Tuesday Evening  
May 26, 2020  
6:30 P.M.

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 Frank J. Cuesta; Patricia Perkins-Auguste; Manny Grova, Jr.; Council members Carlos Torres, 1st Ward; Nelson Gonzalez, 2nd Ward; Carlos Cedeno, 4th Ward; William Galiman, Jr., 5th Ward; Frank O. Mazza, 6th Ward And President Kevin Kiniery, 3rd Ward –9.

ABSENT: None.

NOTE: According to the Division of Local Government Services of the Department of Community Affairs guidance for the conducting of public meetings in the Local Guidance COVID-19 Bulletin/Notice to comply with the requirements of the Governor’s Executive Order 107, City Council will be conducting this meeting via teleconference. In lieu of attending the meeting, the public may submit their “Public Speaking” comments to be read by the City Clerk up until 2:30 p.m. on May 26, 2020.

ALSO PRESENT: Raymond Bolanowski, First Assistant City Attorney

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

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

PUBLIC HEARING

NONE.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated May 8, 2020 from the Business Administrator recommending awarding a contract to Malouf Ford Inc., 2210 Route 1 North, P.O. Box 7480, North Brunswick, NJ for the purchase of OEM and non-OEM maintenance and repair services for light and medium duty vehicles for various departments for the period of March 17, 2020 through March 17, 2021 at a cost not to exceed $100,000.00.

Which was received.

By the Clerk:

Letter dated May 8, 2020, from the Business Administrator request authorization for the proper City officials to participate in a State Contract with Witmer Public Safety Group, 104 Independence Way, Coatsville, PA for Firefighter Protective Clothing and Equipment for the Fire Department for the period April 1, 2020 through June 14, 2021 at a cost not to exceed $50,000.00.

Which was received.

By the Clerk:

Letter dated May 8, 2020, from the Business Administrator request to rescind the resolution adopted on January 8, 2019 to ALESII/Applied Labor Employment Studies Institute, Morristown, NJ for Grant Consulting Services at a cost not to exceed $36,000.00 for year one of this contract with an option to renew for four additional one year periods; the Director has conferred that he wishes to exercise the clause allowing for termination for convenience and not renew this contract.

Which was received.

By the Clerk:

Letter dated May 9, 2020, from the Business Administrator recommending awarding a contract to EPLUS Technology, Inc., 642 Newtown Yardley Road, Newtown, PA for computer hardware, printers, servers, media, software upgrades and other computer equipment for various City buildings for the period of April 1, 2020 through July 31, 2021 at a cost not to exceed $225,000.00.

Which was received.

By the Clerk:

Letter dated May 9, 2020, from the Business Administrator recommending awarding a contract to Dell Marketing LP, One Dell Way, Round Rock, TX for the purchase of Dell Computers, Servers and Replacement Parts for Dell Computers for various City buildings for the period of April 1, 2020 through July 31, 2021 at a cost not to exceed $300,000.00.

Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:
Letter dated May 9, 2020, from the Business Administrator recommending awarding a contract to Howard Industries, Inc., 36 Howard Drive, Ellsville, MS for computer hardware, printers, servers, media, software upgrades, printer repairs and other computer equipment for various City buildings for the period of April 1, 2020 through July 31, 2021 at a cost not to exceed $100,000.00. Which was received.

By the Clerk:
Letter dated May 9, 2020, from the Business Administrator recommending awarding a contract to National Fuel Oil, Inc., 175 Orange Street, Newark, NJ for the purchase of diesel fuel for the Public Works Marina for the period of April 1, 2020 through March 31, 2021 at a cost not to exceed $50,000.00. Which was received.

By the Clerk:
Letter dated May 9, 2020, from the Business Administrator recommending awarding a contract to Thomson Reuters, a Division of West Publishing Corp., 610 Opperman Drive, Eagan, MN for the purchase of Web Based Data Access Services for the Law Department and Municipal Court Division for a period of time from April 1, 2020 through March 8, 2021 at a cost not to exceed $80,000.00. Which was received.

By the Clerk:
Letter dated May 12, 2020, from the Business Administrator recommending awarding a contract to Griffith-Allied Trucking, LLC, 25 Old Camplain Road, Hillsborough, NJ for the purchase of Gasoline for the Public Works Marina for the period of April 1, 2020 through October 31, 2021 at a cost not to exceed $50,000.00. Which was received.

By the Clerk:
Letter dated May 12, 2020, from the Business Administrator request authorization for a policy of insurance with James River Insurance Group, P.O. Box 27648, Richmond, VA, through the agent of record, Hughes – Plumer Associates, covering professional liability for the Engineer and staff for the period May 25, 2020 to May 25, 2021 at an annual premium of $52,948.00. Which was received.

By the Clerk:
Letter dated May 12, 2020, from the Business Administrator recommending awarding a contract with Engine Land, Inc., 155 Division Street, Elizabeth, NJ for the purchase of OEM vehicle parts and repairs for various departments for the period of April 21, 2020 through April 14, 2021 at a cost not to exceed $150,000.00. Which was received.

By the Clerk:
Letter dated May 12, 2020, from the Business Administrator recommending awarding a contract to Route 23 Automall, 1301 Route 23, Butler, NJ for the purchase of OEM vehicle parts and repairs for various departments for the period of April 21, 2020 through April 14, 2021 at a cost not to exceed $50,000.00. Which was received.

By the Clerk:
Letter dated May 13, 2020, from the Business Administrator recommending awarding a contract to Garden State Highway Products, 301 Riverside Dr., Building D, Millville, NJ for Breakaway U-Posts and Sign Supports including, but not limited to materials for street signs for the Public Works Department for the period of March 30, 2020 through March 30, 2022 at a cost not to exceed $50,000.00. Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:
Letter dated May 13, 2020, from the Business Administrator recommending awarding a contract to Emergency Accessories and Installations, 770 Cuthbert Blvd., Cherry Hill, NJ for the purchase of vehicle electronics and equipment for the Police Department for the period March 16, 2020 through May 14, 2021 at a cost not to exceed $350,000.00. Which was received.

By the Clerk:
Letter dated May 13, 2020, from the Business Administrator recommending awarding a contract to DFFLM LLC, 215 Route 202/31, Flemington, NJ for the purchase of OEM vehicle parts and repairs for various departments for the period of April 21, 2020 through April 14, 2021 at a cost not to exceed $50,000.00. Which was received.

By the Clerk:
Letter dated May 14, 2020, from the Business Administrator recommending awarding a contract to Magic Touch Construction Co., Inc., 59 West Front Street, Keyport, NJ for repairs and maintenance of plumbing systems at various public buildings for the period of June 30, 2020 through March 22, 2022 at a cost not to exceed $750,000.00. Which was received.

By the Clerk:
Letter dated May 14, 2020, from the Business Administrator recommending awarding a contract to Pitney Bowes Inc., 27 Waterview Drive, Shelton, CT for the furnishing of Postage, Postage Equipment Maintenance and Postage Supplies for the period of April 15, 2020 through April 14, 2021 at a cost not to exceed $300,000.00. Which was received.

By the Clerk:
Letter dated May 14, 2020, 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 15, 2020 through April 14, 2021 at a cost not to exceed $25,000.00. Which was received.

By the Clerk:
Letter dated May 14, 2020, from the Business Administrator recommending awarding a contract to SHI International, 290 Davison Avenue, Somerset, NJ for the renewal of the Reverse 911 Renewal Mass Notification Annual for the Police Department at a total cost of $47,931.95. Which was received.

By the Clerk:
Letter dated May 14, 2020, from the Business Administrator recommending awarding a contract to Foley Inc., 855 Centennial Avenue, Piscataway, NJ for the purchase of generator equipment maintenance and repair for the period of June 30, 2020 through June 29, 2021 at a cost not to exceed $125,000.00. Which was received.

By the Clerk:
Letter dated May 14, 2020, from the Business Administrator recommending awarding a contract to Motorola, P.O. Box 161, Wharton, NJ for the purchase of a Service Agreement for Communications Infrastructure and Maintenance on all Portable Radios for the Police, Fire and Public Works Departments at a cost of $229,399.09. Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Business Administrator recommending awarding a contract to DFFLM, LLC t/a Ditschman Flemington Ford, 215 Highway 202, Flemington, NJ for the purchase to two (2) 2020 Ford F250 crew cab pickup trucks as replacement vehicles for the Fire Department at the total cost of $69,807.00. Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:
Letter dated May 15, 2020, from the Business Administrator recommending awarding a contract to Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ for the purchase of two (2) 2020 Ford Transit Cargo Vans and one (1) 2020 Dodge Durango Truck as additions to the Police Department fleet at the total cost of $98,505.94. Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Business Administrator advising that being satisfied that an emergency did exist, recommends the award of a contract to CDW Government, LLC, 200 N. Milwaukee Avenue, Vernon Hills, IL to purchase twelve (12) Panasonic Toughbook Computers for the Police Department in the amount of $27,172.68. Which was received. (F.I.O.)

By the Clerk:
Letter dated May 15, 2020, from the Business Administrator recommending awarding a contract to Horizon HealthCare Dental Services, 1427 Wyckoff Road, Farmingdale, NJ for a Dental Insurance Program for the period July 1, 2020 through June 30, 2021 in a total amount not to exceed $1,650,000.00. Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Business Administrator recommending awarding a contract to CapitalEdge Strategies, LLC, Inc., 1212 New York Avenue, NW Suite 250, Washington, DC to provide advocacy and grant services for the City of Elizabeth before United States Congress, Executive Departments and Agencies for the period of June 1, 2020 through September 30, 2021 in the amount not to exceed $40,000.00. Which was received.

By the Clerk:
Letter dated May 18, 2020, from the Business Administrator request that your Honorable Body consider a resolution supporting the Elizabeth Public Library's application to the NJ Library Construction Bond Grant and authorize to apply, accept and sign all documents regarding this application with a 50% match of the amount that is awarded; with this anticipated funding the Library seeks to repair the roof, water proof the roof and elevator tower, and repair interior walls and ceilings for an amount not to exceed $200,000.00 for the Main Library and parking lot repair/replace to comply with ADA compliance for an amount not to exceed $237,000.00 for the Elm Branch. Which was received.

By the Clerk:
Letter dated May 18, 2020, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for the Union County CARES Act Coronavirus Relief Funds Grant; the City will utilize these anticipated grant funds to reimburse costs incurred from the onset of the COVID-19 health pandemic as well as costs that continue to be incurred as they relate to the COVID-19 health pandemic for an amount not to exceed $2,000,000.00. Which was received.

By the Clerk:
Letter dated May 21, 2020, from the Business Administrator request that your Honorable Body consider a resolution in support of Senate Bill S-2475 and Assembly Bill A-3971 authorizing the issuance of "Coronavirus Relief Bonds" by Municipalities and Counties in efforts to offer relief for the City of Elizabeth. Which was received.

By the Clerk:
Letter dated March 10, 2020, from the Chief Financial Officer request authorization for the Tax Collector to declare null and void Tax Sale Certificate No. 12-00383 on the property located at 1201 Chestnut Street, Elizabeth and the amount of $6,690.31 be canceled and deemed not collectable as per N.J.S.A. 54:4-91.1. Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:
Letter dated May 12, 2020, from the Chief Financial Officer request that your Honorable body consider a resolution establishing the Fixed Asset capitalization level in the amount of Five Thousand Dollars ($5,000.00) to maintain consistency with the guidelines promulgated by the Federal government; and, to enhance the City's overall control and stewardship of its assets enabling the City to further comply with, and benefit from, the "Best Practices" standards. Which was received.

By the Clerk:
Letter dated May 13, 2020, from the Chief Financial Officer request authorization for the City Treasurer to cancel tax credits as set forth in the attached schedule for tax year 2012 in the amount of $105,681.44 and the sum of $105,681.44 be credited to Miscellaneous Revenue not anticipated and the City Treasurer is authorized to issue a replacement check in the same amount thereof charged to the contingent account. Which was received.

By the Clerk:
Letter dated May 13, 2020, from the Chief Financial Officer request authorization for the City Treasurer to cancel the premiums attached hereto totaling the amount of $138,300.00 and the sum of $138,300.00 be credited to Miscellaneous Revenue not anticipated. Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Chief Financial Officer advising that additional grants may be appropriated in the 2020 SFY Budget by budget amendments (Chapter 159). Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Chief Financial Officer advising that transfers for the 2020 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

By the Clerk:
Letter dated May 15, 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 May 15, 2020, from the Chief Financial Officer request approval of a Bond Ordinance providing for the local unit's allocable share 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 appropriating $12,920,000.00 and authorize the issuance of $12,920,000.00 Bonds or Notes to finance the cost thereof. Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Chief Financial Officer request that your Honorable Body consider a resolution that would pre-qualify Louis C. Mai, CPA & Associates, 6 Moonshadow Court, Kinnelon, NJ as an eligible Auditor who submitted a Request for Qualifications to the City that was solicited through a fair and open process to serve the City in the 2021 SFY. Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Chief Financial Officer request that your Honorable Body consider a resolution that would pre-qualify Acacia Financial Group, 6000 Midlantic Drive, Suite 410 North, Mt. Laurel, NJ and NW Financial Group, LLC, 2 Hudson Place 3rd Flr., Hoboken, NJ as eligible Financial Advisors who submitted a Request for Qualifications to the City that was solicited through a fair and open process to serve the City in the 2021 SFY. Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:
Letter dated May 15, 2020, from the Chief Financial Officer request that your Honorable Body consider a resolution that would pre-qualify DeCotiis, FitzPatrick, Cole & Giblin, LLP, 61 S. Paramus Road, Suite 250, Paramus, NJ and Wilenzt, Goodman & Spitzer P.A., 90 Woodbridge Center Drive, Suite 900, Box 10, Woodbridge, NJ as eligible Bond Attorneys who submitted a Request for Qualifications to the City that was solicited through a fair and open process to serve the City in the 2021 SFY.
Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Chief Financial Officer request that your Honorable Body consider a resolution that would pre-qualify Blau & Blau, Attorneys at Law, 223 Mountain Avenue, Springfield, NJ and Renaud Deappolonio, 190 North Avenue East, Cranford, NJ as eligible Property Tax Attorneys who submitted a Request for Qualifications to the City that was solicited through a fair and open process to serve the City in the 2021 SFY.
Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Chief Financial Officer request that your Honorable Body consider a resolution that would pre-qualify Stack, Coolahan & Stack, LLC, 90 Hudson Street, Hoboken, NJ and Wade Appraisal, LLC, 480 Main Street, Metuchen, NJ as eligible Appraisers who submitted a Request for Qualifications to the City that was solicited through a fair and open process to serve the City in the 2021 SFY.
Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Chief Financial Officer recommending the approval of a resolution for the Certification of the Preliminary 2021 State Fiscal Year Tax Levy in order that tax bills for the second half of calendar 2020 be issued in a timely manner in accordance with state statutes.
Which was received.

By the Clerk:
Letter dated May 14, 2020, from the Director of Health and Human Services request authorization for the proper City officials to apply, accept and execute any documents pertaining to the Environmental Protection Agency’s State Environmental Justice Cooperative Agreement Program COVID-19 Projects, this grant will fund a city-wide COVID-19 Public Health Outreach Program in the amount of $200,000.00.
Which was received.

By the Clerk:
Letter dated May 14, 2020, from the Director of Health and Human Services request authorization to apply, accept and execute any documents pertaining to the CDC Foundation for support of the City’s Contact Tracing initiative to fight the spread of COVID-19 in the amount of $30,199.00.
Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Director of Health and Human Services request authorization to extend the expiration date on all Elizabeth Municipal ID Cards through December 31, 2020 by contacting the Public Health Education Office.
Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:
  Letter dated April 29, 2020, from the Director of Planning and Community Development recommending awarding a contract with Prestige Environmental Inc., 229 Davidson Avenue, Somerset, NJ to provide environmental engineering and consulting services to facilitate development for the parking lot on the former Kuhl Property at 217-231 Front Street, in the amount not to exceed $43,000.00. Which was received.

By the Clerk:
  Letter dated May 11, 2020, from the Director of Planning and Community Development request that the original developer, Sabra Port Urban Renewal, LLC, 45 Lafayette Drive, Livingston, NJ be de-designated as the redeveloper for 60-80 Broadway, 133-135 First Street, 59-81 Livingston Street, 120-134 Front Street and 74-82 Livingston Street and designate Quattro Urban Renewal 1, LLC, 41 Hackensack Avenue, Suite 200, Hackensack, NJ as the new redeveloper for said properties. Which was received.

By the Clerk:
  Letter dated May 12, 2020, from the Director of Planning and Community Development request to amend the resolution adopted June 11, 2019 authorizing the UEZ Second Generation Funds proposal for the UEZ Financial Lending Programs Fiscal Year 2020 in the amount of $2,101,660.00 specifically, to include a new UEZ Relief Working Capital Loan Program to assist with businesses adversely impacted by the COVID-19; sufficient funding available under the previously approved Financial Loan Programs of $1,770,000.00. Which was received.

By the Clerk:
  Letter dated May 12, 2020, from the Director of Planning and Community Development request an ordinance authorizing the transfer and assignment of the tax abatement agreement with Sabra Port Urban Renewal, LLC, 45 Lafayette Drive, Livingston, NJ to the new redeveloper Quattro Urban Renewal 1, LLC, 41 Hackensack Avenue, Suite 200, Hackensack, NJ. Which was received.

By the Clerk:
  Letter dated May 12, 2020, from the Director of Planning and Community Development request an ordinance authorizing the transfer and assignment of the redevelopment agreement with Sabra Port Urban Renewal, LLC, 45 Lafayette Drive Livingston, NJ to the new redeveloper Quattro Urban Renewal 1, LLC, 41 Hackensack Avenue, Suite 200, Hackensack, NJ. Which was received.

By the Clerk:
  Letter dated May 13, 2020, from the Director of Planning and Community Development request authorization for the proper City officials to prepare and submit to the U.S. Department of Housing and Urban Development a Five Year Consolidated Plan, Fiscal Year 2020-2024 to include applications for funding and an Action Plan for CD46 for Community Development Block Grant in the amount of $1,595,840.00 and HOME Program in the amount of $908,117.00 plus any program income and un-programmed funds available. Which was received.

By the Clerk:
  Letter dated May 13, 2020, from the Director of Planning and Community Development request authorization for the proper City officials to execute all necessary documents of the Implementation Plan and Budget for the Neighborhood Preservation Program (NPP) Midtown Columbian District and expenditure of funds consistent with this approved plan. Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:

Letter dated May 13, 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 on the property located at 469 Henry Street in the amount of $25,000.00.
Which was received.

By the Clerk:

Letter dated May 13, 2020, from the Director of Planning and Community Development request authorization to prepare and submit to the U.S. Department of Housing and Urban Development a CARES Act Substantial Amendment to the Consolidated Plan for CD-45, FY 2019, in order to incorporate the $938,750.00 awarded the City under the CARES Act to be allocated as follows: Economic Development - $495,000.00 to be administered by the Elizabeth Development Company, Elizabeth to support low/moderate "For-Profit" businesses with technical assistance, financial support, and microenterprise services in order to address economic impacts caused by COVID-19 outbreak; Homeless Prevention - $213,719.00 Rental Assistance and $8,000.00 Administration to be administered by the Elizabeth Coalition to House the Homeless, and Community Access Unlimited, Elizabeth to provide rental assistance as necessary to prevent homelessness related to COVID-19 and to provide general management, oversight, and coordination of CDBG-CV funds.
Which was received.

By the Clerk:

Letter dated May 13, 2020, from the Director of Planning and Community Development request authorization for the proper City officials to sign any and all documents in connection with your approval of a Substantial Amendment to reallocate FY2014 through 2019, Community Development Block Grant CD-45 in the amount of $508,952.00 to the Rental Housing Program and to reallocate Fiscal Years 2017, 2018, and 2019 HOME funds to fund Tenant Based Rental Assistance in order to expeditiously assist families affected by COVID-19 pandemic in the amount of $303,670.05 as per the delineated list.
Which was received.

By the Clerk:

Letter dated May 15, 2020, from the Director of Planning and Community Development request authorizing a Rental Housing Program Deferred Payment Loan on the property located at 731-735 New Point Road in the amount of $860,000.00.
Which was received.

By the Clerk:

Letter dated May 15, 2020, from the Director of Planning and Community Development request authorization for the assumption and subordination of the City’s mortgages on 201-203 First Street and 136-142 First Street a/k/a 101 Broadway mistakenly identified and listed as Community Asset Preservation Corporation as the borrower/mortgagor; correct identity of the owner for both properties is CAPC E-Port Revitalization 1, LLC, 108 Church Street, 3rd Floor, New Brunswick, NJ and to adopt the subordination of the mortgage held by the City through the Elizabeth Home Improvement Program; HOME Rental Housing Program; amount of new loan $835,000.00.
Which was received.

By the Clerk:

Letter dated May 15, 2020, from the Director of Planning and Community Development request to amend the resolution adopted on September 10, 2019 awarding funds to Elizabeth Development Company specifically to transfer approved funds from Employment Training in the amount of $14,400.00 and Micro Enterprise in the amount of $10,600.00 to Technical Assistance; in addition $379,180.00 will be allocated to the Elizabeth Development Company to address small local, "For Profit" businesses loss of revenue due to COVID-19; authorize to extend the contract period to December 30, 2020 and to authorize the proper City officials to sign any and all documents necessary in connection therewith.
Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:
Letter dated April 28, 2020, from the Director of Public Works request Contract Amendment No. 1 – Final to the contract awarded to USA Architects, Somerville, NJ at an original cost not to exceed $175,000.00 plus reimbursables specifically, to provide additional professional architectural services in connection with the contract administration and construction observation for the Fred Erixleben Recreation Center Renovations an additional cost not to exceed $90,000.00 raising the contract to $235,000.00. Which was received.

By the Clerk:
Letter dated April 28, 2020, from the Director of Public Works request Change Order No. 1 – Final to the contract awarded to HBC Electric, Inc., Roselle, NJ, for the electrical maintenance and emergency repair service at various public buildings owned by the City of Elizabeth for an additional twenty-four (24) months at an original cost of $450,400.00 specifically, to provide further for additional work required at public buildings at public buildings during the twenty-four (24) month contract extension and is being billed at the contract rates for labor and materials in the amount of $87,560.00 raising the contract to $517,960.00. Which was received.

By the Clerk:
Letter dated May 4, 2020, from the Director of Public Works request that your Honorable Body consider accepting services from Max PSI Power washing, 10 Amity Street, Elizabeth, NJ, to sanitize playground equipment owned by the City in various parks and playgrounds, at no cost to the City; work will begin once Executive Order No. 107 signed by Governor Murphy has been amended to allow for the opening of all places of public amusement. Which was received.

By the Clerk:
Letter dated May 6, 2020, from the Director of Public Works recommending awarding a contract to PennJersey Environmental Consulting, 744 Milford Warren Glen Road, Milford, NJ to provide environmental engineering services at a time and material basis in connection with the Elizabeth Waterfront Bike, Hike and Roll Throughway Expansion not to exceed $91,526.00 plus reimbursables. Which was received.

By the Clerk:
Letter dated May 6, 2020, from the Director of Public Works request authorization for the proper City officials to apply, accept and sign all appropriate documents including reimbursement forms for the NJ Department of Transportation's Bikeway Grant Program FY 2021; City anticipates construction of the Elizabeth River Trail Phase 6 Bikeway/Walkway, along Clifton Street from Cole Place to Pulaski Street; grant amount is not to exceed $500,000.00. Which was received.

By the Clerk:
Letter dated May 6, 2020, from the Director of Public Works request authorization for the proper City officials to apply, accept and sign all appropriate documents, including reimbursement forms, for the NJ Department of Transportation's Safe Streets to Transit Program FY2021; anticipated funding will implement a new traffic light system at the intersection of Broad Street and East / West Grand Street; grant amount is not to exceed $700,000.00. Which was received.

By the Clerk:
Letter dated May 6, 2020, from the Director of Public Works request authorization for the proper City officials to apply, accept and sign all appropriate documents for the NJ Department of Transportation’s Local Aid for Transit village Grant Program FY 2021; anticipated funding will implement a new traffic light system at the intersection of Morris Avenue and Westfield Avenue; grant amount is not to exceed $700,000.00. Which was received.
PETITIONS, COMMUNICATIONS, ETC. (Cont’d)

By the Clerk:
Letter dated May 6, 2020, from the Director of Public Works request authorization for the proper City officials to apply, accept and sign all appropriate documents for the NJ Department of Transportation’s Municipal Aid Program FY2021; with additional funding, the City anticipates the construction of the Elizabeth River Trail Phase 5 Bikeway / Walkway, Clifton Street extension connecting to the Goethals Bridge Bikeway / Walkway as well as the addition of a new traffic signal at the intersection of Clifton Street and Cole Place; grant amount is not to exceed $1,000,000.00.
Which was received.

By the Clerk:
Letter dated May 11, 2020, from the Director of Public Works request to amend Chapter 10.24.110 of the Code of the City of Elizabeth entitled Traffic Control Intersections Designated, specifically to include a new Traffic Control Signal at the intersection of North Avenue and Jefferson Avenue.
Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Director of Public Works request authorization for Change Order No. 1 – final to the contract awarded to Louis Gargiulo Company, Inc., Jersey City, NJ for the Renovations at the Elizabeth City Hall Conference Rooms in the amount of $427,000.00 to provide further for supplying AV equipment that was not accounted for in the project plans and specifications in the amount of $15,538.17, thereby raising the amount of the contract to $442,538.17.
Which was received.

By the Clerk:
Letter dated March 18, 2020, from the Police Director request to refund to Jose Dias Demoura, 851 E. Jersey Street, Elizabeth, NJ the initial fee for a personalized handicapped parking space in the amount of $400.00.
Which was received.

By the Clerk:
Letter dated May 8, 2020, from the Police Director request authorization for the proper City officials to apply, accept and sign all appropriate documents for the Department of Homeland Security FY 2020 Targeted Violence and Terrorism Prevention Grant Program; anticipated funding will be used to strengthen societal resistance against the drivers of violent extremism and ensure broad awareness of the threat of terrorism and targeted violence for an amount not to exceed $500,000.00; no cost sharing is required.
Which was received.

By the Clerk:
Letter dated May 15, 2020, from the Fire Director request authorization for the proper City officials to apply, accept and sign all appropriate documents for the FY2019 FEMA Staffing for Adequate Fire and Emergency Response Grants; with this anticipated grant, the Elizabeth Fire Department seeks to incorporate additional firefighters in order to fill the current and anticipated vacancies, total grant amount not to exceed $6,000,000.00.
Which was received.

By the Clerk:
Letter dated May 1, 2020, from Directional Technologies, Inc., 77 N. Plains Industrial Road, Wallingford, CT, on behalf of Golder Associates, Inc, environmental consultant, and the responsible party Croda Storage, Inc., 534 South Front Street, request an Encroachment Permit to perform environmental work consisting of two (2) horizontal injection wells within the right-of-way of South Front Street.
Which was received.
ORDINANCES ON FIRST READING

ORDINANCE NO. 5318


The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.

ORDINANCE NO. 5328

AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO DIRECTIONAL TECHNOLOGIES, INC., (DTI) TO PERFORM ENVIRONMENTAL WORK CONSISTING OF TWO (2) HORIZONTAL INJECTION WELLS WITHIN THE RIGHT-OF-WAY SOUTH FRONT STREET.

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
AN ORDINANCE TO AUTHORIZE THE TRANSFER AND ASSIGNMENT OF THE REDEVELOPMENT AGREEMENT WITH SABRA PORT URBAN RENEWAL LLC, 45 LAFAYETTE DRIVE, LIVINGSTON, NEW JERSEY, TO QUATTRO URBAN RENEWAL 1, LLC, 41 HACKENSACK AVENUE, SUITE 200, HACKENSACK, NEW JERSEY 07601.

The Clerk read the foregoing ordinance.

Councilman Grova made a request to investigate into the policy of having a clause for criminal history; or to investigate into their criminal history and to clarify this with the Director.

The Attorney responded, yes, a clause can be added to the tax abatement agreement.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery -9.

NEGATIVE: None.

ORDINANCE NO. 5330

AN ORDINANCE TO TRANSFER THE SABRA PORT URBAN RENEWAL LLC, 45 LAFAYETTE DRIVE, LIVINGSTON, NEW JERSEY 07039 LONG TERM TAX ABATEMENT AGREEMENT ON 60-99 BROADWAY, 133-135 FIRST STREET, 59-81 LIVINGSTON STREET AND 120-134 FRONT STREET (BLOCK 2, LOT 604) AND 74-82 LIVINGSTON STREET (BLOCK 2, LOT 655), TO QUATTRO URBAN RENEWAL 1, LLC, 41 HACKENSACK AVENUE, SUITE 200, HACKENSACK, NEW JERSEY 07601.

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Cuesta, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –8.

NEGATIVE: None.


The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery - 9.

NEGATIVE: None.

ORDINANCE NO. 5332

BOND ORDINANCE PROVIDING FOR THE LOCAL UNIT'S ALLOCABLE SHARE 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 $12,920,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $12,920,000 BONDS OR NOTES TO FINANCE THE COST THEREOF

The Clerk read the foregoing ordinance.

The ordinance was then adopted on its first reading by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery - 9.

NEGATIVE: None.

President Kiniery announced that public notice will be published fixing Tuesday evening June 23, 2020 at 6:30 P.M., City Council Chamber, City Hall, Elizabeth, N.J. as the time and place that City Council will conduct public hearings and further consider foregoing Ordinance Nos. 5318, 5328, 5329, 5330, 5331, 5332 adopted on first reading.
NEW BUSINESS

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 $2,000,000 for the CARES Grant awarded by the County of Union 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 $2,000,000 which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

County of Union
CARES Grant 2020

$2,000,000

BE IT FURTHER RESOLVED, that a like sum of $2,000,000 be and the same is hereby appropriated under the caption of:

Miscellaneous Revenues

State and Federal Revenues Off-set with Appropriations:

County of Union
CARES Grant 2020
Other Expenses

$2,000,000

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: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
Resolved, that the following transfers be made in the FY2020 Municipal Budget Appropriations:

<table>
<thead>
<tr>
<th>ACCOUNT</th>
<th>TYPE</th>
<th>DESCRIPTION</th>
<th>TRANSFER IN</th>
<th>TRANSFER OUT</th>
</tr>
</thead>
<tbody>
<tr>
<td>20-120-ABC</td>
<td>SW</td>
<td>ALCOHOL BEVERAGE CONTROL</td>
<td>6,500</td>
<td></td>
</tr>
<tr>
<td>20-120-CCL</td>
<td>SW</td>
<td>CITY CLERK OFFICE</td>
<td>25,000</td>
<td></td>
</tr>
<tr>
<td>23-190-ASE</td>
<td>SW</td>
<td>TAX ASSESSOR</td>
<td>25,000</td>
<td></td>
</tr>
<tr>
<td>20-150-LAW</td>
<td>SW</td>
<td>LAW DEPARTMENT</td>
<td>80,000</td>
<td></td>
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<tr>
<td>20-175-CON</td>
<td>SW</td>
<td>BUREAU OF CONSTRUCTION</td>
<td>105,000</td>
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<tr>
<td>20-175-ECD</td>
<td>SW</td>
<td>ECONOMIC DEVELOPMENT</td>
<td>2,500</td>
<td></td>
</tr>
<tr>
<td>20-175-HP</td>
<td>SW</td>
<td>ELIZABETH HOME IMPROVEMENT PROGRAM</td>
<td>52,600</td>
<td></td>
</tr>
<tr>
<td>20-175-PIN</td>
<td>SW</td>
<td>PUBLIC INFORMATION &amp; CITIZEN PARTICIPATION</td>
<td>20,000</td>
<td></td>
</tr>
<tr>
<td>25-230-ASB</td>
<td>SW</td>
<td>AMBULANCE SERVICE BUREAU</td>
<td>50,000</td>
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</tr>
<tr>
<td>25-290-EMS</td>
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<td>EMS</td>
<td>16,000</td>
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<tr>
<td>25-295-UFS</td>
<td>SW</td>
<td>UNIFORM FIRE SAFETY</td>
<td>14,000</td>
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</tr>
<tr>
<td>27-330-HEA</td>
<td>SW</td>
<td>HEALTH DEPARTMENT</td>
<td>5,000</td>
<td></td>
</tr>
<tr>
<td>20-100-REN</td>
<td>SW</td>
<td>RENT CONTROL</td>
<td>100</td>
<td></td>
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<tr>
<td>20-100-NME</td>
<td>SW</td>
<td>WEIGTHS &amp; MEASURES</td>
<td>300</td>
<td></td>
</tr>
<tr>
<td>20-100-EMP</td>
<td>SW</td>
<td>EMPLOYEE BENEFITS</td>
<td>750</td>
<td></td>
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<tr>
<td>20-100-PER</td>
<td>SW</td>
<td>PERSONNEL DEPARTMENT</td>
<td>1,600</td>
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<tr>
<td>25-280-ASB</td>
<td>OE</td>
<td>AMBULANCE SERVICE BUREAU</td>
<td>25,000</td>
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<tr>
<td>27-330-HEA</td>
<td>OE</td>
<td>HEALTH DEPARTMENT</td>
<td>40,000</td>
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<tr>
<td>28-310-BLD</td>
<td>OE</td>
<td>BUILDINGS DEPARTMENT</td>
<td>20,000</td>
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<tr>
<td>27-330-DHS</td>
<td>OE</td>
<td>DIVISION OF HUMAN SERVICES</td>
<td>5,000</td>
<td></td>
</tr>
<tr>
<td>01-38-471</td>
<td>L</td>
<td>PUBLIC EMPLOYEE RETIREMENT SYSTEM</td>
<td>3,468.75</td>
<td></td>
</tr>
<tr>
<td>50-XAA-XAA</td>
<td>SW</td>
<td>ACCUMULATED ABSENCE</td>
<td></td>
<td>499,819.75</td>
</tr>
</tbody>
</table>

Total 499,819.75 499,819.75

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

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

Stephen Wilson $95,565.10
Ricardo Vasquez Jr. $13,860.61
John Demarco $30,343.51
William McCue $52,521.89
Joseph Munnelly $34,663.06
Leo Wlazlowski $29,583.75

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:

Stephen Wilson $95,565.10
Ricardo Vasquez Jr. $13,860.61
John Demarco $30,343.51
William McCue $52,521.89
Joseph Munnelly $34,663.06
Leo Wlazlowski $29,583.75

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: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Galiman, Mazza And President Kiniery –9.

NEGATIVE: None.
City of Elizabeth
CAPITAL BUDGET
2020 SFY
Amendment

Whereas, it is desired to amend the Fiscal Year 2020 Capital Budget,

Now, Therefore Be It Resolved, by the City Council of the City of Elizabeth, County of Union, that the following projects constitute a part of the capital budget section of the Fiscal Year 2020 Capital Budget.

<table>
<thead>
<tr>
<th>Local Unit</th>
<th>CITY OF ELIZABETH</th>
</tr>
</thead>
</table>

### 6 YEAR CAPITAL PROGRAM FY2020 TO FY2025

#### PLANNED FUNDING SOURCES FOR CURRENT YEAR - FY2020

<table>
<thead>
<tr>
<th>Project Style</th>
<th>Project Number</th>
<th>Estimated TOTAL COST</th>
<th>Planned Funding Sources for Current Year, FY2020</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>5a FY2020</td>
</tr>
<tr>
<td>JMEUC Flood Mitigation Project (85% Funded by FEMA)</td>
<td></td>
<td>$12,926,649.00</td>
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<tr>
<td>Totals - All Projects</td>
<td></td>
<td>$12,926,649.00</td>
<td></td>
</tr>
</tbody>
</table>
### 6 YEAR CAPITAL PROGRAM FY2020 TO FY2025

#### ANTICIPATED PROJECT SCHEDULE AND FUNDING REQUIREMENT

<table>
<thead>
<tr>
<th>Project Title</th>
<th>Project Number</th>
<th>Estimated Total Cost</th>
<th>Estimated Completion Time</th>
<th>5a FY2020</th>
<th>5b FY2021</th>
<th>5c FY2022</th>
<th>5d FY2023</th>
<th>6a FY2024</th>
<th>6b FY2025</th>
</tr>
</thead>
<tbody>
<tr>
<td>JMECC Flood Mitigation Project (95% Funded by FEMA)</td>
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<td>12,920,000.00</td>
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<td><strong>Totals - All Projects</strong></td>
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</table>

### 6 YEAR CAPITAL PROGRAM FY2020 TO FY2025

#### SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

<table>
<thead>
<tr>
<th>Project Title</th>
<th>3a Current Year FY2020</th>
<th>3b Future Years</th>
<th>4 Capital Improvement Fund</th>
<th>5 Capital Surplus</th>
<th>6 Grants-In-Aid And Other Funds</th>
<th>7a General</th>
<th>7b Self Liquidating</th>
<th>7c Assessment</th>
<th>7d School</th>
<th>Bonds and Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>JMECC Flood Mitigation Project (95% Funded by FEMA)</td>
<td>12,920,000.00</td>
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<tr>
<td><strong>Totals - All Projects</strong></td>
<td>12,920,000.00</td>
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Be it Further Resolved, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez,
Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent concur with the Director of Public Works and recommend the award of a contract to Malouf-Ford, Inc., 2210 Route 1 North, P.O. Box 7480, North Brunswick, New Jersey 08902 for the purchase of OEM and Non OEM maintenance and repair services for light and medium duty vehicles for various departments for the period of March 17, 2020, through March 17, 2021, at a cost not to exceed $100,000.00 under State Contract #40808; 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 New Jersey, Department of Community Affairs, Division of Local Government Services; 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:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to Malouf-Ford, Inc., 2210 Route 1 North, P.O. Box 7480, North Brunswick, New Jersey 08902 for the purchase of OEM and Non OEM maintenance and repair services for light and medium duty vehicles for various departments for the period of March 17, 2020, through March 17, 2021, at a cost not to exceed $100,000.00 under State Contract #40808.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkina-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent recommend, per the request of the Director of the Fire Department, the award of a contract to WITMER PUBLIC SAFETY GROUP, 104 Independence Way, Coatesville, PA 19320 for the purchase of Firefighter Protective Clothing and Equipment for the Fire Department for a period of April 1, 2020, through June 14, 2021, at a cost not to exceed $50,000.00 under State Contract #20-FLEET-01124; 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 Business Administrator and the Purchasing Agent have advised that the contract in question are 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:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to WITMER PUBLIC SAFETY GROUP, 104 Independence Way, Coatesville, PA 19320 for the purchase of Firefighter Protective Clothing and Equipment for the Fire Department for a period of April 1, 2020, through June 14, 2021, at a cost not to exceed $50,000.00 under State Contract #20-FLEET-01124.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on January 8, 2019, your Honorable Body adopted a resolution awarding a contract to ALESI Applied Labor Employment Studies Institute, 152 Speedwell Avenue, Jackson Suite, Morristown, NJ 07960 for the furnishing of Grant Consulting Services for a period of one (1) year from the date of the award with an option to renew for four (4) additional one (1) year periods under the same terms and conditions of the contract at a cost not to exceed $35,000.00 for year one of this contract; and

WHEREAS, on January 14, 2020, your Honorable Body awarded an additional one (1) year contract regarding same; and

WHEREAS, please be advised that the Director of Planning and Community Development has conferred that he wishes to exercise the clause allowing for termination for convenience and not to renew this contract; and

WHEREAS, the Business Administrator concurs with the Director of the Department of Community Development requesting that your Honorable Body rescind the contract award made to ALESI Applied Labor Employment Studies Institute, 152 Speedwell Avenue, Jackson Suite, Morristown, NJ 07960 for the furnishing of Grant Consulting Services for the period of one (1) year from the date of the award with an option to renew for four additional one year periods; and

WHEREAS, this RFP will be re-advertised at a later date; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby rescinds the award of a contract to ALESI Applied Labor Employment Studies Institute, 152 Speedwell Avenue, Jackson Suite, Morristown, NJ 07960 for the furnishing of Grant Consulting Services for the period of one (1) year from the date of the award with an option to renew for four additional one year periods.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent recommend, per the request of the Supervisor of Data Processing Operations, the award of a contract to EPLUS TECHNOLOGY, INC., 642 Newtown Yardley Rd., Newtown, PA 18940 for computer hardware, printers, servers, media, software upgrades and other computer equipment for various City buildings for the period of April 1, 2020, through July 31, 2021, at a cost not to exceed $225,000.00 under State Contract #89968; 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 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:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it;

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to EPLUS TECHNOLOGY, INC., 642 Newtown Yardley Rd., Newtown, PA 18940 for computer hardware, printers, servers, media, software upgrades and other computer equipment for various City buildings for the period of April 1, 2020, through July 31, 2021, at a cost not to exceed $225,000.00 under State Contract #89968.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent recommend, per the request of the Supervisor of Data Processing, the award of a contract to DELL MARKETING LP, One Dell Way, Round Rock, TX 78682 for the purchase of Dell Computers, Servers and Replacement Parts for Dell Computers for various City buildings for the period of April 1, 2020, through July 31, 2021, at a cost not to exceed $300,000.00 under State Contract #19-TELE-0656; 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 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:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it;

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to DELL MARKETING LP, One Dell Way, Round Rock, TX 78682 for the purchase of Dell Computers, Servers and Replacement Parts for Dell Computers for various City buildings for the period of April 1, 2020, through July 31, 2021, at a cost not to exceed $300,000.00 under State Contract #19-TELE-0656.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent recommend, per the request of the Supervisor of Data Processing Operations, the award of a contract to HOWARD INDUSTRIES, INC., 36 Howard Drive, Ellisville, MS 39437 for computer hardware, printers, servers, media, software upgrades, printer repairs and other computer equipment for various City buildings for the period April 1, 2020, through July 31, 2021, at a cost not to exceed $100,000.00 under State Contract #89976; 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 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:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it;

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to HOWARD INDUSTRIES, INC., 36 Howard Drive, Ellisville, MS 39437 for computer hardware, printers, servers, media, software upgrades, printer repairs and other computer equipment for various city buildings for the period April 1, 2020, through July 31, 2021, at a cost not to exceed $100,000.00 under State Contract #89976.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended, per the request of the Purchasing Agent, the award of a contract to National Fuel Oil, Inc., 175 Orange Street, Newark, New Jersey 07103 for the purchase of diesel fuel for the Public Works Marina for the period of April 1, 2020, through March 31, 2021, at a cost not to exceed $50,000.00 under State Contract #19-FOOD-01100; 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 New Jersey, Department of Community Affairs, Division of Local Government Services; 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:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to National Fuel Oil, Inc., 175 Orange Street, Newark, New Jersey 07103 for the purchase of diesel fuel for the Public Works Marina for the period of April 1, 2020, through March 31, 2021, at a cost not to exceed $50,000.00 under State Contract #19-FOOD-01100.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended, per the request of the Purchasing Agent, the award of a contract to THOMSON REUTERS, a Division of West Publishing Corp., 610 Opperman Drive, Eagan, MN 55123 for the purchase of Web Based Data Access Services for the Law Department and Municipal Court Division for the period of April 1, 2020, through March 8, 2021, at a cost not to exceed $80,000.00 under State Contract #40691; 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 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:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to THOMSON REUTERS, a Division of West Publishing Corp., 610 Opperman Drive, Eagan, MN 55123 for the purchase of Web Based Data Access Services for the Law Department and Municipal Court Division for the period of April 1, 2020, through March 8, 2021, at a cost not to exceed $80,000.00 under State Contract #40691.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has recommended, per the request of the Purchasing Agent, the award of a contract to **Griffith-Allied Trucking, LLC., 25 Old Camplain Road, Hillsborough, NJ 08844** for the purchase of Gasoline for the Public Works Marina for the period of April 1, 2020, through October 31, 2021, at a cost not to exceed $50,000.00 under State Contract #19-FOOD-00978; 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 New Jersey, Department of Community Affairs, Division of Local Government Services; 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:11-12** be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to **Griffith-Allied Trucking, LLC., 25 Old Camplain Road, Hillsborough, NJ 08844** for the purchase of Gasoline for the Public Works Marina for the period of April 1, 2020, through October 31, 2021, at a cost not to exceed $50,000.00 under State Contract #19-FOOD-00978.

Which was adopted by the following vote:

**AFFIRMATIVE:** Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kniery – 9.

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

WHEREAS, there exists a need to renew the Professional Liability Insurance Policy covering the City Engineer & Staff; and

WHEREAS, the Business Administrator has recommended the renewal of a policy of insurance from James River Insurance Group, P. O. Box 27648, Richmond, Virginia 23261-7648, through the agent of record, Hughes-Plumer Associates, covering professional liability for the City Engineer and staff. The term of the policy is May 25, 2020 to May 25, 2021, for the annual premium of $52,946.00; and

WHEREAS, this request is being made with the full concurrence of the Insurance Fund Commission; 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, Unspeakable Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Business Administrator has certified that this meets the statute and regulations governing the award of said contract; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-07986, charging the amount of $52,946.00 to Account No. 0-01-23-210-INS of the Municipal Budget is on file in the Office the City Clerk now, therefore, be it

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

1. The proper City officials are hereby authorized and directed to obtain a policy of insurance from James River Insurance Group, P. O. Box 27648, Richmond, Virginia 23261-7648, through the agent of record, Hughes-Plumer Associates, covering professional liability for the City Engineer and staff. The term of the policy is May 25, 2020 to May 25, 2021, for the annual premium of $52,946.00.

2. Insurance is specialized in nature inasmuch 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. New Jersey Statute 40A:11-5 (m) exempts the purchasing of insurance coverage from advertising for bids and bidding, which exception shall be in accordance with the requirements of Extraordinary, Unspeakable Service in accordance with the requirements thereof.

3. This cannot be described by written specifications because of the special nature of the services as described in paragraph two (2).

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

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended and concur with the request of the Director of the Department of Public Works to award a contract to Engine Land, Inc., 155 Division Street, Elizabeth, New Jersey 07201 for the purchase of OEM vehicle Parts and Repairs for various departments at a cost not to exceed $150,000.00 for the period of April 21, 2020, through April 14, 2021, under the Somerset County Cooperative Purchasing Contract #CC-0012-20; 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 Business Administrator and the Purchasing Agent have advised that the contracts in question are 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 shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby authorizes the award of a contract to Engine Land, Inc., 155 Division Street, Elizabeth, New Jersey 07201 for the purchase of OEM vehicle Parts and Repairs for various departments at a cost not to exceed $150,000.00 for the period of April 21, 2020, through April 14, 2021, under the Somerset County Cooperative Purchasing Contract #CC-0012-20.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended and concur with the request of the Director of the Department of Public Works to award a contract to Route 23 Automall, 1301 Route 23, Butler, New Jersey 07405 for the purchase of OEM vehicle Parts and Repairs for various departments at a cost not to exceed $50,000.00 for the period of April 21, 2020, through April 14, 2021, under the Somerset County Cooperative Purchasing Contract #CC-0012-20; 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 Business Administrator and the Purchasing Agent have advised that the contracts in question are 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 shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby authorizes the award of a contract to Route 23 Automall, 1301 Route 23, Butler, New Jersey 07405 for the purchase of OEM vehicle Parts and Repairs for various departments at a cost not to exceed $50,000.00 for the period of April 21, 2020, through April 14, 2021, under the Somerset County Cooperative Purchasing Contract #CC-0012-20.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended, per the request of the Director of the Public Works, the award of a contract to GARDEN STATE HIGHWAY PRODUCTS, 301 Riverside Drive, Building D, Millville, New Jersey 08332 for Breakaway U-Posts and Sign Supports including, but not limited to materials for Street Signs for the Public Works Department for the period of March 30, 2020, through March 30, 2022, at a cost not to exceed $50,000.00 under State Contract #19-FLEET-01137; 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 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:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to GARDEN STATE HIGHWAY PRODUCTS, 301 Riverside Drive, Building D, Millville, New Jersey 08332 for Breakaway U-Posts and Sign Supports including, but not limited to materials for Street Signs for the Public Works Department for the period of March 30, 2020, through March 30, 2022, at a cost not to exceed $50,000.00 under State Contract #19-FLEET-01137.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and Purchasing Agent concur with the Director of the Police Department for the award of a contract to Emergency Accessories & Installations, 770 Cuthbert Blvd., Cherry Hill, NJ 08002 for the purchase of vehicle electronics and equipment for the Police Department for the period of March 16, 2020, through May 14, 2021, at a cost not to exceed $350,000.00 under State Contracts # 17-FLEET-00761 and # 17-FLEET-00719; 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 Business Administrator and the Purchasing Agent have advised that the contracts in question are in accordance with N.J.A.C. 5:34, et seq., which requires that the award of any contract pursuant to N.J.S.A. 40A:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to Emergency Accessories & Installations, 770 Cuthbert Blvd., Cherry Hill, NJ 08002 for the purchase of vehicle electronics and equipment for the Police Department for the period of March 16, 2020, through May 14, 2021, at a cost not to exceed $350,000.00 under State Contracts # 17-FLEET-00761 and # 17-FLEET-00719.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended and concur with the request of the Director of the Department of Public Works to award a contract to **DFFLM L.L.C., 215 Route 202/31, Flemington, New Jersey 08822** for the purchase of OEM vehicle Parts and Repairs for various departments at a cost not to exceed $50,000.00 for the period of April 21, 2020, through April 14, 2021, under the Somerset County Cooperative Purchasing Contract #CC-0012-20; 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 Business Administrator and the Purchasing Agent have advised that the contracts in question are 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 shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby authorizes the award of a contract to **DFFLM L.L.C., 215 Route 202/31, Flemington, New Jersey 08822** for the purchase of OEM vehicle Parts and Repairs for various departments at a cost not to exceed $50,000.00 for the period of April 21, 2020, through April 14, 2021, under the Somerset County Cooperative Purchasing Contract #CC-0012-20.

Which was adopted by the following vote:

**AFFIRMATIVE:** Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

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

WHEREAS, the Business Administrator and the Purchasing Agent have recommended and concur with the request of the Director of the Department of Public Works the award of a contract to MAGIC TOUCH CONSTRUCTION CO., INC., 59 West Front Street, Keyport, NJ 07735 for repairs and maintenance of plumbing systems at various public buildings for the period of June 30, 2020, through March 22, 2022, at a cost not to exceed $750,000.00 under Union County Co-Op Contract # BA#8-2018; 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 Business Administrator and the Purchasing Agent have advised that the contracts in question are 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 shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby authorizes the award of a contract to MAGIC TOUCH CONSTRUCTION CO., INC., 59 West Front Street, Keyport, NJ 07735 for repairs and maintenance of plumbing systems at various public buildings for the period of June 30, 2020, through March 22, 2022, at a cost not to exceed $750,000.00 under Union County Co-Op Contract # BA#8-2018.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkine-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended the award of a contract to PITNEY BOWES INC., 27 Waterview Drive, Shelton, CT 06484 for the purchase of Postage, Postage Equipment Maintenance and Postage Supplies for the period of April 15, 2020, through April 14, 2021, at a cost not to exceed $300,000.00 under State Contract #41258; 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 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:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it;

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to PITNEY BOWES INC., 27 Waterview Drive, Shelton, CT 06484 for the purchase of Postage, Postage Equipment Maintenance and Postage Supplies for the period of April 15, 2020, through April 14, 2021, at a cost not to exceed $300,000.00 under State Contract #41258.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended the award of a contract to TIMETRAK SYSTEMS, INC., 933 Pine Grove Avenue, Port Huron, MI 48060-3731 for the furnishing of time clock equipment, maintenance, and supplies for various departments for the period of April 15, 2020, through April 14, 2021, in an amount not to exceed $25,000.00 under State Contract #41264; 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 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:11-12 be awarded by resolution of the Governing Body; 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, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it;

RESOLVED, that City Council of the City of Elizabeth hereby awards a contract to TIMETRAK SYSTEMS, INC., 933 Pine Grove Avenue, Port Huron, MI 48060-3731 for the furnishing of time clock equipment, maintenance, and supplies for various departments for the period of April 15, 2020, through April 14, 2021, in an amount not to exceed $25,000.00 under State Contract #41264.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and Purchasing Agent, concur with the Director of the Police Department, recommending the award of a contract to SHI International, 290 Davidson Avenue, Somerset, NJ 08873 for the renewal of the Reverse 911 Mass Notification annual fee for the Police Department for the period of June 13, 2020, through June 12, 2021, at a cost of $47,931.95 under State Contract #89851; 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:11-12 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. 20-07692, charging the amount of $47,931.95 to Account No. 0-01-25-240-POL-307 (Police Budget Account) 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 SHI International, 290 Davidson Avenue, Somerset, NJ 08873 for the renewal of the Reverse 911 Mass Notification annual fee for the Police Department for the period of June 13, 2020, through June 12, 2021, at a cost of $47,931.95 under State Contract #89851.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery — 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended and concur with the request of the Director of the Department of Public Works the award of a contract to Foley Inc., 855 Centennial Avenue, Piscataway, NJ 08854 for the purchase of generator equipment maintenance and repair for the period of June 30, 2020, through June 29, 2021, at a cost not to exceed $125,000.00 under Educational Services Commission of New Jersey Co-Op Contract #18/19-09; 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 Business Administrator and the Purchasing Agent have advised that the contracts in question are 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 shall execute the Certificate of Availability of Funds at each time an order is placed, and covering the amount of the order, and said execution is to be made just before this City incurs a contractual liability on its part; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby authorizes the award of a contract to Foley Inc., 855 Centennial Avenue, Piscataway, NJ 08854 for the purchase of generator equipment maintenance and repair for the period of June 30, 2020, through June 29, 2021, at a cost not to exceed $125,000.00 under Educational Services Commission of New Jersey Co-Op Contract #18/19-09.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and Purchasing Agent concur with the Director of the Police Department for the award of a contract to Motorola, P.O. Box 161, Wharton, NJ 07885 for the purchase of a Service Agreement for Communications Infrastructure and Maintenance on all Portable Radios for the Police, Fire and Public Works Departments at a cost of $229,399.09 under State Contract #83909; 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:11-12 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. 20-07800, charging the amount of $229,399.09 to Account No. 0-01-25-240-POL-307 (Police Department Budget Account) 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 Motorola, P.O. Box 161, Wharton, NJ 07885 for the purchase of a Service Agreement for Communications Infrastructure and Maintenance on all Portable Radios for the Police, Fire and Public Works Departments at a cost of $229,399.09 under State Contract #83909.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent concur and recommend, per the request of the Director of the Elizabeth Fire Department, the award of a contract to DFFLM, LLC t/a Ditschman Flemington Ford, 215 Highway 202, Flemington, NJ 08822 for the purchase of two (2) 2020 Ford F250 crew cab pick-up trucks as replacement vehicles for the Fire Department at a total cost of $69,807.00 under the Morris County Co-Op Contract # 15-C, Item #10; 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:11-12 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. 20-06840, charging the amount of $35,500.00 to Account No. 0-01-25-265-UFS-362 and Certification No. 20-06841, charging the amount of $34,307.00 to Account No. 0-01-25-265-FIR-362 (Fire Vehicles), for a total of $69,807.00 of the Municipal Budget are on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby authorizes the award of a contract to DFFLM, LLC t/a Ditschman Flemington Ford, 215 Highway 202, Flemington, NJ 08822 for the purchase of two (2) 2020 Ford F250 crew cab pick-up trucks as replacement vehicles for the Fire Department at a total cost of $69,807.00 under the Morris County Co-Op Contract # 15-C, Item #10.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and Purchasing Agent concur with the Director of the Police Department that an award of a contract be made to BEYER FORD, 170 Ridgedale Avenue, Morristown, N.J. 07960 for the purchase of two (2) 2020 Ford Transit Cargo Vans and one (1) 2020 Durango Truck as additions to the Police Department fleet at the total cost of $98,505.94 under the Educational Services Commission of New Jersey Contract #65MCESCCPS-ESCNJ 17/18-21; 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:11-12 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. 20-07375, charging the amount of $98,505.94 to Account No. 0-01-25-240-POL-362 (Police Vehicles) 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 BEYER FORD, 170 Ridgedale Avenue, Morristown, N.J. 07960 for the purchase of two (2) 2020 Ford Transit Cargo Vans and one (1) 2020 Durango Truck as additions to the Police Department fleet at the total cost of $98,505.94 under the Educational Services Commission of New Jersey Contract #65MCESCCPS-ESCNJ 17/18-21.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery --9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, there exists a need for a Dental Insurance Program for employees of the City of Elizabeth; and

WHEREAS, the City of Elizabeth administers a self-insured dental program and its obligation is based on claims processed. The Business Administrator has recommended the award of contract to Horizon Healthcare Dental Services, 1427 Wyckoff Road, Farmingdale, New Jersey 07727 in a total amount not to exceed $1,850,000.00, covering a one (1) year period from July 1, 2020, through June 30, 2021. This total amount incorporates the City's Self-Insured Dental PPO Plan (PPO), fully insured Horizon Dental Choice (HDC) and Horizon Total Care (HTC) for dental services; 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 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, quotations were not solicited for this contract because it was determined that Horizon Healthcare Dental Services was the most qualified firm and is presently providing its services to the City of Elizabeth; and

WHEREAS, the Business Administrator has certified that this meets the statute and regulations governing the award of said contract; and

WHEREAS, the Chief Financial Officer shall execute the Certificate of Availability of Funds at each time an order is placed (Account No. 1-01-23-210-INS), and covering the amount of the order, and said execution is to be made just before the City incurs a contractual liability on its part 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 Horizon Healthcare Dental Services, 1427 Wyckoff Road, Farmingdale, New Jersey 07727 in a total amount not to exceed $1,850,000.00, covering a one (1) year period from July 1, 2020, through June 30, 2021. This total amount incorporates the City's Self-Insured Dental PPO Plan (PPO), fully insured Horizon Dental Choice (HDC) and Horizon Total Care (HTC) for dental services.

2. Quotations were not solicited for this contract because it was determined that Horizon Healthcare Dental Services was the most qualified firm and is presently providing its services to the City of Elizabeth. The recommendation to award the contract to Horizon Healthcare Dental Services Incorporates the City's Traditional; Plan, Managed Dental Choice and Total Care option.

3. Insurance is specialized in nature inasmuch 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 purchase 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 insurance coverage and as specifically exempted from the bidding requirements of N.J.S.A. 40A:11-5(1)(m).

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

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Galliman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator and the Purchasing Agent have recommended the award of a contract to CapitalEdge Strategies L.L.C., Inc., 1212 New York Avenue, NW Suite 250, Washington, D.C. 20005 to provide advocacy and grant services for the City of Elizabeth before United States Congress, Executive Departments and Agencies for the period of June 1, 2020, through September 31, 2021, in an amount not to exceed $40,000.00; and

WHEREAS, this request is for a "Non-Fair and Open Process" and meets the following requirements:

1. Purchasing agent certified that the contract has an anticipated value in excess of $17,500.00.
2. CapitalEdge Strategies L.L.C., Inc., (Ralph Garboushian) has filed a disclosure form certifying that no reportable contribution was made during the previous year.
3. The contract contains a requirement prohibiting reportable contributions from being made during the term of the contract.

WHEREAS, in addition, in satisfaction of the Non-Fair and Open Procedure of the New Jersey Pay to Play Law Political Contribution Disclosure Statement and a Stockholder Disclosure Statement was submitted and were on file in the Office of the Purchasing Agent for ten (10) days prior to the award of the contract; 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 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, 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 the award of a contract to CapitalEdge Strategies L.L.C., Inc., 1212 New York Avenue, NW Suite 250, Washington, D.C. 20005 to provide advocacy and grant services for the City of Elizabeth before United States Congress, Executive Departments and Agencies for the period of June 1, 2020, through September 31, 2021, in an amount not to exceed $40,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to apply, accept and sign all appropriate documents supporting the Elizabeth Public Library’s application to the New Jersey Library Construction Bond regarding this application and the 50% match; and

WHEREAS, the amounts being applied for will not exceed $200,000.00 for the Main Library and $237,000.00 for the Elmora Branch. The City’s 50% match will be the amount that is awarded by New Jersey Library Construction Bond Grant to the Library; and

WHEREAS, the Construction Projects includes but is not limited to the following:
Main – Roof repair, water proofing of roof and elevator tower, and repair of interior walls and ceilings.
Elmora – Parking lot repair/replace to comply with ADA compliance; 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 supporting the Elizabeth Public Library’s application to the New Jersey Library Construction Bond regarding this application and the 50% match; and be it

FURTHER RESOLVED, the City’s 50% match will be the amount that is awarded by New Jersey Library Construction Bond Grant to the Library.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Business Administrator has requested authorization for the proper City Officials to apply, accept and sign all appropriate documents for the Union County CARES Act Coronavirus Relief Funds Grant, for an amount not to exceed $2,000,000.00; and

WHEREAS, the County of Union has been named a recipient of the CARES Act funding, which is now being made available to municipalities, including the City of Elizabeth, through an application and reimbursement process. Eligible costs for this funding include, but are not limited to: expenses for the acquisition and distribution of medical and protective supplies related to the COVID-19 public health emergency; purchase of additional safeguard materials to close down public places and keep the general public from gathering; additional cost of public works as a result of NJ residents staying home; additional employees and time to health departments; need for additional first responders, appropriate gear and requirements for their protection; additional communication costs; emergency medical response; disinfection of buildings; food delivery expenses; expenses to improve telework capabilities; expenses of providing paid sick and paid family leave to public employees to enable COVID-19 compliance; expenses for care for homeless populations to mitigate COVID-19 effects; quarantining individuals; increased demand for emergency services, personnel and vehicles; as well as additional policing costs, including the shutdown of parks and assistance to grocery stores; and

WHEREAS, the City of Elizabeth will utilize these anticipated grant funds to reimburse costs incurred from the onset of the COVID-19 health pandemic as well as costs that continue to be incurred as they relate to the COVID-19 health pandemic. These costs are directly related to the COVID-19 health pandemic and include but are not limited to: the need for increased services, resources, personnel as well as personal protective gear, equipment and supplies. These efforts continue to be applied throughout our municipality in order to improve the health, safety and well-being of our residents, first responders, employees and community as a whole; 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 Union County CARES Act Coronavirus Relief Funds Grant, for an amount not to exceed $2,000,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
WHEREAS, A-3971, which authorizes the issuance of "coronavirus relief bonds" by municipalities and counties and is sponsored by Assemblyman Dan Benson, Assembly Speaker Craig Coughlin and Assemblyman Wayne DeAngelo, was approved by the New Jersey General Assembly on May 14, 2020; and

WHEREAS, the Senate companion, S-2475, sponsored by Senators Troy Singleton and Vin Gopal was introduced on May 11 and awaits Senate committee action; and

WHEREAS, municipalities and counties are experiencing unprecedented financial challenges, including significant loss of and unanticipated expenses because of the on-going COVID-19 global pandemic; and

WHEREAS, these fiscal consequences of the pandemic and the ongoing COVID-19 State of Emergency and Public Health Emergency, are likely to continue and further impact the City of Elizabeth; and

WHEREAS, the current public health emergency led to shuttering of businesses, construction, courts, and schools; and

WHEREAS, local governments are experiencing a record decline in revenue from permitting fees, licensing fees, parking revenue, hotel/motel occupancy taxes, and court fines at the same time experiencing income losses due to declining returns on investments with the uncertainty of property tax collection and state aid revenues in the horizon; and

WHEREAS, the City of Elizabeth budget has significant fixed statutory expenses and provides essential public services; and

WHEREAS, the cost of providing many essential services is likely to increase as a result of the COVID-19 pandemic for an extended period afterwards; and

WHEREAS, A-3971 and S-2475 would allow counties and municipalities to borrow moneys through the issuance of bonds and notes to cover the revenue shortfalls and additional costs that are directly attributable to the COVID-19 pandemic and pay that money back over a ten-year period; and

WHEREAS, the A-3971 and S-2475 would also require a local government to thoroughly investigate and apply for financial assistance that may be available to it from the federal government, the State and other sources due to revenue shortfalls and expenditures because of the pandemic, prior to authorizing the issuance of the "coronavirus relief bonds", and

WHEREAS, under A-3971 and S-2475 a municipality may use the proceeds from the sale and issuance of the coronavirus relief bonds to address a revenue shortfall experienced by the municipality and cover the cost of unanticipated expenses that are directly attributable to the COVID-19 pandemic and which occurred within 24 months after the end of the Public Health Emergency and State of Emergency; and

WHEREAS, A-3971 and S-2475 is not a one size fits all solution that provides the appropriate financial assistance to the City of Elizabeth to help address all revenue shortfalls and expenditures directly attributable to this pandemic; and

WHEREAS, without this legislation, to address the revenue shortfall some municipalities would be required to take extreme measures that would gut local government eliminating critical public service. Local governments need the flexibility that A-3971 and S-2575 provides to limit the impact on property taxpayers; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth:

1. Strongly supports the swift passage and signing into law A-3971 and S-2475, which will provide flexibility and offer relief to municipalities and counties to address their revenue shortfalls and expenditures directly attributable to the COVID-19 pandemic; and

2. That a copy of this resolution be sent to the Office of the Governor, the President of the New Jersey State Senate, the Speaker of the General Assembly, the Sponsors of the Legislation, the Senate Community and Urban Affairs Committee, the Senate Budget and Appropriations Committee, our State Legislators, and the New Jersey League of Municipalities.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, Taxes for the Third quarter of 2001 through the Fourth Quarter 2002 in the amount of $6,690.31 for 1201 Chestnut St, Elizabeth, New Jersey, also known as Block 11 Lot 92, were transferred to the Arrears Register due to an active Bankruptcy on the Account at the time, and

WHEREAS, on June 10, 2002, the Tax Collector sold Tax Sale Certificate No. 007251 for the property located at 1201 Chestnut St, Elizabeth, New Jersey, also known as Block 11 Lot 92, to Medvin Corp., in the amount of $2,144.66 for 2001 taxes, and

WHEREAS, on June 02, 2008, the Tax Collector sold Tax Sale Certificate No. 07-00378 for the property located at 1201 Chestnut St, Elizabeth, New Jersey, also known as Block 11 Lot 92, to Crusader Lien Services., in the amount of $38,975.67 for 2003 to 2007 taxes, and

WHEREAS, Tax Sale Certificate 07-00378 in error omitted the 2001 to 2002 taxes in the amount of $6,690.31 that remained in the Arrears register, and

WHEREAS, The tax account has over the years been under the automatic stay protection due to the filing of numerous Bankruptcy Cases, and

WHEREAS, on June 3, 2013, the Tax Collector sold Tax Sale Certificate No. 12-00363 for the property located at 1201 Chestnut St, Elizabeth, New Jersey, also known as Block 11 Lot 92, to the City of Elizabeth, in the amount of $18,522.33 for the taxes in Arrears plus Interest and Costs, and

WHEREAS, the property owner filed for bankruptcy on February 02, 2013. This filing was subsequently determined due to a failure to timely receive notice, plus due to the habitual filing by the taxpayer, and

WHEREAS, the automatic stay provision of the Bankruptcy Code bars the creation of post-petition municipal tax liens, and

WHEREAS, It has been approximately nineteen years since the original tax amount of $6,690.31 was assessed against the property

WHEREAS, NJSA 54:4-91.1, permits the governing body to cancel taxes the Collector believes are not collectible, Now Therefore Be it

RESOLVED that Tax Sale Certificate No. 12-00363 is hereby declared null and void and the amount sold, be canceled and deemed not collectable as per NJSA 54:4-91.1.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the United States Office of Management & Budget, OMB A-87 and New Jersey Technical Accounting Directive #2 defines a Fixed Asset as "nonexpendable tangible Property" having a useful life of more than five years and an acquisition cost valued at $5,000 or more per unit; and

WHEREAS, the City must comply with these directives and establish parameters and policies that identify fixed assets with a useful life of more than five years and acquisition cost valued at more than $5,000 per unit and record such accordingly; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elizabeth hereby approves and authorizes that Fixed Assets with a useful life of more than five years and acquisition cost valued at more than $5,000 per unit be recorded accordingly; 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: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, certain tax credits in the previous year of 2012 remain outstanding and unclaimed; and

WHEREAS, the retention period for these records is six years per the State Division of Archives, and the banking institution only retains records for a period of seven years, and

WHEREAS, the City auditors have recommended that all credits outstanding for such a length of time be cancelled and the total amount represented by such credits be received as Miscellaneous Revenue; now, therefore, be it

RESOLVED, that the City Treasurer is hereby authorized to cancel the following tax credits in the amount of $105,681.44 as set forth in the attached schedule for tax year 2012 and the sum of $105,681.44 be credited to Miscellaneous Revenue not anticipated; and be it

FURTHER RESOLVED, that should any payee presenting adequate proof of payment at a future date, the City Treasurer is hereby authorized to issue a replacement check in the same amount and to charge the amount thereof to the contingent account.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, there remains on the tax lien records premiums as listed on the attached schedule, that are in excess of five years old; or on liens that are foreclosed; and

WHEREAS, N.J.S.A. 54:5-33 states that premiums on accounts that still remain open in excess of five years, shall be turned over to the municipality, and

NOW, THEREFORE, BE IT RESOLVED, that the City Treasurer is hereby authorized to cancel the premiums totaling the amount of $138,300.00 and the sum of $138,300.00 be credited to Miscellaneous Revenue not anticipated.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkine-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallow, Mazza, And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify for 2021 SFY those eligible Auditors who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose an auditing service that best meets the City’s needs. The RFQ is for the sole purpose of pre-qualifying prospective auditing firms based on their qualification statements and experience achieved in the area of Auditing Services. One or more individuals/firms may be selected to provide auditing services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entity that should be pre-qualified is as follows:

Louis C. Mai, CPA & Associates, 6 Moonshadow Court, Kinnelon, NJ

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify Louis C. Mai, CPA & Associates, who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Auditing Services for the 2021 SFY.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery -9.

NEGATIVE: None.
BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify for 2021 SFY those eligible Financial Advisors who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose a financial advisory service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective financial advisory firms based on their qualification statements and experience achieved in the area of Financial Advisory Services. One or more individuals/firms may be selected to provide Financial Advisory Services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entities that should be pre-qualified are as follows:

Acacia Financial Group, Inc., 6000 Midlantic Drive, Suite 410 North, Mt. Laurel, NJ 08054
NW Financial Group, LLC, 2 Hudson Place, 3rd Fl, Hoboken, NJ 07030

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify Acacia Financial Group, Inc., and NW Financial Group who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Financial Advisory Services for 2021 SFY.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify for 2021 SFY those eligible Bond Attorneys who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose a bond attorney service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective bond attorneys based on their qualification statements and experience achieved in the area of Bond Attorney Services. One or more individuals/firms may be selected to provide bond attorney services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entity that should be pre-qualified are as follows:

DeCotis, FitzPatrick, Cole, and Glibbin LLP, 61 S. Paramus Road, Suite 250, Paramus, NJ 07652
Wilentz, Goodman & Spitzer P.A., 90 Woodbridge Center Drive, Suite 900 Box 10, Woodbridge, NJ 07095-0958

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify DeCotis, FitzPatrick, Cole, and Glibbin LLP, and Wilentz, Goodman & Spitzer P.A., who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Bond Attorney Services for 2021 SFY.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify for 2021 SFY those eligible Property Tax Attorneys who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose a property tax attorney service that best meets the City’s needs. The RFQ is for the sole purpose of pre-qualifying prospective property tax attorneys based on their qualification statements and experience achieved in the area of Property Tax Attorney Services. One or more individuals/firms may be selected to provide property tax attorney in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entity that should be pre-qualified is as follows:

Blau & Blau, Attorneys at Law, 223 Mountain Ave., Springfield, NJ 07081
Renaud Deappolono, 190 North Avenue East, Cranford, NJ 07016

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify Blau & Blau, Attorneys at Law and Renaud Deappolono, who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Property Tax Attorney Services for 2021 SFY.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS WHOLE:

WHEREAS, the Chief Financial Officer has requested authorization to pre-qualify for 2021 SFY those eligible Appraisers who submitted a Request for Qualifications (RFQ) to the City that was solicited through a fair and open process; and

WHEREAS, the RFQ does not constitute a bid and is intended solely to obtain qualifications from which the City may choose an appraiser service that best meets the City's needs. The RFQ is for the sole purpose of pre-qualifying prospective appraisal firms based on their qualification statements and experience achieved in the area of Appraisal Services. One or more individuals/firms may be selected to provide appraisal services in the future; and

WHEREAS, this RFQ was solicited through a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq; and

WHEREAS, the entities that should be pre-qualified is as follows:

Stack, Coolahan & Stack, LLC, 90 Hudson Street, Hoboken, NJ
Wade Appraisal, LLC, 460 Main Street, Metuchen, NJ 08840

; now, therefore, be it

RESOLVED that the City Council of the City of Elizabeth authorizes the Chief Financial Officer to pre-qualify Stack, Coolahan & Stack, and Wade Appraisal, LLC, who submitted a proposal in response to the Request for Qualifications (RFQ) to the City of Elizabeth to provide Appraisal Services for 2021 SFY.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery —9.

NEGATIVE: None.
WHEREAS, Chapter 72, P.L. 1994 requires the governing body to set the Preliminary Municipal Levy so that the second half-2020 property tax bills may be issued, and
WHEREAS, the Chief Financial Officer recommends a Preliminary Municipal Levy in the amount of $165,375,676.47 as per the attached Certification of Preliminary State Fiscal Year Tax Levies,
NOW, THEREFORE, BE IT RESOLVED that the Preliminary Municipal levy for the third and fourth installments 2020 be set in the amount of $165,375,676.47

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kinley 8

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health and Human Services has an opportunity to apply for, accept and execute all documents required for a grant application from the Environmental Protection Agency’s State Environmental Justice Cooperative Agreement Program (SEJCA)COVID-19 Projects, in the amount of $200,000.00; and

WHEREAS, the Grant will fund a city-wide COVID-19 Public Health outreach program. The application is due June 30, 2020; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the proper City Officials to apply for, accept and execute all documents required for a grant application from the Environmental Protection Agency’s State Environmental Justice Cooperative Agreement Program (SEJCA)COVID-19 Projects, in the amount of $200,000.00.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Health and Human Services has requested authorization to apply, accept and execute all documents required for Grant funds from the CDC Foundation in the amount of $30,199.00; and

WHEREAS, the funds would be in support of the Contact Tracing initiative to fight the spread of COVID-19; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the proper City Officials to apply for, accept and execute all documents required for Grant funds from the CDC Foundation in the amount of $30,199.00.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
WHEREAS, the Director of the Department of Planning and Community Development has requested authorization to prepare and submit to the U.S. Department of Housing and Urban Development (HUD), a CARES Act Substantial Amendment to the Consolidated Plan, CD-45, Fiscal Year 2019, in order to incorporate CDBG CV-Funds in the amount of $938,750, awarded to the City under the CARES Act; and

WHEREAS, the CDBG-CV funds will be allocated as follows:

- **CDBG-CV- Economic Development $495,000-** Administered by the Elizabeth Development Company, located at 205 First Street, Suite 114, Elizabeth, NJ 07206. Funds will support low/mod "For-Profit" businesses with technical assistance, financial support, and microenterprise services in order to address economic impacts caused by COVID-19 outbreak.

- **CDBG-CV Homeless Prevention $213,719 Rental Assistance and $8,000 Administration—** Administered by the Elizabeth Coalition to House the Homeless, located at 118 Division Street, Elizabeth, NJ 07201. Funds will be used to provide rental assistance as necessary to prevent homelessness related to COVID-19 and to provide general management, oversight, and coordination of CDBG-CV funds.

- **CDBG-CV Homeless Prevention $213,719 Rental Assistance and $8,000 Administration—** Administered by Community Access Unlimited, located at 80 West Grand Street, Elizabeth, NJ 07202. Funds will be used to provide rental assistance as necessary to prevent homelessness related to COVID-19 and to provide general management, oversight, and coordination of CDBG-CV funds.

WHEREAS, Certificates of Availability of Funds were requested from the Finance Department for allocated funds; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the proper City Officials to execute all necessary documents to the U.S. Department of Housing and Urban Development (HUD), a CARES Act Substantial Amendment to the Consolidated Plan, CD-45, Fiscal Year 2019, in order to incorporate CDBG CV-Funds in the amount of $938,750, awarded to the City under the CARES Act; and be it

FURTHER RESOLVED, that the CDBG-CV funds will be allocated as follows:

- **CDBG-CV- Economic Development $495,000-** Administered by the Elizabeth Development Company, located at 205 First Street, Suite 114, Elizabeth, NJ 07206. Funds will support low/mod "For-Profit" businesses with technical assistance, financial support, and microenterprise services in order to address economic impacts caused by COVID-19 outbreak.

- **CDBG-CV Homeless Prevention $213,875 Rental Assistance and $8,000 Administration—** Administered by the Elizabeth Coalition to House the Homeless, located at 118 Division Street, Elizabeth, NJ 07201. Funds will be used to provide rental assistance as necessary to prevent homelessness related to COVID-19 and to provide general management, oversight, and coordination of CDBG-CV funds.

- **CDBG-CV Homeless Prevention $213,875 Rental Assistance and $8,000 Administration—** Administered by Community Access Unlimited, located at 80 West Grand Street, Elizabeth, NJ 07202. Funds will be used to provide rental assistance as necessary to prevent homelessness related to COVID-19 and to provide general management, oversight, and coordination of CDBG-CV funds.

Which was adopted by the following vote:

**AFFIRMATIVE:** Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery —9.

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

WHEREAS, the Director of the Department of Planning and Community Development has requested approval of Substantial Amendment to Fiscal Years 2014-2019 for the Community Development Block Grant (CDBG) and Home Investment Partnership Program (HOME) Action Plan Budget; and

WHEREAS, the following Substantial Amendment to CDBG & HOME Action Plan budget are as follows:

HOME SUBSTANTIAL AMENDMENTS TO FISCAL YEARS 2017, 2018, & 2019

HOME CHD0 set aside reallocation. $303,670.05 (FY’S 2017-2019)
CHDO Set-Aside allocations were as follows:

- CD-43 FY2017 Allocation $97,514.25 Remaining balance $37,567.05
- CD-44 FY2018 Allocation $137,480.00 Remaining balance $137,480.00
- CD-45 FY2019 Allocation $128,623.00 Remaining balance $128,623.00

WHEREAS, the City has received 1 CHDO application in the past 4 years and the Director requests to reallocate the total remaining balance of $303,670.05 from the aforementioned Fiscal Years to fund Tenant Based Rental Assistance in order to expeditiously assist families affected by COVID-19 pandemic; and

In FY2019 (CD-45) a total of $508,952 will be reallocated in Rental Housing Program funds
In FY2019 Action Plan, Magill Real Estate Holdings New Point, LLC ("MREH") was allocated $525,000 in Rental Housing Program funds for 30-34 Bank St for the construction of 11 affordable units. The Developer will only use $196,048 for 30-34 Bank Street and the remaining balance of $328,952 will be reallocated.

WHEREAS, in addition, Magill Real Estate Holdings, LLC was allocated $512,571.25 for the construction of 6 affordable housing units at 822 E. Jersey Street. The Developer only used $332,571.25 for the 6 affordable housing units and the remaining balance of $180,000 will be reallocated.

WHEREAS, the Director of the Department of Planning and Community Development has requested to reallocate the $508,952 in unutilized HOME funds as follows:

- A total of $328,952 will be reallocated towards 731-735 New Point Road. This project was originally awarded $331,047.75. Therefore, the additional funds will bring the total HOME funds awarded to $660,000 for the new construction of 11 affordable housing units.

- A total of $180,000 will be reallocated towards 90 Magnolia Avenue. Magill Real Estate Holdings, LLC will construct 3 new affordable housing units.

CDBG SUBSTANTIAL AMENDMENTS TO FISCAL YEARS 2014, 2015, 2016, 2017 & 2018

The uncommitted funds listed below totaling $397,180 are from various fiscal years. The Director requests to reallocate these uncommitted funds to provide grants to assist the small businesses with rent, payroll, inventory, and other related eligible activities affected by COVID-19 Pandemic. If approved, the Elizabeth Development Company would assist the City with underwriting and administering the COVID-19 grants.

Uncommitted funds totaling $397,180 are from the following fiscal years:

- CD-40 FY 2014 Uncommitted funds in the amount of $88,610.92
- CD-41 FY 2015 Uncommitted funds in the amount of $29,914.14
- CD-42 FY 2016 Uncommitted funds in the amount of $30,861.30
- CD-43 FY 2017 Uncommitted funds in the amount of $46,527.48
- CD-44 FY 2018 Uncommitted funds in the amount of $201,267.52
WHEREAS, Certificates of Availability of Funds were requested from the Finance
Department for allocated funds; and

WHEREAS, the Director of the Department of Planning and Community Development
has requested your Honorable Body to authorize the proper City officials to sign any and all
documents necessary in connection therewith; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the approval of
Substantial Amendment to Fiscal Years 2014-2019 for the Community Development Block
Grant (CDBG) and Home Investment Partnership Program (HOME) Action Plan Budget;
and be it

FURTHER RESOLVED, the proper City Officials are authorized to sign any and all
documents necessary in connection therewith.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez,
Cedeno, Galiman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on February 13, 2018, City Council awarded a contract to Prestige Environmental Inc., 220 Davidson Avenue, Suite 307, Somerset, New Jersey 08873 for completion of Initial Receptor Evaluation and development of Case Inventory Document (CID) and Remedial Action Report at the property located at 221-247 Front Street (Kull Property); and

WHEREAS, the Director of the Department of Planning and Community Development has requested that Prestige Environmental Inc., 220 Davidson Avenue, Suite 307, Somerset, New Jersey 08873 complete engineering and consulting services for the development of a parking lot on the property located at 221-247 Front Street (former Kull Property); and

WHEREAS, the City of Elizabeth was awarded Hazardous Discharge Site Remediation Funds in the amount of $188,102.00 for this project. To date $9,900.00 has been billed against the grant; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-07631, charging an amount not to exceed $43,000.00 to Account No. G-02-41-875-18B of the Municipal Budget, is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes Prestige Environmental Inc., 220 Davidson Avenue, Suite 307, Somerset, New Jersey 08873 to complete engineering and consulting services for the development of a parking lot on the property located at 221-247 Front Street (former Kull Property).

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL S A WHOLE:

WHEREAS, in April 2016, the City issued a Request for Proposals, seeking qualified developers interested in redeveloping 60-90 Broadway, 133-135 First Street, 59-81 Livingston Street and 120-134 Front Street (Block 2 Lot 604) and 74-82 Livingston Street (Block 2 Lot 655). The City designated Sabra Port Urban Renewal, LLC, 45 Lafayette Drive, Livingston, NJ 07039 as the Redeveloper of the aforementioned lots; and

WHEREAS, Sabra Port Urban Renewal, LLC now seeks to sell the captioned lots to a new developer, Quattro Urban Renewal 1, LLC ("Quattro URE") 41 Hackensack Avenue, Suite 200 Hackensack, NJ 07601. Quattro Urban Renewal 1, LLC is a wholly owned subsidiary of Quattro Development, LLC. Quattro Development, LLC is owned 100% by Eyal Shay; and

WHEREAS, prior to the property transfer, Quattro URE will need to be designated as the new redeveloper and, under separate cover, will need the redevelopment agreement and tax abatement transferred and assigned to them; and

WHEREAS, the Director of the Department of Planning and Community Development has requested that your Honorable Body adopt a resolution, pursuant to the provisions of N.J.S.A. 40A:12A-1, et seq., designating Quattro Urban Renewal 1, LLC as the new redeveloper for 60-90 Broadway, 133-135 First Street, 59-81 Livingston Street and 120-134 Front Street (Block 2 Lot 604) and 74-82 Livingston Street (Block 2 Lot 655). Furthermore, I respectfully request that the original developer, Sabra Port Urban Renewal, LLC 45 Lafayette Drive Livingston, NJ 07039 be de-designated as redeveloper because they intend to transfer the property as mentioned above; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the designation of Quattro Urban Renewal 1, LLC ("Quattro URE") 41 Hackensack Avenue, Suite 200, Hackensack, NJ 07601 as the new redeveloper for 60-90 Broadway, 133-135 First Street, 59-81 Livingston Street and 120-134 Front Street (Block 2 Lot 604) and 74-82 Livingston Street (Block 2 Lot 655); and be it

FURTHER RESOLVED, that the original developer, Sabra Port Urban Renewal, LLC 45 Lafayette Drive Livingston, NJ 07039 be de-designated as redeveloper because they intend to transfer the property as mentioned above.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cadeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on June 11, 2019, City Council had authorized the proper City Officials to approve the Urban Enterprise Zone (UEZ) Second Generation Funds for the UEZ Financial Lending Programs Fiscal Year 2020 in the amount of $2,101,660.00. These funds are utilized to finance the continuation and administration of the successful UEZ Loan Programs; and

WHEREAS, the Director of Planning and Community Development has requested authorization for an amendment to the previously approved UEZ Second Generation Funds proposal to include a new UEZ Relief Working Capital Loan Program; and

WHEREAS, specifically, this new UEZ Relief Working Capital Loan Program will be used to assist with businesses adversely impacted by the COVID-19 crisis with a much needed expedited Working Capital Loan at 2% interest, with a 5 year term, and no payments due until January 2021, under more relaxed lending criteria to help assist businesses through these unprecedented pandemic related economic conditions; and

WHEREAS, there currently is sufficient funding available under the previously approved Financial Loan Programs of $1,770,000. Furthermore, $331,660 will continue to be used to cover Elizabeth Development Company (EDC) for administrative expenses for the UEZ Financial Lending Programs: UEZ Loan Pool Program, UEZ Commercial Loan, and UEZ Micro Loan Program along with this new UEZ Relief Working Capital Loan Program. A copy of the general program guidelines is on file in the City Clerk’s office; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes an amendment to the previously approved UEZ Second Generation Funds proposal to include a new UEZ Relief Working Capital Loan Program; and be it

FURTHER RESOLVED, this contract shall continue to cover the period from July 1, 2019, through June 30, 2020.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery —9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning & Community Development has requested authorization to prepare and submit to the U.S. Department of Housing & Urban Development (HUD) a Five-Year Consolidated Plan, Fiscal Year 2020-2024, to include applications for funding and an Action Plan for CD46 (FY2020), for Community Development Block Grant (CDBG), and HOME Program and to authorize the proper City Officials to execute all necessary documents for the grants; and

WHEREAS, as required by HUD, on May 30, 2020, the City of Elizabeth will submit a Five-Year Consolidated Plan for Fiscal Year 2020-2024. This Consolidated Plan incorporates into a single submission for CD46 Action Plan for funding for the following formula grant allocations:

CDBG - $1,595,848.00 and HOME - $908,117.00, plus any program income and unprogrammed funds available. The funding goals of the aforementioned grants are to provide affordable housing, a suitable living environment and to expand economic opportunities and the FY2020 will address urgent needs due to COVID-19; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the Director of the Department of Planning & Community Development to prepare and submit to the U.S. Department of Housing and Urban Development (HUD) a Five-Year Consolidated Plan, Fiscal Year 2020-2024, to include applications for funding and an Action Plan for CD46 (FY2020), for Community Development Block Grant (CDBG), and HOME Program and to authorize the proper City Officials to execute all necessary documents for the grants.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization for the proper City Officials to execute all necessary documents for the Neighborhood Preservation Program (NPP) Midtown Columbian District Implementation Plan; and

WHEREAS, in 2019 the City of Elizabeth applied for and received a $125,000.00 Neighborhood Preservation Program (NPP) Grant #2019-02351-0560-1 for the Midtown Columbian District from the New Jersey Department of Community Affairs (NJDCA); and

WHEREAS, the purpose of this grant is to design and implement a wide range of initiatives to serve as a catalyst for economic development to build a stronger more viable neighborhood, to restore a favorable climate for investment, and to improve the quality of life for the residents of this neighborhood; and

WHEREAS, as a condition of the grant, NJDCA required that an Implementation Plan be prepared and approved by them. This Plan delineates the activities of the City's NPP Program and describes the manner in which the grant funds may be expended according to an Executive Summary and Budget of the Plan submitted to Council. NJDCA also requires that this NJDCA approved Plan be approved by the City of Elizabeth and authorization be provided to implement the program and expend funds consistent with the approved Plan; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorize the proper City Officials to execute all necessary documents of the Implementation Plan and Budget for the NPP Midtown Columbian District and expenditure of funds consistent with this NJDCA approved Plan.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

NEGATIVE: None.
WHEREAS, the Director of the Department of Planning and Community Development has requested authorization for the proper City Officials to execute any and all documents necessary to discharge the City of Elizabeth’s mortgage on the property located at 469 Henry Street, Elizabeth, New Jersey and for authorization to cancel an affordability agreement on the above said property; and

WHEREAS, a summary of the property are as follows:

Mortgagor: Nannie Ruth St. Clair
            469 Henry Street
            Elizabeth, New Jersey

Property:  469 Henry Street
           Elizabeth, New Jersey

Program:  Owner Occupied Housing Program (SRD-54)

Date of Mortgage: May 14, 2008

Amount: $25,000.00

Book & Page Number: M12494-0189

Date of Deed of Easement: May 14, 2008
& Restrictive Covenant

Book & Page Number: DB5711-0880

Terms: DPL Forgivable after 10 years

Period of Affordability: 10 years

Reason: The affordability period is complete and the owner is now entitled to a Discharge of Mortgage and Cancellation of the Deed of Easement and Restrictive Covenant.

WHEREAS, the affordability period is now complete and the owner is entitled to a Discharge of Mortgage and Cancellation of the Deed of Easement and Restrictive Covenant on property located at 469 Henry Street; now therefore, be it

RESOLVED, that the City Council of the City of Elizabeth does hereby authorize the discharge of the City of Elizabeth’s mortgage given to Nannie Ruth St. Clair, 469 Henry Street, Elizabeth, New Jersey on property located at 469 Henry Street, Elizabeth, New Jersey, in the amount of $25,000.00, recorded in Book and Page Numbers M12494-0189; and be it

FURTHER RESOLVED, that the proper City Officials are hereby authorized to execute any and all documents necessary for the cancellation of an affordability agreement on property located at 469 Henry Street, Elizabeth, New Jersey, recorded in Book and Page Numbers DB5711-0880.
Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery — 9.

NEGATIVE: None.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested authorization for the proper City officials to execute any and all documents necessary and appropriate to provide a deferred payment forgivable loan based on the following:

Applicant/Owner: MREH NEW POINT, LLC
806 East Jersey Street
Elizabeth, NJ 07201

Principal: Angel Magill

Property: 731-735 New Point Road, Elizabeth, NJ

Program: Rental Housing Program (RHP-L53)

Purpose: new construction of 11 Home Assisted units

Maximum Assistance to be Provided: $660,000 HOME

Total Project Cost: $1,450,000.00

Terms/Period of Affordability: 0% interest rate deferred payment loan forgivable after 20 years

Budget Account Number: H-14-56-020-RHP-800 (HOME)

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 Magill Real Estate Holdings, LLC; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-07951, charging the amount of $660,000.00 to Account No. H-14-56-020-RHP-800 (HOME) of the Municipal Budget is on file in the Office of the City Clerk; and

WHEREAS, actual commitment of funds and execution of documents will only occur upon satisfactory completion of the Environmental Review Process, and any other requirements deemed necessary by the U.S. Department of Housing & Urban Development in accordance with the HOME Program rules and regulations; now, therefore be it

RESOLVED, that the City Council of the City of Elizabeth hereby authorizes a deferred payment forgivable loan to MREH NEW POINT, LLC, 806 East Jersey Street, Elizabeth, NJ 07201 for the new construction of 11 HOME Assisted units in the building located at 731-735 New Point Road, in an amount not to exceed $660,000.00. The loan is a deferred payment forgivable loan with 0% interest and a twenty (20) year affordability period; and be it

FURTHER RESOLVED, actual commitment of funds and execution of documents will only occur upon satisfactory completion of the Environmental Review Process, and any other requirements deemed necessary by the U.S. Department of Housing & Urban Development in accordance with the HOME Program rules and regulations.
Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.

BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Planning and Community Development has requested your Honorable Body adopt a resolution authorizing an Assumption of the City’s mortgages on properties known as 201-203 First Street (RHP-L.48) and 136-142 First Street/AKA 101 Broadway (CHDO-HRRP-16); and

WHEREAS, the properties were mistakenly identified as owned by Community Asset Preservation Corporation, the current borrower/mortgagor; and

WHEREAS, the correct identity of the owner for both properties is CAPC E-Port Revitalization 1, LLC, 108 Church Street, 3rd Floor, New Brunswick, NJ 088901; and,

WHEREAS, assumptions of mortgage are allowable under this program and the new Owner will be bound by the terms of the note and mortgage for the full period of affordability; and

WHEREAS, the Director recommends that the assumption of these mortgages be authorized; and

WHEREAS, it is also requested that your Honorable Body authorize a Subordination of the mortgage held by the City through the Elizabeth Home Improvement Program as described below:

Mortgagor: Assignor: Community Asset Preservation Corporation
108 Church Street 3rd Floor
New Brunswick, NJ 088901

Mortgagor: Assignee: CAPC E-Port Revitalization 1, LLC,
108 Church Street 3rd Floor
New Brunswick, NJ 088901

Amount of EHIP loans: 201-203 First St.: $400,000.00 - 11 units, 10 years
Due: 7/12/2029

Property in question: 201-203 First Street, Elizabeth, NJ (11 Assisted units) Refinancing

New Lender: CUSTOMERS BANK,
99 Bridge Street,
Phoenixville, Pennsylvania 19460

Amount of New Loan: $835,000.00

New Interest Rate Terms: 5.25% for 10 years

Estimated Property Value: $1,100,000.00

Loan to Value Ratio: Maximum of 80% of appraised value (LTV)
Reason: Refinancing to lower interest on existing loan; and,

WHEREAS, the Director of the Department of Planning & Community Development, based upon review of a recent Appraisal, believes that there is sufficient equity in the property to protect the City’s interest should its loan be subordinated to the proposed new mortgage. The City will continue to hold a mortgage in second position, should this Subordination be authorized for the full term of the loan. Subordination of this sort is permitted under this Program and the Director recommends that the subordination be authorized; and

WHEREAS, the Director recommends that the subordination of the mortgage on 201-203 First Street be authorized; now, therefore, be it,

RESOLVED, that the City’s mortgages on properties located at 201-203 First Street (RHP-L48) and 136-142 First Street/AKA 101 Broadway (CHDO-HRRP-16) be assumed by CAPC E-Port Revitalization 1, LLC; 99 Bridge Street, Phoenixville, Pennsylvania 19460; and be it

FURTHER RESOLVED, that the City’s mortgage in the amount of $400,00.00 on the property located at 201-203 First Street be subordinated to a new mortgage in the amount of $835,000.00 given by Customers Bank, 99 Bridge Street, Phoenixville, Pennsylvania 19460 on the terms described above; and, be it

FURTHER RESOLVED, that the proper City officials are authorized to execute any and all documents in order to effect the assumptions and subordination authorized herein.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
WHEREAS, on September 10, 2019, City Council adopted a resolution awarding funds to Elizabeth Development Company (EDC); and

WHEREAS, the Director of the Department of Planning and Community Development is requesting the proper City officials sign any and all documents necessary for the transfer of approved funds from On the Job Training & Micro Enterprise to Technical Assistance and to allocate additional funds awarded, $397,180.00 from the Substantial Amendment requested to address Small Businesses during the Pandemic; and

WHEREAS, it is requested that the resolution adopted by your Honorable Body on September 10, 2019, be amended to transfer $25,000.00 from previously approved funds as follow:

<table>
<thead>
<tr>
<th>Approved Activity Name</th>
<th>Approved Amount GL Acct#</th>
<th>Transfer to Activity Name</th>
<th>Transferred Amt GL Acct#</th>
</tr>
</thead>
<tbody>
<tr>
<td>EDC-Employment Training</td>
<td>$48,000 T-22-56-020-PBS-768</td>
<td>EDC-Technical Asst</td>
<td>$14,400 T-22-56-EDC-788</td>
</tr>
</tbody>
</table>

WHEREAS, in addition, a total of $397,180.00 will be allocated to EDC to address small local, "For-Profit" businesses loss of revenue due to COVID-19; and

WHEREAS, an extension of time for CD45 contract period ending on June 30, 2020 is also requested to extend to December 30, 2020. The extension is requested to allow Elizabeth Development Company to draw the additional funds awarded.

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-08101, charging the amount of $25,000.00 to Account No. T-22-56-020-EDC-788 and Certification No. 20-08100, charging the amount of $397,180.00 to Account No. T-22-56-020-EDC-787, of the Municipal Budget is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, that the City Council of the City if Elizabeth authorizes the proper City officials sign any and all documents necessary for the transfer of EDC approved funds from On the Job Training & Micro Enterprise to Technical Assistance and to allocate additional funds awarded, $397,180.00 from the Substantial Amendment requested to address Small Businesses during the Pandemic; and be it

FURTHER RESOLVED, that the CD45 contract period ending on June 30, 2020 be extended to December 30, 2020. The extension will allow Elizabeth Development Company to draw the additional funds awarded.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on June 13, 2017, City Council adopted a resolution authorizing the City of Elizabeth to award a contract to USA Architects, Planners and Interior Designers, 20 North Doughty Avenue, Somerville, New Jersey 08876 to provide the City of Elizabeth with professional architectural services at a lump sum cost of $175,000.00 plus reimbursables in connection with the design and construction administration of the Fred Erxleben Recreation Center Renovations; and

WHEREAS, the project provided renovations to modify the existing recreation building. The improvements consisted of general interior renovations, restroom and locker rooms, lighting, HVAC, plumbing, windows, flooring and installation of a natural gas emergency generator as per its proposal dated May 23, 2017; and

WHEREAS, this contract amendment is for additional time required for USA Architects contract administration and construction observation due to the City’s contractor, M.B.T. Contracting working beyond the 180-calendar day contract duration. This additional fee will be deducted from the M.B.T. Contracting’s contract as provided in the specifications to pay for the costs associated with this contract amendment; and

WHEREAS, the Director of the Department of Public Works has requested authorization to amend the contract with USA Architects, Planners and Interior Designers, 20 North Doughty Avenue, Somerville, New Jersey 08876 to provide the City of Elizabeth with professional architectural services at an additional cost not to exceed $60,000 in connection with the contract administration and construction observation for the Fred Erxleben Recreation Center Renovations for a total contract amount of $235,000.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-07690, charging an additional amount not to exceed $60,000.00 to Account No. X-04-55-999-X58-001 of the Municipal Budget, is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes an amendment to the resolution dated June 13, 2017, with USA Architects, Planners and Interior Designers, 20 North Doughty Avenue, Somerville, New Jersey 08876 to provide the City of Elizabeth with professional architectural services at an additional cost not to exceed $60,000.00 in connection with the contract administration and construction observation for the Fred Erxleben Recreation Center Renovations for a total contract amount of $235,000.00; and be it

FURTHER RESOLVED, that this additional fee will be deducted from the M.B.T. Contracting’s contract as provided in the specifications to pay for the costs associated with this contract amendment.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
WHEREAS, on March 13, 2018, City Council adopted a resolution authorizing the extension of a contract to HBC Electric, Inc., 306 Chestnut Street, Roselle, New Jersey 07203 for Electrical Maintenance & Emergency Repair Service for an additional twenty-four (24) months, in the amount of $450,400.00 for two (2) years. The contract extension was provided for under the terms set forth in the sealed bid in accordance with N.J.S.A. 40A:11-15; and

WHEREAS, this change order represents additional work required at public buildings owned by the City of Elizabeth during the twenty-four (24) month contract extension and is being billed at the contract rates for labor and materials; and

WHEREAS, the Director of the Department of Public Works has requested that your Honorable Body adopt a resolution authorizing Change Order No. 1 final in the amount of $67,560.00. This change order represents a total increase of 15% of the original contract amount of $450,400.00. The new contract amount is $517,960.00; 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 has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-07689, charging an amount of $67,560.00 to Account No. 0-01-26-310-BLD-308 of the Municipal Budget, is on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes Change Order No. 1 final in the amount of $67,560.00 for Electrical Maintenance & Emergency Repair Service at public buildings owned by the City of Elizabeth. This change order represents a total increase of 15% of the original contract amount of $450,400.00. The new contract amount is $517,960.00.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Department of Public Works has advised that the City of Elizabeth has received a request from Max PSI Powerwashing, 10 Amity Street, Elizabeth, New Jersey, for the City of Elizabeth to consider accepting services to sanitize playground equipment owned by the City in various parks and playgrounds at no cost to the City; and

WHEREAS, the work would begin once Executive Order No. 107 signed by Governor Murphy has been amended for the opening of all places of public amusement; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby accepts a donation of services from Max PSI Powerwashing, 10 Amity Street, Elizabeth, New Jersey, to sanitize playground equipment owned by the City in various parks and playgrounds at no cost to the City; and be it

FURTHER RESOLVED, that the work would begin once Executive Order No. 107 signed by Governor Murphy has been amended for the opening of all places of public amusement.

Councilman Gallman believes this is a “one shot deal” when the playgrounds open. He stated that he would like for this to continue during the course of the summer.

The Business Administrator responded that the Recreation Department has been cleaning the outdoor play equipment.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on March 6, 2020, the Director of the Department of Public Works has advised the Department of Public Works received qualification proposals for professional environmental engineering services; and

WHEREAS, the Department of Public Works reviewed the qualifications of all respondents and found the firm of PennJersey Environmental Consulting, 744 Milford Warren Glen Road, Milford, New Jersey 08848, to be qualified to provide the City of Elizabeth with environmental engineering services in connection with the Elizabeth Waterfront Bike, Hike and Roll Throughway Expansion as per its proposal dated April 29, 2020; and

WHEREAS, the Bike, Hike and Roll Expansion consists of an access sidewalk along the soccer fields on Front Street between Magnolia Avenue and Pine Street. Reconstructing Pine Street to create a standard 36-foot-wide roadway, new curbing, signage, lighting and drainage with a 5-foot wide sidewalk on the South side of Pine Street. A connector trail between the end of Pine Street and the existing Bike, Hike and Roll Throughway and associated landscaping. The City has received a matching grant of $485,261.75 for the project construction from the Office of Natural Resource Restoration (ONRR), Project # NBC-2016-12; and

WHEREAS, PennJersey Environmental has completed a detailed preliminary assessment report (PAR) for the site which identified nine (9) areas of concern (AOCs). Of those areas five (5) AOCs are known or suspected to have caused discharge to the environment and required further site investigation through geophysical survey and subsurface soil investigation. PennJersey utilized ground penetrating radar to locate any potential underground structures, performed soil borings and soil sampling to determine potential presence of impacts present at the Site in accordance with NJDEP soil sampling protocols; and

WHEREAS, PennJersey prepared a Site Investigation Report and submitted it to the NJDEP on February 26, 2020, to achieve compliance with NJDEP regulations and guidance as well as to satisfy requirements of the Grant. The investigation revealed contaminants associated with historic fill materials exceeding NJDEP Residential Direct Contact Soil Remediation Standards and or the default Impact to Groundwater Soil Screening Level. Upon completion of the construction we anticipate implementation of institutional controls consisting of a deed notice and capping of the Site; and

WHEREAS, the scope of work under this contract will provide for the preparation of a Remedial Investigation Report (RIR) and a Remedial Action Workplan (RAW) to document the completion of the investigation of the soil contaminants. The scope also provides for Remedial Action oversight during the construction of the project, preparation of a Remedial Action Report (RAR), deed notice and a Remedial Action Permit for Soil (RAP-S) upon completion of construction. Upon receipt of the RAP-S, PennJersey will submit a restricted use entire site Response Action Outcome (RAO).

WHEREAS, the Director of the Department of Public Works has requested an award of a contract be made to PennJersey Environmental Consulting, 744 Milford Warren Glen Road, Milford, New Jersey 08848 to provide environmental engineering services at a time and material basis not to exceed $91,526.00 plus reimbursables in connection with the Elizabeth Waterfront Bike, Hike and Roll Throughway Expansion.; and

WHEREAS, the contract is hereby awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44 A-20.5, et seq. and N.J.S.A. 40A:11-5 (a) (i); 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 Professional Services without competitive bids and the contract itself must be available for public inspections; and
WHEREAS, the Chief Financial Officer has certified that sufficient funds are available an appropriated for this purpose and Certification No. 20-07797, charging the amount of $91,526.00 to Account No. X-04-55-999-Z12-001 of the Municipal Budget, is on file in the Office in the City Clerk; now, therefore, be it

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

1. The Mayor, and the Municipal Clerk are hereby authorized to execute a contract with PennJersey Environmental Consulting, 744 Milford Warren Glen Road, Milford, New Jersey 08848 to provide environmental engineering services at a time and material basis not to exceed $91,526.00 plus reimbursables in connection with the Elizabeth Waterfront Bike, Hike and Roll Throughway Expansion.

2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-2(6) and N.J.S.A. 40A:11-5 (a) (i) of the Local Public Contracts Law because these services require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training.

3. A notice of this action shall be printed once in The Star Ledger.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
WHEREAS, the Director of Public Works has requested authorization for the proper City Officials to apply, accept, and sign all appropriate documents for the New Jersey Department of Transportation's Bikeway Grant Program FY 2021, in an amount not to exceed $500,000.00; and

WHEREAS, with the anticipated funding, the City of Elizabeth anticipates construction of the Elizabeth River Trail Phase 6 bikeway/walkway, along Clifton Street from Cole Place to Pulaski Street. The New Jersey bound Goethals Bridge span includes a 10-foot-wide path offering a scenic view for pedestrians and bicyclists and another commuting options for New Jersey and Staten Island residents. This extension will allow for safer use of the approximately 2-mile-long River Trail extending from the Goethals Bridge to West Jersey Street. Phases 1, 2 and 3 between South Broad Street and Clifton Street are complete. Phase 4 between South Broad Street and West Jersey Street is currently being designed and is anticipated being under construction in 2020. Phase 5 is currently being designed will be constructed on surplus property the City is acquiring from the New Jersey Department of Transportation and is being funded in part with a 2020 NJDOT Municipal Aid Grant. The entire River Trail system offers a safe alternative to reach numerous destinations within the City; and

WHEREAS, the New Jersey Department of Transportation's Bikeway Grant Program "provides funds to counties and municipalities to promote bicycling as an alternate mode of transportation in New Jersey. A primary objective of the Bikeway Grant Program is to support the State's goal of constructing 1,000 new miles of dedicated bike paths."

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as to be determined by the completion of the electronic application to the New Jersey Department of Transportation on behalf of the City of Elizabeth, for the New Jersey Department of Transportation's Bikeway Grant Program FY 2021, in an amount not to exceed $500,000.00; and

BE IT FURTHER RESOLVED, that if awarded, the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Elizabeth and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of Public Works has requested authorization for the proper City Officials to apply, accept and sign all appropriate documents for the New Jersey Department of Transportation's Safe Streets to Transit Program FY 2021, in an amount not to exceed $700,000.00; and

WHEREAS, with the anticipated funding, the Department of Public Works will implement a new traffic light system at the intersection of Broad Street and East/West Grand Street; and

WHEREAS, as a main thoroughfare, heavy volumes of vehicular and pedestrian traffic travel along Broad Street and East/West Grand Street. The abovementioned improvements would assist in improving overall pedestrian safety and travel along this busy passageway; and

WHEREAS, objective of the Safe Streets to Transit Program include: improving safety and accessibility for mass transit riders walking or bicycling to transit facilities; facilitate the implementation of projects that will improve safety in the vicinity of transit facilities;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as to be determined by the completion of the electronic application to the New Jersey Department of Transportation on behalf of the City of Elizabeth, for the New Jersey Department of Transportation's Safe Streets to Transit Program FY 2021, in an amount not to exceed $700,000.00; and

BE IT FURTHER RESOLVED, that if awarded, the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Elizabeth and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of Public Works has requested authorization for the proper City Officials to apply, accept, and sign all appropriate documents for the New Jersey Department of Transportation's Local Aid for Transit Village Grant Program FY 2021, including reimbursement forms, in an amount not to exceed $700,000.00; and

WHEREAS, through this application the City of Elizabeth anticipates implementing a new traffic light system at the intersection of Morris Avenue and Westfield Avenue. As a Transit Village designee and thriving urban center, this application will further demonstrate the City of Elizabeth's commitment to improving pedestrian connections and enhancing vehicular flow in close proximity to the Elizabeth Midtown Train Station; and

WHEREAS, the Department of Transportation’s Grant Program, which "...awards grants for non-traditional transportation-related projects to New Jersey municipalities designated as Transit Villages..., which include an area defined as a half-mile radius circle around a transit facility... Types of projects eligible for funding under this program include, but are not limited to, construction of: bicycle/pedestrian path and lanes, way-finding signage, improvements to transit stations and traffic calming measures;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application to the New Jersey Department of Transportation on behalf of the City of Elizabeth, which upon completion and electronic submission, will reflect an application number, for the New Jersey Department of Transportation's Local Aid for Transit Village Grant Program FY 2021, including reimbursement forms, in an amount not to exceed $700,000.00; and

BE IT FURTHER RESOLVED, that if awarded, the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Elizabeth and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
WHEREAS, the Director of Public Works has requested authorization for the proper City Officials to apply, accept, and sign all appropriate documents for the New Jersey Department of Transportation’s (NJDOT) Municipal Aid Program FY 2021, in an amount not to exceed $1,000,000.00; and

WHEREAS, the New Jersey Department of Transportation’s Municipal Aid Program provides funding for road improvement projects such as resurfacing, rehabilitation or reconstruction and signalization. Applications receive points based on various criteria including existing road conditions, average daily traffic, safety improvements and access to nodes; and

WHEREAS, the City received partial funding for the Elizabeth River Trail Phase 5 from the NJDOT’s 2020 Municipal Aid Program. The project is currently in design. With this anticipated additional funding, the City of Elizabeth anticipates further funding for the construction of the Elizabeth River Trail Phase 5 bikeway / walkway, Clifton Street extension connecting to the Goethals Bridge bikeway / walkway as well as the addition of a new traffic signal at the intersection of Clifton Street and Cole Place. The signal located at the Northern end of the project is anticipated and in need of replacement; and

WHEREAS, the New Jersey bound Goethals Bridge span includes 10-foot wide path offering a scenic view for pedestrians and bicyclists and commuting options for New Jersey and Staten Island residents. The project and additional funding will allow for safer use of the approximately 2-mile-long River Trail extending from the Goethals to West Jersey Street. Phases 1, 2 and 3 between South Broad Street and Clifton Street are complete. Phase 4 between South Broad Street and West Jersey Street is currently being designed and is anticipated being under construction in 2020. Phase 5 will be constructed on surplus property the City is acquiring from the New Jersey Department of Transportation. The entire River Trail system offers a safe alternative to reach numerous destinations within the City.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application to the New Jersey Department of Transportation on behalf of the City of Elizabeth, which upon completion and electronic submission, will reflect an application number, for the New Jersey Department of Transportation’s Municipal Aid Program FY 2021, in an amount not to exceed $1,000,000.00; and

BE IT FURTHER RESOLVED, that if awarded, the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Elizabeth and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on June 25, 2019, your Honorable Body adopted a resolution awarding a contract to Louis Gargiulo Company, Inc., 44-46 State Street, Jersey City, New Jersey 07304 in the amount of $427,000.00 for the Renovations at the Elizabeth City Hall Conference Rooms – Contract 06-19; and

WHEREAS, this project consisted of general interior renovations and alterations to conference rooms G4, 205, 307 and ancillary rooms adjacent to room 307. Work included, but not limited to demolition work, mechanical and electrical systems modifications, new AV equipment, new finishes and other miscellaneous related work items; and

WHEREAS, this change order represents costs for supplying AV equipment that was not accounted for in the project plans and specifications; and

WHEREAS, the Director and the Department of Public Works has requested your Honorable Body adopt a resolution authorizing change order No. 1 – final in the amount of $15,538.17. This change order represents a total increase of 3.64% of the original contract amount of $427,000.00. The new contract amount is $442,538.17; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available and appropriated for this purpose and Certification No. 20-08099, charging the amount of $15,538.17 to Account No. X-04-55-999-X59-001 of the Municipal Budget are on file in the Office of the City Clerk; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes Change Order No. 1 final in the amount of $15,538.17 for the Renovations at the Elizabeth City Hall Conference Rooms – Contract 06-19. This change order represents a total increase of 3.64% of the original contract amount of $427,000.00. The new contract amount is $442,538.17.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, on January 28, 2020, Jose Dias DeMoura, 851 East Jersey Street, Apt. 3B, Elizabeth, NJ 07201, submitted an application for a Personalized Handicapped Parking space along with a check for the $400.00 fee; and

WHEREAS, the application will be denied because the building has a parking lot, but the applicant's $400.00 check was accidently deposited for the parking space. The applicant is now requesting a refund of the $400.00; now, therefore, be it

RESOLVED, that City Council of the City of Elizabeth hereby authorizes a refund of $400.00 to Jose Dias DeMoura, 851 East Jersey Street, Apt. 3B, Elizabeth, NJ 07201 for payment of a Personalized Handicapped Parking space that will be denied.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Police Department has requested authorization for the proper City officials to apply, accept, and sign all appropriate documents in connection with the Department of Homeland Security - Fiscal Year 2020 Targeted Violence and Terrorism Prevention (TVTP) Grant Program for an amount not to exceed $500,000.00. No cost share is required for this opportunity; and

WHEREAS, according to the Fiscal Year 2020 Targeted Violence and Terrorism Prevention Grant Notice of Funding Opportunity, “The objectives of the TVTP Grant Program are to strengthen societal resistance against the drivers of violent extremism and ensure broad awareness of the threat of terrorism and targeted violence; counter terrorists and violent extremists’ influence online; develop prevention frameworks with state, local, tribal and territorial government partners to enhance their ability to identify and respond to individuals at risk of mobilizing to violence; as well as develop and implement recidivism reduction programming to address individuals convicted of crimes related to terrorism and targeted violence...”.; and

WHEREAS, through this anticipated grant funding, the Elizabeth Police Department seeks to address the above objectives as well as grant priorities, which include “establishing and enhancing local prevention frameworks with an emphasis on threat assessment and management capabilities; preventing domestic terrorism as well as incorporating innovative solutions for preventing targeted violence and terrorism.”.; and

WHEREAS, the Elizabeth Department anticipates accomplishing these goals through the development and implementation of training initiatives as well as community awareness-raising efforts. These initiatives will focus upon the acquisition and honing of skills for law enforcement, implementation of additional digital safeguards as well as enhancing overall civic engagement, 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 in connection with the Department of Homeland Security - Fiscal Year 2020 Targeted Violence and Terrorism Prevention (TVTP) Grant Program for an amount not to exceed $500,000.00; and be it

FURTHER RESOLVED, that no cost share is required for this opportunity.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the Director of the Fire Department has requested authorization for the proper City Officials to apply, accept and sign all appropriate documents for the **FY2019 FEMA Staffing for Adequate Fire and Emergency Response (SAFER) Grants.** Total grant amount not to exceed $ 6,000,000.00; and

WHEREAS, this grant will allow for the Elizabeth Fire Department to hire thirty-six additional firefighters and would enable the Department to provide more efficient and effective safety services to the City of Elizabeth. The period of performance is thirty-six months; and

WHEREAS, the purpose of the SAFER grant is to award directly to fire departments to help increase their cadre of frontline firefighters. The program seeks to support departments that lack the tools and resources necessary to protect the health and safety of the public and the firefighting personnel with respect to fire and fire-related hazards. The goal of the SAFER Grant is to enhance local fire departments' abilities to comply with staffing, response and operational standards established by the National Fire Protection Association (NFPA) and the Occupational Safety and Health Administration (OSHA); and

WHEREAS, with this anticipated grant, the Elizabeth Fire Department seeks to incorporate additional firefighters in order to fill the current and anticipated vacancies, in order to protect the health and safety of the public with respect to fire and fire-related hazards; and

WHEREAS, overall, the Elizabeth Fire Department will utilize the anticipated grant funds to better prepare and respond to the ever-present new roles of municipal fire departments, yielding increased services for our residents and thus positively impacting the entire city; 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 **FY2019 FEMA Staffing for Adequate Fire and Emergency Response (SAFER) Grants.** Total grant amount not to exceed $ 6,000,000.00.

Which was adopted by the following vote:

**AFFIRMATIVE:** Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

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

WHEREAS, the City Council President of the City of Elizabeth requests permission to place a Vanity Street Sign, Carol Ann Lockett, on the corner of Grove Street and Linden Avenue, Elizabeth, New Jersey, in recognition of her dedication as a crossing guard for the Elizabeth Police Department; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth authorizes the proper City Officials to place a Vanity Street Sign, Carol Ann Lockett, on the corner of Grove Street and Linden Avenue, Elizabeth, New Jersey, in recognition of her dedication as a crossing guard for the Elizabeth Police Department.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery -9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, recently, the United States Department of Veterans Affairs (the "VA") has announced its intent to close its Veterans’ Clinic within the City of Elizabeth; and

WHEREAS, the Elizabeth VA Clinic currently serves over 1,200 patients, providing valuable care and behavioral health services to former servicemembers; and

WHEREAS, under this planned closure, affected veterans would have their care transferred to the East Orange campus or the Jersey City VA Clinic; and

WHEREAS, both transfer locations are more than 10 miles away from the Elizabeth VA Clinic location; and

WHEREAS, that distance places significant barriers between veterans and their ability to receive critical health services; and

WHEREAS, this decision unduly burdens servicemembers in our community who are handicapped or suffer other physical impairments, as well as those who primarily rely upon public transportation or are indigent; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth urges the United States Department of Veterans Affairs to reverse its decision regarding the closure of the Elizabeth VA Clinic; and be it

FURTHER RESOLVED, that the City Council of the City of Elizabeth stands firm in its commitment to the brave men and women who served our country and that taking care of them is one of its top priorities.

Councilman Gallman stated that he received an email from the Mayor regarding the closing of the VA Clinic. He continued that we as a Council should reach out to our senators; Senators Booker and Menendez. He asked his colleagues to support urging the Veterans Administration to not close this clinic. He stated further that this clinic services approximately one thousand two hundred (1,200) veterans. What are we going to do, send them to East Orange or Jersey City? Again, he asked his colleagues to join his fight to keep this clinic open.
Which was adopted by the following vote:

**AFFIRMATIVE:** Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

**NEGATIVE:** None.

**BY CITY COUNCIL AS A WHOLE:**

May 18, 2020
May 21, 2020

**RESOLVED,** that City Council of the City of Elizabeth hereby confirms and approves the payment of all utility bills for the City of Elizabeth as indicated herein below; and be it

**FURTHER RESOLVED,** that the foregoing payments are excepted from the requirement of bidding by the provisions of the Local Public Contracts Law **N.J.S.A. 40A:11-5(1)(f);** and be it

**FURTHER RESOLVED,** that the following certifications of availability of funds are on file in the office of the City Clerk:

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<tr>
<th>Company</th>
<th>Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>BROADVIEW NETWORKS, INC.</td>
<td>0-01-31-440</td>
<td>$8,658.01</td>
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<tr>
<td>CONSTELLATION NEW ENERGY, INC.</td>
<td>0-01-31-430</td>
<td>$32.12</td>
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<tr>
<td>ELIZABETHTOWN GAS</td>
<td>0-01-31-446</td>
<td>$8,308.01</td>
</tr>
<tr>
<td>PSE&amp;G</td>
<td>0-01-31-435</td>
<td>$437.96</td>
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<tr>
<td>PSE&amp;G</td>
<td>0-01-31-430</td>
<td>$11,568.66</td>
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<tr>
<td>UGI ENERGY SERVICES, LLC</td>
<td>0-01-31-446</td>
<td>$9,916.12</td>
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<tr>
<td>VERIZON WIRELESS</td>
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<td>$17,668.59</td>
</tr>
<tr>
<td>XTEL COMMUNICATIONS, INC.</td>
<td>0-01-31-440</td>
<td>$5,338.05</td>
</tr>
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Which was adopted by the following vote:

**AFFIRMATIVE:** Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery –9.

**NEGATIVE:** None.
May 21, 2020

BY COUNCIL AS A WHOLE:

RESOLVED that the following bingo and raffle licenses issued by the City Clerk are here by approved:

<table>
<thead>
<tr>
<th>ORGANIZATION</th>
<th>AG</th>
<th>B.L.</th>
<th>R.L.</th>
<th>DATE</th>
</tr>
</thead>
</table>

*The City Clerk’s Office of the City of Elizabeth did not receive any Bingo/Raffle application for the month of May*

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery – 9.

NEGATIVE: None.
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth, New Jersey has learned that Friends of NJ Legacy, Juneteenth Committee will host a small event commemorating "Juneteenth"; now therefore be it

RESOLVED that the City Council of the City of Elizabeth, commends and acknowledges them; and be it; and be it

FURTHER RESOLVED that this resolution be spread in full upon the minutes of City Council and that a certified copy be forwarded to the Friends of NJ Legacy, Juneteenth Committee.

Which was adopted by the following vote:

AFFIRMATIVE: Cuesta, Perkins-Auguste, Grova, Torres, Gonzalez, Cedeno, Gallman, Mazza And President Kiniery -- 9.

NEGATIVE: None.

Council President Kiniery thanked the City Clerk's Office for their dedicated hard work.

Council President Kiniery announced that a Pre-Conference Meeting will be held on June 16 and the Regular Meeting on June 23, 2020. The Pre-Conference Meeting on June 3rd and the Regular Meeting on June 9, 2020 will be cancelled.

Councilwoman Perkins-Auguste echoed the sentiments of her colleagues regarding the City Clerk's Office. She continued that they have been on the job the entire time since the pandemic. The Councilwoman commended them and stated that this shows who the workers truly are. She stated further that they've been here until 7:00 p.m., or 8:00 p.m. making sure the City business is being done. They really pulled together for the amount of work that was sent. Council President Kiniery responded that is why he decided to do a Pre-Conference Meeting and a Regular Meeting.

Councilman Mazza stated that anytime that he comes by City Hall, "our ladies are in the City Clerk's Office and they have been very diligent."
BY CITY COUNCIL AS A WHOLE:

WHEREAS, the City Council of the City of Elizabeth has learned of the recent death of Carol Ann Lockett; and

WHEREAS, Carol Ann was a dedicated and popular crossing guard for the Elizabeth Police Department; and

WHEREAS, Carol Ann was locally famous as the “unofficial Mayor of Elizabeth”; now, therefore, be it

RESOLVED, that the City Council of the City of Elizabeth hereby expresses its condolences at the passing of Carol Ann Lockett to her family and friends; now, 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 her family.

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

Councilman Torres moved that City Council do now adjourn.

Which was carried unanimously.

Whereupon Council President Kiniery declared City Council adjourned

at 7:25 P.M.

APPROVED

KEVIN J. KINIERY                        YOLANDA M. ROBERTS
President of City Council               Municipal Clerk