

CITY COUNCIL - ELIZABETH, N. J.
REGULAR MEETING - TUESDAY, OCTOBER 25, 2022

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

- ORD. NO. 5739 - A Sewer Utility Bond Ordinance of the City of Elizabeth, in the County of Union, New Jersey providing for Sewer System Capital Repairs and appropriating \$12,000,000.00 therefor and authorizing the issuance of \$12,000,000.00 Bonds or Notes of the City of Elizabeth to finance the cost thereof.
- ORD. NO. 5740 - A Bond Ordinance funding an Emergency Temporary Appropriation providing for the Local Unit's allocable share of the unfunded portion of Phase I of the Flood Mitigation Facilities Project of the Joint Meeting of Essex and Union Counties, by and in the City of Elizabeth, in the County of Union, State of New Jersey (The "Local Unit"); appropriating \$11,625,000.00 therefore and authorizing the issuance of \$11,625,000.00 Bonds or Notes to finance the cost thereof.
- ORD. NO. 5741 - An Ordinance to grant 190 Union Redevelopment Urban Renewal, LLC, owner of Tax Account No. 6-1407 the exclusive right to regulate and enforce parking restrictions for parking spaces along the westerly sideline of Union Street between West Jersey Street and West Grand Street.
- ORD. NO. 5742 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Josefa Lorenzo, 962 Dehart Place, Elizabeth, New Jersey.

THE HISTORIC MIDTOWN ELIZABETH SPECIAL IMPROVEMENT DISTRICT FISCAL YEAR 2023 BUDGET IN THE AMOUNT OF \$225,000.00.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated October 13, 2022, from His Honor the Mayor subject to the confirmation of your Honorable Body, I herewith re-appoint Ms. Alejandra Gallardo, 415 Rosehill Place, Elizabeth, NJ to serve as a Member of the Elizabeth Parking Authority for a term of five (5) years effective November 13, 2022.
Which was received.

By the Clerk:

Letter dated October 13, 2022, from the Business Administrator recommending awarding a contract to Garden State Highway Products, Inc., 301 Riverside Drive, Millville, NJ for the purchase of traffic control signs, support hardware, and safety devices for the period of September 28, 2022, through September 27, 2023, at a cost not to exceed \$100,000.00.
Which was received.

By the Clerk:

Letter dated October 13, 2022, from the Business Administrator recommending awarding a contract to Mid-Atlantic Truck Centre, 525 Linden Avenue West, Linden, NJ for the purchase of parts and repairs for heavy duty vehicles for the period of August 9, 2022, through October 19, 2023, at a cost not to exceed \$100,000.00.
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated October 13, 2022, from the Business Administrator recommending awarding a contract to Elite Vehicle Solutions, 1000 Bennett Blvd., Unit 6, Lakewood, NJ for the purchase of a lights and sirens conversion package for two (2) Fire Department Chevy Tahoe's at a total cost of \$74,868.24. Which was received.

By the Clerk:

Letter dated October 13, 2022, from the Business Administrator recommending awarding a contract to Fitness Lifestyles, 37 Route 35, Neptune, NJ for the purchase of gym equipment for the Fire Department Headquarters as replacements due to Hurricane Ida at the total cost of \$27,984.61. Which was received.

By the Clerk:

Letter dated October 13, 2022, from the Business Administrator request authorization for the proper City officials to auction the City's Solar Renewable Energy Certificates (SREC) as per the Schedule A attached hereto and to execute the certificates being auctioned; the date and time of the auction will be set by Flett Exchange, LLC and published in The Star Ledger. Which was received.

By the Clerk:

Letter dated October 14, 2022, from the Business Administrator request authorization for the proper City officials to execute a contract for insurance covering the City's foreclosed properties with Western World Insurance Company, Parsippany, NJ through agent-of-record Otterstedt Agency, 40 Sylvan Avenue, Englewood Cliffs, NJ for the period of October 1, 2022, to October 1, 2023, at an annual premium of \$4,126.00. Which was received.

By the Clerk:

Letter dated October 14, 2022, from the Business Administrator request authorization for the issuance of insurance covering City-owned properties with The Chubb Group of Insurance Companies, Florham Park, NJ through their agent-of-record Otterstedt Agency, 540 Sylvan Avenue, Englewood Cliffs, NJ for the period of October 1, 2022, to October 1, 2023, at an annual premium of \$289,677.00. Which was received.

By the Clerk:

Letter dated October 14, 2022, from the Business Administrator request authorization for the proper City officials to issue a Fidelity Officials Bond covering Paul Lesniak, City Treasurer/Tax Collector with the Hartford Insurance Company, Hartford, CT through their agent-of-record, Hughes Plumer Associates, 20 West End Avenue, Somerville, NJ for the period of December 1, 2022, to December 1, 2023, at an annual premium of \$1,750.00. Which was received.

By the Clerk:

Letter dated October 18, 2022, from the Chief Financial Officer advising in compliance with the SFY 2016 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits. Which was received.

By the Clerk:

Letter dated October 18, 2022, from the Chief Financial Officer advising that temporary emergency appropriations for the 2023 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

By the Clerk:

Letter dated October 12, 2022, from the Director of Planning and Community Development request that your Honorable Body consider the adoption of the 5-61 Bay Avenue Non-Condemnation Redevelopment Plan. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated October 13, 2022, from the Director of Planning and Community Development request that your Honorable body consider amending the Code of the City of Elizabeth Chapter 8.16 entitled "Demolition Containers, Dumpsters and Roll-Off Shipping Containers", specifically to begin regulating their use on private property. Which was received.

By the Clerk:

Letter dated October 14, 2022, from the Director of Planning and Community Development authorizing a Non-Congregate Shelter HOME-American Rescue Plan Program Deferred Payment Loan on the property located at 1129-1131 East Jersey Street for the construction of the second-floor space that will be divided into twelve (12) rooms of which two (2) rooms will have bathrooms in the amount of \$1,271,000.00. Which was received.

By the Clerk:

Letter dated October 17, 2022, from the Director of Planning and Community Development request to amend Chapter 17.40.010 of the Code of the City of Elizabeth entitled "Off-Street Parking Regulations" within Sections 17.40.010.A and 17.40.010.B of the City of Elizabeth Land Development Code, specifically to amend the off-street parking regulations for Section 17.40.40 entitled "Number of Parking and Loading Spaces Required" of the City of Elizabeth Land Development Code and to amend Section 17.36.030 entitled "Supplementary Regulations" of the City of Elizabeth Land Development Code and to refer the proposed ordinance to the Planning Board for its review and recommendation. Which was received.

By the Clerk:

Letter dated October 17, 2022, from the Director of Planning and Community Development request authorization for the proper City officials to execute any and all documents necessary and appropriate to enter into a contract with AS Environmental LLC, 26 Woodland Avenue, Fords, NJ to provide Municipal Lead Abatement services at the property located at 537 South Street in an amount not to exceed \$20,000.00. Which was received.

By the Clerk:

Letter dated October 13, 2022, from the Director of Public Works request permission to have liens placed against properties listed on Schedule A attached hereto for the boarding up of said properties in the amount of \$1,279.52. Which was received.

By the Clerk:

Letter dated October 13, 2022, from the Director of Public Works request permission to have liens placed against properties listed on Schedule A attached hereto for the removal and disposal of debris from said properties in the amount of \$8,614.45. Which was received.

By the Clerk:

Letter dated September 29, 2022, from the Police Director request to establish handicapped parking spaces in front of the following premises: 229 Bond Street (personalized); 425 Catherine Street (personalized); 328 Centre Street (personalized); 70 Chilton Street (personalized); 210 Clark Place (personalized); 850 East Jersey Street (personalized); 1356 Fremont Place (personalized); 328 Fulton Street (personalized); 417 Fulton Street (personalized); 528 Fulton Street (personalized); 812 Garden Street (personalized); 1422 Lexington Place (personalized); 227 Pine Street (personalized); 235 Pine Street (personalized); 35 Reid Street (personalized); 123 S. Park Street (personalized); 8 Stewart Place (personalized); 92 Westfield Avenue, (personalized); 1040 Fanny Street; 76 Florida Street; 202 S. Fifth Street; 312 Walnut Street; deletion: 331 Loomis Street. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated October 12, 2022, from the Police Director request to establish handicapped parking spaces in front of the following premises: 1039 Flora Street; 129 Court Street (personalized); 448 Franklin Street (personalized); 557 Jackson Avenue (personalized); 8 Kerlyn Court (personalized); 1122 Seib Avenue (personalized); 614 South Street, Apt. 2 (personalized); 141 Washington Avenue (personalized); 1089 William Street (personalized).
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated October 3, 2022, from the City Treasurer submitted the City Treasurer's Report of Receipts and Disbursements for the month of July 2022 and Statement of Bank Balances and Investments as of July 31, 2022.
Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 5743 - An Ordinance amending Title 17, Entitled "Land Development Code", Section 17.40.010 entitled "Off-Street Parking Regulations" within Sections 17.40.010.A and 17.40.010.B of the City of Elizabeth Land Development Code, to amend the Off-Street Parking Regulations for Section 17.40.040 entitled "Number of Parking and Loading Spaces Required" of the City of Elizabeth Land Development Code and to amend Section 17.36.030 entitled "Supplementary Regulations" of the City of Elizabeth Land Development Code.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, DECEMBER 13, 2022 AT 7:30 P.M.

ORD. NO. 5744 - An Ordinance of the City Council of the City of Elizabeth to adopt the 5-61 Bay Avenue, (Block 1, Lot 1349.A) Redevelopment Plan pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. and amending the official zoning map of the City of Elizabeth accordingly.

ORD. NO. 5745 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Lillian DelRosario, 850 East Jersey Street, Elizabeth, New Jersey.

ORD. NO. 5746 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Barbara Townsend, 528 Fulton Street, Elizabeth, New Jersey.

ORD. NO. 5747 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Mercedes Cotos, 35 Reid Street, Elizabeth, New Jersey.

ORD. NO. 5748 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Gregory Fasset, 129 Court Street, Elizabeth, New Jersey.

ORD. NO. 5749 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Jose Alonso, 614 South Street, Apt. #2, Elizabeth, New Jersey.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD WEDNESDAY, NOVEMBER 9, 2022 AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 5739 - A Sewer Utility Bond Ordinance of the City of Elizabeth, in the County of Union, New Jersey providing for Sewer System Capital Repairs and appropriating \$12,000,000.00 therefor and authorizing the issuance of \$12,000,000.00 Bonds or Notes of the City of Elizabeth to finance the cost thereof.

ORD. NO. 5740 - A Bond Ordinance funding an Emergency Temporary Appropriation providing for the Local Unit's allocable share of the unfunded portion of Phase I of the Flood Mitigation Facilities Project of the Joint Meeting of Essex and Union Counties, by and in the City of Elizabeth, in the County of Union, State of New Jersey (The "Local Unit"); appropriating \$11,625,000.00 therefore and authorizing the issuance of \$11,625,000.00 Bonds or Notes to finance the cost thereof.

ORD. NO. 5741 - An Ordinance to grant 190 Union Redevelopment Urban Renewal, LLC, owner of Tax Account No. 6-1407 the exclusive right to regulate and enforce parking restrictions for parking spaces along the westerly sideline of Union Street between West Jersey Street and West Grand Street.

ORD. NO. 5742 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Josefa Lorenzo, 962 Dehart Place, Elizabeth, New Jersey.

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 Temporary Emergency Appropriations for the 2023 Fiscal Year Municipal and Sewer Utility Budgets, in the amount of \$585,454.00.

Adopt the Historic Midtown Elizabeth Special Improvement District Calendar Year 2023 Budget, in the amount of \$225,000.00.

Confirm the reappointment of Ms. Alejandra Gallardo, 415 Rosehill Place, Elizabeth, N.J. to serve as a Member of the Elizabeth Parking Authority for a term of (5) five years effective November 13, 2022.

Authorizes the award of a contract to Garden State Highway Products Inc., 301 Riverside Drive, Millville, N.J., for the purchase of Traffic Control Signs, Support Hardware and Safety Devices, through the Somerset County Co-Op for the period September 28, 2022 through September 27, 2023, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Mid Atlantic Truck Centre, 525 Linden Avenue West, Linden, N.J., for the purchase of Parts and Repairs for Heavy Duty Vehicles for various departments, through the Bergen County Co-Op for the period August 9, 2022 through October 19, 2023, at a cost of not to exceed \$100,000.00.

Authorize the award of a contract to Elite Vehicle Solutions, 1000 Bennett Blvd, Unit 6, Lakewood, N.J., for the purchase of a Lights and Siren Conversion Package for two (2) Fire Department Chevy Tahoe's, at a total cost of \$74,868.24.

Authorize the award of a contract to Fitness Lifestyles, 37 Route 35, Neptune, N.J. for the purchase of Gym Equipment for the Fire Department Headquarters as replacements due to Hurricane Ida, through the Educational Services Commission of NJ, at a total cost of \$27,984.61.

Authorize the proper City officials to auction the City's Solar Renewable Energy Certificates (SREC's) and to execute the certificates being auctioned as per Schedule A on file in the City Clerk's Office utilizing the online auction services by Flett Exchange, LLC, 15 Exchange Place, Suite 710, Jersey City, New Jersey.

NEW BUSINESS (cont'd)

Authorize the proper City officials to execute a contract with Western World Insurance Company, 300 Kimball Drive, Suite 500, Parsippany, N.J., through agent-of-record Otterstedt Agency, for property insurance covering the City's foreclosed properties, for the period October 1, 2022 to October 1, 2023, at an annual premium of \$4,126.00.

Authorize the award of a contract to The Chubb Group of Insurance Companies, 12 Vreeland Road, Florham Park, N.J., through agent-of-record, Otterstedt Insurance Agency for property insurance policy covering City-Owned properties for the period October 1, 2022 to October 1, 2023, at an annual premium of \$289,677.00.

Authorize the proper City Officials to renew the policy of insurance with Hartford Insurance Company, Hartford, Connecticut, through agent-of-record Hughes Plumer Associates for a Fidelity Public Officials Bond for Paul Lesniak, Treasurer/Tax Collector for the period December 1, 2022 to December 1, 2023, at an annual premium of \$1,750.00.

Authorize the Non-Congregate Shelter HOME-American Rescue Plan Program Deferred Payment Loan on the property located at 1129-1131 East Jersey for the construction of the second- floor space which will be divided into twelve rooms (12) of which two (2) rooms will have bathrooms, in the amount of \$1,271,000.00.

Authorize the proper City Officials to execute any and all documents necessary and appropriate for a Municipal Lead Abatement Grant and to enter into a contract with As Environmental LLC, 26 Woodland Avenue, Fords, N.J., to provide Municipal Lead Abatement Services at the property located at 537 South Park Street, Elizabeth, N.J., in an amount not to exceed \$20,000.00.

Authorize the City of Elizabeth Planning Board for its review and recommendations pursuant to N.J.S.A. 40:55D-25, regarding Title 17, Entitled "Land Development Code", Section 17.40.010 entitled "Off-Street Parking Regulations" within Sections 17.40.010.A and 17.40.010.B of the City of Elizabeth Land Development Code, to amend the Off-Street Parking Regulations for Section 17.40.040 entitled "Number of Parking and Loading Spaces Required" of the City of Elizabeth Land Development Code and to amend Section 17.36.030 entitled "Supplementary Regulations" of the City of Elizabeth Land Development Code.

Establish liens for the boarding up of properties listed on Schedule A on file in the City Clerk's Office, in the total amount of \$1,279.52.

Establish liens for the removal and disposal of debris from properties listed on Schedule A on file in the City Clerk's Office, in the total amount of \$8,614.45.

Establish a handicapped parking space in front of the premises located at 1040 Fanny Street, Apt. 2 Left, Elizabeth, New Jersey.

Establish a handicapped parking space in front of the premises located at 312 Walnut Street, Elizabeth, New Jersey.

Delete the following handicapped parking spaces from in front of the premises located at:
331 Loomis Street.

Pay Utility Bills

Approve Bingo and Raffle Licenses

COMMENDATIONS:

Michael LoBrace

)Elizabeth Chapter of UNICO, Citizen of the Year

J. Sacco & Sons Meat Market

)75th Anniversary

Bethlehem Judah Christian Fellowship)20th Anniversary
and Bishop Anthony W. Gilyard

MEMORIALS:

Letrell Ducan

ADJOURNMENT