 plus reimbursables to provide further for GIS services at an additional lump sum cost not to exceed \$19,925.00 plus reimbursables, raising the contract to \$560,925.00. Which was received.

By the Clerk:

Letter dated February 7, 2020, from GEI Consultants, Inc., 18000 Horizon Way, Suite 200, Mount Laurel, NJ, on behalf of South Jersey Industries and Elizabethtown Gas, request site access to the three (3) City properties located at Rear 200-334 Third Avenue; 433-451 South Second Street and 417-429 South First Street in connection with environmental exploration and sampling related to the Former Elizabethtown Gas Manufactured Gas Plant Operations. Which was received.

REPORTS OF CITY OFFICERS

NONE.

ORDINANCES ON FIRST READING

- ORD. NO. 5255 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Ana Maria Valdesuso, 467 Fourth Avenue, Elizabeth, New Jersey.
- ORD. NO. 5256 - An Ordinance to rescind Ordinance No. 3671, adopted on November 23, 2004, which authorized the establishment of a personalized handicapped parking space for Juana M. Valdesuso, 467 Fourth Avenue, Elizabeth, New Jersey.
- ORD. NO. 5312 - An Ordinance to amend section 10.40.020, of the Code of the City of Elizabeth entitled "No Parking of Certain Vehicles from 9:00 P.M. to 6:00 A.M. - Exceptions."
- ORD. NO. 5313 - An Ordinance to amend Chapter 10.40, of the Code of the City of Elizabeth, entitled "Parking Restrictions on Trucks, Buses and Commercial Vehicles," specifically to clarify Section 10.40.045, entitled "No Off-Street Parking of Commercial Vehicles in Residential Zones."
- ORD. NO. 5314 - An Ordinance to amend section 10.40.050, of the Code of the City of Elizabeth entitled "Violations and Penalties."
- ORD. NO. 5315 - An Ordinance to amend Chapter 10.16.010 of the Code of the City of Elizabeth "Four-Ton Weight Limit - Streets Affected" specifically to Add Springfield Road, between Westfield Avenue and City Line except for the pickup and delivery of materials on these streets.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, MARCH 24, 2020 AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

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).

NEW BUSINESS

Authorize an amendment to the Fiscal Year 2020 Budget to insert, as an item of Revenue, the U.S. Department of Housing and Urban Development (HUD) HOPWA (Housing Opportunities for Persons with AIDS) Grant 2020, in the amount of \$750,000.00.

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 proper City Officials to accept and execute all appropriate documents for a Sub Grant Agreement with the County of Union, New Jersey, 10 Elizabethtown Plaza, Elizabeth, N.J. for The Department of State 2020 Complete Count Commission County Grants Program for the period February 1, 2020 through June 30, 2020, for an amount not to exceed \$80,000.00.

Authorize the award of a contract to Power Place, Inc., 297 Route 22 East, Whitehouse Station, N.J., for the purchase of parts and repairs for lawn and grounds equipment for various departments for the period February 16, 2020 through February 16, 2021, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Cherry Valley Tractor Sales, 35 Route 70 West, Marlton, N.J., for the purchase of parts and repairs for lawn and grounds equipment for various departments for the period February 16, 2020 through February 16, 2021 at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Storr Tractor Co., 3191 Route 22, Branchburg, N.J., for the purchase of parts and repairs for lawn and grounds equipment for various departments for the period February 16, 2020 through February 16, 2021 at a cost not to exceed \$100,000.00.

Amend resolution adopted February 11, 2020, with Emergency Accessories & Installations, 770 Cuthbert Blvd. Cherry Hill, NJ, for the purchase of vehicle electronics & equipment, at a cost not to exceed \$325,000.00, specifically to increase the contract by \$15,000.00 for additional equipment, for a new total amount of \$340,000.00.

Authorize the award of a contract to Johnston Communications Voice and Data, 322 Belleville Turnpike, North Arlington, N.J., for the purchase of cameras, radios, antennas and other accessories for various departments for the period February 1, 2020 through January 31, 2021, at a cost not to exceed \$200,000.00.

Authorize the award of a contract to Buywise Auto Parts, 2087-2091 Springfield Avenue, Vauxhall, N.J., for non-OEM auto parts and accessories for light duty vehicles for various departments for the period February 25, 2020 through February 25, 2021, at a cost not to exceed \$200,000.00.

Authorize the award of a contract to Route 23 Auto Mall, 1301 Route 23 South, Butler, N.J., for non-OEM auto parts and accessories for light duty vehicles for various departments for the period February 25, 2020 through February 25, 2021, at a cost not to exceed \$50,000.00.

NEW BUSINESS (cont'd)

Authorize the proper City Officials to apply, accept, and sign all appropriate documents necessary for a Risk Communication Campaign for Coastal New Jersey: Community-Based Art Grant Program from the New Jersey Department of Environmental Protection- Bureau of Climate Resilience Planning, at a cost not to exceed \$10,000.00.

Authorize the award of a contract to American Bankers Insurance Company of Florida, 11222 Quail Roost Dr., Miami, Florida, through agent-of-record, Otterstedt Insurance Agency, Inc., to obtain a flood insurance policy covering the Marina Shed/Office Building located at 63-99 Front Street and 519 Trenton Avenue Pump Station for the period April 22, 2020 to April 22, 2021, at an annual premium of \$4,161.00.

Authorize a resolution of the City of Elizabeth providing for a single and combined issue of General Improvement Bonds and a single and combined issue of Sewer Utility Bonds; Authorizing the sale of up to \$8,000,000.00 principal amount of General Improvement Bonds, Series 2020 and up to \$10,000,000.00 principal amount of Sewer Utility Bonds, Series 2020; Authorizing advertisement of a Notice of Sale; Authorizing the Chief Financial Officer to sell and award the bonds; Determining the form and other details of the bonds; and authorizing other matters relating thereto.

Authorize the cancellation of Capital Ordinance No.'s. as per the delineated list on file in the City Clerk's Office are no longer deemed required since authorizations have been completed and balances remain; unfunded balances in these accounts will be canceled and not bonded; funded balances will be canceled to Surplus: Funded \$2,481,491.15; Unfunded \$42,519.33.

Authorize the expenditure of \$47,874.50 to the Elizabeth Board of Education, 500 North Broad Street, Elizabeth, N.J., for the use of classrooms, gym, security, custodial services, faculty room/teachers room, nurses office, library, auditorium, pool and cafeteria for the Safe Haven Afterschool Program utilizing the Jerome Dunn Academy School #9 for the period September 12, 2018 through June 28, 2019.

Amend resolution adopted December 10, 2019, authorizing E-Town Housing and Community Development Corporation the assistance of 19 Home units at the properties located at 158-168 First Street, 200-206; 208-210; 212-214 Third Street, Elizabeth, N.J., specifically to reflect in the Purpose section: Acquisition \$305,000.00 and new construction \$792,402.00 of sixty (60) residential units of which eleven (11) will be HOME assisted units and three (3) RCA assisted units, totaling \$1,097,402.00.

Authorize the proper City officials to apply, accept and execute the necessary documents for the Union County Infrastructure and Municipal Aid Grant Program 2020, for the construction of a new parking lot on City owned property at 34-58 Pine Street in an amount not to exceed \$150,000.00.

Authorize the award of a contract to CME Associates, 3141 Bordertown Avenue, Parlin, N.J., to provide professional engineering services in connection with the design and part-time construction administration of the Elizabeth Avenue Streetscape Phase 3, from Sixth Street to Fourth Street, at a cost not to exceed \$174,598.00 plus reimbursables.

Authorize the award of a contract to Mott MacDonald, LLC, 111 Wood Avenue South, Iselin, N.J., to provide engineering services at a time and materials basis in connection with the Sewer System GIS Maintenance, at a cost not to exceed \$25,000.00 plus reimbursables.

Authorize Contract Amendment No. 1, to the contract awarded to Maser Consulting, P.A., 331 Newman Springs Road, Red Bank, N.J., to provide GIS services for the Development of an Enterprise GIS and GIS Based Parcel Mapping in accordance with the State of New Jersey Tax Map Regulations and Standards, at a lump sum cost of \$541,000.00 plus reimbursables, specifically to provide further GIS services at an additional lump sum cost not to exceed \$19,925.00 plus reimbursables, raising the total contract amount to \$560,925.00.

NEW BUSINESS (cont'd)

Authorizing the proper City officials to enter into an a Site Access Agreement with GEI Consultants, Inc., 18000 Horizon Way, Suite 200, Mount Laurel, N.J., on behalf of South Jersey Industries and Elizabethtown Gas, in connection with environmental exploration and sampling activities related to the former Elizabethtown Gas Manufactured Gas Plant Operations to three (3) City properties located at Rear 200-334 Third Avenue, 433-451 South Second Street and 417-429 South First Street.

Designate May 26, 2020 as “Youth in City Government Day” and appoint Councilman Carlos Cedeno as Chairman of said affair.

Authorize settlement in the worker’s compensation litigation matter of Lesniak-Kozlow vs. the City in the total amount of \$36,154.50.

Pay Utility Bills

COMMENDATIONS:

MEMORIALS:

ADJOURNMENT