

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MARCH 23, 2021

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

ORD. NO. 5449 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Germaine Curry, 730 Eugenia Place, Elizabeth, New Jersey.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 9, 2021, from His Honor the Mayor subject to the confirmation of your Honorable Body, I herewith re-appoint Commissioner Wynona J. Ancrum, 205 First Street, Elizabeth, NJ to serve as a Member of the Elizabeth Housing Authority for a term of five years effective April 29, 2021.
Which was received.

By the Clerk:

Letter dated March 11, 2021, from the Business Administrator recommending awarding a contract to Traffic Lines, Inc., 5100 Asbury Road, Farmingdale, NJ for the purchase of pavement marking and striping of roads for the period of February 26, 2021 through February 23, 2022 at a cost not to exceed \$200,000.00
Which was received.

By the Clerk:

Letter dated March 11, 2021, from the Business Administrator request authorization for the proper City officials to obtain a policy of insurance with Global Aerospace Risk Placement Services, Minneapolis, MN, through agent-of-record Otterstedt Insurance Agency, 540 Sylvan Avenue, Englewood Cliffs, NJ covering Liability and Property Insurance for Police Drones for the period of March 1, 2021 through March 1, 2022 at an annual premium of \$6,042.00.
Which was received.

By the Clerk:

Letter dated March 11, 2021, from the Business Administrator recommending awarding a contract to Verizon Wireless, 10170 Junction Drive, Suite 200, Annapolis Junction, MD for the purchase of wireless devices and modems for all Police, Fire and EMS vehicles for the period of February 28, 2021 through February 28, 2022 at a cost not to exceed \$250,000.00.
Which was received.

By the Clerk:

Letter dated March 12, 2021, from the Business Administrator recommending awarding a contract to Eagle Point/T.J. Morris & Son, 1707 Third Street, Thorofare, NJ for ammunition for the Police Department for the period of March 5, 2021 through December 31, 2021 at a cost not to exceed \$55,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated March 12, 2021, from the Business Administrator recommending awarding a contract to Sanitation Equipment Corp., 80 Furler Street, Totowa, NJ for the purchase of one (1) 2019 Mini Rear-loader Garbage Truck as an addition to the fleet for the Recycling Department in the total amount of \$155,607.40. Which was received.

By the Clerk:

Letter dated March 12, 2021, from the Chief Financial Officer request that your Honorable Body consider an ordinance to approve the form of Financial Agreement for a Long Term Tax Exemption with 170-178 First Street Urban Renewal Corporation for a project located at 170-176 First Street and authorize His Honor the Mayor to execute same to have the City enter into a Payment-In-Lieu-Of-Taxes agreement for twenty (20) years. Which was received.

By the Clerk:

Letter dated March 12, 2021, from the Chief Financial Officer request that your Honorable Body consider a resolution approving a project for a Long Term Tax Exemption and authorizing His Honor the Mayor to enter into a Financial Agreement for twenty (20) years with 170-178 First Street Urban Renewal Corporation for a project located at 170-176 First Street. Which was received.

By the Clerk:

Letter dated March 16, 2021, from the Chief Financial Officer advising that additional grants may be appropriated in the 2021 SFY Budget by budget amendments (Chapter 159). Which was received.

By the Clerk:

Letter dated March 16, 2021, 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 16, 2021, from the Chief Financial Officer advising that capital ordinances no longer deemed required may be canceled where 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; Ordinance No. 5274 Demolition Elizabeth General Hospital; unfunded \$5,700,000.00. Which was received.

By the Clerk:

Letter dated March 16, 2021, from the Chief Financial Officer request that your Honorable Body consider the Greater Elizabeth Tourism Improvement District 2021 Calendar Budget for introduction and approval in the amount of \$248,877.19. Which was received.

By the Clerk:

Letter dated March 16, 2021, from the Chief Financial Officer recommending that your Honorable Body request the Director of the Division of Local Finance to make the following estimated changes in the 2021 Municipal Budget to account for the City's local share of grants (Chapter 159) approved subsequent to the adopted budget: Matching Funds-City's Share from \$928,694.75 to \$778,694.75; Local Share: Union County Infrastructure 2020 Local Share from -0- to \$150,000.00. Which was received.

By the Clerk:

Letter dated March 3, 2021, from the Director of Planning and Community Development request to pre-qualify prospective real estate appraisers Stanley Jay Real Estate Appraisal Consultants, 1 Morfon Place, Colonia, NJ and Wade Appraisal, LLC, 460 Main Street, Metuchen, NJ to provide real estate appraisals as the need arises for the period of May 1, 2021 through April 30, 2022. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated March 10, 2021, from the Director of Planning and Community Development request authorization for the proper City officials to execute all documents necessary and appropriate to subordinate the City's Elizabeth Home Improvement Program loans wherein the City now holds a second mortgage as per the delineated list in the total amount of \$4,370,500.00.
Which was received.

By the Clerk:

Letter dated March 11, 2021, from the Director of Planning and Community Development request that your Honorable Body consider supporting a Union County Advocacy Group, "Rails to Trails Union County" who are looking to turn unused train lines into a greenway, walking and bike trails from Elizabeth to Cranford.
Which was received.

By the Clerk:

Letter dated March 12, 2021, from the Director of Planning and Community Development request authorization for the proper City officials to execute any and all documents necessary and appropriate to provide grants for FY2020 Community Development Block Grants as per Schedule A attached hereto totaling \$1,595,544.00.
Which was received.

By the Clerk:

Letter dated March 9, 2021, from the Director of Public Works recommending awarding a contract to Suburban Consulting Engineers, Inc., 96 US Highway 206, Suite 101, Flanders, NJ to provide construction phase engineering services at a time and material basis for the Elizabeth River Trail Phase 5 not to exceed \$78,500.00 plus reimbursables.
Which was received.

By the Clerk:

Letter dated March 9, 2021, 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 along the Elizabeth River for the Ursino Detention Basin Maintenance contract for an amount not to exceed \$150,000.00.
Which was received.

By the Clerk:

Letter dated March 9, 2021, from the Director of Public Works recommending awarding a contract to Suburban Consulting Engineers, Inc., 96 US Highway 206, Suite 101, Flanders, NJ to provide engineering services in connection with the conceptual design of the Sixth Street Park improvements at a lump sum basis not to exceed \$10,350.00 plus reimbursables.
Which was received.

By the Clerk:

Letter dated March 9, 2021, from the Director of Public Works request authorization for the proper City officials to apply, accept and sign all appropriate documents including reimbursement forms for the NJ Department of Transportation's Local Aid Infrastructure Fund FY 2021; with this funding the City anticipates construction of the Elizabeth River Trail Phase 6 Bikeway/Walkway with lighting along Clifton Street from Cole Place to Pulaski Street not to exceed \$500,000.00.
Which was received.

By the Clerk:

Letter dated March 11, 2021, from the Director of Public Works recommending awarding a contract to Colliers Engineering and Design, Inc., d/b/a Maser Consultants, Inc., 331 Newman Springs Road, Suite 203, Red Bank, NJ to provide professional engineering services in connection with the Elmora Racquet Club Playground and Tennis Court Improvements at a lump sum cost not to exceed \$21,300.00 plus reimbursables.
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated March 11, 2021, from the Director of Public Works recommending awarding a contract to Colliers Engineering and Design, Inc., d/b/a Maser Consultants, Inc, 331 Newman Springs Road, Suite 203, Red Bank, NJ to provide professional engineering services in connection with the Lynch Memorial Playground Improvements (1151-1161 Fairmount Avenue) at a lump sum cost not to exceed \$247,700.00 plus reimbursables. Which was received.

By the Clerk:

Letter dated March 16, 2021, from the Director of Recreation request authorization for the proper City officials to apply, accept and sign all appropriate documents for the New Jersey Department of Transportation's Youth Corps "Urban Gateway Enhancement Program"; anticipated funding will provide opportunities for young people to revitalize gateways via clean-up, litter removal as well as landscaping and beautification efforts for an amount not to exceed \$32,000.00 Which was received.

By the Clerk:

Letter dated March 10, 2021, from the Police Director request to establish reserved and personalized handicapped parking spaces and deletions in front of the following premises: 69 Geneva Street, Apt. 1 (personalized); 73 Fulton Street, Apt. 2 (personalized); 208 Geneva Street Fl. 1 (personalized); 119 Murray Street, Fl. 2 (personalized); 514 Pennington Street (personalized); 77 Westfield Avenue (personalized); 329 Niles Street (personalized); 555 Marshall Street (personalized); 429 Marshall Street (personalized); 569 Jefferson Avenue (personalized); 552 Livingston Street (personalized); 408 Centre Street and 410 Centre Street (measurement adjustments) deletions: 11 Florida Street. Which was received.

By the Clerk:

Letter dated March 11, 2021, from the Police Director request to amend Chapter 10.64.010 of the Code of the City of Elizabeth entitled Loading Zones established that a loading zone be placed in front of 125 Broad Street on the east side beginning twenty nine (29) feet south of East Grand Street and continuing eighty (80) feet south thereof. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated March 10, 2021, from the City Treasurer submitting the City Treasurer's Report of Receipts and Disbursements for the month of December 2020 and Statement of Bank Balances and Investments as of December 31, 2020. Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 5450 - An Ordinance approving the Financial Agreement for a Long-Term Tax Exemption with 170-178 First Street Urban Renewal Corporation, for a project located at 170-176 First Street, (Block 1, Lots 121 and 122).

ORD. NO. 5451 - An Ordinance to amend Section 10.64.010, of the Code of the City of Elizabeth, entitled "Loading Zone Established," specifically to establish a Loading Zone at 125 Broad Street, on the east side of Broad Street, beginning twenty-nine (29) feet south of East Grand Street and continuing eighty (80) feet south thereof.

ORD. NO. 5452 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Awilda Ortiz, 38 Cedar Avenue, Elizabeth, New Jersey.

ORD. NO. 5453 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Miguel Cruz, 69 Geneva Street, Apt. 1, Elizabeth, New Jersey.

ORDINANCES ON FIRST READING (cont'd)

- ORD. NO. 5454 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Nohemy Milian-Mancebo, 73 Fulton Street, Apt. 2, Elizabeth, New Jersey.
- ORD. NO. 5455 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Ida Hernandez, 208 Geneva Street, Fl. 1, Elizabeth, New Jersey.
- ORD. NO. 5456 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Vanessa Arias, 514 Pennington Street, Elizabeth, New Jersey.
- ORD. NO. 5457 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Yesenia Banegas, 555 Marshall Street, Apt. 2, Elizabeth, New Jersey.
- ORD. NO. 5458 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Nurian Anderson, 429 Marshall Street, Elizabeth, New Jersey.
- ORD. NO. 5459 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Kimberly Charles Smith, 552 Livingston Street, Elizabeth, New Jersey.
- ORD. NO. 5460 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Lucy Ricart, 569 Jefferson Avenue, Elizabeth, New Jersey.
- ORD. NO. 5461 - An Ordinance to rescind Ordinance No. 4298, adopted on April 10, 2012, which authorized the establishment of a personalized handicapped parking space for Gloria Ricart, 569 Jefferson Avenue, Elizabeth, New Jersey.
- ORD. NO. 5462 - An Ordinance to rescind Ordinance No. 5144, adopted on March 12, 2019, which authorized the establishment of a personalized handicapped parking space for Luis Matute, 11 Florida Street, Elizabeth, New Jersey.
- ORD. NO. 5463 - An Ordinance to amend Ordinance No. 5423, adopted on January 26, 2021, which authorized the establishment of a personalized handicapped parking space for Tamara Ovalle, 410 Centre Street, Elizabeth, New Jersey, specifically to amend the measurements.
- ORD. NO. 5464 - An Ordinance to authorize the establishment of a personalized handicapped parking space for James Mirabal, 329 Niles Street, Elizabeth, New Jersey.
- ORD. NO. 5465 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Eliana Morales, 119 Murray Street, Fl. 2, Elizabeth, New Jersey.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING
ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD
TUESDAY, APRIL 13, 2021 AT 7:30 P.M.**

ORDINANCES ON FINAL PASSAGE

ORD. NO. 5449 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Germaine Curry, 730 Eugenia Place, Elizabeth, New Jersey.

NEW BUSINESS

Authorize an amendment to the Fiscal Year 2021 Budget to insert, as an item of Revenue, Union County Infrastructure Grant 2020, in the amount of \$150,000.00. (Local Share - \$150,000.00)

Authorize an amendment to the Fiscal Year 2021 Budget to insert, as an item of Revenue, State of N.J. Department of Transportation Local Freight Impact Grant 2021, in the amount of \$2,900,000.00.

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 submit a request to the Director, Division of Local Finance, to make corrections in the City's 2021 Fiscal Year Municipal Budget to account for Change of Title or Text of Appropriation approved subsequent to the adopted budget; Matching Funds-City's Share from \$928,694.75 to \$778,694.75; Local Share: Union County Infrastructure 2020 Local Share from -0- to \$150,000.00.

Introduce and approve the Greater Elizabeth Tourism Improvement District 2021 Calendar Year Budget in the amount of \$248,877.19.

(PUBLIC HEARING AND FURTHER CONSIDERATION TO BE HELD TUESDAY EVENING, APRIL 13, 2021.)

Confirm the reappointment of Commissioner Wynona J. Ancrum, 205 First Street, Elizabeth, N.J., to serve as a Member of the Elizabeth Housing Authority for a five (5) year term effective April 29, 2021.

Authorize the award of a contract to Traffic Lines, Inc., 5100 Asbury Road, Farmingdale, N.J., for the purchase of pavement marking and striping through the Somerset County Co-Op, for the period of February 25, 2021 through February 23, 2022, at a cost not to exceed \$200,000.00.

Authorize the proper City officials to obtain a policy of insurance with Global Aerospace Risk Placement Services, 6625 W. 78th Street, Minneapolis, MN, through the agent-of-record, Otterstedt Insurance Agency, covering Liability and Property Insurance for Police Drones for the period March 1, 2021 through March 1, 2022, at an annual premium of \$6,042.00.

Authorize the award of a contract to Verizon Wireless, 10170 Junction Drive, Suite 200, Annapolis Junction, MD, for the purchase of wireless devices and modems for all Police, Fire and EMS vehicles for the period February 28, 2021 through February 28, 2022, at a cost not to exceed \$250,000.00.

Authorize the award of a contract to Eagle Point/T.J. Morris & Son, 1707 Third Street, Thorofare, N.J., for ammunition for the Police Department for the period March 5, 2021 through December 31, 2021, at a cost not to exceed \$55,000.00.

Authorize the award of a contract to Sanitation Equipment Corp., 80 Furler Street, Totowa, N.J., for the purchase of one (1) 2019 Mini Rear-loader Garbage Truck as an addition to the fleet for the Recycling Department, through the Sourcewell Co-Op, in the total amount of \$155,607.40.

Adopt a resolution approving a project for a Long-Term Tax Exemption with 170-178 First Street Urban Renewal Corporation and authorize the Mayor to enter into a Financial Agreement for twenty (20) years on the property located at 170-176 First Street.

NEW BUSINESS (cont'd)

Authorize the cancellation of capital ordinances 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; Ordinance No. 5274 (Demolition Elizabeth General Hospital); Unfunded \$5,700,000.00.

Authorize the adoption of a resolution pre-qualifying Stanley Jay Real Estate Appraisal Consultants, One Morton Place, Colonia, N.J., and Wade Appraisal, LLC, 460 Main Street, Metuchen, N.J., who submitted proposals in response to the Request for Qualifications (RFQ), to serve the City as prospective Real Estate Appraisers, to provide Real Estate Appraisals as the need arises for the period May 1, 2021 through April 30, 2022.

Authorize the proper City officials to execute any and all documents necessary and appropriate to subordinate the City's Elizabeth Home Improvement Program (EHIP) mortgage loans, wherein the City now holds a second mortgage on properties, as per the delineated list on file in the City's Clerk's Office, in the total amount of \$4,370,500.00.

In support of the Union County Advocacy Group, "Rails to Trails Union County" pursuing a greenway to turn unused train lines for walking and bike trails from Elizabeth to Cranford.

Authorize the proper City officials to execute any and all documents necessary and appropriate to provide FY2020 – CD-46 Community Development Block Grant (CDBG) Funding listed on Schedule A on file in the City's Clerk's Office, for the period July 1, 2020 through June 30, 2021, totaling \$1,595,544.00.

Authorize the award of a contract to Suburban Consulting Engineers, Inc., 96 US Highway 206, Suite 101, Flanders, N.J., to provide construction phase engineering services at a time and material basis in connection with the Elizabeth River Trail Phase 5, in the amount not to exceed \$78,500.00 plus reimbursables.

Authorize the proper City officials to apply, accept and execute the necessary documents for the 2021 Union County Infrastructure and Municipal Aid Grant Program, anticipated funding will be utilized along the Elizabeth River for the Ursino Detention Basin Maintenance, in an amount not to exceed \$150,000.00.

Authorize the award of a contract to Suburban Consulting Engineers, Inc., 96 US Highway 206, Suite 101, Flanders, N.J., to provide professional engineering services in connection with the conceptual design of the Sixth Street Park Improvements, at a lump sum basis not to exceed \$10,350.00 plus reimbursables.

Authorize the proper City officials to apply, accept and sign all appropriate documents including reimbursement forms for the New Jersey Department of Transportation's Local Aid Infrastructure Fund (LALF) FY 2021, with this funding the City anticipates construction of the Elizabeth River Trail Phase 6 bikeway/walkway with lighting along Clifton Street from Cole Place to Pulaski Street, in an amount not to exceed \$500,000.00.

Authorize the award of a contract to Colliers Engineering and Design, Inc., d/b/a Maser Consultants, Inc., 331 Newman Springs Road, Suite 203, Red Bank, N.J., to provide professional engineering services in connection with the Elmora Racquet Club Playground and Tennis Court Improvements, at a lump sum cost not to exceed \$21,300.00 plus reimbursables.

Authorize the award of a contract to Colliers Engineering and Design, Inc., d/b/a Maser Consultants, Inc., 331 Newman Springs Road, Suite 203, Red Bank, N.J., to provide professional engineering services in connection with the Lynch Memorial Playground Improvements, at a lump sum cost not to exceed \$247,700.00 plus reimbursables.

Authorize the proper City officials to apply, accept and sign all appropriate documents for the New Jersey Department of Transportation's Youth Corps "Urban Gateway Enhancement Program"; anticipated funding will provide opportunities for young people to revitalize gateways via clean-up, litter removal as well as landscaping and beautification efforts, for an amount not to exceed \$32,000.00.

NEW BUSINESS (cont'd)

Authorize Edward J. Kologi, Esq., of Kologi Simitz, 500 North Wood Avenue, Suite 4B, Linden, N.J., to file a lawsuit on behalf of the City of Elizabeth challenging the constitutionality of Bill A1135/SS357 (now, P.L.2021,c.17), signed into law by Governor Murphy requiring not-for-profit hospitals to pay community service contribution fees to their respective Municipality.

Establish a handicapped parking space in front of the premises located 408 Centre Street.

Rescind resolution adopted February 14, 2017, which established a handicapped parking space in front of the premises located at 552 Livingston Street. (now personalized)

Pay Utility Bills

Approve Bingo and Raffle Licenses

COMMENDATIONS:

Joan Santos

)90th Birthday

Shelly Trukowski, EMS Deputy Chief
Lauren Wigfall
Katherine Rodriguez
Tara Calderon
Jennifer Apsley
Andreea Wirkus
Alyson Sutton
Tanaya Atlantic
Nancy Herrera
Nikassie Blair
Hedda Rosales
Amber Henderson
Juilia Marquez
Ashley Brown
Yojany Mejia
Heather Solares

) Women's History Month
)Commending Women for their dedication
) as EMT workers

MEMORIALS:

Ralph Ientile
Donald J. Givens Sr.
Pastor Emeritus Verna Mae Supel
Ramon Obdulio Salazar
Laura Ruth Orr
James E. Hadley
Dolores Y. Hopson

ADJOURNMENT