

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, DECEMBER 8, 2020

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

APPROVAL OF MINUTES:

**Organization Meeting**, January 1, 2015  
**Conference Meetings:** January 6, 20; February 3, 17; March 3, 17; April 7, 21; May 5, 19; June 3, 16; July 7; August 4; September 1, 15; October 6, 20; November 4, 16; December 1, 15, 2015  
**Regular Meetings:** January 13, 27; February 10, 24; March 10, 24; April 14, 28; May 12, 26; June 9, 23; July 28; August 25; September 8, 22; October 13, 27; November 10, 24; December 8, 22, 2015  
**Special Meetings:** June 16; July 7; August 4, 17, 25; November 20, 24, 2015

PUBLIC HEARINGS

- ORD. NO. 5366 - An Ordinance to amend and supersede City of Elizabeth Land Development Code, Chapter 17, Subsection 36 entitled Zoning Districts, Section 17.36.099 ("Calculation of Prevailing Conditions") and Section 17.36.100 ("Lot Dimensions").
- ORD. NO. 5401- An Ordinance to amend Ordinance No. 4786 to Establish the Salary, and Cost Sharing Plan for premium payments for the State Health Benefits Plan (SHBP) costs for the Mayor, Members of City Council, Business Administrator, and Department Directors for the period January 1, 2021 to December 31, 2024.
- ORD. NO. 5402- An Ordinance to Repeal, Amend, and Establish various sections within Title 2 of the Code of the City of Elizabeth entitled "Administration and Personnel" specifically to remove the Bureau of Central License from the Department of Administration and place it into the Department of Planning and Community Development and to remove the Bureau of Public Information and Citizen Participation Services from the Department of Planning and Community Development and place it into the Department of Administration.
- ORD. NO. 5403- An Ordinance to change the redevelopment entity designated in the Redevelopment Plan dated February 25, 2020 and adopted by ordinance dated April 28, 2020 for property located at 61-99 West Grand Street (Block 6, Lot 1589) from the City Council of Elizabeth to the Union County Improvement Authority.
- ORD. NO. 5405 - An Ordinance to amend Section 10.28.030, Schedule I, of the Code of the City of Elizabeth, entitled "No Parking All Times on Certain Streets", specifically to include Sixth Street, both sides, between Trumbull Street and Bond Street.
- ORD. NO. 5406 - An Ordinance to amend Chapter 15.12 of the Code of the City of Elizabeth entitled "Housing Code", specifically to clarify the manner for storing garbage, rubbish and reuse.

PUBLIC HEARINGS (Cont'd)

- ORD. NO. 5407 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Robert Lorenz, 103 Murray Street, Elizabeth, New Jersey.
- ORD. NO. 5408 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Jose Castanon, 1018 Cross Avenue, Apt. 8, Elizabeth, New Jersey.
- ORD. NO. 5409 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Yamisel Pillot, 90 Marshall Street, Elizabeth, New Jersey.
- ORD. NO. 5410 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Mornitha Philon, 304 Clark Place, Elizabeth, New Jersey.
- ORD. NO. 5411 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Fidencio Aguilar, 334 John Street, Fl. 2, Elizabeth, New Jersey.
- ORD. NO. 5412 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Sixto Cornielle, 213 Amity Street, Elizabeth, New Jersey.
- ORD. NO. 5413 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Frank Insalaco, 540 Fourth Avenue, Elizabeth, New Jersey.
- ORD. NO. 5414 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Gloria Lopez, 242 Fulton Street, Elizabeth, New Jersey.
- ORD. NO. 5415 - An Ordinance to rescind Ordinance No. 4817, adopted on March 14, 2017, which authorized the establishment of a personalized handicapped parking space for William Johnson, 565 Pennsylvania Avenue, Elizabeth, New Jersey.
- ORD. NO. 5416 - An Ordinance to amend Section 5.70.250 of the Code of the City of Elizabeth to extend the expiration date of Chapter 5.70, entitled "Rent Control and Stabilization", to December 31, 2022.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated November 24, 2020, from the Business Administrator recommending awarding a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ for the purchase of one (1) 2018 F-350 Crew Cab Truck to be utilized by the Police Department's Emergency Unit as an addition to the fleet in the amount of \$64,812.14. Which was received.

By the Clerk:

Letter dated November 24, 2020, 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 Siren Installation package for the Fire Department at a total cost of \$23,102.66. Which was received.

By the Clerk:

Letter dated November 24, 2020, from the Business Administrator recommending awarding a contract to Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, NJ for the purchase of one (1) 2020 Chevrolet Tahoe LS 4WD as an addition to the Fire Department fleet at the total cost of \$41,649.42. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated November 24, 2020, from the Business Administrator request authorization to enter into a contract with P.L. Custom Body and Equipment Co., Inc., 2201 Atlantic Avenue, Manasquan, NJ for the purchase of one (1) 2019 Ford Super Duty 550 4x2 Ambulance in the amount of \$227,119.00 and one (1) 2019 Ford Super Duty F550 4x4 Ambulance in the amount of \$238,366.00 through their award from Sourcewell, formerly NJPA National Co-Op for a grand total of \$465,485.00. Which was received.

By the Clerk:

Letter dated November 13, 2020, from the Chief Financial Officer request authorization for the Tax Collector to cancel/credit/refund an overbilling of taxes for the 2019 and 2020 Tax Year in the sum of \$5,867.59. Which was received.

By the Clerk:

Letter dated November 18, 2020, from the Chief Financial Officer request authorization for the Tax Collector to credit said individual's taxes who are entitled to a Senior Citizen or Disability Deduction, Veteran Deduction for the 2020 Tax Year on the properties as per the delineated list attached hereto in the amount of \$3,250.00. Which was received.

By the Clerk:

Letter dated December 1, 2020, from the Chief Financial Officer advising that additional grants may be appropriated in the 2021 SFY Budget by budget amendments (Chapter 159). Which was received.

By the Clerk:

Letter dated December 1, 2020, 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 November 18, 2020, 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 mortgage and cancellation of the Deed of Easement and Restrictive Covenant for the property located at 161 Race Street in the amount of \$23,934.00. Which was received.

By the Clerk:

Letter dated November 24, 2020, from the Director of Planning and Community Development request that your Honorable Body consider authorizing the proper City officials to prepare, submit and execute all necessary documents to the U.S. Department of Housing and Urban Development (HUD) a CARES Act Substantial Amendment to the Consolidated Plan for CD-45, Fiscal Year 2019 in order to incorporate additional funds in the amount of \$1,571,366.00 under the CARES Act to prevent, prepare for, and respond to COVID-19 as per the delineated list attached hereto. Which was received.

By the Clerk:

Letter dated November 24, 2020, from the Director of Planning and Community Development request authorization for the proper City officials to accept and sign all appropriate documents for the NJ Department of Community Affairs Municipal Lead Abatement-Version 1 Grant funds to be utilized to perform lead abatement in 10-12 units, where children reside and elevated lead levels are present for an amount not to exceed \$231,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated November 30, 2020, from the Director of Planning and Community Development request authorization for the proper City officials to amend the resolution adopted November 24, 2020 authorizing the amendment of the NPP Colombian District Implementation Plan to incorporate an additional \$127,200.00 in funds awarded for COVID-19 related relief and recovery, specifically to incorporate an additional \$13,000.00 in funds and to revise Schedule A attached hereto allocating the additional \$13,000.00 and to reallocate \$1,360.00 from Elizabeth Development Administration to the City of Elizabeth. Which was received.

By the Clerk:

Letter dated November 25, 2020, from the Director of Planning and Community Development request authorization for the Planning Board to reexamine the Kapkowski Redevelopment Plan for parcels Rear 575 Kapkowski Road; Rear 577 Kapkowski Road; Rear 627 Kapkowski Road; Rear 655 Kapkowski Road; Rear 667 Kapkowski Road; Rear 631 Kapkowski Road; Rear 601 Kapkowski Road and Rear 583 Kapkowski Road due to the proposed residential/commercial development never coming to fruition and the site has been vacant and undeveloped for fourteen (14) plus years. Which was received.

By the Clerk:

Letter dated November 25, 2020, from the Director of Planning and Community Development request that your Honorable Body consider authorizing the Planning Board to reexamine the Zoning and Use for parcels 33-37 West Grand Street and 69-73 West Jersey Street and 100-134 Price Street of the Midtown Redevelopment Plan, specifically to consider the addition of a hotel as a permitted use on Parcel A and to consider the addition of residential development as a permitted use on Parcel J. Which was received.

By the Clerk:

Letter dated November 25, 2020, from the Director of Planning and Community Development request to amend the resolution adopted on May 7, 2020 changing Section 17.36.099 and Section 17.36.100 of the City of Elizabeth Master Plan Reexamination Report, specifically to amend and supersede Chapter 17, Section 36.090 of the Code of the City of Elizabeth entitled Zoning Districts, Section 090 (“Nonconformance”) of the Land Development Code. Which was received.

By the Clerk:

Letter dated November 19, 2020, from the Director of Recreation request that your Honorable Body consider authorizing the proper City officials to apply, accept and sign all appropriate documents for the National Park Service – African American Civil Rights Grant Program; with this anticipated funding, the City seeks to work in coordination with Reverend Dr. Wanda M Lundy, Pastor of the Siloam Hope First Presbyterian Church to support her continued efforts to memorialize the Broad Street cemetery site where three hundred thirteen (313) slaves are buried for an amount not to exceed \$500,000.00. Which was received.

By the Clerk:

Letter dated November 12, 2020, from the Police Director request to amend Chapter 10.08.010 of the Code of the City of Elizabeth entitled Four Way Stop Intersections to include the intersection of Henry Street and Anna Street; with stop bars on Henry Street and lighted LED Stop signs at said intersection. Which was received.

By the Clerk:

Letter dated November 17, 2020, from the Police Director request to establish personalized handicapped parking spaces in front of the premises located at 1465 Lexington Place (personalized); and 410 Centre Street (personalized). Which was received.

REPORTS OF CITY OFFICERS

NONE.

ORDINANCES ON FIRST READING

- ORD. NO. 5418 - An Ordinance to amend Section 10.08.010, of the Code of the City of Elizabeth, entitled "Four-Way Stop Intersections" specifically to add a Four-Way Stop at the intersection of Henry Street and Anna Street and install pavement markings with lighted led signage and stop bars.
- ORD. NO. 5419 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Natalee Ann Correa, 364 Cherry Street, Elizabeth, New Jersey.

**PUBLIC HEARING AND FUTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, DECEMBER 22, 2020 AT 7:30 P.M.**

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 5366 - An Ordinance to amend and supersede City of Elizabeth Land Development Code, Chapter 17, Subsection 36 entitled Zoning Districts, Section 17.36.099 ("Calculation of Prevailing Conditions") and Section 17.36.100 ("Lot Dimensions").
- ORD. NO. 5401- An Ordinance to amend Ordinance No. 4786 to Establish the Salary, and Cost Sharing Plan for premium payments for the State Health Benefits Plan (SHBP) costs for the Mayor, Members of City Council, Business Administrator, and Department Directors for the period January 1, 2021 to December 31, 2024.
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- ORD. NO. 5408 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Jose Castanon, 1018 Cross Avenue, Apt. 8, Elizabeth, New Jersey.

ORDINANCES ON FINAL PASSAGE (Cont'd.)

- ORD. NO. 5409 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Yamisel Pilot, 90 Marshall Street, Elizabeth, New Jersey.
- ORD. NO. 5410 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Mornitha Philon, 304 Clark Place, Elizabeth, New Jersey.
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- ORD. NO. 5415 - An Ordinance to rescind Ordinance No. 4817, adopted on March 14, 2017, which authorized the establishment of a personalized handicapped parking space for William Johnson, 565 Pennsylvania Avenue, Elizabeth, New Jersey.
- ORD. NO. 5416 - An Ordinance to amend Section 5.70.250 of the Code of the City of Elizabeth to extend the expiration date of Chapter 5.70, entitled "Rent Control and Stabilization", to December 31, 2022.

NEW BUSINESS

- Authorize the award of a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, N.J., for the purchase of one (1) 2018 F-350 Crew Cab Truck to be utilized by the Police Department's Emergency Unit as an addition to the fleet, through the Educational Services Commission of NJ Co-op, in the amount of \$64,812.14.
- 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 installation package for the Fire Department, at a total cost of \$23,102.66.
- Authorize the award of a contract to Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, N.J., for the purchase of one (1) 2020 Chevrolet Tahoe LS 4WD as an addition to the Fire Department fleet, through the Educational Services Commission of New Jersey, at a total cost of \$41,649.42.
- Authorize the award of a contract to P. L. Custom Body and Equipment Co., Inc., 2201 Atlantic Avenue, Manasquan, N.J. for the purchase of one (1) 2019 Ford Super Duty 550 4x2 Ambulance in the amount of \$227,119.00 and one (1) 2019 Ford Super Duty F550 4x4 Ambulance in the amount of \$238,366.00, through its award from Sourcewell, formerly NJPA National Co-Op, for a grand total of \$465,485.00.
- Authorize the Tax Collector to cancel/refund/credit an overbilling of taxes on the property located at 656-702 Westminster Avenue for Tax Year 2019 in the amount of \$2,911.22 and Tax Year 2020 in the amount of \$2,956.37, for the total amount of \$5,867.59.
- Authorize the Tax Collector to credit Senior Citizen, Disability and/or Veteran Deductions for Tax Year 2020 pursuant to a delineated list submitted November 18, 2020 on file in the City Clerk's Office, in the amount of \$3,250.00.

**NEW BUSINESS (cont'd)**

Authorize the proper City officials to execute any and all documents necessary to Discharge the City's mortgage and cancellation of the Deed of Easement and Restrictive Covenant on the property located at 161 Race Street, Elizabeth, N.J., in the amount of \$23,934.00.

Authorize the proper City Officials to prepare, submit and execute all necessary documents to the U.S. Department of Housing and Urban Development (HUD) a CARES Act Substantial Amendment to the Consolidate Plan CD-45 Fiscal Year 2019, to incorporate additional funds under the CARES Act to prevent, prepare for and respond to COVID-19 as per the delineated list on file in the City Clerk's Office, in the amount of \$1,571,366.00.

Authorize the proper City officials to apply, accept and sign all appropriate documents for the New Jersey Department of Community Affairs- Municipal Lead Abatement-Version 1 Grant funds, to be utilized to perform lead abatement in 10-12 units where children reside and elevated lead levels are present, for an amount not to exceed \$231,000.00.

Authorize the proper City officials to amend the resolution adopted November 24, 2020, authorizing the amendment of the NPP Colombian District Implementation Plan to incorporate an additional \$127,200.00 in funds awarded for COVID -19 related relief and recovery specifically, to incorporate an additional \$13,000.00 in funds and to revise Schedule A on file in the City Clerk's Office, allocating the additional \$13,000.00 and to reallocate \$1,360.00 from Elizabeth Development Administration to the City of Elizabeth.

Authorize the Planning Board to reexamine the Kapkowski Redevelopment Plan for the use and zoning of Parcels, Rear 575 Kapkowski Road, Rear 577 Kapkowski Road, Rear 627 Kapkowski Road, Rear 655 Kapkowski Road, Rear 667 Kapkowski Road, Rear 631 Kapkowski Road, Rear 601 Kapkowski Road and Rear 583 Kapkowski Road.

Authorize the Planning Board to reexamine the zoning and use for 5105Parcels 33-37 West Grand Street and 69-73 West Jersey Street and 100-134 Price Street of the Midtown Redevelopment Plan.

Authorize the renewal of the contract with Regional Industries, LLC., 800 East Grand Street, Elizabeth, N.J., to provide for the collection, hauling and disposal of garbage, trash and recyclable materials throughout the entire City for the fourth year of the five (5) year contract, commencing January 1, 2021 to December 31, 2021 at a cost of \$4,665,000.00, in accordance with the schedule of prices submitted at the time of bid.

Authorize the proper City officials to apply, accept and sign all appropriate documents for the National Park Service – African American Civil Rights Grant Program, with anticipated funding the City seeks to work in coordination with Reverend Dr. Wanda M. Lundy, Pastor of the Siloam Hope First Presbyterian Church, to support her continued efforts to memorialize the Broad Street cemetery site, in an amount not to exceed \$500,000.00.

Rescind resolution adopted October 23, 2012, which established a handicapped parking space in front of the premises located at 364 Cherry Street. (now personalized)

**COMMENDATIONS:**

**MEMORIALS:**

Mario G. Rosa  
James DeSalvo, Jr.

**ADJOURNMENT**