PROCEEDINGS OF CITY COUNCIL

(OFFICIAL)

ELIZABETH, N.J.

Tuesday Evening
March 26, 2019
7:30 P.M.

A regular meeting of the City Council was held this evening in the City Council Chamber, City Hall,

Council President William Gallman announced that this regular meeting is listed in the "Annual Notice" have been mailed or delivered to the Star Ledger, Home News Tribune, and Cablevision of Elizabeth 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, 2018.

PRESENT:  Council Members-at-Large: Frank Cuesta, Patricia Perkins Auguste, Council Members: Carlos Torres, 1st Ward; Nelson Gonzalez, 2nd Ward; Kevin Kiniery, 3rd Ward; Carlos Cedeno, 4th Ward; Frank Mazza, 6th Ward and President William Gallman, Jr., –8

ABSENT:  Grova -1

ALSO PRESENT:  Jorge Estrada, Special Counsel

Councilman Cuesta delivered the opening prayer and led all present in the Pledge of Allegiance to the American Flag.
PRESENTATION

Council President Gallman announced that the month of March has been designated as Women's Month and he stated that he has three (3) young ladies he would like to honor tonight. He stated further that he is very proud of them. He then presented the commendations. Council President Gallman stated that City Council works very close together and we would like to acknowledge them. He then read the commendations.

Council President Gallman stated that about a month or two (2) ago there was a fire near his home, and he noticed Firefighter Spence holding the hose and dragging the hose. He stated further that this young lady stood out. Council President Gallman expressed to her to continued what she does. He then read the commendation.

Council President Gallman the recognized Councilwoman Perkins-Auguste. He stated that he has worked with her for many years and it has been a pleasure working with her. He then read the commendation.

Councilwoman Perkins-Auguste stated that she is very passionate about the City of Elizabeth and enjoys serving the residents of this City.

Council President Gallman then recognized The Municipal Clerk, Yolanda Roberts. He stated further that she is the one who is responsible for making sure everything runs smooth and efficiently. He stated that she is the one who we turn to in making sure we do things the right way. He then read the commendation.

The Municipal Clerk stated that she enjoys working with each Council Member and they make her job a pleasure to come to.

PUBLIC SPEAKING

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

Council President Gallman announced that the next business in order
would be a public hearing on Ordinance No. 5148  entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE
COUNTY OF UNION, NEW JERSEY, APPROPRIATING
$350,000 FOR IMPROVEMENTS TO HANRATTY FIELD
IN AND FOR THE CITY OF ELIZABETH, IN THE
COUNTY OF UNION, NEW JERSEY  

This ordinance was adopted on its first reading at the meeting of City Council
held on February 26, 2019.

The Notice of Public Hearing was published in the Star Ledger issue of
March 14, 2019.

The Clerk read the following ordinance and Council President Gallman 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
Gallman declared the public hearing closed.
Council President Gallman announced that the next business in order would be a public hearing on Ordinance No. 5149 entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $175,000 FOR IMPROVEMENTS TO IRA POWELL FIELD IN AND FOR THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY

This ordinance was adopted on its first reading at the meeting of City Council held on February 26, 2019.

The Notice of Public Hearing was published in the Star Ledger issue of March 14, 2019.

There being no one present who desired to be heard, Council President Gallman declared the public hearing closed.
Council President Gallman announced that the next business in order would be a public hearing on Ordinance No. 5150 entitled:

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $800,000 FOR TREE PLANTING INITIATIVE IN AND FOR THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY

This ordinance was adopted on its first reading at the meeting of City Council held on February 26, 2019.

The Notice of Public Hearing was published in the Star Ledger issue of March 14, 2019.

There being no one present who desired to be heard, Council President Gallman declared the public hearing closed.
Council President Gallman announced that the next business in order
would be a public hearing on Ordinance No. 5151 entitled:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO
TALON DRILLING COMPANY, 100 LEXINGTON AVENUE, TRENTON, NJ
08618, FOR THE INSTALLATION OF ONE (1) OFF-SITE GROUNDWATER
MONITORING WELL IN THE SIDEWALK AREA IN FRONT OF 1141-1147
FANNY STREET, A/K/A "KENAH FIELD", FOR THE PURPOSE OF ONGOING
ENVIRONMENTAL REMEDIATION INVESTIGATION ACTIVITIES FOR
THE PROPOSED BAKER CENTER REDEVELOPMENT SITE.

This ordinance was adopted on its first reading at the meeting of City Council
hold on March 12, 2019.

The Notice of Public Hearing was published in the Star Ledger issue of
March 18, 2019.

There being no one present who desired to be heard, Council President
Gallman declared the public hearing closed.
Council President Gallman announced that the next business in order would be a public hearing on Ordinance No. 5152 entitled:

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO 190 UNION REDEVELOPMENT URBAN RENEWAL, LLC, 307 WESTFIELD AVENUE, SUITE 202, ELIZABETH, NJ, ON BEHALF OF ITS CONTRACTOR, MAS CONSTRUCTION, LLC, P.O. BOX 778, ELIZABETH, NJ, TO INSTALL A TEMPORARY CONSTRUCTION FENCE AND ADA-COMPLIANT CROSSWALK AND RAMP WITHIN THE PUBLIC RIGHT-OF-WAY OF WEST JERSEY STREET, UNION STREET, PRICE STREET, AND WEST GRAND STREET DURING THE CONSTRUCTION OF THE BUILDING ON MIDTOWN REDEVELOPMENT PARCEL D.

This ordinance was adopted on its first reading at the meeting of City Council held on March 12, 2019.

The Notice of Public Hearing was published in the Star Ledger issue of March 18, 2019.

There being no one present who desired to be heard, Council President Gallman declared the public hearing closed.
Council President Gallman announced that the next business in order would be a public hearing on Ordinance No. 5153 entitled:

AN ORDINANCE TO AUTHORIZE THE RENEWAL OF A LEASE AGREEMENT WITH TEMPLE COMMUNITY DEVELOPMENT CORPORATION (TEMPLE CDC) FOR PREMISES LOCATED AT 630 SOUTH STREET, ELIZABETH, NEW JERSEY TO BE USED TO PROVIDE DAYCARE AND CHILD CARE SERVICES FOR A THREE (3) YEAR PERIOD AT $1.00 PER YEAR BEGINNING APRIL 1, 2019.

This ordinance was adopted on its first reading at the meeting of City Council held on March 12, 2019.

The Notice of Public Hearing was published in the Star Ledger issue of March 18, 2019.

There being no one present who desired to be heard, Council President Gallman declared the public hearing closed.
Council President Gallman announced that the next business in order would be a public hearing on Ordinance No. 5154 entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR JORGE MARTIN, 592 ADAMS AVENUE, ELIZABETH, NEW JERSEY 07201

This ordinance was adopted on its first reading at the meeting of City Council held on March 12, 2019.

The Notice of Public Hearing was published in the Star Ledger issue of March 18, 2019.

There being no one present who desired to be heard, Council President Gallman declared the public hearing closed.
COUNCIL – MARCH 26, 2019 – 2 –

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 12, 2019, from the Business Administrator recommending awarding a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ for the purchase of two (2) 2019 Ford F350 crew cabs with plows and two (2) 2019 regular cabs with plows as replacement vehicles for the Department of Public Works at the total cost of $143,454.04.
Which was received.

By the Clerk:

Letter dated March 12, 2019, from the Business Administrator request authorization to join and participate in the National Co-op, Sourcewell, formerly NJPA and permit the utilization of their contract with Altec Industries, Inc., 210 Inverness Center Drive, Birmingham, AL to purchase one (1) Model AT37G Altec Articulating Telescopic Aerial Device in the total amount of $102,273.00.
Which was received.

By the Clerk:

Letter dated March 13, 2019, from the Business Administrator request authorization for the Purchasing Agent to utilize the Competitive Contracting Process for the procurement of services for the Revaluation of Real Property for Property Tax Assessment purposes in the office of the Tax Assessor.
Which was received.

By the Clerk:

Letter dated March 13, 2019, from the Business Administrator recommending awarding a contract to Johnston Communications Voice and Data, P.O. Box 390, Kearny, NJ for the purchase of a video surveillance system for the Elizabeth River Trail in the amount of $265,208.71.
Which was received.

By the Clerk:

Letter dated March 14, 2019, from the Business Administrator recommending awarding a contract to Associated Auto Parts, 300 East Elizabeth Avenue, Linden, NJ for non-OEM auto parts and accessories including, but not limited to brakes, spark plugs and filters for light duty vehicles for various departments for the period of February 25, 2019 through February 25, 2020 at a cost not to exceed $100,000.00.
Which was received.

By the Clerk:

Letter dated March 14, 2019, from the Business Administrator recommending awarding a contract to Community Champions, 2725 Center Place, Melbourne, FL for an Administrator of Records for Abandoned, Foreclosed and Vacant Properties in the City of Elizabeth for the fourth (4th) and final renewal option of the initial agreement for the period March 16, 2019 through March 15, 2020, under the same terms and conditions as the current contract.
Which was received.

By the Clerk:

Letter dated March 14, 2019, from the Business Administrator recommending awarding a contract to BFI, 10 Landex Center West, Parsippany, NJ for the purchase of office furniture and file cabinets for the City Treasurer’s Office at the cost of $13,619.82.
Which was received.

By the Clerk:

Letter dated March 14, 2019, from the Business Administrator request authorization for the Purchasing Agent to make the necessary arrangements to auction impounded property in the possession of the Elizabeth Police Department to be held by Propertyroom.Com, State pre-approved on-line auction site; date of the sale will be set by the auction company and will be published in the Newark Star Ledger contingent upon City Council’s approval.
Which was received.
By the Clerk:
Letter dated March 14, 2019, from the Business Administrator, on behalf of NJ Sharing Network, request that your Honorable Body consider proclaiming the month of April as "Donate Life" Month and authorize the proper City officials to promote Donate Life Month by displaying approved signage, flags or table displays in designated areas.
Which was received.

By the Clerk:
Letter dated March 19, 2019, from the Chief Financial Officer advising that additional grants may be appropriated in the 2019 SFY Budget by budget amendments (Chapter 159).
Which was received.

By the Clerk:
Letter dated March 19, 2019, 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 5, 2019, from the Chief Financial Officer advising in compliance with the SFY 2018 Appropriations Act requires that your Honorable Body discuss once annually an assessment of the authorities the City has created, namely, the Elizabeth Parking Authority and the Elizabeth Housing Authority.
Which was received.

By the Clerk:
Letter dated March 12, 2019, from the City Treasurer request that your Honorable Body consider to cancel the Property Taxes for the 2015, 2016, 2017, and 2018 tax years in the amounts of $13,754.17; $14,623.72; $14,622.67, and $15,042.16 for the property known as 200 Bayway (Relocated) (Billboard Account).
Which was received.

By the Clerk:
Letter dated March 15, 2019, from the Director of Planning and Community Development request authorization to amend the resolution adopted September 11, 2018 with The Elizabeth Coalition to House the Homeless to partner with Habitat for Humanity of Greater Newark, Inc. to build a 2-unit affordable home on the property located at 116 Fulton Street with a repayable Home Rental Housing Program loan of $51,696.00 specifically, to change the Developer to Community Asset Preservation Corporations, 421 Halsey Street, Newark, NJ.
Which was received.

By the Clerk:
Letter dated March 11, 2019, 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 premises in the amount of $3,499.78.
Which was received.

By the Clerk:
Letter dated March 11, 2019, 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 $238.39.
Which was received.

By the Clerk:
Letter dated March 13, 2019, from the Director of Public Works request to establish a new Traffic Control Signal at 101-141 North Avenue East in accordance with the As-Built Signal Plan.
Which was received.
By the Clerk:

Letter dated March 15, 2019, from the Director of Public Works request that your Honorable Body consider a resolution in support of the Elizabethtown Gas appeal of the NJ Department of Transportation’s permit conditions related to the Phase 3 Renewal Project along Westfield Avenue between Cherry Street and Elmora Avenue allowing for the installation of one gas main to service this section of Westfield Avenue with the majority of work to be performed between the hours of 8:30 p.m. and 5:30 a.m. on a mainly residential stretch of roadway; they are seeking to appeal the permit conditions to allow dual gas mains and permit the work to be performed during daytime hours.

Which was received.

By the Clerk:

Letter dated March 15, 2019, from the Director of Public Works recommending awarding a contract to PennJersey Environmental Consulting, 744 Milford Warren Glen Road, Milford, NJ to provide environmental engineering services at a time and material basis in connection with the Elizabeth Waterfront Bike, Hike and Roll Throughway Expansion not to exceed $41,408.40 plus reimbursables.

Which was received.

By the Clerk:

Letter dated March 12, 2019, from the Police Director request authorization for the proper City officials to apply, accept and sign all appropriate documents for the NJ Department of Law and Public Safety, Highway Traffic Safety – 2019 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 March 1, 2019, from the Police Director request to establish handicapped parking spaces in front of the following premises: 81 Broadway (personalized); 248 Pine Street (Personalized); 221 Clark Place (personalized); 155 Inslee Place (personalized); 555 Fulton Street (personalized); 612 Grier Avenue (personalized); 75 Fulton Street; 234 Rankin Street Fl. 2; 65 S. Second Street Fl. 2; 148 Ripley Place; 325 Second Avenue deletions: 728 Fay Avenue Fl. 1; 441 B Livingston Street; 612 Magnolia Avenue.

Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated March 7, 2019, from the City Treasurer submitting the City Treasurer’s Report of Receipts and Disbursements for the month of December 2018 and Statement of Bank Balances and Investments as of December 31, 2018.

ORDINANCES ON FIRST READING

ORDINANCE NO. 5155


The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None

/2
ORDINANCE NO. 5156

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR ABDUL SCOTT, 81 BROADWAY, ELIZABETH, NEW JERSEY 07206

The Clerk read the foregoing ordinance.
The ordinance was then adopted on its reading by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None

ORDINANCE NO. 5157

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR ALEXANDRI MEDEIROS, 248 PINE STREET, ELIZABETH, NEW JERSEY 07206

The Clerk read the foregoing ordinance.
The ordinance was then adopted on its reading by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
ORDINANCE NO. 5158

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR NELEYSHKA PASTOR, 221 CLARK PLACE, ELIZABETH, NEW JERSEY 07206

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None

ORDINANCE NO. 5159

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR VENUS MARTINEZ, 155 INSLEE PLACE, ELIZABETH, NEW JERSEY 07206

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
ORDINANCE NO. 5160

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR EVELINA DESPAIGNE, 555 FULTON STREET, ELIZABETH, NEW JERSEY 07206

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None

ORDINANCE NO. 5161

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR EDWARD J. FARRA, 512 FULTON STREET, 1ST FL., ELIZABETH, NEW JERSEY 07208

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
ORDINANCE NO. 5162

AN ORDINANCE TO RESCIND ORDINANCE NO. 4950, ADOPTED ON NOVEMBER 28, 2017, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR RUBEN HERNANDEZ, 441 B LIVINGSTON STREET, ELIZABETH, NEW JERSEY

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None

ORDINANCE NO. 5163

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR EATHER FOLCHI, 612 GRIER AVENUE, ELIZABETH, NEW JERSEY 07202

The Clerk read the foregoing ordinance.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None

Council President Gallman announced that public notice will be published fixing Tuesday evening April 9, 2019 at 7:30 P.M., City Council Chambers, City Hall, Elizabeth, N.J. as the time and place that City Council will conduct public hearings and further consider foregoing Ordinance Nos. 5155, 5156, 5157, 5158, 5159, 5160, 5161, 5162, 5163 adopted on first reading.
ORDINANCES ON FINAL PASSAGE

ORDINANCE NO. 5148

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $350,000 FOR IMPROVEMENTS TO HANRATTY FIELD IN AND FOR THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY (not less than a majority of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. $350,000 is hereby appropriated from Capital Surplus for drainage and improvements to Hanratty Field, including, without limitation, kitchen repairs, and including all work and materials necessary therefor and incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect in accordance with applicable law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held February 26, 2019.

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 March 14, 2019.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8.

NEGATIVE: None
ORDINANCE NO. 5149

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE
COUNTY OF UNION, NEW JERSEY, APPROPRIATING
$175,000 FOR IMPROVEMENTS TO IRA POWELL FIELD
IN AND FOR THE CITY OF ELIZABETH, IN THE
COUNTY OF UNION, NEW JERSEY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH,
IN THE COUNTY OF UNION, NEW JERSEY (not less than a majority of all members
thereof affirmatively concurring), AS FOLLOWS:

Section 1. $175,000 is hereby appropriated from Capital Surplus for drainage and
improvements to Ira Powell Field, and including all work and materials necessary therefor and
incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the City
is hereby amended to conform with the provisions of this ordinance to the extent of any
inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in
the form promulgated by the Local Finance Board showing full detail of the amended capital
budget or temporary capital budget, as applicable, and capital program as approved by the
Director of the Division of Local Government Services is on file with the City Clerk and is
available there for public inspection.

Section 3. This ordinance shall take effect in accordance with applicable law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held

February 26, 2019.

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 March 14, 2019.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez,
Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
ORDINANCE NO. 5150

AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $800,000 FOR TREE PLANTING INITIATIVE IN AND FOR THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY (not less than a majority of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. $800,000 is hereby appropriated from Capital Surplus for the purchase and planting of trees throughout the City, and including all work and materials necessary therefor and incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect in accordance with applicable law.

The Clerk read the foregoing ordinance by title.

This ordinance was adopted on its first reading at the City Council meeting held February 26, 2019.

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 March 14, 2019.

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

AFFIRMATIVE: Cuesta, Perkins-Augusti, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8.

NEGATIVE: None
AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO
TALON DRILLING COMPANY, 100 LEXINGTON AVENUE, TRENTON, NJ
08618, FOR THE INSTALLATION OF ONE (1) OFF-SITE GROUNDWATER
MONITORING WELL IN THE SIDEWALK AREA IN FRONT OF 1141-1147
FANNY STREET, A/K/A “KENAH FIELD”, FOR THE PURPOSE OF ONGOING
ENVIRONMENTAL REMEDIATION INVESTIGATION ACTIVITIES FOR
THE PROPOSED BAKER CENTER REDEVELOPMENT SITE.

WHEREAS, the Division of Engineering has reviewed an application submitted
by Talon Drilling Company, 100 Lexington Avenue, Trenton, NJ 08618 dated
February 15, 2019, with respect to an application for environmental work within the
right-of-way of Fanny Street. Talon Drilling is performing environmental remediation
investigation activities related to the proposed Baker Center Redevelopment Site on
Newark Avenue which requires the installation of one (1) off-site monitoring well to an
estimated total depth of 50 feet below ground surface, in the sidewalk area in front of
1141-1147 Fanny Street, a/k/a “Kenah Field”, which is directly across the Northeast
Corridor railroad right-of-way from the subject property; and

WHEREAS, Talon Drilling Company has submitted the necessary
documentation to be deemed administratively complete. A two-year maintenance bond
in the amount of $1,500.00 will need to be provided prior to the issuance of the
Encroachment Permit. Insurance will need to be provided yearly until the monitoring
well is properly abandoned; and

WHEREAS, the plan and application package will be kept in the Division of
Engineering files for reference along with the two-year maintenance bond and current
insurance policy when received. The insurance policy submitted expires April 15, 2019;
now, therefore, be it

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

SECTION 1. - An Encroachment Permit be granted to Talon Drilling Company,
100 Lexington Avenue, Trenton, NJ 08618, to perform environmental work consisting
of one (1) off-site groundwater monitoring well to an estimated total depth of 50 feet
below ground surface, within the right-of-way of Fanny Street (MW-141) as depicted on a
sketch included with the Encroachment Permit request and which is on file in the
Municipal Engineer’s Office.

SECTION 2. - A copy of all documents pertaining to the Encroachment Permit
request shall be kept on file in the Division of Engineering along with the two-year
maintenance bond and current insurance policy when received. The insurance policy
submitted expires April 15, 2019.

SECTION 3. - The contractor shall comply with all City Code requirements
prior to the issuance of the Encroachment Permit.

SECTION 4. - All ordinances or parts of ordinance inconsistent with the
provisions of this ordinance be and the same are hereby repealed.

SECTION 5. - 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 6. - 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 March 12, 2019.

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 March 18, 2019.

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

**AFFIRMATIVE:** Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman - 8

**NEGATIVE:** None
AN ORDINANCE GRANTING AN ENCOUMENT PERMIT TO 190 UNION
REDEVELOPMENT URBAN RENEWAL, LLC, 307 WESTFIELD AVENUE,
SUITE 202, ELIZABETH, NJ, ON BEHALF OF ITS CONTRACTOR, MAS
CONSTRUCTION, LLC, P.O. BOX 778, ELIZABETH, NJ, TO INSTALL A
TEMPORARY CONSTRUCTION FENCE AND ADA-COMPLIANT
CROSSWALK AND RAMP WITHIN THE PUBLIC RIGHT-OF-WAY OF WEST
JERSEY STREET, UNION STREET, PRICE STREET, AND WEST GRAND
STREET DURING THE CONSTRUCTION OF THE BUILDING ON MIDTOWN
REDEVELOPMENT PARCEL D.

WHEREAS, the Division of Engineering has reviewed a request dated February
19, 2019 with respect to an application for the installation of a temporary
construction fence and ADA-compliant crosswalk and ramp within the right-of-way of
West Jersey Street, Union Street, Price Street, and West Grand Street during the
construction of the building on Midtown Redevelopment Parcel D. The applicant is
proposing the encroachment in order to provide a safe working space and separation from
pedestrians during construction. The fence will be installed behind the curb-line in the
sidewalk area, there will be no encroachment into the vehicle travel-way. An additional
crosswalk will be installed and signage will be provided to detour pedestrians away from
the closed sidewalk areas; and

WHEREAS, 190 Union Redevelopment Urban Renewal, LLC, 307 Westfield
Avenue, Suite 202, Elizabeth, NJ, on behalf of its contractor, Mas Construction, LLC,
P.O. Box 778, Elizabeth, NJ has submitted most of the necessary documentation;
however, proof of current Workers Compensation Coverage and an endorsement naming
the City of Elizabeth as an additional insured must be submitted prior to the issuance of
the Encroachment Permit. Proof of insurance and additional insured status will need to
be provided yearly for the life of the encroachment; and

WHEREAS, the following conditions shall apply to this Encroachment Permit
Request:

- The Applicant shall box out the fence areas around fire hydrants to allow
  unobstructed access by the Fire Department.
- Any Parking Authority Ordinances or Requirements, if applicable, shall remain in
  effect upon adoption of this Ordinance.
- The Encroachment Permit will be valid for the time period indicated on the final
  issued permit and may be extended at the discretion of the City Engineer.
- The Encroachment Permit does not relieve the Applicant from any Uniform
  Construction Code requirements. All necessary construction permits issued by
  the City Construction Office must still be obtained.
- The Applicant shall comply with any other requirements deemed necessary by the
  Director of Public Works, Construction Code Official, Police Department and
  Fire Department.

WHEREAS, the plans and application package will be kept in the Division of
Engineering files for reference along with the current insurance policy when received.
The general liability and umbrella policies submitted expire November 11, 2019. The
auto policy expires on November 21, 2019 and the Workers Compensation policy expired
February 5, 2019; now, therefore, be it
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH:

SECTION 1. - An Encroachment permit be granted to 190 Union Redevelopment Urban Renewal, LLC, 307 Westfield Avenue, Suite 202, Elizabeth, NJ, on behalf of its contractor, Mas Construction, LLC, P.O. Box 778, Elizabeth, NJ, contingent upon the receipt of the updated Certificate of Insurance and additional insured endorsement, to install a temporary construction fence and ADA-compliant crosswalk and ramp within the right-of-way of West Jersey Street, Union Street, Price Street and West Grand Street as depicted on a plan entitled “Sidewalk Closure Detour Plan, Block 6, Lots 867, 871, 877, 1407, 1411, 1412, 1414, 1569, 1570, 1571, 1634, 1635, 1637, City of Elizabeth, Union County, New Jersey” prepared by Neglia Engineering dated January 25, 2019, and which is on file in the Municipal Engineer’s Office; and

SECTION 2. - A copy of all documents pertaining to the Encroachment Permit and maintenance bond shall be kept on file in the Division of Engineering along with a current insurance policy when received. All insurance policies shall be provided prior to issuance of the Encroachment Permit.

SECTION 3. - The contractor shall comply with all City Code requirements prior to the issuance of the Encroachment Permit.

SECTION 4. - All ordinances or parts of ordinance inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 5. - 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 6. - 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 March 12, 2019.

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 March 18, 2019.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kniery, Cedeno, Mazza and President Gallman -8.

NEGATIVE: None
AN ORDINANCE TO AUTHORIZE THE RENEWAL OF A LEASE AGREEMENT WITH TEMPLE COMMUNITY DEVELOPMENT CORPORATION (TEMPLE CDC) FOR PREMISES LOCATED AT 630 SOUTH STREET, ELIZABETH, NEW JERSEY TO BE USED TO PROVIDE DAYCARE AND CHILD CARE SERVICES FOR A THREE (3) YEAR PERIOD AT $1.00 PER YEAR BEGINNING APRIL 1, 2019.

WHEREAS, the Director of the Department of Health and Human Services request that the City Council authorizes the proper City Officials to renew the lease agreement with Temple Community Development Corporation (Temple CDC) for the premises located at 630 South Street, Elizabeth; and

WHEREAS, Temple CDC is a longstanding 501(c) (3) with corporate offices located at 128 Broadway, Elizabeth, N.J. The organization is licensed by the State of New Jersey and provides daycare and after school care programs year round. The Executive Director is Rosalyn Thomas; and

WHEREAS, the building and the rear parking area located at 630 South Street in Elizabeth will be used to provide much needed infant child care services to Elizabeth residents with a specific focus on providing daycare and child care services; and

WHEREAS, the term of the lease, beginning April 1, 2019, will be for three (3) years at $1.00 per year to be paid to the City of Elizabeth. Temple CDC will be responsible for payment of all utilities, as well as internal and external maintenance of the premises. Temple CDC will be required to provide a Certificate of Insurance naming the City of Elizabeth as an additional insured; now, therefore,

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

SECTION 1. - That the City Council of the City of Elizabeth authorizes the proper City Officials to renew the lease agreement with Temple Community Development Corporation for premises located at 630 South Street, Elizabeth including the rear parking area, which will be used to provide daycare and child care services to Elizabeth residents.

SECTION 2. - The term of the lease will be for three (3) years at $1.00 per year to be paid to the City of Elizabeth. Temple CDC will be responsible for payment of all utilities, as well as internal and external maintenance of the premises. Temple CDC will be required to provide a Certificate of Insurance naming the City of Elizabeth as an additional insured.

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

March 12, 2019.

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 March 18, 2019.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
ORDINANCE NO. 5154

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR JORGE MARTIN, 592 ADAMS AVENUE, ELIZABETH, NEW JERSEY 07201

WHEREAS, pursuant to the recommendation of the Elizabeth Police Director, a personalized handicapped parking space for, should be established for Jorge Martin in front of 592 Adams Avenue, 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 Jorge Martin be established in front of 592 Adams Avenue, Elizabeth, New Jersey 07201, as follows: installed along the West curb line of Adams Avenue BEGINNING at a point 101’ South of Fairmount Avenue 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 March 12, 2019.

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 March 18, 2019.

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

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman - 8.

NEGATIVE: None
NEW BUSINESS

Councilwoman Perkins-Auguste MOVED for a suspension of the rules for the purpose of considering a resolution which did not appear on the agenda, seconded by Councilman Gonzalez.

Which was carried unanimously.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the members of an organization celebrating the heritage of African Americans known as Friends of the New Jersey Legacy Foundation, Inc., and the City of Elizabeth is co-sponsoring a Juneteenth celebration by hosting a parade and festival on Sunday, June 16, 2019, between the hours of 8:00 A.M. through 9:00 P.M. The parade will begin at City Hall and will end at the Elizabeth Recreation Pier (101-117 Front Street). The organization will display African art and other African memorabilia for everyone to see and will have music and food at the festival; and

WHEREAS, the festival is free to the community. The organization will not make any profit during the event; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth grants permission to the Friends of the New Jersey Legacy Foundation, Inc., and its co-sponsor, the City of Elizabeth, to host a Juneteenth parade and festival during the hours of 8:00 A.M. through 9:00 P.M. The parade will begin at City Hall and will end at the Elizabeth Recreation Pier (101-117 Front Street) on Sunday, June 16, 2019, provided that they comply with the requirements of (The Festival Ordinance) Chapter 12.56 of the Code of the City of Elizabeth. All fees are waived.

AFFIRMATIVE:  Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE:  None

The regular order of business was then resumed.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Division of Local Government Services in compliance with the SFY 2018 Appropriations Act (P.L. 2017, c.99) requires the completion of a questionnaire that effectively impacts the amount of State Aid to be awarded to a local government; and

WHEREAS, one of the questions requires that the Honorable City Council discuss annually at a public meeting an assessment of the authorities the City has created, namely, the Elizabeth Parking Authority and the Elizabeth Housing Authority; and be it

RESOLVED, that the City Council of the City of Elizabeth hereby states that it has complied with the promulgation of the Division of Local Government Services of the State of New Jersey in compliance with the 2018 Appropriations Act (P.L. 2017, c.99) whereby the City Council discussed at a public meeting an assessment of the authorities the City has created, namely, the Elizabeth Parking Authority and the Elizabeth Housing Authority and have determined that both the Elizabeth Parking Authority and Elizabeth Housing Authority are fulfilling a public need and fulfilling their mission.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kinyery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and Purchasing Agent concur with the Director of the Department of Public Works requesting an award of a contract be made to BEYER FORD, 170 Ridgedale Avenue, Morristown, NJ 07960 for the purchase of two (2) 2019 Ford F350 crew cabs with plows and two (2) 2019 Ford F350 regular cabs with plows as replacement vehicles for the Department of Public Works at a total cost of $143,454.04 under the Educational Services Commission of New Jersey Contract #65 MCESC CPS - ESCNJ 17/18-21; 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 has certified that sufficient funds are available and appropriated for this purpose and Certification No. 19-06535, charging the amount of $143,454.04 to Account No. X-04-55-999-Z19-001 (Vehicles and Equipment Public Works) 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 BEYER FORD, 170 Ridgedale Avenue, Morristown, N.J. 07960 for the purchase of two (2) 2019 Ford F350 crew cabs with plows and two (2) 2019 Ford F350 regular cabs with plows as replacement vehicles for the Department of Public Works at a total cost of $143,454.04 under the Educational Services Commission of New Jersey Contract #65 MCESC CPS - ESCNJ 17/18-21.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kinniry, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY THE CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department Public Works has made a request to join and participate in the National Co-Op, Sourcewell, formerly National Joint Powers Alliance (NJPA), and to utilize its contract with Altec Industries, Inc., 201 Inverness Center Drive, Birmingham, AL 35242 for the purchase of one (1) Model AT37G Altec Articulating Telescopic Aerial Device in the total amount of $102,273.00; and

WHEREAS, the Business Administrator and Purchasing Agent concur with the Director of the Department Public Works to participate in the National Co-Op, Sourcewell, formerly NJPA, and to utilize its contract with Altec Industries, Inc., 201 Inverness Center Drive, Birmingham, AL 35242 for the purchase of one (1) Model AT37G Altec Articulating Telescopic Aerial Device in the total of $102,273.00; 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. 52:34-6.2(b)(3) 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. 19-06412, charging the amount of $102,273.00 to Account No. X-04-55-999-Z19-001 (Capital Acct. Equipment & Vehicle Public Works Dept.) of the Municipal Budget 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 Altec Industries, Inc., 201 Inverness Center Drive, Birmingham, AL 35242 for the purchase of one (1) Model AT37G Altec Articulating Telescopic Aerial Device in the total amount of $102,273.00 through the National Co-Op, Sourcewell, formerly National Joint Powers Alliance (NJPA).

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, pursuant to N.J.S.A. 40A:11-4, et. seq., and N.J.S.A. 40A:11-5(1)(a)(i), the Purchasing Agent has requested to utilize the competitive contracting process for procurement of services for the revaluation of real property for property tax assessment purposes in the Office of the Tax Assessor; and

WHEREAS, the Business Administrator concurs with the Purchasing Agent and requests that the City Council adopt a resolution authorizing the Purchasing Agent to utilize the competitive contracting process for the procurement of services for the revaluation of real property for property tax assessment purposes in the Office of the Tax Assessor; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the Purchasing Agent to utilize the competitive contracting process for the procurement of services for the revaluation of real property for property tax assessment purposes in the Office of the Tax Assessor each time specialized goods or services are desired to be contracted.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and Purchasing Agent concur and recommend, per the request of the Director of the Police Department, the award of a contract to JOHNSTON COMMUNICATIONS VOICE AND DATA, P.O. Box 390, Kearny, New Jersey 07032 for the purchase of a video surveillance system for the Elizabeth River Trail in the amount of $265,208.71 under the Union County Co-Op Contract #UCCP 42-2017; and

WHEREAS, the video surveillance system will help monitor the Elizabeth River Trail more efficiently and effectively, improve public safety, and assist in Police Department operations; 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. 19-06760, charging the amount of $265,208.71 to Account No. X-04-55-999-X91-001 (Elizabeth River Trail Phase 3 Capital 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 JOHNSTON COMMUNICATIONS VOICE AND DATA, P.O. Box 390, Kearny, New Jersey 07032 for the purchase of a video surveillance system for the Elizabeth River Trail in the amount of $265,208.71 under the Union County Co-Op Contract #UCCP 42-2017.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent concur with the Director of Public Works, and recommend the award of a contract to Associated Auto Parts, 300 East Elizabeth Avenue, Linden, New Jersey 07036 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, 2019, through February 25, 2020, at a cost not to exceed $100,000.00 under State Contract# 85997; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract 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:11-12 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 Associated Auto Parts, 300 East Elizabeth Avenue, Linden, New Jersey 07036 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, 2019, through February 25, 2020, at a cost not to exceed $100,000.00 under State Contract# 85997.

AFFIRMATIVE:    Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE:       None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on July 28, 2015, your Honorable Body adopted a resolution authorizing the award of a contract to Community Champions, 2725 Center Place, Melbourne, FL 32940, as the City’s administrator of records for abandoned, foreclosed and vacant properties for the period of six months from the date of execution of the contract with an option to renew for four (4) additional one-year periods under the same terms and conditions; and

WHEREAS, on January 26, 2016, your Honorable Body approved the first of four annual renewal periods; and

WHEREAS, on February 14, 2017, your Honorable Body approved the second of four annual renewal periods; and

WHEREAS, on February 27, 2018, your Honorable Body approved the third of four annual renewal periods; and

WHEREAS, the Director of the Department of Planning and Community Development has advised that Community Champions have been performing up to expectations and has requested to renew this agreement for the fourth and final renewal; and

WHEREAS, the Business Administrator concurs with the Director of the Department of Planning and Community Development and request that your Honorable Body adopt a resolution to authorize an extension of the agreement with the Community Champions for the fourth and final year commencing March 16, 2019, through March 15, 2020, under the same terms and conditions; and

WHEREAS, the contract in question is determined to fall within the Open-end Contract 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 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 authorizing the extension of the agreement with Community Champions, 2725 Center Place, Melbourne, FL 32940, as the City’s administrator of records for abandoned, foreclosed and vacant properties for the fourth and final year commencing March 16, 2019, through March 15, 2020, under the same terms and conditions.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None 36
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended, per the request of the Chief Financial Officer, the award of a contract to BFI, 10 Lanidex Center West, Parsippany, New Jersey 07054 for the purchase of office furniture and file cabinets for the City Treasurer’s Office at a total cost of $13,619.82 under State Contract #81620; and

WHEREAS, the Business Administrator and the Purchasing Agent have advised that the contracts 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. 19-06759, charging the amount of $13,619.82 to Account No. 9-01-20-145-REV-361 (Office Furniture and Equipment) of the Municipal Budget 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 BFI, 10 Lanidex Center West, Parsippany, New Jersey 07054 for the purchase of office furniture and file cabinets for the City Treasurer’s Office at a total cost of $13,619.82 under State Contract #81620.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended that necessary arrangements be made for the auction of impounded property in the possession of the Elizabeth Police Department; and

WHEREAS, the auction will conform to all State and Municipal regulations and can be disposed of in accordance with N.J.S.A. 40A:14-157 and P.L.2001, c.30. The auction is being requested to be held by PropertyRoom.com, State pre-approved on-line auction site. The date of the sale will be set by the auction company and will be published in the Star-Ledger and contingent upon City Council’s approval for the use of Propertyroom.com; and

WHEREAS, statements and provisions are as follows:

a. The surplus personal property is no longer needed for public use.
b. The sale will be online and the address of the auction site is propertyroom.com.
c. The sale is being conducted pursuant to Local Finance Notice 2008-9.
d. The items being sold that are not in the fixed asset inventory are Police Impounded Property which include but are not limited to electronics, jewelry, home goods, clothing, shoes and tools. This list does not include items that will be donated.
e. The terms and conditions of the agreement entered into with the vendor are available on the vendor’s website and are available in the Office of the Purchasing Agent; now, therefore be it

RESOLVED, that the City Council of the City of Elizabeth hereby authorizes that the necessary arrangements be made for the auction of impounded property in the possession of the Elizabeth Police Department and the auction be held by Property Room.com, State pre-approved on-line auction site. The date of the sale will be set by the auction company and will be published in the Star Ledger and contingent upon City Council’s approval for the use of Propertyroom.com.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza, and President Gallman –8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, realizing the urgent need for organ and tissue donors across the country, the NATIONAL DONATE LIFE MONTH observance promotes a greater understanding about the life-saving benefits of donation and transplantation. Moreover, the need is increasing. NJ Sharing Network is committed to addressing that need through awareness; and

WHEREAS, the transplantation of organs and tissue is a miracle of modern medicine made possible through the compassion of organ and tissue donors, enabling surgeons to save thousands of lives every year. One organ donor can save eight lives and one tissue donor can restore health to over 75 others. People of all ages, ethnic backgrounds and religions are touched by donation and by the serious shortage of organ donors that exists. Currently, there are nearly 4,000 New Jersey residents and 115,000 Americans awaiting life-saving transplant operations; and

WHEREAS, every capable person should support this vital effort by registering as an organ and tissue donor, making their family aware of their wishes and being willing to give the precious gift of health, sight and life to people in need; and

WHEREAS, registering as an organ and tissue donor at a local Motor Vehicle Agency or online at www.NJSharingNetwork.org signifies our fundamental human responsibility to help others; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth designates the month of APRIL as NATIONAL DONATE LIFE MONTH and an opportunity to join NJ Sharing Network in its life-saving mission and urges all residents in promoting organ and tissue donor education throughout NATIONAL DONATE LIFE MONTH.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, The NY & NJ Railroad Corp.; a subsidiary of The Port Authority of NY & NJ, a qualifying Tax Exempt Entity as determined by the City of Elizabeth Tax Assessor is the owner of 200 Bayway (Relocated) (Tax Account 4-67.A Qual B01 (Billboard Acct)), and

WHEREAS, The Port Authority of NY & NJ; entered into a Memorandum of Understanding (MOU) with the City of Elizabeth on September 9, 2003., and

WHEREAS, Section 3 paragraph a. of the MOU established a maximum annual Payment In Lieu of Taxes (P.I.L.O.T.) in the maximum annual amount of $39,503.39, that The Port Authority has been making annually., and

WHEREAS, Section 3 paragraph e. of the MOU states the annual P.I.L.O.T. amount would be reduced by any other payments made by any owner, developer, vendor, tenant or occupant of the property, and

WHEREAS, Property taxes remain open on 200 Bayway (Relocated) (Tax Account 4-67.A Qual B01 (Billboard Acct)) for tax years 2015, 2016, 2017 and 2018 Taxes in the amounts of $13,754.17; $14,623.72; $14,622.67; and $15,042.16 respectively; now, therefore, be it

RESOLVED, that the Tax Collector is hereby authorized to cancel 2015, 2016, 2017 and 2018 Taxes in the amounts of $13,754.17; $14,623.72; $14,622.67; and $15,042.16 respectively on 200 Bayway (Relocated) (Tax Account 4-67.A Qual B01 (Billboard Acct))

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on September 11, 2018, City Council adopted a resolution which approved The Elizabeth Coalition to House the Homeless to partner with Habitat for Humanity of Greater Newark, Inc., to build a 2-unit affordable home with a Repayable Loan of $51,696.00 at 4.5% interest for 20 years; and

WHEREAS, the Director of the Department of Planning and Community Development has requested an amendment to the above mentioned resolution to change the Developer from Habitat for Humanity of Greater Newark, Inc., to Community Asset Preservation Corporation, 421 Halsey Street, Newark, NJ 07102 and to reiterate The Repayable Loan is not to exceed $51,696.00 at 4.5% interest for 20 years; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby amends the above mentioned resolution to change the Developer from Habitat for Humanity of Greater Newark, Inc., to Community Asset Preservation Corporation, 421 Halsey Street, Newark, NJ 07102 and to reiterate The Repayable Loan is not to exceed $51,696.00 at 4.5% interest for 20 years.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -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 boardup 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 has caused to be 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 City Council having examined the Certificates of the Public Works Director and having found the same to be correct; 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.

Certificate/Invoice March 11, 2019, Total Amount: $3,499.79.

NOTE: The above referenced “Schedule A” is on file in the City Clerk’s Office.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Department of Public Works has caused certain clean up and removal 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, City Council having examined the Certificates of the said Director of the Department of Public Works and having found the same to be correct; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth that the cost of cleanup and removal 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.


NOTE: The above referenced “Schedule A” is on file in the City Clerk’s Office.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has requested the adoption of a resolution in support of Elizabethtown Gas's appeal of New Jersey Department of Transportation's (NJDOT) Utility Opening Permit conditions contained in permit numbers O-27-N-11695-2017 and O-28-N-11696-2017 issued on August 7, 2018; and

WHEREAS, Elizabethtown Gas is systematically replacing old, low-pressure cast iron gas mains throughout the City of Elizabeth with new, elevated-pressure plastic gas mains to improve safety, service, and reliability through various renewal projects; and

WHEREAS, Elizabethtown Gas has a renewal project entitled Chilton Street, Cherry Street and Westfield Avenue, Elizabeth Phase 3 Renewal Project which proposes the replacement of gas mains on Westfield Avenue (State Routes 27 and 28) between Elmora Avenue (State Route 439) and Lowden Street and 200 linear feet of main on Cherry Street (State Route 27) south of Elmora Avenue; and

WHEREAS, the Utility Opening Permits issued by the NJDOT have allowable work hours of 8:30 pm to 5:30 am and authorize the installation of a single new gas main to service customers along its right’s of way; and

WHEREAS, these sections of State Highway are predominately residential and City of Elizabeth and Elizabethtown Gas are extremely concerned about the disturbance this project will have to residents overnight including construction noise and coordination of night-time service transfers; and

WHEREAS, in order to avoid a majority of the night work and reduce the overall project duration, Elizabethtown Gas is proposing to install dual gas mains on Westfield Avenue, one on each side of the road, to replace the two existing cast iron gas mains; and

WHEREAS, installation of dual mains allows for a minimum of one lane of travel in each direction to remain open on Westfield Avenue thereby allowing the work to be completed during off-peak daytime hours based on conversations with the NJDOT Operations Permit Office; and

WHEREAS, it is understood that the NJDOT's current policy is to allow for single occupancy of underground utilities within its right's of way; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth supports Elizabethtown Gas's appeal of NJDOT Utility Opening Permit conditions that require the installation of a single gas main on Westfield Avenue and Cherry Street (State Highways 27 & 28) during night-time hours due to the undue stress these conditions put on the residents located within this project area.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cadeno, Mazza and President Gallman -8

NEGATIVE: None
WHEREAS, on 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 PennJersey Environmental Consulting, 744 Milford Warren Glen Road, Milford, New Jersey 08848 to be qualified to provide the City of Elizabeth with environmental engineering services in connection with the Elizabeth Waterfront Bike, Hike and Roll Thoroughway Expansion as per its proposal dated March 14, 2019; and

WHEREAS, the Bike, Hike and Roll Thoroughway Expansion consists of an access sidewalk along the soccer fields on Front Street between Magnolia Avenue and Pine Street. Reconstructing Pine Street to create a standard 36-foot-wide roadway, new curbing, signage, lighting and drainage with a 5-foot wide sidewalk on the South side of Pine Street. The City has received a matching grant of $485,261.75 for the project construction from the Office of Natural Resource Restoration (ONRR), Project # NBC-2016-12; and

WHEREAS, PennJersey Environmental has completed a detailed preliminary assessment report (PAR) for the site which identified nine (9) areas of concern (AOCs). Of those areas, five (5) AOCs are known or suspected to have caused discharge to the environment and therefore require further site investigation through geophysical survey and subsurface soil investigation. PennJersey will utilize ground penetration radar to locate any potential underground structures and soil sampling to determine potential presence of impacts present at the site. Seven (7) soil borings will be performed in accordance with the New Jersey Department of Environmental Protection (NJDEP) soil sampling protocols. Upon completion, PennJersey will prepare a Site Investigation Report to achieve compliance with NJDEP regulations and guidance. This site investigation is a requirement of the Grant and as well as a NJDEP requirement; and

WHEREAS, the Director of the Department of Public Works has requested authorization to award a contract to PennJersey Environmental Consulting, 744 Milford Warren Glen Road, Milford, New Jersey 08848 to provide the City of Elizabeth with environmental engineering services at a time and material basis at a cost not to exceed $41,408.40 plus reimbursables in connection with the Elizabeth Waterfront Bike, Hike and Roll Thoroughway Expansion; and

WHEREAS, this contract is awarded through a fair and open process in accordance with N.J.S.A. 19:44A-20.5, et. seq., and N.J.S.A. 40A:11-5(a) (l); 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 inspection; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose in Certification No. 19-07054, charging the amount of $41,408.40 to Account No. X-04-55-999-Z12-001 of the Municipal Budget is on file in the Office of 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 the firm PennJersey Environmental Consulting, 744 Milford Warren Glen Road, Milford, New Jersey 08848 to provide the City of Elizabeth with environmental engineering services at a time and material basis at a cost not to exceed $41,408.40 plus reimbursables in connection with the Elizabeth Waterfront Bike, Hike and Roll Thoroughway Expansion.

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.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Police Department has requested authorization for 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 – 2019 Distracted Driving Crackdown Grant – U DRIVE. U TEXT. U PAY in an amount not to exceed $5,500.00; and

WHEREAS, according to the Division of Highway Traffic Safety, “in 2016, 3,450 people were killed in distracted driving crashes. Distracted driving is any activity that diverts a person’s attention from the primary task of driving… including, but not limited to texting, using a cell phone or smartphone, eating or drinking, talking to passengers, or using a navigation system”; and

WHEREAS, with these grant funds, the Elizabeth Police Department anticipates coordinating safety check points in high volume areas throughout the City of Elizabeth to ensure that motorists are in compliance with laws. Anticipated funded activities through this opportunity will include, but not be limited to: overtime single and multiple police officer details at designated locations; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes 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 – 2019 Distracted Driving Crackdown Grant – U DRIVE. U TEXT. U PAY in an amount not to exceed $5,500.00.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kinyery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None

44
BY THE CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of 75 Fulton Street, Elizabeth, New Jersey 07206 as follows, pursuant to the recommendation of the Elizabeth Police Director:

along the North curb line of Fulton Street

beginning at a point 185' East of First Street; and

continuing 22' East thereof; and be it

FURTHER RESOLVED, that said handicapped parking area be posted with proper signs type R-7-8.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None

45
BY THE CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of 65 South Second Street, Elizabeth, New Jersey 07206 as follows, pursuant to the recommendation of the Elizabeth Police Director:

along the West curb line of South Second Street

beginning at a point 134' North of Second Avenue; and

continuing 22' North thereof; and be it

FURTHER RESOLVED, that said handicapped parking area be posted with proper signs type R-7-8.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza, and President Gallman -8

NEGATIVE: None
BY THE CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth hereby establishes a
handicapped parking space in front of 148 Ripley Place, Elizabeth, New Jersey 07206 as
follows, pursuant to the recommendation of the Elizabeth Police Director:

   along the South curb line of Ripley Place

   beginning at a point 189' East of Second Street; and

   continuing 22' East thereof; and be it

FURTHER RESOLVED, that said handicapped parking area be posted with proper
signs type R-7-8.

AFFIRMATIVE:    Cuesta, Perkins-Auguste, Torres, Gonzalez,
                 Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE:       None
BY THE CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth hereby establishes a handicapped parking space in front of 325 Second Avenue, Elizabeth, New Jersey 07206 as follows, pursuant to the recommendation of the Elizabeth Police Director:

along the North curb line of Second Avenue

beginning at a point 70' East of Lt. Glenn Zamorski Drive; and

continuing 22' East thereof; and be it

FURTHER RESOLVED, that said handicapped parking area be posted with proper signs type R-7-8.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that City Council of the City of Elizabeth hereby deletes the handicapped parking spaces at the following locations in accordance with the recommendation of the Police Director.

728 Fay Avenue Fl. 1, Elizabeth, New Jersey
612 Magnolia Avenue, Elizabeth, New Jersey

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that the City Council of the City of Elizabeth hereby rescinds the resolution adopted July 28, 2009, establishing a handicapped parking space in front of the premises located at 555 Fulton Street, Elizabeth, New Jersey 07206 since there has been a request that an Ordinance be adopted to make that parking space a Personalized handicapped parking space. This resolution shall be effective as of the effective date of Ordinance No. 5160, which will establish a personalized handicapped parking space for Evelina Despaigne, 555 Fulton Street, Elizabeth, New Jersey 07206.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

RESOLVED, that the City Council of the City of Elizabeth hereby rescinds the resolution adopted June 13, 2000, establishing a handicapped parking space in front of the premises located at 612 Grier Avenue, Elizabeth, New Jersey 07202 since there has been a request that an Ordinance be adopted to make that parking space a Personalized handicapped parking space. This resolution shall be effective as of the effective date of Ordinance No. 5163, which will establish a personalized handicapped parking space for Esther Folchi, 612 Grier Avenue, Elizabeth, New Jersey 07202.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the New Jersey State Board of Health has recommended that Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, New Jersey 07202, be approved and designated as a Level II Trauma Center in Union County and contiguous counties; and

WHEREAS, their recommendation has been forwarded to the New Jersey State Commissioner of Health, Shereef M. Elnahal M.D for his approval; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth strongly supports the approval and designation of Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, New Jersey 07202, as a Level II Trauma Center in Union County and contiguous counties and urges the New Jersey State Commissioner of Health, Shereef M. Elnahal M.D to approve and designate Trinitas Regional Medical Center as a Level II Trauma Center in Union County and contiguous counties and, be it

FURTHER RESOLVED, that the City Clerk is hereby directed to send a copy of this resolution to:

Shereef M. Elnahal M.D, New Jersey State Commissioner of Health
Governor Phil Murphy
Lt. Governor Sheila Oliver
Senator Joe Cryan
Senator Nicholas P. Scutari
Senator Ronald L. Rice
Congressman Albio Sires
Congresswoman Bonnie Watson-Coleman
Assemblywoman Annette Quijano
Assemblyman Jamel Holley
Assemblyman James Kennedy

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, a worker’s compensation case is currently pending in the matter of Luis Figueiredo v. City of Elizabeth (CP No: 2016-32504); and

WHEREAS, this matter was conferenced before the Court who recommended 12 1/2 % of the right leg and 17 1/2% of the cervical spine for a total of Thirty-seven Thousand, Seven Hundred Fifty-eight Dollars 38/100 ($37,758.38); and

WHEREAS, Officer Figueiredo was awarded his third-party claim against the operator of the motor vehicle. Therefore, the City would be entitled to a credit in the amount of Eleven Thousand, Six Hundred Seventy-six Dollars xx/100 ($11,676.00) reducing the settlement to Twenty-six Thousand, Eighty-two Dollars and 38/100 ($26,082.38); and

WHEREAS, the Law Department and Christopher J. Kinsella, Esq., of LaCorte, Bundy, Varady & Kinsella finds the settlement recommendation of $26,082.38 to be both fair and reasonable; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No.19-07003, charging the amount of $26,082.38 to Account No. 09-21-56-249 of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby approves and authorizes the settlement of the claim in an amount of $26,082.38 payable to Luis Figueiredo, 111 Johnston Drive, Watchung, New Jersey 07201, and Attorney for the Plaintiff:

AFONSO & AFONSO, LLC, 546 Elizabeth Avenue, Elizabeth, New Jersey 07206.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -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:

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AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None

March 18, 2019
March 21, 2019
March 26, 2019

BY COUNCIL AS A WHOLE:

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

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<th>B.L.</th>
<th>R.L.</th>
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AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth wishes to congratulate Brian Sousa Gomes, a member of Boy Scout Troop 101, Elizabeth, NJ, on earning the rank of Eagle Scout in the Boy Scouts of America; and

WHEREAS, the Eagle award is an accomplishment achieved by only four percent of all boys who join scouting; and

WHEREAS, to become an Eagle Scout, a Scout must advance through the ranks, earn merit badges, and complete an approved service project; and

WHEREAS, the service project that Brian led was for Our Lady of Fatima Roman Catholic Church, Elizabeth, NJ, which were done in two stages; and

WHEREAS, the first stage of renovation consisted of 80 feet of six-foot fencing that was to provide the church and people secure parking of their vehicles. The poles were also secured to make sure that the fencing would stay intact through some of the worst conditions it can endure and included the addition of slats to the fencing; and

WHEREAS, the second part of the project started off by removing the old and damaged 150 feet of fencing that had already existed and replacing it with completely new fencing 6 feet tall that included the addition of slats. Along with the new fencing, a Belgium block curb was applied along the entire 150 feet of fencing; and

WHEREAS, the project was completed by thirteen volunteers with a total of three hundred and fifty (350) service hours. All materials and supplies for this project were donated by various organizations; now, therefore, be it

RESOLVED, that the City Council of Elizabeth hereby extends its congratulations to Brian Sousa Gomes on his accomplishments and earning the rank of Eagle Scout and wishes him every success in his future endeavors.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza, and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that Pastor R. Lenton Buffalo, Jr., Pastor of Union Baptist Church in Elizabeth, New Jersey, is celebrating 31 years of service; and

WHEREAS, Pastor Buffalo has made many contributions to the One Hundred Twenty-Eight-year-old African-American congregation in the City of Elizabeth and the State of New Jersey; and

WHEREAS, Pastor Buffalo has not only led the Union Baptist Church congregation through preaching and teaching but has been an advocate for fair housing in the State of New Jersey, serving in recent past as President of the Building ONE New Jersey. He also serves as Board of Director for the RSI Bank, Rahway, New Jersey. Pastor Buffalo, Jr., has been tireless in his devotion to Christ and his church; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth congratulates R. Lenton Buffalo, Jr., Pastor of Union Baptist Church, on celebrating 31 years of service and wishes him continued success and prosperity in all of his future endeavors.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned that First Lady Cheryl Buffalo, is celebrating 31 years of service as First Lady at Union Baptist Church in Elizabeth, NJ; and

WHEREAS, Sister Buffalo is engaged in many has made many ministries of the church including the Bell Choir, the Inspirational Choir, the Sisters in The Spirit Praise Dance Ministry, the Flowing in the Spirit Flag Ministry as well as the education opportunities offered at Union Baptist Church. Sister Buffalo has been tireless in her devotion to Christ and her church; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth congratulates First Lady Cheryl Buffalo, on celebrating 31 years of service as First Lady of Union Baptist Church and wishes her continued success and prosperity in all of her future endeavors.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth would like to commend and congratulate Patricia Perkins-Auguste during “Women’s History Month”; and

WHEREAS, in the history of the City of Elizabeth, Councilwoman Patricia Perkins-Auguste was the first African-American woman to be elected as Council-at-Large. She was elected in 1992, served as the President pro tem of City Council in 1998, 2008 and 2014, and served as the President of City Council in 2001, 2009 and 2015. She has served the City for twenty-seven (27) years; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth would like to commend and congratulate Patricia Perkins-Auguste on her recognition during “Women’s History Month” and wishes her continued success in all of her future endeavors; and be it

FURTHER RESOLVED, that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be sent to her.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth would like to commend and congratulate Sheena Spence during “Women’s History Month”; and

WHEREAS, in the history if Elizabeth’s Fire Department, Sheena Spence became the first woman to become a firefighter on June 1, 2018. She graduated alongside a class of nineteen (19) other new firefighters, all men. Sheena’s father, Fire Captain Darryl Robinson has been serving the Elizabeth Fire Department for thirty-three 33 years. Sheena was given th honor of wearing her father’s badge No. 531; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth would like to commend and congratulate Sheena Spence on her recognition during “Women’s History Month” and wishes her continued success in all of her future endeavors; and be it

FURTHER RESOLVED, that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be sent to her.

AFFIRMATIVE: Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -8

NEGATIVE: None
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth would like to commend and congratulate Yolanda M. Roberts during “Women’s History Month”; and

WHEREAS, in the history of Elizabeth, Yolanda M. Roberts was the first woman, as well as, the first African-American to be appointed to serve as the Deputy City Clerk and City Clerk, in and for, the City of Elizabeth, New Jersey. She was employed by the City of Elizabeth on January 14, 1991, in the City Clerk’s office. On July 28, 1992, she was appointed by City Council to serve as the Deputy Clerk and on January 1, 2010 was appointed to serve as the City Clerk. She received her tenure appointment in January 1, 2013. She has been employed by the City of Elizabeth, in the City Clerk’s Office, for twenty-eight (28) years; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth would like to commend and congratulate Yolanda M. Roberts on her recognition during “Women’s History Month” and wishes her continued success in all of her future endeavors; and be it

FURTHER RESOLVED, that a certified copy of this resolution be spread in full upon the minutes of City Council and a certified copy be sent to her.

AFFIRMATIVE:  Cuesta, Perkins-Auguste, Torres, Gonzalez, Kiniery, Cedeno, Mazza and President Gallman -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 Patricia A. Campel (nee Stepanek), 69; and

WHEREAS, Patricia was born on November 25, 1949, in Jersey City, New Jersey, and raised in Bayonne; and

WHEREAS, Patricia worked for Bell Telephone and at the Bayonne YMCA; and

WHEREAS, Patricia is survived by her loving husband John Campel, Bayonne, two brothers, Robert and John Stepanek. She is also survived by her loving children Jennifer Campel (Domenick Pasceri), John Campel, Jr., Tracy Bigelow and her grandson Nicholas Bigelow; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Patricia A. Campel 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 Vincenza Guaracci (nee Spallino), 93, of Elizabeth; and

WHEREAS, Vincenza was born in Ribera, Italy. She married the love of her life, Pietro Guaracci in 1947. They came to Elizabeth, New Jersey in 1968; and

WHEREAS, Vincenza was the owner of Barone's Italian grocery store in Elizabeth for over 10 years. She was devoted to her family and will be greatly missed by all; and

WHEREAS, Vincenza is survived by her devoted children, Joseph Guaracci and his wife, Antoinette, Domenica D’Innocenzo and her husband, Joseph; 9 grandchildren and 5 great-grandchildren; brothers, Domenico Spallino (Lina), Caremlo Spallino (Vitalba); and sister-in-law, Nellina Spallino. Vincenza was predeceased by her beloved husband, Pietro Guaracci; son Francesco Guaracci; three brothers, Giuseppe, Tommaso and Matteo Spallino; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Vincenza Guaracci; 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 Maria Tanga; and

WHEREAS, Maria is survived by a host of loving family and friends; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Maria Tanga 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.

Councilman Cuesta moved that the City Council do now adjourn,

Which was carried unanimously.

Whereupon Council President Gallman declared City Council adjourned

At 8:20 p.m.

APPROVED
William Gallman Jr. Yolanda M. Roberts
President of City Council Municipal Clerk

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