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

President Kiniery announced that this regular meeting is listed in the "annual notice" as defined by Chapter 231, P.L. 1975, and that copies of the "annual notice" have been mailed or delivered to the Star Ledger and Home News Tribune 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, 2019.

PRESENT: Council members at Large Patricia Perkins-Auguste; Manny Grova, Jr.; Council members Nelson Gonzalez, 2nd Ward; Carlos Cedeno, 4th Ward; William Gallman, Jr., 5th Ward; And President Kevin Kiniery, 3rd Ward –6.

ABSENT: Council members at Large Frank J. Cuesta; Carlos Torres, 1st Ward; Frank O. Mazza, 6th Ward – 3.

NOTE: Due to a technical difficulty, the following Council members were unable to participate in the meeting: Councilman at Large Frank J. Cuesta; Council members Carlos Torres, 1st Ward and Frank O. Mazza, 6th Ward.

ALSO PRESENT: Raymond Bolanowski, First Assistant City Attorney

In the absence of Councilman Torres, Councilman Grova was appointed floor leader.

Councilman Cedeno delivered the opening prayer and led all present in the Pledge of Allegiance to the American Flag.
PUBLIC SPEAKING

Ms. Juliana Marulanda, 313 Pearl Street, spoke to not being able to find out what time the council meeting will be held. She stated that she could not find it in the paper, nor on the City’s website. She continued that she called City Hall and she alleged that it took from 11:45 a.m. until 12:00 Noon before she was given an answer. She queried to why the Board of Education is conducting their meetings through Zoom and City Council is conducting in house Council meetings. She stated further that the Planning Board will conduct their meeting on the web. The residents who want to know about what’s going on should not have to come out of their homes to a meeting.

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

Councilwoman Perkins-Auguste spoke to the Council President doing a great job in relating to his colleagues and keeping everyone up to date. The Mayor is doing a great job in updating the City daily. The Board of Education has been closed, so they have to do virtual meetings. She stated further that the Council President announced several meetings ago that anyone wishing to address Council could email their questions and comments to the City Clerk.

Council President Kiniery announced that the change in the meeting time was published.
PUBLIC HEARINGS

Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5317 entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELIZABETH TO ADOPT THE 61-99 WEST GRAND STREET (BLOCK 6, LOT 1589) REDEVELOPMENT PLAN PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

This ordinance was adopted on its first reading at the meeting of City Council held on March 24, 2020.

The Notice of Public Hearing was published in the Star Ledger issue of April 20, 2020.

The Clerk read the foregoing ordinance and Council President Kiniery 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 Kiniery declared the public hearing closed.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5319 entitled;

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR ALEIDA BELZAGUI, 437 FRANKLIN STREET, ELIZABETH, NEW JERSEY 07206

This ordinance was adopted on its first reading at the meeting of City Council held on March 24, 2020.

The Notice of Public Hearing was published in the Star Ledger issue of April 20, 2020.

The Clerk read the foregoing ordinance and Council President Kiniery 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, President Kiniery declared the public hearing closed.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5320 entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR IGNACIO MATEO, 819 REBECCA PLACE, ELIZABETH, NEW JERSEY 07202

This ordinance was adopted on its first reading at the meeting of City Council held on March 24, 2020.

The Notice of Public Hearing was published in the Star Ledger issue of April 20, 2020.

The Clerk read the foregoing ordinance and Council President Kiniery 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 Kiniery declared the public hearing closed.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5321 entitled:

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR BRYAN ESCALANTE, 327 FULTON STREET, ELIZABETH, NEW JERSEY 07206

This ordinance was adopted on its first reading at the meeting of City Council held on March 24, 2020.

The Notice of Public Hearing was published in the Star Ledger issue of April 20, 2020.

The Clerk read the foregoing ordinance and Council President Kiniery 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 Kiniery declared the public hearing closed.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5322 entitled;

AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR KATIE HALL, 474 HENRY STREET, ELIZABETH, NEW JERSEY 07201

This ordinance was adopted on its first reading at the meeting of City Council held on March 24, 2020.

The Notice of Public Hearing was published in the Star Ledger issue of April 20, 2020.

The Clerk read the foregoing ordinance and Council President Kiniery 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 Kiniery declared the public hearing closed.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5323 entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 5040, ADOPTED ON JULY 24, 2018, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR HECTOR VILLEGAS, 320 JOHN STREET, ELIZABETH, NEW JERSEY

This ordinance was adopted on its first reading at the meeting of City Council held on March 24, 2020.

The Notice of Public Hearing was published in the Star Ledger issue of April 20, 2020.

The Clerk read the foregoing ordinance and Council President Kiniery 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 Kiniery declared the public hearing closed.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5324 entitled;

AN ORDINANCE TO RESCIND ORDINANCE NO. 4635, ADOPTED ON OCTOBER 27, 2015, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR RAFAEL MESON-CORDERO, 819 REBECCA PLACE, ELIZABETH, NEW JERSEY

This ordinance was adopted on its first reading at the meeting of City Council held on March 24, 2020.

The Notice of Public Hearing was published in the Star Ledger issue of April 20, 2020.

The Clerk read the foregoing ordinance and Council President Kiniery 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 Kiniery declared the public hearing closed.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5325 entitled:

AN ORDINANCE TO REСIND ORDINANCE NO. 3528, ADOPTED ON JUNE 10, 2003, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR DOROTHY ANZELONE, 225 STILES STREET, ELIZABETH, NEW JERSEY

This ordinance was adopted on its first reading at the meeting of City Council held on March 24, 2020.

The Notice of Public Hearing was published in the Star Ledger issue of April 20, 2020.

The Clerk read the foregoing ordinance and Council President Kiniery 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 Kiniery declared the public hearing closed.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5326 entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 4926, ADOPTED ON OCTOBER 24, 2017, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR DENISE GONZALEZ, 628 FOURTH AVENUE, FL. 2, ELIZABETH, NEW JERSEY

This ordinance was adopted on its first reading at the meeting of City Council held on March 24, 2020.

The Notice of Public Hearing was published in the Star Ledger issue of April 20, 2020.

The Clerk read the foregoing ordinance and Council President Kiniery 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 Kiniery declared the public hearing closed.
Council President Kiniery announced that the next business in order would be a public hearing on Ordinance No. 5327 entitled:

AN ORDINANCE TO RESCIND ORDINANCE NO. 4357, ADOPTED ON FEBRUARY 13, 2013, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR DANIEL BRAVO, 1051 LAFAYETTE STREET, ELIZABETH, NEW JERSEY

This ordinance was adopted on its first reading at the meeting of City Council held on March 24, 2020.

The Notice of Public Hearing was published in the Star Ledger issue of April 20, 2020.

The Clerk read the foregoing ordinance and Council President Kiniery 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 Kiniery declared the public hearing closed.

PETITIONS, COMMUNICATIONS, ETC.

NONE.

REPORTS OF CITY OFFICERS

NONE.

ORDINANCES ON FIRST READING

NONE.
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
ELIZABETH TO ADOPT THE 61-99 WEST GRAND STREET
(BLOCK 6, LOT 1589) REDEVELOPMENT PLAN PURSUANT TO
THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A.
40A:12A-1 ET SEQ.

WHEREAS, the City of Elizabeth (the "City"), a public body corporate and
 politic of the State of New Jersey (the "State"), is authorized pursuant to the Local
 Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq. (the "Redevelopment
 Law"), to determine whether a certain parcel of land within the City constitute an area in
 need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, on August 28, 2018, the City Council adopted a Resolution
authorizing the Planning Board to conduct a study of property located at 61-99 West
Grand Street (Block 6, Lot 1589) to determine whether it should be designated as an area in
need of redevelopment; and

WHEREAS, Harbor Consultants, Inc., prepared a Preliminary Investigation
Report of the property dated November 9, 2018 ("Study"); and

WHEREAS, on January 3, 2019, the Planning Board adopted a Resolution
recommending that City Council adopt the Study as set forth in Study dated November 9,
2018, and designate the property as a "Non-Condemnation Area" in need of
redevelopment; and

WHEREAS, on January 22, 2019, the City Council adopted the Study by
resolution and designated the area as a "Non-Condemnation Area" in need of
redevelopment. It also authorized the preparation of a Redevelopment Plan; and

WHEREAS, Victor Vinegra of Harbor Consultants, Inc., prepared a report
entitled 61-99 West Grand Street Redevelopment Plan (Block 6, Lot 1589), dated
February 25, 2020, (Redevelopment Plan); and

WHEREAS, on March 5, 2020, the Planning Board had the approved 61-99 West
Grand Street Redevelopment Plan (Block 6, Lot 1589), prepared by Victor Vinegra of
Harbor Consultants, dated February 25, 2020; and

WHEREAS, on March 11, 2020, the Planning Board filed ten (10) copies of the
Redevelopment Plan with the Clerk of the City of Elizabeth and requested that City
Council adopt the Redevelopment Plan; now, therefore,

BE IT ORDAINED, by the City Council of the City of Elizabeth as follows:

SECTION 1. - The foregoing recitals shall be incorporated herein as if set forth
in full.
SECTION 2. - The 61-99 West Grand Street Redevelopment Plan (Block 6, Lot 1589), prepared by Victor Vinegra of Harbor Consultants, dated February 25, 2020, which is on file with the City Clerk's office is hereby adopted pursuant to the Redevelopment and Housing Law as codified under N.J.S.A. 40A:12A-1 et seq., and it supersedes and extinguishes the existing zoning of this property.

SECTION 3. - The zoning district map in the zoning ordinance of the City is hereby amended to include the 61-99 West Grand Street Redevelopment Plan (Block 6, Lot 1589), prepared by Victor Vinegra of Harbor Consultants, dated February 25, 2020, and the provisions therein.

SECTION 4. - A copy of this Ordinance together with the Redevelopment Plan shall be available for public inspection at the Office of the City Clerk during regular business hours.

SECTION 5. - All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed.

SECTION 6. - 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 7. - 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 24, 2020.

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 April 20, 2020.

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

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kinyere – 6.

NEGATIVE: None.
AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR ALEIDA BELZAGUI, 437 FRANKLIN STREET, ELIZABETH, NEW JERSEY 07206

WHEREAS, pursuant to the recommendation of the Elizabeth Police Director, a personalized handicapped parking space for Aleida Belzagui, should be established in front of 437 Franklin Street, Elizabeth, New Jersey 07206; now, therefore,

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

SECTION 1. - A personalized handicapped parking space for Aleida Belzagui be established in front of 437 Franklin Street, Elizabeth, New Jersey 07206, as follows: installed along the North curb line of Franklin Street BEGINNING at a point 336' East of Fifth Street and continuing 22' East 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 24, 2020.

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 April 20, 2020.

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

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR IGNACIO MATEO, 819 REBECCA PLACE, ELIZABETH, NEW JERSEY 07202

WHEREAS, pursuant to the recommendation of the Elizabeth Police Director, a personalized handicapped parking space for Ignacio Mateo, should be established in front of 819 Rebecca Place, Elizabeth, New Jersey 07202; now, therefore,

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

SECTION 1. - A personalized handicapped parking space for Ignacio Mateo be established in front of 819 Rebecca Place, Elizabeth, New Jersey 07202, as follows: installed along the North curb line of Rebecca Place BEGINNING at a point 174' East of Division Street and continuing 22' East 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 24, 2020.

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 April 20, 2020.

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

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR BRYAN ESCALANTE, 327 FULTON STREET, ELIZABETH, NEW JERSEY 07206

WHEREAS, pursuant to the recommendation of the Elizabeth Police Director, a personalized handicapped parking space for Bryan Escalante, should be established in front of 327 Fulton Street, Elizabeth, New Jersey 07206; now, therefore,

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

SECTION 1. - A personalized handicapped parking space for Bryan Escalante be established in front of 327 Fulton Street, Elizabeth, New Jersey 07206, as follows: installed along the North curb line of Fulton Street BEGINNING at a point 336' West of Third Street and continuing 22' West 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 24, 2020.

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 April 20, 2020.

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

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF A
PERSONALIZED HANDICAPPED PARKING SPACE FOR KATIE
HALL, 474 HENRY STREET, ELIZABETH, NEW JERSEY 07201

WHEREAS, pursuant to the recommendation of the Elizabeth Police Director, a
personalized handicapped parking space for Katie Hall, should be established in
front of 474 Henry Street, 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 Katie Hall be
established in front of 474 Henry Street, Elizabeth, New Jersey 07201, as follows:
installed along the South curb line of Emma Street BEGINNING at a point 50' West of
Henry Street and continuing 22' West 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 24, 2020.

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

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

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez,
Cedeno, Gailman, And President Kiniery – 6.

NEGATIVE: None.
ORDINANCE NO. 5323

AN ORDINANCE TO RESCIND ORDINANCE NO. 5040, ADOPTED ON JULY 24, 2018, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR HECTOR VILLEGAS, 320 JOHN STREET, ELIZABETH, NEW JERSEY

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

SECTION 1. - Ordinance No. 5040, adopted on July 24, 2018, is hereby rescinded.

SECTION 2. - All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 3. - 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 4. - 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 24, 2020.

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 April 20, 2020.

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

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
ORDINANCE NO. 5324

AN ORDINANCE TO RESCIND ORDINANCE NO. 4635, ADOPTED ON OCTOBER 27, 2015, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR RAFAEL MESON-CORDERO, 819 REBECCA PLACE, ELIZABETH, NEW JERSEY

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

SECTION 1. - Ordinance No. 4635, adopted on October 27, 2015, is hereby rescinded.

SECTION 2. - All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 3. - 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 4. - 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 24, 2020.

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 April 20, 2020.

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

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
ORDINANCE NO. 5325

AN ORDINANCE TO RESCIND ORDINANCE NO. 3528, ADOPTED ON JUNE 10, 2003, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR DOROTHY ANZELONE, 225 STILES STREET, ELIZABETH, NEW JERSEY

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

SECTION 1. - Ordinance No. 3528, adopted on June 10, 2003, is hereby rescinded.

SECTION 2. - All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 3. - 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 4. - 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 24, 2020.

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 April 20, 2020.

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

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
ORDINANCE NO. 5326

AN ORDINANCE TO RESCIND ORDINANCE NO. 4926, ADOPTED ON OCTOBER 24, 2017, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR DENISE GONZALEZ, 628 FOURTH AVENUE, FL. 2, ELIZABETH, NEW JERSEY

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

SECTION 1. - Ordinance No. 4926, adopted on October 24, 2017, is hereby rescinded.

SECTION 2. - All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 3. - 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 4. - 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 24, 2020.

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 April 20, 2020.

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

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Galman, And President Kiniery – 6.

NEGATIVE: None.
ORDINANCE NO. 5327

AN ORDINANCE TO RESCIND ORDINANCE NO. 4357, ADOPTED ON FEBRUARY 13, 2013, WHICH AUTHORIZED THE ESTABLISHMENT OF A PERSONALIZED HANDICAPPED PARKING SPACE FOR DANIEL BRAVO, 1051 LAFAYETTE STREET, ELIZABETH, NEW JERSEY

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

SECTION 1. - Ordinance No. 4357, adopted on February 13, 2013, is hereby rescinded.

SECTION 2. - All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

SECTION 3. - 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 4. - 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 24, 2020.

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 April 20, 2020.

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

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
NEW BUSINESS

Councilman Grova MOVED for a suspension of the rules for the purpose of considering resolutions which do not appear on the agenda, seconded by Councilman Perkins-Auguste.

Which was carried unanimously.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended, per the request of the Director of the Fire Department, the award of a contract to

FIREFIGHTER ONE LIMITED, 34 Wilson Drive, Sparta, New Jersey 07871 for the purchase of Turnout Gear for the Elizabeth Fire Department for a total amount of $1,572,500.91 under the Morris County Cooperative Purchasing Contract #40; 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:11-5 (2) (exception to bidding) 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. 20-06949, charging the amount of $1,572,500.91 to Account No. X-04-5-999-Z29-001 (Fire Dept. Protective Gear #5140), 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 FIREFIGHTER ONE LIMITED, 34 Wilson Drive, Sparta, New Jersey 07871 for the purchase of Turnout Gear for the Elizabeth Fire Department for a total amount of $1,572,500.91 under the Morris County Cooperative Purchasing Contract #40.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery –6.

NEGATIVE: None.
WHEREAS, there exists a need for Liability and Property Insurance for the City Cyber Network; and

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to approve a Policy of Insurance with Chubb Cyber Enterprise Risk, 55 Waters Street, New York, New York 10041, (through the agent-of-record, Otterstedt Insurance Agency, 540 Sylvan Avenue, Englewood Cliffs, NJ 07632) for Liability and Property Insurance for the period of April 10, 2020, through April 10, 2021, at a premium of $20,906.00; and

WHEREAS, this recommendation is being made with the full concurrence of the members of the Insurance Fund Commission; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-07187, charging the amount of $20,906.00 to Account No. 0-01-23-210-INS of the Municipal Budget is on file in the Office of the City Clerk; 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 "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified that this meets the statute and regulations governing the award of said contract; now, therefore, be it

RESOLVED, by City Council of the City of Elizabeth, New Jersey as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Chubb Cyber Enterprise Risk, 55 Waters Street, New York, New York 10041, (through the agent-of-record, Otterstedt Insurance Agency, 540 Sylvan Avenue, Englewood Cliffs, NJ 07632) for Liability and Property Insurance for the period of April 10, 2020, through April 10, 2021, at a premium of $20,906.00.

2. Quotations were solicited for this policy. This recommendation to award the contract is being made because this proposal offers the best price for the needs of the City.

3. Insurance is specialized in nature insomuch as the companies issuing same are limited in number and must be approved by the State of New Jersey, through the Department of Insurance and Banking in order to qualify to do business within this State. N.J.S.A. 40A:11-5(1)(m) exempts the purchasing of insurance coverage from advertising for bids and bidding, which exception shall be in accordance with the requirements for Extraordinary, Unspecifiable Service.

4. This cannot be described by written specifications because of the special nature of the services as described above.

5. A notice of this action shall be published in The Star Ledger.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery –6.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, Business Administrator has requested that your Honorable Body adopt a resolution authorizing the proper City Officials to apply, accept and sign all appropriate documents for the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance - Coronavirus Emergency Supplemental Funding (CESF) FY2020 grant program for an amount not to exceed $377,114.00. This amount reflects the eligible allocation for the City of Elizabeth as reported by the Bureau of Justice Assistance for this opportunity. There is no match requirement associated with this allocation; and

WHEREAS, according to The Coronavirus Emergency Supplemental Funding Program Solicitation (CESF), this opportunity “must be utilized to prevent, prepare for and respond to, the Coronavirus. Allowable projects and purchases include, but are not limited to: overtime, equipment (including law enforcement and medical personal protective equipment), hiring, supplies (such as gloves, masks, sanitizer), training, travel expenses (particularly related to the distribution of resources to the most impacted areas), and addressing the medical needs of inmates in state, local and tribal prisons, jails and detention centers.”; and

WHEREAS, with COVID-19, also known as the Coronavirus, our city, state, nation and the world are faced with an unprecedented health pandemic. During this challenging time, our municipality remains ready to assist our residents and this anticipated funding will be utilized to enhance overall public health and safety response as well as efforts to further safeguard first responders; 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 for the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance - Coronavirus Emergency Supplemental Funding (CESF) FY2020 grant program for an amount not to exceed $377,114.00; and be it

FURTHER RESOLVED, that there is no match requirement associated with this allocation.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, Business Administrator has requested that your Honorable Body adopt a resolution authorizing the proper City Officials to apply, accept and sign all appropriate documents for the FEMA Public Assistance for COVID-19 grant program for an amount not to exceed $1,000,000.00; and

WHEREAS, for major disaster declared states and regions, $25 billion dollars has been reserved through the FEMA Disaster Recovery Fund. There is an anticipated 25% match requirement, as this opportunity will provide up to 75% FEMA federal cost share; and

WHEREAS, under the Public Assistance Category, costs that were incurred from January 20, 2020, and continue to be incurred as they relate to emergency protective measures conducted before, during and after the COVID-19 pandemic, also known as the Coronavirus, will be eligible; and

WHEREAS, these efforts must address the elimination or reduction of immediate threats to lives, public health and/or safety. Services submitted for assistance must be directly related to the COVID-19 pandemic emergency. Eligible costs include, but are not limited to: labor, equipment, materials, contracts and management costs; and

WHEREAS, examples of eligible work include, but are not limited to: medical supplies and equipment; shelters or emergency care; provision of food, water, ice or other essential needs; management, control and reduction of immediate threats to public health and safety; security and law enforcement; communications of general health and safety information to the public; personal protective equipment as well as reimbursement for local government force account overtime costs; and

WHEREAS, as COVID-19 is an unprecedented health pandemic, the demand for service delivery, access to resources and personal protective equipment has increased significantly in a short period of time. Funding assistance is greatly needed during this most challenging time for our community, in order to enable efficient and effective response, while also safeguarding our first responders and residents; 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 for the FEMA Public Assistance for COVID-19 grant program for an amount not to exceed $1,000,000.00; and be it

FURTHER RESOLVED, there is an anticipated 25% match requirement, as this opportunity will provide up to 75% FEMA federal cost share.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, Business Administrator requests that your Honorable Body adopt a resolution authorizing the proper City Officials to apply, accept and sign all appropriate documents for the National Endowment for The Humanities - NEH CARES: Cultural Organizations program for an amount not to exceed $300,000.00. There is no match requirement associated with this funding opportunity; and

WHEREAS, according to the NEH CARES: Cultural Organizations Notice of Opportunity, the purpose of this emergency relief program is to assist institutions and organizations working in the humanities that have been affected by the Coronavirus; and

WHEREAS, in keeping with Congress' intent in enacting the Coronavirus Aid, Relief and Economic Security (CARES) Act, proposals for short-term activities should emphasize retaining or hiring humanities staff; and

WHEREAS, through this funding opportunity, NEH will award grants to museums, libraries, colleges and universities and other cultural organizations across the country to help these entities continue to advance their mission during the interruption of their operations due to the Coronavirus pandemic. Costs allowed for this opportunity include, but are not limited to: personnel costs, supplies and materials necessary to carry out the proposed activities, general operating support as well as fees for humanities scholars retained as consultants and contractors; and

WHEREAS, due to COVID-19, also known as the Coronavirus, the Elizabeth Main Public Library and its branches remain closed. Therefore, through this anticipated funding, the City of Elizabeth will work in coordination with the Elizabeth Public Library to train staff on enhancing virtual access to Library resources via the online portal, increase overall website access and assistance for individuals seeking digital library cards, as well as expand the availability of digital collections made available to the public, including, but not limited to: research capabilities and formatting of downloaded materials; 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 for the National Endowment for The Humanities - NEH CARES: Cultural Organizations program for an amount not to exceed $300,000.00; and be it

FURTHER RESOLVED, that there is no match requirement associated with this funding opportunity.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Callman, And President Kiniery –6.

NEGATIVE: None.
By City Council as a Whole:

WHEREAS, N.J.S. 40A 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Elizabeth will receive an amount of $377,114 for the OJP COVID-19 Grant awarded by the U.S. Department of Justice and wishes to amend its FY2020 budget to include these amounts as revenue:

NOW, THEREFORE, BE IT RESOLVED that the council of the City of Elizabeth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the fiscal year 2020 in the total sum of $377,144 which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
State and Federal Revenues Off-set with Appropriations:

COVID-19 U.S. Department of Justice Grant
OJP Grant 2020

$377,114

BE IT FURTHER RESOLVED, that a like sum of $377,114 be and the same is hereby appropriated under the caption of:

General Appropriations
(a) Operations Excluded from 3 ½ % Caps
State and Federal Programs Offset by Revenues:

COVID-19 U.S. Department of Justice
OJP Grant 2020
Other Expenses

$377,114

BE IT FURTHER RESOLVED, that City Clerk forward two copies of this resolution to the Director of Local Government Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery —6.

NEGATIVE: None.
By City Council as a Whole:

WHEREAS, N.J.S. 40A 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Elizabeth will receive an amount of $80,000 for the NJ Department of State 2020 Complete Count Commission Grant and wishes to amend its FY2020 budget to include these amounts as revenue:

NOW, THEREFORE, BE IT RESOLVED that the council of the City of Elizabeth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the fiscal year 2020 in the total sum of $80,000 which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
State and Federal Revenues Off-set with Appropriations:
NJ Department of State 2020 Complete Count Commission Grant
Census Grant 2020 $80,000

BE IT FURTHER RESOLVED, that a like sum of $80,000 be and the same is hereby appropriated under the caption of:

General Appropriations
(a) Operations Excluded from 3 1/2 % Caps
State and Federal Programs Offset by Revenues:
NJ Department of State 2020 Complete Count Commission Grant
Census Grant 2020
Other Expenses $80,000

BE IT FURTHER RESOLVED, that City Clerk forward two copies of this resolution to the Director of Local Government Services.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Division of Local Government Services in compliance with the SFY 2016 Appropriations Act (P.L. 2015, c.63) requires that the Honorable City Council approve all payments related to accumulated/uncompensated absence benefits; and

WHEREAS, at April 1, 2020, the following employees are entitled to the payment of accumulated/uncompensated absence benefits:

Alfredo Nieves $6,133.56
Glenn Smith $4,497.95
Catalino Alago $20,978.22
Lawrence Smith $45,000.00
Robert Kelly $34,557.83

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elizabeth hereby approves the payments for accumulated/uncompensated absence benefits to the following employees:

Alfredo Nieves $6,133.56
Glenn Smith $4,497.95
Catalino Alago $20,978.22
Lawrence Smith $45,000.00
Robert Kelly $34,557.83

and

FURTHER RESOLVED, that a certified copy of this resolution be recorded in full upon the minutes of City Council.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Division of Local Government Services in compliance with the SFY 2016 Appropriations Act (P.L. 2015, c.63) requires that the Honorable City Council approve all payments related to accumulated/uncompensated absence benefits; and

WHEREAS, at March 1, 2020, the following employees are entitled to the payment of accumulated/uncompensated absence benefits;

Cheryl Henderson $4,882.82
Jeffrey Coakley $11,056.32

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elizabeth hereby approves the payments for accumulated/uncompensated absence benefits to the following employees;

Cheryl Henderson $4,882.82
Jeffrey Coakley $11,056.32

; and

FURTHER RESOLVED, that a certified copy of this resolution be recorded in full upon the minutes of City Council.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.
RESOLUTION OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, DETERMINING THE FORM AND OTHER DETAILS OF ITS "NOTE RELATING TO THE WATER BANK CONSTRUCTION FINANCING PROGRAM OF THE NEW JERSEY INFRASTRUCTURE BANK", TO BE ISSUED IN THE PRINCIPAL AMOUNT OF UP TO $250,000, AND PROVIDING FOR THE ISSUANCE AND SALE OF SUCH NOTE TO THE NEW JERSEY INFRASTRUCTURE BANK, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH NOTE BY THE CITY OF ELIZABETH IN FAVOR OF THE NEW JERSEY INFRASTRUCTURE BANK, ALL PURSUANT TO THE NEW JERSEY INFRASTRUCTURE BANK CONSTRUCTION FINANCING PROGRAM AND IN CONNECTION WITH THE CITY'S TRUMBULL STREET FLOOD CONTROL PROJECT

WHEREAS, the City of Elizabeth (the "Local Unit"), in the County of Union, New Jersey, has determined that there exists a need within the Local Unit to construct a project consisting of the design and construction of the Trumbull Street Flood Control Project (the "Project"), and it is the desire of the Local Unit to obtain financing for such Project through participation in the environmental infrastructure financing program (the "Environmental Infrastructure Financing Program") of the New Jersey Infrastructure Bank (the "I-Bank");

WHEREAS, the Local Unit expects to permanently finance approximately $6,251,579 of the costs of the Project through the Environmental Infrastructure Financing Program and has been requested to temporarily finance the construction of a portion of the Project prior to the closing with respect to the Environmental Infrastructure Financing Program; and to undertake such temporary financing with the proceeds of a short-term loan to be made by the I-Bank (the "Construction Loan") to the Local Unit, pursuant to the Water Bank Construction Financing Program of the I-Bank (the "Water Bank Construction Financing Program");

WHEREAS, in order to (i) evidence and secure the repayment obligation of the Local Unit to the I-Bank with respect to the Construction Loan and (ii) satisfy the requirements of the Construction Financing Program, it is the desire of the Local Unit to issue and sell to the I-Bank the "Note Relating to the Water Bank Construction Financing Program of the New Jersey Infrastructure Bank" in a principal amount of up to $250,000 (the "Note");

WHEREAS, it is the desire of the Local Unit to authorize, execute, attest and deliver the Note to the I-Bank pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), and other applicable law; and

WHEREAS, Section 28 of the Local Bond Law allows for the sale of the Note to the I-Bank, without any public offering, and N.J.S.A. 58:11B-9 allows for the sale of the Note to the I-Bank without any public offering, all under the terms and conditions set forth therein.
NOW, THEREFORE, BE IT RESOLVED by the governing body of the Local Unit as follows:

Section 1. In accordance with Section 28 of the Local Bond Law and N.J.S.A. 58:11B-9, the Local Unit hereby authorizes the issuance, sale and award the Note in accordance with the provisions hereof. The obligation represented by the Note has been appropriated and authorized by bond ordinance number 4510 of the Local Unit, as amended by bond ordinance number 4785 (collectively, the “Bond Ordinances”), which Bond Ordinances are entitled “AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, PROVIDING FOR THE CONSTRUCTION OF THE TRUMBULL STREET FLOOD CONTROL PROJECT IN THE CITY OF ELIZABETH AND APPROPRIATING $5,500,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $5,500,000 IN BONDS OR NOTES OF THE CITY OF ELIZABETH TO FINANCE THE SAME” and “AN ORDINANCE OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, AMENDING ORDINANCE NUMBER 4510 OF THE CITY FINALLY ADOPTED ON NOVEMBER 12, 2014, PROVIDING FOR THE CONSTRUCTION OF THE TRUMBULL STREET FLOOD CONTROL PROJECT IN THE CITY OF ELIZABETH AND APPROPRIATING $6,500,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $6,500,000 IN BONDS OR NOTES OF THE CITY OF ELIZABETH TO FINANCE THE SAME”, respectively, and which Bond Ordinances were finally adopted by the Local Unit at meetings duly called and held on November 12, 2014 and December 13, 2016, at which times a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law and other applicable law.

Section 2. The Chief Financial Officer of the Local Unit (the “Chief Financial Officer”) is hereby authorized to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions hereof; (a) the final principal amount of the Note (subject to the maximum limitation set forth in Section 4(a) hereof), and (b) the dated date of the Note.

Section 3. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Note by the parties authorized pursuant to Section 4(h) hereof.

Section 4. The Local Unit hereby determines that certain terms of the Note shall be as follows:

(a) the principal amount of the Note to be issued shall be an amount up to $250,000;
(b) the maturity of the Note shall be as determined by the I-Bank;
(c) the interest rate of the Note shall be as determined by the I-Bank;
(d) the purchase price for the Note shall be par;
(e) the Note shall be subject to prepayment prior to its stated maturity in accordance with the terms and conditions of the Note;
(f) the Note shall be issued in a single denomination and shall be numbered “CPP-2020-1" or such other number as determined by the Chief Financial Officer upon
consultation with the I-Bank;

(g) the Note shall be issued in fully registered form and shall be payable to the registered owner thereof as to both principal and interest in lawful money of the United States of America; and

(h) the Note shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer of the Local Unit (each, an “Authorized Officer” and, collectively, the “Authorized Officers”) under the official seal or a facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Local Unit Clerk.

Section 5. The Note shall be substantially in the form attached hereto as Exhibit A.

Section 6. The law firm of DeCotiis, FitzPatrick, Cole & Giblin, LLP, is hereby authorized to arrange for the printing of the Note, which law firm may authorize McCarter & English, LLP, bond counsel to the I-Bank for the Construction Financing Program, to arrange for same.

Section 7. The Authorized Officers of the Local Unit are hereby further severally authorized to (i) execute and deliver, and the Local Unit Clerk is hereby further authorized to execute or attest to such execution and to affix the corporate seal of the Local Unit to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Clerk of the Local Unit, as applicable, in their respective sole discretion, after consultation with counsel and any advisors to the Local Unit and after further consultation with the I-Bank and its representatives, agents, counsel and advisors, to be executed in connection with the issuance and sale of the Note and the participation of the Local Unit in the Construction Financing Program, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery of the Note and the participation of the Local Unit in the Construction Financing Program.

Section 8. This resolution shall take effect immediately.

Section 9. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to William R. Mayer, Esq., DeCotiis, FitzPatrick, Cole & Giblin, LLP, bond counsel to the Local Unit, David Zimmer, Executive Director of the I-Bank, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the I-Bank.
Exhibit A

CITY OF ELIZABETH
NOTE
RELATING TO:
THE WATER BANK CONSTRUCTION FINANCING PROGRAM
OF THE NEW JERSEY INFRASTRUCTURE BANK

$248,421

May 13, 2020

NJWB-20-1

FOR VALUE RECEIVED, the City of Elizabeth, a municipal corporation duly created and validly existing pursuant to the laws of the State (as hereinafter defined), and its successors and assigns (the "Borrower"), hereby promises to pay to the order of the NEW JERSEY INFRASTRUCTURE BANK, a public body corporate and politic with corporate succession, duly created and validly existing under and by virtue of the Act (as hereinafter defined) (the "I-Bank"), the Principal (as hereinafter defined), together with all unpaid accrued Interest (as hereinafter defined), fees, late charges and other sums due hereunder, if any, in lawful money of the United States of America, on the Maturity Date (as hereinafter defined) or the date of any optional prepayment or acceleration in accordance with the provisions of this note (this "Note"); provided, however, that portions of the Interest may be due and payable earlier, at the time(s) and in the amount(s), as and to the extent provided in accordance with Section 4 hereof.

SECTION 1. Definitions. As used in this Note, unless the context requires otherwise, the following terms shall have the following meanings:

"Act" means the "New Jersey Infrastructure Trust Act", constituting Chapter 334 of the Pamphelet Laws of 1985 of the State (codified at N.J.S.A. 58:11B-1 et seq.), as the same has been, and in the future may from time to time be, amended and supplemented.

"Administrative Fee" means the "NJDEP Fee" as defined and calculated in Exhibit B hereto, which is an administrative fee that is payable by the Borrower to the NJDEP (at the time and in the amount as is established by the provisions of Section 4(b) hereof) as a portion of the Cost of the Project that has been incurred by the Borrower for engineering and environmental services provided to the Borrower by the NJDEP.

"Anticipated Financing Program" means the New Jersey Water Bank financing program of the I-Bank, pursuant to which the I-Bank will issue its I-Bank Bonds for the purpose of financing, on a long-term basis, the Project as well as other projects of certain qualifying borrowers.

"Anticipated Long Term Loan" means the long-term loan made by the I-Bank to the Borrower from the proceeds of its I-Bank Bonds, as part of the Anticipated Financing Program.

"Appropriation Condition" means the procedural appropriation by the State for the
Project through the inclusion of the Project on the Project Priority List (which Project Priority List is required pursuant to the Act) in an appropriation amount equal to or greater than the Principal amount of the Loan then due and payable by the Borrower pursuant to the terms hereof.

"Authorized Officer" means any person authorized by the Borrower or the I-Bank, as the case may be, to perform any act or execute any document relating to the Loan or this Note.

"Code" means the Internal Revenue Code of 1986, as the same may from time to time be amended and supplemented, including any regulations promulgated thereunder, any successor code thereto and any administrative or judicial interpretations thereof.

"Cost" or "Costs" means those costs that are allocable to the Project, as shall be determined on a project-specific basis in accordance with the Regulations, as further set forth in Exhibit B hereto, (i) as such Exhibit B shall be supplemented by an Authorized Officer of the I-Bank by means of either a substitute Exhibit B or an additional Exhibit B, such supplement to be implemented concurrently with the supplement to Exhibit A-1 hereto (as provided in the definition of "Project" as set forth herein), and (ii) as the then-current Exhibit B may be amended by subsequent changes to eligible costs as evidenced by a certificate of an Authorized Officer of the I-Bank.

"Environmental Infrastructure Facilities" means Wastewater Treatment Facilities, Stormwater Management Facilities or Water Supply Facilities (as such terms are defined in the Regulations).

"Environmental Infrastructure System" means the Environmental Infrastructure Facilities of the Borrower, including the Project, for which the Borrower is receiving the Loan.

"Event of Default" means any occurrence or event specified in Section 6 hereof.

"Financial Plan" means the then-applicable Financial Plan, as prepared for the then-current State Fiscal Year and as submitted to the State Legislature by the I-Bank and the NJDEP; all pursuant to, and in satisfaction of the requirements of, sections 21, 21.1, 22 and 22.1 of the Act.

"I-Bank Bonds" means the revenue bonds of the I-Bank to be issued pursuant to, and as part of, the Anticipated Financing Program.

"Interest" means the interest that shall accrue on a daily basis with respect to Principal to be calculated each day by applying the Interest Rate established for a State Fiscal Year divided by 360 to the Principal amount on that day.

"Interest Rate" means the rate of interest as shall be established by an Authorized Officer of the I-Bank for a given State Fiscal Year in a manner consistent with the terms and provisions of the Financial Plan for such State Fiscal Year.

"Loan" means the loan of the Principal, made by the I-Bank to the Borrower to finance
or refinance a portion of the Cost of the Project, as evidenced and secured by this Note.

"Loan Disbursement Requisition" means the requisition, to be executed by an Authorized Officer of the Borrower and approved by the NJDEP, in a form to be determined by the I-Bank and the NJDEP.

"Maturity Date" means June 30, 2025, subject, however, to earlier or later maturity to the extent provided by each of the following: (i) subject to such earlier date that shall be the earlier of (A) the date that shall be the second anniversary of the date of issuance of this Note, in the event that, by such date, the construction contract relating to the Project has not been certified for funding by the NJDEP, or (B) June 30 of the third State Fiscal Year following the State Fiscal Year during which the construction contract relating to the Project has been certified for funding by the NJDEP, provided that such date is prior to June 30, 2025; (ii) subject to such earlier date as shall be determined by an Authorized Officer of the I-Bank in his or her sole discretion, which date shall be determined by such Authorized Officer of the I-Bank to be the date of the closing for the Anticipated Financing Program; or (iii) subject to such later date (subject to the then-applicable limits of the Act) to be determined by an Authorized Officer of the I-Bank in his or her sole discretion, pursuant to a written certification thereof, as acknowledged and approved by an Authorized Officer of the Borrower, subject, in all events, to the rights and remedies of the I-Bank pursuant to, respectively, the provisions of Section 6 hereof and the provisions of Section 7 hereof in furtherance of the enforcement by the I-Bank of all covenants obligations of the Borrower hereunder, including, without limitation and in particular, the covenant obligation of the Borrower set forth in Section 3 hereof.

"NJDEP" means the New Jersey Department of Environmental Protection.

"Payment Date" means, as applicable: (i) the Maturity Date or (ii) with respect to any optional prepayment or acceleration of the Loan pursuant to the terms of this Note, the date of such optional prepayment or acceleration; provided, however, that in all cases, a portion of the Interest shall be payable by the Borrower to the I-Bank prior to the Maturity Date as provided in Section 4 hereof.

"Principal" means the principal amount of the Loan, at any time being the lesser of (i) Two Hundred Forty Eight Thousand Four Hundred Twenty One Dollars ($248,421), or (ii) the aggregate outstanding amount as shall actually be disbursed to the Borrower by the I-Bank pursuant to one or more Loan Disbursement Requisitions, which Principal shall be payable by the Borrower to the I-Bank (i) on the Maturity Date or (ii) with respect to any optional prepayment or acceleration of the Loan pursuant to the terms of this Note, on the date of such optional prepayment or acceleration, as the case may be.

"Project" means the Environmental Infrastructure Facilities of the Borrower which constitute a project for which the I-Bank is making the Loan to the Borrower, as further described in Exhibit A-1 hereto; provided, however, that the description of the Project, as set forth in Exhibit A-1 attached hereto, may be supplemented by means of either (i) the substitution of a revised and updated Exhibit A-1 for the current Exhibit A-1 or (ii) the inclusion of an additional Exhibit A-1, in either case, promptly following the certification for funding by the
NJDEP of the remaining components of the Project, as applicable, such supplement to be undertaken by an Authorized Officer of the I-Bank.

"Regulations" means the rules and regulations, as applicable, now or hereafter promulgated pursuant to N.J.A.C. 7:22-3 et seq., 7:22-4 et seq., 7:22-5 et seq., 7:22-6 et seq., 7:22-7 et seq., 7:22-8 et seq., 7:22-9 et seq. and 7:22-10 et seq., as the same may from time to time be amended and supplemented.

"State" means the State of New Jersey.

SECTION 2. Representations of the Borrower. The Borrower hereby represents and warrants to the I-Bank, as follows:

(a) Organization. The Borrower: (i) is a municipal corporation duly created and validly existing under and pursuant to the Constitution and laws of the State; (ii) has full legal right and authority to execute, attest, issue and deliver this Note, to sell this Note to the I-Bank, and to perform its obligations hereunder; and (iii) has duly authorized, approved and consented to all necessary action to be taken by the Borrower for: (A) the issuance of this Note, the sale thereof to the I-Bank and the due performance of its obligations hereunder and (B) the execution, delivery and due performance of all certificates and other instruments that may be required to be executed, delivered and performed by the Borrower in order to carry out and give effect to this Note.

(b) Authority. This Note has been duly authorized by the Borrower and duly executed, attested and delivered to the I-Bank by Authorized Officers of the Borrower. This Note has been duly issued by the Borrower and duly sold by the Borrower to the I-Bank and constitutes a legal, valid and binding obligation of the Borrower, enforceable against the Borrower in accordance with its terms, except as the enforcement thereof may be affected by bankruptcy, insolvency or other similar laws or the application by a court of legal or equitable principles affecting creditors' rights.

(c) Pending Litigation. There are no proceedings pending or, to the knowledge of the Borrower, threatened against or affecting the Borrower that, if adversely determined, would adversely affect (i) the condition (financial or otherwise) of the Borrower, (ii) the ability of the Borrower to satisfy all of its Loan repayment obligations hereunder, (iii) the authorization, execution, attestation or delivery of this Note, (iv) the issuance of this Note and the sale thereof to the I-Bank, and (v) the Borrower's ability otherwise to observe and perform its duties, covenants, obligations and agreements under this Note.

(d) Compliance with Existing Laws and Agreements; Governmental Consent. (i) The due authorization, execution, attestation and delivery of this Note by the Borrower and the issuance and sale of this Note to the I-Bank, (ii) the observation and performance by the Borrower of its duties, covenants, obligations and agreements hereunder, including, without limitation, the repayment of the Loan and all other amounts due hereunder, and (iii) the undertaking and completion of the Project, will not (A) other than the lien, charge or encumbrance created by this Note and by any other outstanding debt obligations of the Borrower
that are at parity with this Note as to lien on, and source and security for payment thereon from, the general tax revenues of the Borrower, result in the creation or imposition of any lien, charge or encumbrance upon any properties or assets of the Borrower pursuant to, (B) result in any breach of any of the terms, conditions or provisions of, or (C) constitute a default under, any existing ordinance or resolution, outstanding debt or lease obligation, trust agreement, indenture, mortgage, deed of trust, loan agreement or other instrument to which the Borrower is a party or by which the Borrower, its Environmental Infrastructure System or any of its properties or assets may be bound, nor will such action result in any violation of the provisions of the charter, applicable law or other document pursuant to which the Borrower was established or any laws, ordinances, injunctions, judgments, decrees, rules, regulations or existing orders of any court or governmental or administrative agency, authority or person to which the Borrower, its Environmental Infrastructure System or its properties or operations are subject. The Borrower has obtained all permits and approvals required to date by any governmental body or officer for the authorization, execution, attestation and delivery of this Note, for the issuance and sale of this Note to the I-Bank, for the making, observance and performance by the Borrower of its duties, covenants, obligations and agreements under this Note, and for the undertaking and completion of the Project (provided that, with respect to the undertaking and completion of the Project, such permits and approvals are obtainable by the Borrower as of the date hereof).

(e) Reliance. The Borrower hereby acknowledges that the I-Bank is making the Loan to the Borrower pursuant to the terms hereof in reliance upon each of the representations of the Borrower set forth in this Section 2.

SECTION 3. Covenants of the Borrower.

(a) Participation in the Anticipated Financing Program. The Borrower covenants and agree that it shall undertake and complete in a timely manner all conditions precedent identified by the I-Bank relating to (i) the participation by the Borrower in the Anticipated Financing Program and (ii) the qualification by the Borrower for receipt of the Anticipated Long-Term Loan, including, without limitation, the issuance by the Borrower of a bond to the I-Bank and a bond to the NIDEP in order to evidence and secure the repayment obligation of the Borrower with respect to the Anticipated Long-Term Loan.

(b) Full Faith and Credit Pledge. To secure the repayment obligation of the Borrower with respect to this Note, and all other amounts due under this Note (including, without limitation, the payment of the Administrative Fee in the amount and at the time as required by the provisions of Section 4(b) hereof), the Borrower unconditionally and irrevocably pledges its full faith and credit and covenants to exercise its unlimited taxing powers for the punctual payment of any and all obligations and amounts due under this Note. The Borrower acknowledges that, to assure the continued operation and solvency of the I-Bank, the I-Bank may, pursuant to and in accordance with Section 12a of the Act, require that if the Borrower fails or is unable to pay promptly to the I-Bank in full any Loan repayments, any Interest or any other amounts due pursuant to this Note, an amount sufficient to satisfy such deficiency shall be paid by the State Treasurer to the I-Bank from State-aid otherwise payable to the Borrower.

(c) Disposition of Environmental Infrastructure System. The Borrower covenants...
and agrees that it shall not sell, lease, abandon or otherwise dispose of all or substantially all of its Environmental Infrastructure System without the express written consent of the I-Bank, which consent may or may not be granted by the I-Bank in its sole discretion.

(d) Financing With Tax-Exempt Bonds. The Borrower acknowledges, covenants and agrees that it is the intention of the Borrower to finance the Project, in whole or in part, on a long-term basis with proceeds of I-Bank Bonds now or hereinafter issued, the interest on which is excluded from gross income for purposes of federal income taxation pursuant to Section 103(a) of the Code ("tax-exempt bonds"). In furtherance of such long-term financing with tax-exempt bonds, the Borrower covenants that, except to the extent expressly permitted in writing by the I-Bank, in its sole discretion, the Borrower will not take any action or permit any action to be taken which would result in any of the proceeds of the Loan being used (directly or indirectly) (i) in any "private business use" within the meaning of Section 141(b)(6) of the Code, (ii) to make or finance loans to persons other than the Borrower, or (iii) to acquire any "nongovernmental output property" within the meaning of Section 141(d)(2) of the Code. In addition, the Borrower covenants and agrees that no portion of the Project will be investment property, within the meaning of Section 148(b) of the Code. The Borrower covenants and agrees that any Costs of the Borrower's Project to be paid or reimbursed with proceeds of the Loan will result in the expenditure of proceeds under Treasury Regulations §1.148-6(d) and Treasury Regulations §1.150-2.

(e) Operation and Maintenance of Environmental Infrastructure System. The Borrower covenants and agrees that it shall maintain its Environmental Infrastructure System in good repair, working order and operating condition, and make all necessary and proper repairs and improvements with respect thereto.

(f) Records and Accounts; Inspections. The Borrower covenants and agrees that it shall keep accurate records and accounts for its Environmental Infrastructure System, separate and distinct from its other records and accounts, which shall be audited annually by an independent registered municipal accountant and shall be made available for inspection by the I-Bank upon prior written notice. The Borrower shall permit the I-Bank and any party designated thereby, at any and all reasonable times during construction of the Project and thereafter, upon prior written notice, to examine, visit and inspect the property, if any, constituting the Project.

(g) Insurance. The Borrower covenants and agrees that it shall maintain insurance policies providing against risk of direct physical loss, damage or destruction of its Environmental Infrastructure System, in an amount that will satisfy all applicable regulatory requirements. The Borrower covenants and agrees that it shall include, or cause to be included, the I-Bank as an additional "named insured" on any certificate of liability insurance procured by the Borrower and by any contractor or subcontractor for the Project.

(h) Reliance. The Borrower hereby acknowledges that the I-Bank is making the Loan to the Borrower pursuant to the terms hereof in reliance upon each of the covenants of the Borrower set forth in this Section 3.

SECTION 4. Disbursement of the Loan Proceeds; Amounts Payable; Prepayment;
and Late Fee.

(a) The I-Bank shall effectuate the Loan to the Borrower by making one or more disbursements to the Borrower promptly after receipt by the I-Bank of a Loan Disbursement Requisition and the approval of such Loan Disbursement Requisition by an Authorized Officer of the I-Bank or designee thereof, each such disbursement and the date thereof to be recorded by an Authorized Officer of the I-Bank on the table attached as Exhibit A-2 hereto; provided, however, that the approval by the I-Bank of any Loan Disbursement Requisition for disbursement pursuant to the terms hereof shall be subject to the terms, conditions and limitations as set forth in Section 4(d) of this Note. It is expected that the proceeds of the Loan will be disbursed to the Borrower in accordance with the schedule set forth in Exhibit C hereto, as Exhibit C shall be supplemented by an Authorized Officer of the I-Bank by means of either a substitute Exhibit C or an additional Exhibit C, such supplement to be implemented concurrently with the supplement to Exhibit A-1 hereto (as provided in the definition of "Project" as set forth herein). The latest date upon which the Borrower may submit to the I-Bank a Loan Disbursement Requisition is the business day immediately preceding the date fixed by the I-Bank for the sale of its bonds in connection with the Anticipated Financing Program, or such alternative date as shall be identified by the I-Bank for the Borrower in writing.

(b) Notwithstanding the provisions of Section 4(a) to the contrary, the Borrower hereby acknowledges and agrees, as follows: (i) to the extent that all or a portion of the Interest is funded by the Loan (as provided pursuant to Exhibit B hereto, as Exhibit B may hereafter be amended or supplemented as provided by the provisions hereof), payment of such Interest shall be made to the I-Bank via one or more disbursements by the I-Bank hereunder, at the times and in the amounts, as and to the extent provided in one or more written notices provided to the Borrower pursuant to the terms hereof by an Authorized Officer of the I-Bank, and each such disbursement shall be recorded by an Authorized Officer of the I-Bank on the table attached as Exhibit A-2 hereto; and (ii) on the date of issuance of this Note, a disbursement shall be made and shall be recorded by an Authorized Officer of the I-Bank on the table attached as Exhibit A-2 hereto in the amount recorded therein, with such disbursement (and any subsequent and supplemental disbursements made pursuant to Exhibit B hereto, as Exhibit B may hereafter be amended or supplemented as provided by the provisions hereof) being made for the purpose of funding fifty percent (50%) of the Administrative Fee and paid by the I-Bank on behalf of the Borrower directly to the NJDEP in satisfaction of the provisions hereof. The Borrower further acknowledges and agrees that the remaining unpaid balance of the Administrative Fee shall be due and payable on the Maturity Date or as otherwise established by the I-Bank pursuant to the Anticipated Financing Program.

(c) On the Maturity Date or, with respect to the payment of all or a portion of the Interest, on the applicable Payment Date(s) as and to the extent provided herein, the Borrower shall repay the Loan to the I-Bank in an amount equal to: (i) the Principal; (ii) the Interest then due and owing pursuant to the provisions of this Note; and (iii) any other amounts then due and owing pursuant to the provisions of this Note. The Borrower may prepay the Loan obligations hereunder, in whole or in part, upon receipt of the prior written consent of an Authorized Officer of the I-Bank. Each payment made to the I-Bank shall be applied to the payment of, first, the Interest then due and payable, second, the Principal, third, any late charges, and, finally, any other amount then due and payable pursuant to the provisions of this Note. In the event that the
repayment obligation set forth in this Note is received by the I-Bank later than the Maturity Date or the Payment Date, as the case may be, a late fee shall be payable to the I-Bank in an amount equal to the greater of twelve percent (12%) per annum or the prime rate as published in the Wall Street Journal on the Maturity Date or the Payment Date, as the case may be, plus one half of one percent per annum on such late payment from the Maturity Date or the Payment Date, as the case may be, to the date it is actually paid; provided, however, that any late payment charges incurred hereunder shall not exceed the maximum interest rate permitted by law.

(d) Notwithstanding the provisions of this Note to the contrary with respect to the funding, pursuant to Section 4(a) hereof, of any Loan Disbursement Requisition relating to all or any portion of the Project, the Borrower hereby acknowledges and agrees, as follows: (i) the I-Bank shall not, and shall not be required to, commit funds, pursuant to the Water Bank Construction Financing Program of the I-Bank, to any portion of the Project until such time as the particular portion of the Project in question has been certified for funding by the NJDEP; (ii) no Loan Disbursement Requisition shall be approved by the I-Bank for disbursement pursuant to Section 4(a) hereof unless and until the portion of the Project to which such Loan Disbursement Requisition relates has been certified for funding by the NJDEP; (iii) no Loan Disbursement Requisition shall be approved by the I-Bank for disbursement pursuant to Section 4(a) hereof unless and until the Appropriation Condition has been satisfied to an extent and in an amount that is sufficient to fund, in the aggregate, the particular Loan Disbursement Requisition in question and all prior Loan Disbursement Requisitions; and (iv) the I-Bank has no obligation pursuant to this Note to make all or any portion of any Loan Disbursement Requisition disbursement pursuant to the provisions of Section 4(a) hereof if the Borrower lacks the authority to pay interest on this Note in an amount equal to the Interest Rate.

SECTION 5. Unconditional Obligations. The direct, general obligation of the Borrower to make the Loan repayments and all other payments required hereunder and the obligation to perform and observe the other duties, covenants, obligations and agreements on its part contained herein shall be absolute and unconditional, and shall not be abated, rebated, set-off, reduced, abrogated, terminated, waived, diminished, postponed or otherwise modified in any manner whatsoever while any Loan repayments, or any other payments due hereunder, remain unpaid, regardless of any contingency, act of God, event or cause whatsoever, including (without limitation) any acts or circumstances that may constitute failure of consideration, eviction or constructive eviction, the taking by eminent domain or destruction of or damage to the Project or Environmental Infrastructure System, commercial frustration of the purpose, any change in the laws of the United States of America or of the State or any political subdivision of either or in the rules or regulations of any governmental authority, any failure of the I-Bank to perform and observe any agreement or any duty, liability or obligation arising out of this Note, or any rights of set-off, recoupment, abatement or counterclaim that the Borrower might have against the I-Bank or any other party; provided, however, that payments hereunder shall not constitute a waiver of any such rights.

SECTION 6. Events of Default. The following events shall constitute an "Event of Default" hereunder: (i) failure by the Borrower to pay, when due, any and all of its Loan repayment obligations hereunder, and any other payment obligations due hereunder; (ii) failure by the Borrower to observe and perform any duty, covenant, obligation or agreement on its part
to be observed or performed pursuant to the terms of this Note; (iii) any representation made by
the Borrower contained in this Note or in any instrument furnished in compliance with or with
reference to this Note is false or misleading in any material respect; and (iv) a petition is filed by
or against the Borrower under any federal or state bankruptcy or insolvency law or other similar
law in effect on the date of this Note or thereafter enacted, unless in the case of any such petition
filed against the Borrower such petition shall be dismissed within thirty (30) days after such
filing and such dismissal shall be final and not subject to appeal, or the Borrower shall become
insolvent or bankrupt or shall make an assignment for the benefit of its creditors, or a custodian
of the Borrower or any of its property shall be appointed by court order or take possession of the
Borrower or its property or assets if such order remains in effect or such possession continues for
more than thirty (30) days.

SECTION 7. Remedies upon Event of Default. Whenever an Event of Default shall
have occurred and be continuing pursuant to the terms hereof, the Borrower hereby
acknowledges and agrees to the rights of the I-Bank to take any action permitted or required at
law or in equity to collect the amounts then due and thereafter to become due hereunder or to
enforce the observance and performance of any duty, covenant, obligation or agreement of the
Borrower hereunder. If an Event of Default shall have occurred, the Borrower hereby
acknowledges and agrees that the I-Bank shall have the right to (i) immediately cease
disbursements of the proceeds of the Loan, and/or (ii) declare all Loan repayments and all other
amounts due hereunder to be due and payable immediately without further notice or demand.
The Borrower hereby acknowledges and agrees that no remedy herein is intended to be
exclusive, and every remedy shall be cumulative and in addition to every other remedy given
under this Note or now or hereafter existing at law or in equity. The Borrower hereby further
acknowledges and agrees that no delay or omission by the I-Bank to exercise any remedy or right
accruing upon any Event of Default shall impair any such remedy or right or shall be construed
to be a waiver thereof, but any such remedy or right may be exercised as often as may be deemed
expedient. The Borrower hereby further acknowledges and agrees that, pursuant to the “New
Jersey Infrastructure Bank Credit Policy”, adopted by the Board of Directors of the I-Bank, and
as further amended and supplemented from time to time (the “Credit Policy”), during such time
as an Event of Default has occurred and is continuing hereunder, the Borrower shall be ineligible
for additional financial assistance from the I-Bank (including, without limitation, long-term
financing through the Anticipated Financing Program), in addition to certain other consequences
set forth in the Credit Policy. The Borrower hereby agrees that upon demand it shall pay to the I-
Bank the reasonable fees and expenses of attorneys and other reasonable expenses (including,
without limitation, the reasonably allocated costs of in-house counsel and legal staff) incurred in
the collection of Loan repayments or any sum due hereunder or in the enforcement of the
observation or performance of any obligations or agreements of the Borrower upon an Event of
Default. Any moneys collected by the I-Bank pursuant to this Section 7 shall be applied first to
pay any attorneys’ fees or other fees and expenses owed by the Borrower.

SECTION 8. Certain Miscellaneous Provisions. The Borrower hereby acknowledges
and agrees as follows: (a) all notices hereunder shall be deemed given when hand delivered or
when mailed by registered or certified mail, postage prepaid, to the Borrower at the following
address: City of Elizabeth, 50 Winfield Scott Plaza, Elizabeth, NJ 07201-2462, Attention:
Chief Financial Officer, and to the I-Bank at the following address: New Jersey Infrastructure
Bank, 3131 Princeton Pike, Building 4, Suite 216, Lawrenceville, New Jersey 08648-2201, Attention: Executive Director; (b) this Note shall be binding upon the Borrower and its successors and assigns; (c) in the event any provision of this Note is held illegal, invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate, render unenforceable or otherwise affect any other provision hereof; (d) the obligations of the Borrower pursuant to the terms of this Note may not be assigned by the Borrower for any reason, unless the I-Bank shall have approved said assignment in writing; (e) this Note may not be amended, supplemented or modified without the prior written consent of the I-Bank; (f) this Note shall be governed by and construed in accordance with the laws of the State; (g) the Borrower shall, at the request of the I-Bank, execute and deliver such further instruments as may be necessary or desirable for better assuring, conveying, granting, assigning and confirming the rights, security interests and agreements granted or intended to be granted by this Note; (h) whenever the Borrower is required to obtain the determination, approval or consent of the I-Bank pursuant to the terms hereof, such determination, approval or consent may be either granted or withheld by the I-Bank in its sole and absolute discretion; and (i) consistent with the provisions of N.J.S.A. 58:11B-13, neither the directors of the I-Bank nor any officers of the I-Bank taking any action with respect to this Loan shall be liable personally with respect to the Loan or any matters or transactions related thereto.
IN WITNESS WHEREOF, the Borrower has caused this Note to be duly executed, sealed and delivered on the date first above written.

CITY OF ELIZABETH, in the County of Union, New Jersey

[SEAL]

ATTEST:

By: ________________________________
    Mayor

By: ________________________________
    Chief Financial Officer

Clerk
EXHIBIT A-2

Loan Disbursements

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Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Galiman, And President Kiniery – 6.

NEGATIVE: None.
RESOLUTION CONFIRMING THE DETAILS OF THE SALE OF GENERAL OBLIGATION BONDS OF THE CITY OF ELIZABETH, IN THE COUNTY OF UNION, NEW JERSEY, TO THE NEW JERSEY INFRASTRUCTURE BANK AND TO THE STATE OF NEW JERSEY, ACTING BY AND THROUGH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, PURSUANT TO THE STATE FISCAL YEAR 2020 NEW JERSEY WATER BANK FINANCING PROGRAM FOR FUNDING THE CITY’S TRUMBULL STREET FLOOD CONTROL PROJECT.

WHEREAS, the City of Elizabeth (the “Local Unit”), in the County of Union, New Jersey, determined that there existed a need within the Local Unit to construct that certain Trumbull Street flood control project (the “Project”), as said Project is more particularly defined in each of that certain Loan Agreement (the “I-Bank Loan Agreement”) to be entered into by and between the Local Unit and the New Jersey Infrastructure Bank (the “I-Bank”) and that certain Loan Agreement (the “Fund Loan Agreement”), and together with the I-Bank Loan Agreement, the “Loan Agreements”) entered into by and between the Local Unit and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the “State”), all pursuant to the State Fiscal Year 2020 New Jersey Water Bank Financing Program (the “Program”);

WHEREAS, the Local Unit has determined to permanently finance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the I-Bank (the “I-Bank Loan”) and the State (the “Fund Loan”, and together with the I-Bank Loan, the “Loans”) pursuant to the I-Bank Loan Agreement and the Fund Loan Agreement, respectively;

WHEREAS, to evidence the Loans, each of the I-Bank and the State require the Local Unit to authorize, execute, attest and deliver the Local Unit’s General Obligation Bonds, Series 2020, to the I-Bank (the “I-Bank Loan Bond”) and General Obligation Bonds, Series 2020, to the State (the “Fund Loan Bond”, and together with the I-Bank Loan Bond, the “Local Unit Bonds”) pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the “Local Bond Law”), other applicable law, the Fund Loan Agreement dated April 9, 2020, the I-Bank Loan Agreement expected to be dated as of May 1, 2020, and the Escrow Agreement dated April 9, 2020 (the “Escrow Agreement”) by and among the I-Bank, the State, the Local Unit and the escrow agent named therein;

WHEREAS, N.J.S.A. 40A:2-27(a) (2) of the Local Bond Law allows for the sale of the I-Bank Loan Bond and the Fund Loan Bond to the I-Bank and the State, respectively, without any public offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the I-Bank Loan Bond to the I-Bank, without any public offering, all under the terms and conditions set forth herein; and

WHEREAS, on April 9, 2020, the Local Unit delivered the Fund Loan Bond to the State; and
WHEREAS, in accordance with the terms of the Escrow Agreement, the I-Bank has sold its bonds to fund the I-Bank Loan, thereby enabling the Local Unit to confirm the exact aggregate principal amount of and debt service schedule for the I-Bank Loan Bond.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Local Unit as follows:

Section 1. The sale of the I-Bank Loan Bond to the I-Bank and the Fund Loan Bond to the State is hereby confirmed. The I-Bank Loan Bond shall be released from escrow in accordance with the terms of the Escrow Agreement and thereby issued in accordance with the principal loan amount, interest rates and maturity schedule set forth in Schedule A attached hereto and made a part hereof. The issuance of the Fund Loan Bond with the principal loan amount and maturity schedule set forth in Schedule B attached hereto and made a part hereof is hereby ratified and confirmed.

Section 3. This resolution shall take effect upon adoption.

Section 4. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to DeCotis, FitzPatrick, Cole & Giblin, LLP, bond counsel to the Local Unit, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the I-Bank.

Schedule A
I-Bank Loan Bond
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**Fund Loan Bond – Pre-Forgiveness**

Schedule B
### Schedule B

**Fund Loan Bond – Post-Forgiveness**

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Total: 2,642,253.00

*Assumes no Principal Forgiveness*
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*Assumes Principal Forgiveness of $1,674,981

Which was adopted by the following vote:

**AFFIRMATIVE:** Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiriithy – 6.

**NEGATIVE:** None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on November 13, 2017, City Council adopted a resolution authorizing the Director of the Department of Health and Human Services to receive funding from the New Jersey Department of Health’s Childhood Lead Exposure Prevention Project Grant (CLPP Grant); and

WHEREAS, the State of New Jersey authorized Grantees re-direct Lead funding for Covid-19 related expenses; and

WHEREAS, the Director of the Department of Health and Human Services has requested authorization to use funding from the CLPP Grant, Account No. 0-02-41-812-20, for Covid-19 related expenses; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby authorizes the Department of Health and Human Services to use funding from the CLPP Grant for Covid-19 related expenses.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman,And President Kiniery – 6.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on March 20, 2020, the Director of Public Works received two (2) bids for the electrical maintenance and emergency repair service at various public buildings owned by the City of Elizabeth; and

WHEREAS, the lowest responsible bidder was HBC Electric, Inc., 306 Chestnut Street, Roselle, New Jersey 07203 in the amount of $496,948.50. The total bid amount for the first year is $247,420.00 and for the second year is $249,528.50. The combined amount bid for both years is $496,948.50; and

WHEREAS, the bid was reviewed by the City Attorney as to form; and

WHEREAS, the contract in question is considered to be an Open-end Contract pursuant to 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 Director and the Department of Public Works has requested authorization to award a contract to HBC Electric, Inc., 306 Chestnut Street, Roselle, New Jersey 07203 for a two-year contract for the electrical maintenance and emergency repair service at various public buildings owned by the City of Elizabeth. The combined amount bid for both years is $496,948.50; and

WHEREAS, the amount of the contract in question exceeds $50,000.00 and the provisions of Chapter 2.92 of the Code of the City of Elizabeth have been complied with by HBC Electric, Inc.; 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 (Account No. 0-01-26-310-BLD-308), 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 authorizes an award of a contract to HBC Electric, Inc., 306 Chestnut Street, Roselle, New Jersey 07203 for a two-year contract for the electrical maintenance and emergency repair service at various public buildings owned by the City of Elizabeth. The total bid amount for the first year is $247,420.00 and for the second year is $249,528.50. The combined amount bid for both years is $496,948.50.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Galiman, And President Kiniery – 6.

NEGATIVE: None. 54
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Elizabeth Fire Department requests the adoption of a resolution authorizing the proper City Officials to apply, accept and sign all appropriate documents for the FY 2020 Assistance to Firefighters Grant Program – COVID-19 for an amount not to exceed $500,000.00.

WHEREAS, the Elizabeth Fire Department (EFD) is applying for these grant funds to more effectively safeguard first responders by providing them with the necessary protective gear to assist residents and the region, in response to COVID-19 as well as more effectively prepare for future catastrophic disasters; and

WHEREAS, the Assistance to Firefighters Grant Program – COVID-19 Supplemental is offered through FEMA and the U.S. Department of Homeland Security, under the Coronavirus, Aid, Relief and Economic Security (CARES) Act. It is designed to award twelve-month grants to fire departments of a State to enhance their abilities with respect to COVID-19 response as well as fire and fire-related hazards; and

WHEREAS, eligible categories under this opportunity include: operations and safety-personal protective equipment, regional projects and micro grants. COVID-19 Personal Protective Equipment priorities pertaining to response include, but are not limited to: eye protection, isolation gowns, protective coveralls, gloves, footwear covers, respirators, surgical-type face masks as well as decontamination of PPE, vehicles and responding personnel; and

WHEREAS, Fire departments, such as Elizabeth, serving populations over 20,000 and under one million, must agree to match the Federal grant funds with an amount of non-Federal funds equal to 10 percent of the total project cost. The program seeks to support departments in achieving readiness and emergency management goals; and

WHEREAS, the Elizabeth Fire Department will utilize the anticipated grant funds to increase the availability of personal protective equipment and overall resources, in order to more effectively respond to the COVID-19 pandemic as well as better prepare for emergencies. Additional personal protective equipment will assist in safeguarding first responders as well as yield increased services for our residents. Together, these efforts will improve the health, safety and well-being of our residents and community; 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 for the FY 2020 Assistance to Firefighters Grant Program – COVID-19 for an amount not to exceed $500,000.00; and be it

FURTHER RESOLVED, the EFD agrees to match the Federal grant funds with an amount of non-Federal funds equal to 10 percent of the total project cost.

Which was adopted by the following vote:

AFFIRMATIVE: Perkins-Auguste, Grova, Gonzalez, Cedeno, Gallman, And President Kiniery – 6.

NEGATIVE: None.

The regular order of business was then resumed.
Councilman Grova stated that it's very obvious that this meeting was essential due to the COVID-19 items.

Councilwoman Perkins-Auguste stated that the City's library is very important as well as the COVID-19 funding. She stated further that a lot of these grants don't require a City match.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned with profound regret of the death of Mrs. Martha Campo, and

WHEREAS, Martha was a dedicated public servant who served with distinction as an employee of the City of Elizabeth, Bureau of Construction, now, therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at her death and to her family over their great loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof 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 with profound regret of the death of Mr. Simmons, and

WHEREAS, Mr. Simmons was a dedicated public servant who served with distinction through Missionaries on a Mission, now, therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at his death and to his family over their great loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to his 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 with profound regret of the death of Ms. Ellen Abdunafi, and

WHEREAS, Ellen was a dedicated public servant who served with distinction as an employee of the City of Elizabeth, Health and Human Services Department, now, therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at her death and to her family over their great loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to her family.

Which was adopted unanimously by a standing vote and minute of silent prayer.
WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Anthony "Totonno" Crincolli, 90, Shoemaker and Artisan; A Life Well-Lived; and

WHEREAS, Anthony Crincolli passed away on Monday, April 13, 2020, at the age of 90. His family and friends affectionately called him Totonno. He was a shoemaker and entrepreneur who immigrated with his family to the United States in 1965. He settled in the City of Elizabeth, N.J. and established Crincolli Sunshine Orthopedic Shoes. He was the fourth generation in a family of Italian artisans and shoemakers. His loyal clients spanned parts of Union and Essex counties; and

WHEREAS, after serving in the Italian Army, Totonno founded businesses on three continents. First in his hometown of Vallata, in the Province of Avellino, Italy, operating a custom shoemaking shop with his father Alfonso. Then in Barquisimeto, Lara, Venezuela, where he started a shoe manufacturing company and two shoe retail stores (“O Sole Mio” and “Verde Luna”). Leaving Venezuela after 12 years, Totonno immigrated to Elizabeth and purchased a shoe repair business, turning it into an orthopedic custom shoemaking and repair establishment; and

WHEREAS, in the early 1970s, Totonno was president of the Gioventù (Youth) Vallatese Club and a member of the Vallatese Club in Elizabeth. He was president of the Centro Culturale Italiano promoting Italian culture at Saint Anthony of Padua Roman Catholic Church. He was a longtime parishioner of Saint Anthony and of Immaculate Conception Church in Elizabeth; and

WHEREAS, an avid gardener and winemaker, Totonno shared the fruits of his labor and good humor at many gatherings with stories of family history, where he imparted the lessons of kindness, hard work and perseverance; and

WHEREAS, Totonno and his wife Giovanna (née Giso) were in their 66th year of marriage. He is survived by his wife and four sons, Alfonso and wife Michele of Bloomfield; Nicholas and partner Michael of Los Angeles; Antonio and wife Nancy of Paramus; and Americo and wife Carol of Linden; six grandchildren: Franco, Dr. Joanna Crincolli and husband Doug Bender, Tara, Antonio, Patrick, and Michael; brothers Peter of Elizabeth and Aldo of Vallata; and numerous nieces, nephews, and great nieces and nephews. Totonno will always be remembered as a devoted husband, father, grandfather, brother, uncle, and friend who brought joy to all the lives of those he touched; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Anthony "Totonno" Crincolli, to his 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 his family.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned with profound regret of the death of Bruce Robinson, Sr.;

WHEREAS, Bruce was an employee of the City of Elizabeth Maintenance Department and was a dedicated public servant who served with distinction, now, therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at his death and to his family over their great loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to his 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 with profound regret of the death of Joyce Best;

WHEREAS, Joyce was a dedicated public servant who served with distinction, now, therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at her death and to her family over their great loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof 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 with profound regret of the death of Vivian Coughman;

WHEREAS, Vivian was a dedicated public servant who served with distinction, now, therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at her death and to her family over their great loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof 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 with profound regret of the death of Jessie Hudson;

WHEREAS, Jessie was a dedicated public servant who served with distinction, now, therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at her death and to her family over their great loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof 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 with profound regret of the death of Sister Dorothy Jose;

WHEREAS, Sister Jose was a dedicated public servant who served with distinction, now, therefore, be it

RESOLVED, that we, the members of City Council of the City of Elizabeth, hereby express our sincere sorrow at her death and to her family over their great loss; and be it

FURTHER RESOLVED that this expression of our sympathy be recorded in full upon the minutes of City Council and an acknowledgement thereof be sent to her family.

Which was adopted unanimously by a standing vote and minute of silent prayer.

Councilman Grova moved that City Council do now adjourn.

Which was carried unanimously.

Whereupon Council President Kiniery declared City Council adjourned at 7:10 P.M.

APPROVED

KEVIN J. KINIERY
President of City Council

YOLANDA M. ROBERTS
Municipal Clerk