

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, MAY 9, 2023

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING: RESIDENTS AND TAXPAYERS ADDRESS THE CITY COUNCIL.

PUBLIC HEARINGS

NONE.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated April 27, 2023, from the Business Administrator recommending awarding a contract to Pitney Bowes, Inc., 27 Waterview Drive, Shelton, CT for the provision of Postage, Postage Equipment Maintenance and Postage Supplies for the period of April 13, 2023 through April 14, 2024 at a cost not to exceed \$300,000.00. Which was received.

By the Clerk:

Letter dated April 27, 2023, from the Business Administrator recommending awarding a contract to Timetrak Systems, Inc., 933 Pine Grove Avenue, Port Huron, MI for the furnishing of time clock equipment, maintenance and supplies for various departments for the period of April 13, 2023 through April 14, 2024 at a cost not to exceed \$75,000.00. Which was received.

By the Clerk:

Letter dated April 27, 2023, from the Business Administrator recommending awarding a contract to Garden State Systems & Equipment, 115 Campus Drive, Edison, NJ for maintenance and repair service of Lektriver Units for various Departments for the period of April 13, 2023 through April 14, 2024 in the amount not to exceed \$30,000.00. Which was received.

By the Clerk:

Letter dated April 28, 2023, from the Business Administrator recommending awarding a contract to Magic Touch Construction Co., Inc., 59 West Front Street, Keyport, NJ for the purchase of repairs and maintenance of plumbing systems at various public buildings for the period of April 19, 2023 through April 3, 2024 at a cost not to exceed \$650,000.00. Which was received.

By the Clerk:

Letter dated April 28, 2023, from the Business Administrator recommending awarding a contract to Fitness Lifestyles Inc., 37 Route 35 N, Neptune, NJ for the purchase of Athletic Equipment and Supplies for the Elizabeth Fire Department for the period of April 25, 2023 through May 8, 2024 in the amount of \$50,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated April 28, 2023, from the Business Administrator recommending awarding a contract to SHI International Corp, 290 Davidson Avenue, Somerset, NJ for the purchase of FY23 Fusus Pro Package Software, Core Pro Alliance and Core Elite AI Appliance for the Administration of the Police Department for the period of April 3, 2023 through April 2, 2024 in the total amount of \$95,684.21.
Which was received.

By the Clerk:

Letter dated April 28, 2023, from the Business Administrator recommending awarding a contract to SJM Motorcycles, LLC, d/b/a Shoreline Harley Davidson, 136 Monmouth Road, West Long Branch, NJ for the purchase of two (2) 2023 or Current Model Year Harley Davidson FLHTP Electra Glide Police Motorcycles or their equivalent as replacements for the Police Department in the amount of \$44,223.50.
Which was received.

By the Clerk:

Letter dated April 28, 2023, from the Business Administrator recommending awarding a contract to SHI International Corp., 290 Davidson Avenue, Somerset, NJ for the purchase of FY23 Predictive Patrol Operations Software and Automated Vehicle Location Software for the Elizabeth Police Department for the period of May 18, 2023 through May 17, 2024 in the total amount of \$42,313.68.
Which was received.

By the Clerk:

Letter dated April 18, 2023, from the City Attorney request authorization for the proper City official to enter into a licensing agreement with SESAC LLC, 35 Music Square East, Nashville, TN to allow municipal entities to publicly perform musical compositions for which SESAC, LLC is authorized to license commencing January 1, 2023 and ending on December 31, 2023 in an amount not to exceed \$2,618.00.
Which was received.

By the Clerk:

Letter dated April 26, 2023, from the City Attorney request authorization for the proper City officials to execute all necessary documents for the acceptance of Drive New Jersey Insurance Company's offer of \$4,380.91 as settlement in full for extensive damages to a 2019 Ford Explorer Police Cruiser.
Which was received.

By the Clerk:

Letter dated May 2, 2023, from the Chief Financial Officer advising that additional grants may be appropriated in the 2023 SFY Budget by budget amendments (Chapter 159).
Which was received.

By the Clerk:

Letter dated May 2, 2023, from the Chief Financial Officer advising that in compliance with the SFY 2016 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits.
Which was received.

By the Clerk:

Letter dated May 2, 2023, from the Chief Financial Officer advising that transfers for the 2023 SFY Municipal and Sewer Utility Budgets may be necessary.
Which was received.

By the Clerk:

Letter dated May 2, 2023, from the Chief Financial Officer recommends that your Honorable Body request of the Director of the Division of Local Finance to make changes in the 2023 Municipal Budget to account for the City's local share of grants (Chapter 159) approved after the adoption of the budget.
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated April 11, 2023, from the Director of Planning and Community Development request authorization for the proper City official to apply, accept and sign all documents for the U.S. Department of Housing and Urban Development for Community Development Block Grant in the amount of \$1,559,658.00 and HOME Investment Partnership Program CD-49 formula allocation funding in the amount of \$1,036,595.00 for Fiscal Year 2023-2024. Which was received.

By the Clerk:

Letter dated April 19, 2023, from the Director of Planning and Community Development request authorization for the proper City officials to execute any and all documents necessary to discharge the City's First Time Homebuyer Program mortgage and cancellation of the Deed of Easement and Restrictive Covenant on the property located at 620 Chetwood Street. Which was received.

By the Clerk:

Letter dated April 26, 2023, from the Director of Planning and Community Development request that your Honorable Body consider a resolution of local support for Cannabyss Dispensary, LLC, 1167 East Jersey Street, Elizabeth, NJ for their application to the New Jersey Cannabis Regulatory Commission for a Class 5 Retail Cannabis License. Which was received.

By the Clerk:

Letter dated April 27, 2023, from the Director of Planning and Community Development request authorization for His Honor the Mayor to execute the Certificate of Completion for 190 Union Redevelopment Urban Renewal, LLC, 100-116 Union Street all work related to the mixed-use project has been completed and the conditions determined to exist at the time the area was determined to be in need of redevelopment no longer exist and the property and improvements shall no longer be subject to eminent domain for which the Certificate of Completion is sought. Which was received.

By the Clerk:

Letter dated April 27, 2023, from the Director of Planning and Community Development request authorization for the proper City officials to execute the Redevelopment Agreement with MREH New Point, LLC for the transfer of 823-827 East Jersey Street to construct ten (10) affordable units for residents making up to 60% Area Median Income (AMI) and the sales price will be \$700,000.00. Which was received.

By the Clerk:

Letter dated April 27, 2023, from the Director of Planning and Community Development request that your Honorable Body consider a resolution of local support for Green Leaf Cannabis, LLC, 841 Elizabeth Avenue, Elizabeth, NJ for their application to the New Jersey Cannabis Regulatory Commission for a Class 5 Retail Cannabis License. Which was received.

By the Clerk:

Letter dated April 27, 2023, from the Director of Planning and Community Development request authorization for the proper City officials to apply, accept and sign all necessary documents for the Notice of Interest to the Neighborhood Preservation Program NPP-ARP Grant application from the New Jersey Department of Community Affairs in the amount of \$145,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated May 2, 2023, from the Acting Chief License Inspector request that your Honorable Body consider Groundwork Elizabeth, 25 First Street, Elizabeth, NJ to conduct the Tour de Elizabeth to be held on Sunday, May 21, 2023, from 7 a.m. until 1:00 p.m. Which was received.

By the Clerk:

Letter dated May 2, 2023, from the Acting Chief License Inspector request that your Honorable Body consider Jefferson Park Ministries, Inc., 70 West Grand Street, Elizabeth, NJ to conduct Rhythm in the Park Festival to be held on May 21, 2023, from 3:00 p.m. to 6:00 p.m. in Jefferson Park with a rain date scheduled for May 28, 2023. Which was received.

By the Clerk:

Letter dated May 2, 2023, from the Acting Chief License Inspector request that your Honorable Body consider the Elizabeth Avenue Partnership to conduct the Cinco de Mayo Cultural Festival on Friday, May 5, 2023, from 6:00 p.m. to 11:00 p.m. with a rain date scheduled for May 6, 2023. Which was received.

By the Clerk:

Letter dated April 26, 2023, from the Director of Public Works recommending awarding a contract to AA Berms LLC, 106 Mill Street, Belleville, NJ in connection with the Elizabeth River Trail Phase 6 extension on Clifton Street from Pulaski Street to Cole Place at a cost of \$264,184.00. Which was received.

By the Clerk:

Letter dated April 26, 2023, from the Director of Public Works request that your Honorable Body reject all bids received on April 13, 2023, for the Engine Company No. 2 Floor Slab Replacement 655 South Broad Street due to the bids received substantially exceed the Engineer's estimate and the City funds allocated for the project. Which was received.

By the Clerk:

Letter dated April 28, 2023, from the Director of Public Works recommending awarding a contract to CME Associates, 3141 Bordentown Avenue, Parlin, NJ to provide Environmental Engineering Services for the Atlantic Street Stormwater Control Project on a time and material basis at a cost not to exceed \$69,300.00 plus reimbursables. Which was received.

By the Clerk:

Letter dated April 20, 2023, from the Police Director request to install "Autistic Child in the Area" signs to be installed on the west curb line of Third Street eighty-nine feet north of Court Street and the east curb line of Third Street thirty-nine feet south of Court Street. Which was received.

By the Clerk:

Letter dated April 28, 2023, from Jennifer M. Costa, Executive Director, Elizabeth Destination Marketing Organization (EDMO) request permission to be the host city of the NJ Flag Football Tournament to be held on Sunday, July 9, 2023, from 7:00 a.m. to 8:00 p.m. at the Todd Bowles Sports Complex. Which was received.

REPORTS OF CITY OFFICERS

NONE.

ORDINANCES ON FIRST READING

ORD. NO. 5843 - An Ordinance to authorize the proper City officials to execute a Redevelopment Agreement with MREH (MAGILL Real Estate Holdings) New Point, LLC, for the transfer of 823-827 East Jersey Street (Block 588, Lot 31, Formerly Block 7, Lot 287).

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, MAY 23, 2023 AT 2:00 P.M. (YOUTH IN CITY GOVERNMENT DAY)

ORDINANCES ON FINAL PASSAGE

NONE.

NEW BUSINESS

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

Authorize transfers for the Fiscal Year 2023 Municipal & Sewer Utility Budgets in the amount of \$5,638,000.00.

Authorize the award of a contract to Pitney Bowes Inc., 27 Waterview Drive, Shelton, CT, for the provision of Postage, Postage Equipment Maintenance and Postage Supplies for the period April 13, 2023 through April 14, 2024, at a cost not to exceed \$300,000.00.

Authorize the award of a contract to Timetrak Systems, Inc., 933 Pine Grove Avenue, Port Huron, MI, for the furnishing of Time Clock Equipment, Maintenance, and Supplies for various departments for the period April 13, 2023 through April 14, 2024, at a cost not to exceed \$75,000.00.

Authorize the award of a contract to Garden State Systems & Equipment, 115 Campus Drive, Edison, N.J. for Maintenance and Repair Service to Lektrievers Units for various departments for the period April 13, 2023 through April 14, 2024, at a cost not to exceed \$30,000.00.

Authorize the award of a contract to Magic Touch Construction Co., Inc., 59 West Front Street, Keyport, N.J., for the provision of Repairs and Maintenance of Plumbing Systems at various public buildings through the Union County Co-Op for the period April 19, 2023 through April 3, 2024, at a cost not to exceed \$650,000.00.

Authorize the award of a contract to Fitness Lifestyles, 37 Route 35 N, Neptune, N.J. for the purchase of Athletic Equipment and Supplies for the Fire Department through the Educational Services Commission of NJ for the period April 25, 2023 through May 8, 2024, at a total cost of \$50,000.00.

Authorize the award of a contract to SHI International Corp., 290 Davidson Avenue, Somerset, N.J., for the purchase of FY23 Fusus Pro Package Software, Core Pro Alliance and Core Elite AI Appliance for the Administration of the Police Department through the Bergen County Co-Op for the period April 3, 2023 through April 2, 2024, in the amount of \$95,684.21.

NEW BUSINESS (cont'd)

Authorize the award of a contract to SJM Motorcycles, LLC, DBA, Shoreline Harley Davidson, 136 Monmouth Road, West Long Branch, N.J., for the furnishing of two (2) 2023 or current model year Harley Davidson FLHTP Electra Glide Police Motorcycles or its equivalent as replacements for the Police Department, in the amount of \$44,223.50.

Authorize the award of a contract to SHI International Corp., 290 Davidson Avenue, Somerset, N.J., for the purchase of FY23 Predictive Patrol Operations Software and Automated Vehicle Location Software for the Police Department through the Bergen County Co-Op for the period May 18, 2023 through May 17, 2024, at a total cost of \$42,313.68.

Authorize the award of a contract to National Fuel Oil, Inc., 175 Orange Street, Newark, N.J., for the purchase of Diesel Fuel for the Public Works Marina for the period March 31, 2023 through March 31, 2024, at a cost not to exceed \$50,000.00.

Authorize the proper City Officials to enter into a licensing agreement with SESAC, LLC, 35 Music Square East, Nashville, TN, to allow municipal entities to publicly perform musical compositions for which SESAC, LLC, is authorized to license for a one-year period commencing January 1, 2023 through December 31, 2023, in an amount not to exceed \$2,618.00.

Authorize the proper City officials to execute all necessary documents for the acceptance of Drive New Jersey Insurance Company's offer, as settlement in full for damages to a 2019 Ford Explorer Police Cruiser, in the amount of \$4,380.91.

Authorize the proper City officials to execute all documents necessary and appropriate for the submission of a funding application (Action Plan) to the U.S. Department of Housing and Urban Development (HUD), for Community Development Block Grant (CDBG), in the amount of \$1,559,658.00 and HOME Investment Partnership Program (HOME), in the amount of \$1,036,595.00, CD-49 formula allocation funding for Fiscal Year 2023-2024.

Authorize the proper City officials to execute any and all documents necessary for the Discharge of the City's First Time Homebuyer Program Mortgage and Cancellation of the Deed of Easement and Restrictive Covenant on the property located at 620 Chetwood Street, in the amount of \$19,695.00.

Adopt a resolution of local support of Cannabyss Dispensary, LLC in its application to the New Jersey Cannabis Regulatory Commission for a Class 5 Retail Cannabis License for a Cannabis Establishment to be located at 1167 East Jersey Street, Elizabeth, New Jersey.

Authorize the Mayor to execute the Certificate of Completion for 190 Union Redevelopment Urban Renewal, LLC, for the property located at 100-116 Union Street, for all work related to the mixed use project that has been substantially completed and the conditions determined to exist at the time the area was determined to be in need of redevelopment no longer exist and the property and improvements shall no longer be subject to eminent domain for which the Certificate of Completion is sought.

Adopt a resolution of local support of Green Leaf Cannabis, LLC in its application to the New Jersey Cannabis Regulatory Commission for a Class 5 Retail Cannabis License for a Cannabis Establishment to be located at 841 Elizabeth Avenue, Elizabeth, New Jersey.

Authorize the proper City Officials to apply, accept and sign all necessary documents for a Notice of Interest (NOI) to the Neighborhood Preservation Program NPP-ARP (American Rescue Plan) grant application from the New Jersey Department of Community Affairs (NJDCA), in the amount of \$145,000.00.

Authorize the award of a contract to AA Berms LLC, 106 Mill Street, Belleville, N.J., in connection with the Elizabeth River Trail Phase 6 extension, Clifton Street from Pulaski to Cole Place, in the amount of \$264,184.00.

NEW BUSINESS (cont'd)

Reject all bids received April 13, 2023, for the Engine Company No. 2 Floor Slab Replacement, (655 South Broad Street), due to the bids received substantially exceed the Engineer's estimate and the City Funds allocated for the project.

Authorize the award of a contract to CME Associates, 3141 Bordentown Avenue, Parlin, N.J., to provide Environmental Engineering Services for the for the Atlantic Street Stormwater Control Project on a time and material basis, at a cost not to exceed \$69,300.00 plus reimbursables.

Install "Autistic Child in Area" signage in the area of 169 Third Street, Elizabeth, N.J.

Permit the Groundwork Elizabeth, 205 First Street, Elizabeth, N.J. to hold the Tour de Elizabeth, on Sunday, May 21, 2023, in front of City Hall from 7:00 a.m. to 1:00 p.m., set up time is 6:00 a.m.

Permit the Jefferson Park Ministries, Inc., 70 West Grand Street, Elizabeth, N.J. to hold a Rhythm in the Park Festival on Sunday, May 21, 2023, at Jefferson Park, 441-487 Jefferson Avenue, Elizabeth, N.J. from 3:00 p.m. to 6:00 p.m., rain date Sunday, May 28, 2023, set up time 12:00 p.m.

Pay Utility Bills

COMMENDATIONS:

Lasandra Ibanez

MEMORIALS:

Kimberly A. Vella

ADJOURNMENT