

CITY COUNCIL - ELIZABETH, N. J.
REGULAR MEETING - TUESDAY, APRIL 11, 2023

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING: RESIDENTS AND TAXPAYERS ADDRESS THE CITY COUNCIL.

PUBLIC HEARINGS

NONE.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 21, 2023, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for the New Jersey Department of Transportation's Youth Corps "Urban Gateway Enhancement Program"; with this anticipated funding, the Department of Recreation will work with the Department of Public Works to provide opportunities for young people to revitalize gateways via clean-up, litter removal as well as landscaping and beautification efforts for an amount not to exceed \$32,000.00.
Which was received.

By the Clerk:

Letter dated March 27, 2023, from the Business Administrator recommending awarding a contract to Cleveland Auto & Tire Co., 462 Third Avenue, Elizabeth, NJ for Bridgestone Tires, Tubes and Services for the Department of Public Works, Police and Fire Department vehicles for the period of March 22, 2023 through March 31, 2024 at a cost not to exceed \$300,000.00.
Which was received.

By the Clerk:

Letter dated March 27, 2023, from the Business Administrator recommending awarding a contract to Malouf-Ford, Inc., 2210 Route 1 North, P.O. Box 7480, North Brunswick, NJ for the purchase of OEM and Non-OEM maintenance and repair services for light and medium duty vehicles for various departments for the period of March 17, 2023 through March 17, 2024 at a cost not to exceed \$100,000.00.
Which was received.

By the Clerk:

Letter dated March 27, 2023, from the Business Administrator recommending awarding a contract to Cliffs Body Corp., 130 Broad Avenue, Fairview, NJ for the purchase of one 20 Yard and two 40 Yard Heavy Duty Roll Off Containers in the amount of \$27,975.00.
Which was received.

By the Clerk:

Letter dated March 27, 2023, from the Business Administrator recommending awarding a contract to Route 23 Auto Mall, 1301 Route 23 South, Butler, NJ for the purchase of OEM and Non-OEM maintenance and repair services for light and medium duty vehicles for various departments for the period of March 17, 2023 through March 17, 2024 at a cost not to exceed \$100,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated March 27, 2023, from the Business Administrator recommending awarding a contract to Cleveland Auto & Tire Co., 462 Third Avenue, Elizabeth, NJ for Goodyear Tires, Tubes and Services for the Department of Public Works, Police and Fire Department vehicles for the period of March 22, 2023 through March 31, 2024 at a cost not to exceed \$300,000.00. Which was received.

By the Clerk:

Letter dated March 31, 2023, from the Business Administrator request that your Honorable Body consider a Memorandum of Understanding with the New Jersey Department of Law and Public Safety, Office of the Attorney General and the Department of Community Affairs, Division of Fire Safety authorizing the return of the following assorted firefighting equipment and vehicles to the New Jersey Division of Fire Safety because the equipment and vehicles are approaching twenty (20) years in service and to authorize the proper City officials to execute any documents in connection with this transfer: Neptune Pump, Neptune Pump Deployment Roll-Off Truck; Super Aqueduct 12” Diameter Flexible Pipeline; Iron Man Nozzle; Dual Hose Reel Deployment Truck #1; and complete set of Ancillary Manifolding and Couplings. Which was received.

By the Clerk:

Letter dated March 31, 2023, from the Business Administrator request authorization for the proper City officials to execute and participate in the Buy Board National Purchasing Cooperative, 1680 Duke Street, FL2, Alexandria, VA to utilize their contract in anticipation of purchasing directly from GovPilot for the City’s Civic Engagement Software Platform; there is no fee to join. Which was received.

By the Clerk:

Letter dated April 3, 2023, from the Business Administrator recommending awarding a contract to Thomson Reuters/West Publishing Corp., d/b/a West, 610 Opperman Drive, Eagan, MN for the purchase of Web Based Data Access Services – Investigative and Locator Data for the Law Department, Municipal Court Division and Police Department for the period of March 7, 2023 to March 8, 2024 at a cost not to exceed \$80,000.00. Which was received.

By the Clerk:

Letter dated April 4, 2023, from the City Attorney request to amend Chapter 5.26 of the Code of the City of Elizabeth entitled “Cannabis establishments”, specifically to eliminate cannabis consumption areas and make other changes. Which was received.

By the Clerk:

Letter dated March 27, 2023, from the Chief Financial Officer request authorization for the Tax Collector to credit said individual’s taxes who are entitled to a Senior Citizen or Disability Deduction and a Veteran Deduction for the 2023 Tax Year as per the delineated list in the amount of \$1,750.00. Which was received.

By the Clerk:

Letter dated April 4, 2023, from the Chief Financial Officer advising that additional grants may be appropriated in the 2023 SFY Budget by budget amendments (Chapter 159). Which was received.

By the Clerk:

Letter dated April 4, 2023, from the Chief Financial Officer advising that in compliance with the SFY 2016 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated April 4, 2023, from the Chief Financial Officer recommends that your Honorable Body request of the Director of the Division of Local Finance to make changes in the 2023 Municipal Budget to account for the City's local share of grants (Chapter 159) approved after the adoption of the budget. Which was received.

By the Clerk:

Letter dated March 23, 2023, from the Director of Planning and Community Development request authorization for the proper City officials to execute any and all documents necessary to discharge the City's Owner-Occupied Basic Program Mortgage and cancellation of the Deed of Easement and Restrictive Covenant on the property located at 461-475 Catherine Street, Unit 106B in the amount of \$10,875.00. Which was received.

By the Clerk:

Letter dated April 4, 2023, from the Director of Planning and Community Development request that your Honorable Body consider local support for Queen of Spades, LLC to apply for a Class 5 Retail Cannabis License with the New Jersey Cannabis Regulatory Commission to be located at 1210 East Grand Street, Elizabeth. Which was received.

By the Clerk:

Letter dated March 30, 2023, from the Director of Public Works recommending awarding a contract to Dynamic Traffic, LLC, 1904 Main Street, Lake Como, NJ to provide civil engineering design services in connection with the traffic signal design and construction inspection at the intersection of Union Avenue and Prince Street on a lump sum basis in the amount of \$45,000.00; bidding and construction services will be on a time and material basis for actual time and expenses in the amount of \$47,000.00; total cost is not to exceed \$92,000.00 plus reimbursables. Which was received.

By the Clerk:

Letter dated March 30, 2023, from the Director of Public Works recommending awarding a contract to USA Architects, Planners and Interior Designers, LTD, 20 North Doughty Avenue, Somerville, NJ to provide professional architectural services design and construction administration for the Fire Headquarters Flood Mitigation Project resulting from flood damage caused by Tropical Storm Ida at a lump sum cost not to exceed \$52,500.00 plus reimbursables. Which was received.

By the Clerk:

Letter dated March 21, 2023, from the Police Director request to establish handicapped parking spaces in front of the following premises: 844 Livingston Street (personalized); 746 Trumbull Street (personalized) deletions: 526 First Avenue Fl 1; 1081 Magnolia Avenue; 45 Reid Street; 575 Fourth Avenue Apt 1; 608 Marshall Street; 753 Ogden Street. Which was received.

By the Clerk:

Letter dated February 24, 2023, from the Police Department, Traffic Division, request authorization to refund Two Hundred Dollars (\$200.00) of the initial fee of Four Hundred Dollars (\$400.00) for a personalized handicapped parking space in front of the premises located at 57 Delaware Street; applicant has since moved. Which was received.

REPORTS OF CITY OFFICERS

NONE.

ORDINANCES ON FIRST READING

- ORD. NO. 5835 - An Ordinance approving the Financial Agreement for a Long-Term Tax Exemption with 891 Newark Avenue Urban Renewal LLC, for a project located at 891 Newark Avenue Block 192 lots 2 and 3 as described in the application for the tax exemption.
- ORD. NO. 5836 - An Ordinance to amend Chapter 5.26 of the Code of the City of Elizabeth entitled “Cannabis Establishments” specifically to clarify that the license to be issued is municipal in nature, disallow cannabis consumption areas, remove preferential treatment for microbusinesses, enlarge the time for application review, clarify the requirements for initial licensure, and require Police Department access to surveillance systems.
- ORD. NO. 5837 - An Ordinance to authorize the establishment of a personalized handicapped parking space for JoAnne Pryor, 844 Livingston Street, Elizabeth, New Jersey.
- ORD. NO. 5838 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Christopher Nelson, 746 Trumbull Street, Elizabeth, New Jersey.
- ORD. NO. 5839 - An Ordinance to rescind Ordinance No. 4984, adopted on February 27, 2018, which authorized the establishment of a personalized handicapped parking space for Mirna Cabrera, 608 Marshall Street, Elizabeth, New Jersey.
- ORD. NO. 5840 - An Ordinance to rescind Ordinance No. 5260, adopted on November 12, 2019, which authorized the establishment of a personalized handicapped parking space for Maria Cascao, 753 Ogden Street, Elizabeth, New Jersey.
- ORD. NO. 5841 - An Ordinance to rescind Ordinance No. 5730, adopted on October 11, 2022, which authorized the establishment of a personalized handicapped parking space for Clara Ortiz, 57 Delaware Street, Elizabeth, New Jersey.

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

ORDINANCES ON FINAL PASSAGE

NONE.

NEW BUSINESS

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

Authorize the proper City officials to apply, accept and sign all appropriate documents for the New Jersey Department of Transportation’s Youth Corps “Urban Gateway Enhancement Program”, with this anticipated funding the Department of Recreation will work with the Department of Public Works to provide opportunities for young people to revitalize gateways via clean-up, litter removal, landscaping and beautification efforts, for an amount not to exceed \$32,000.00.

NEW BUSINESS (cont'd)

Authorize the award of a contract to Cleveland Auto & Tire Co., 462 Third Avenue, Elizabeth, N.J., for Bridgestone Tires, Tubes and Services for the Public Works, Police and Fire Department vehicles for the period March 22, 2023 through March 31, 2024, at a cost not to exceed \$300,000.00.

Authorize the award of a contract to Malouf-Ford Inc., 2210 Route 1 North, P. O. Box 7480, North Brunswick, N.J., for the purchase of OEM and Non-OEM Maintenance and Repair Services for Light and Medium Duty Vehicles for various departments, for the period March 17, 2023 through March 17, 2024, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Cliffside Body Corp., 130 Broad Avenue, Fairview, N.J., for the purchase of one (1) 20-yard and two (2) 40-yard Heavy Duty Roll Off Containers through the Educational Services Commission of NJ, in the amount of \$27,975.00.

Authorize the award of a contract to Route 23 Auto Mall, 1301 Route 23 South, Butler, N.J., for the purchase of OEM and Non-OEM Maintenance and Repair Services for Light and Medium Duty Vehicles for various departments for the period March 17, 2023 through March 17, 2024, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Cleveland Auto & Tire Co., 462 Third Avenue, Elizabeth, N.J., for Goodyear Tires, Tubes and Services for the Public Works, Police and Fire Department vehicles for the period March 22, 2023 through March 31, 2024, at a cost not to exceed \$300,000.00.

Authorize the proper City Officials to execute any documents in connection with return of assorted firefighting equipment in accordance with Urban Area Search Initiative (UASI) Memorandum of Understanding (MOU) with the New Jersey Department of Law and Public Safety, Office of the Attorney General and the Department of Community Affairs and Vehicles to the New Jersey Division of Fire Safety, P. O. Box 809, Trenton, New Jersey.

Authorize the proper City Officials to enter into an agreement to participate in the Buy Board National Purchasing Cooperative, 1680 Duke Street, Fl. 2, Alexandria, VA, to utilize its contract in anticipation of purchasing directly from GovPilot for the City's Civic Engagement Software Platform, there is no fee to join.

Authorize the award of a contract to Thompson Reuters/West Publishing Corp., 610 Opperman Drive, Eagan, MN, for the purchase of Web Based Data Access Services to include Investigative and Locator Data for the Law Department, Municipal Court Division and the Elizabeth Police Department for the period March 7, 2023 through March 8, 2024 and authorize the proper City Officials to execute any documents in connection with the contract, at a cost not to exceed \$80,000.00.

Authorize the Tax Collector to credit Senior Citizen, Disability and/or Veteran Deductions for Tax Year 2023 pursuant to a delineated list submitted March 27, 2023, in the amount of \$1,750.00.

Authorize the proper City officials to execute any and all documents necessary for the Discharge the City of Elizabeth's Owner-Occupied Basic Program Mortgage and Cancellation of the Deed of Easement and Restrictive Covenant on the property located at 461-475 Catherine Street, Unit 106B, Elizabeth, N.J., in the amount of \$10,875.00.

Adopt a resolution in support of Queen of Spades, LLC in its application to the New Jersey Cannabis Regulatory Commission for a Class 5 Retail Cannabis License for a Cannabis Establishment to be located at 1210 East Grand Street, Elizabeth, N.J.

Authorize the award of a contract to Dynamic Traffic, LLC, 1904 Main Street, Lake Como, N.J., to provide civil engineering design services in connection with the traffic signal design and construction inspection at the intersection of Union Avenue and Prince Street, on a lump sum basis in the amount of \$45,000.00 and bidding and construction services on a time and material basis for actual time and expenses in the amount of \$47,000.00 for a total cost of \$92,000.00 plus reimbursables.

NEW BUSINESS (cont'd)

Authorize the award of a contact to USA Architects Planners and Interior Designers, LTD, 20 North Doughty Avenue, Somerville, N.J., to provide professional architectural services for the design and construction administration for the Fire Headquarters Flood Mitigation Project resulting from flood damage caused by Tropical Storm Ida, at a lump sum cost not to exceed \$52,500.00 plus reimbursables.

Authorize the refund in the amount of \$200.00 to Clara Ortiz, 159 Thomas Street, Bloomfield, N.J., for payment of a Personalized Handicapped parking space that is no longer needed at 57 Delaware Street, Elizabeth, N.J.

Rescind resolution adopted September 22, 2009, which established a handicapped parking space in front of the premises located at 746 Trumbull Street. (now personalized)

Establish a handicapped parking space in front of the premises located at 449 Erico Avenue, Apt. 1, Elizabeth, New Jersey.

Delete the following handicapped parking spaces from in front of the premises located at: 526 First Avenue, Fl.1; 1081 Magnolia Avenue; 45 Reid Street.

Authorize the settlement in the litigation matter of Gonzalez v. the City of Elizabeth, in the total amount of Ninety-nine Thousand, Five Hundred Dollars xx/100 (\$99,500.00).

COMMENDATIONS:

Battalion Chief McConloughe)Retirement, Elizabeth Fire Department

Ramon "Papo" Rivera)Honored by the Housing Authority

Court Appointed Special Advocates CASA of Union County-Flags 4 Foster Youth 2023 Program

MEMORIALS:

Mrs. Chessie Dentley Roberts
Amilcar R. Rodrigues
Maria Sacca
Mother Clara L. Robinson

ADJOURNMENT