

CITY COUNCIL - ELIZABETH, N. J.  
REGULAR MEETING - TUESDAY, JUNE 28, 2022

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING: RESIDENTS AND TAXPAYERS ADDRESS THE CITY COUNCIL

APPROVAL OF MINUTES:   **Organization Meetings:** January 5, 2021;  
**Conference Meetings:** January 5, 19; February 2, 16;  
March 2, 16; April 6, 20; May 4, 18; June 1, 15;  
July 6; August 3; September 7, 21; October 5, 19;  
November 3, 15; December 7, 21; **2021**  
**Special Conference:** November 3, December 7, **2021**  
**Regular Meetings:** January 12, 26; February 9, 23;  
March 9, 23; April 13, 27; May 11, 25; June 9, 22;  
July 27; August 24; September 14, 28; October 12, 26;  
November 9, 23; December 14, 28; **2021**  
**Special Meetings:** February 2; July 6; December 7; **2021**  
**Emergency Meeting:** August 3, **2021**

PUBLIC HEARINGS

ORD. NO. 5674 - An Ordinance enacting Chapter 10.85 of the City Code of the City of Elizabeth, entitled "All-Terrain Vehicles and Dirt Bikes," declaring that All-Terrain Vehicles and Dirt Bikes on public streets, highways, and rights-of-way is an immediate threat to public safety, health and welfare.

ORD. NO. 5675 - An Ordinance to amend Ordinance No. 1747, entitled "An Ordinance to establish certain classified and unclassified positions in the City of Elizabeth as provided on attached schedules."

ORD. NO. 5676 - An Ordinance to amend Section 2.56.110 (B), entitled "Civilian Personnel", of the Code of the City of Elizabeth, specifically relating to the Table of Organization of the Elizabeth Police Department.

ORD. NO. 5677 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Maria Orellana De Chacon, 9 Sailor Ct. Elizabeth, New Jersey.

ORD. NO. 5678 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Dennis Reyes Flores, 524 Court Street, Fl. #2 Elizabeth, New Jersey.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated June 6, 2022, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for the Urban Enterprise Zone, Zone Assistance Fund Application, UEZ Workforce Development CDL Program; this initiative will be administered, managed and operated by the Elizabeth Development Company seeking to fund a comprehensive workforce development program to provide training services for twenty (20) Elizabeth residents to obtain Class A and B Commercial Driver's Licenses (CDL's) for an amount not to exceed \$111,628.00. Which was received.

**PETITIONS, COMMUNICATIONS, ETC. (Cont'd)**

By the Clerk:

Letter dated June 9, 2022, from the Business Administrator request authorization to disburse pursuant to the Shared Services/Intergovernmental Agreement with the County of Union to allow the City of Elizabeth access to the State of New Jersey's and Union County's Interoperable Communications System and Use in compliance with the Federal Communications Commission's Narrow Banding Mandate the annual user subscription fee of \$15.00 per radio for 1,074 P-25 Radios enabled for the City of Elizabeth Police and Fire Departments from October 1, 2021 through March 31, 2022 payable to the New Jersey Office of Information Technology, P.O. Box 212, 300 Riverview Plaza, 4th Floor, Trenton, NJ in the total amount of \$16,110.00.  
Which was received.

By the Clerk:

Letter dated June 15, 2022, from the Business Administrator request authorization for the proper City officials to participate in a State Contract with National Office Furniture, c/o BFI, 1610 Royal Street, Jasper, IN to purchase furniture for the ground floor of the Elizabeth Fire Department Headquarters in the amount of \$17,338.80.  
Which was received.

By the Clerk:

Letter dated June 15, 2022, from the Business Administrator recommending awarding a contract to W.B. Mason Co., Inc., 535 Secaucus Road, Secaucus, NJ for the purchase of office paper supplies for the period of June 1, 2022, through May 31, 2023, at a cost not to exceed \$250,000.00.  
Which was received.

By the Clerk:

Letter dated June 15, 2022, from the Business Administrator request authorization to renew with Hartford Insurance Company, Hartford, CT through the agent-of-record, Hughes-Plumer Associates, an Accident Insurance Policy covering Auxiliary Police Officers; term of the policy is July 1, 2022, to July 1, 2023, at an annual premium of \$340.00.  
Which was received.

By the Clerk:

Letter dated June 15, 2022, from the Business Administrator request authorization to renew with Western World Insurance Company, 48 South Franklin Turnpike, Ramsey, NJ, through agent-of-record, Hughes-Plumer Associates, covering emergency medical malpractice liability insurance for the EMS employees; term of the policy is June 15, 2022, to June 15, 2023, at an annual premium of \$15,252.00.  
Which was received.

By the Clerk:

Letter dated June 15, 2022, from the Business Administrator recommending awarding a contract to Mail Chevrolet, 75 Haddonfield Road, Cherry Hill, NJ for the purchase of two (2) 2022 Chevrolet Tahoe 4WD vehicles as replacements to the Fire Department fleet for vehicles that were damaged during Hurricane Ida at the cost of \$47,861.20 each for a grand total of \$95,722.40.  
Which was received.

By the Clerk:

Letter dated June 16, 2022, from the Business Administrator recommending awarding a contract to United Site Services d/b/a Johnny On The Spot, LLC, 3168 Bordertown Avenue, Old Bridge, NJ and authorize the proper City officials to execute any documents in connection with this contract award for the furnishing of Portable Toilet Rentals for the Department of Recreation, and any other department requiring said service for a period of two (2) years from the date of this award in an amount not to exceed \$100,000.00.  
Which was received.

**PETITIONS, COMMUNICATIONS, ETC. (Cont'd)**

By the Clerk:

Letter dated June 16, 2022, from the Business Administrator request authorization for the proper City officials to enter into agreements with Johnson, Mirmiran and Thompson, 1200 Lenox Drive, Suite 101, Trenton, NJ and Dynamic Traffic, 1904 Main Street, Lake Como, NJ for professional on-call/emergency traffic engineering consulting services for the period July 1, 2022, through June 30, 2023, in an amount not to exceed \$50,000.00 for each firm.  
Which was received.

By the Clerk:

Letter dated June 16, 2022, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for the Urban Enterprise Zone, Zone Assistance Fund Application, Solar Energy Technician Workforce Development Program; providing training services for Elizabeth residents, who seek to obtain the North American Board of Certified Energy Practitioners Photovoltaic Certification for an amount not to exceed \$160,000.00.  
Which was received.

By the Clerk:

Letter dated June 16, 2022, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for the Urban Enterprise Zone, Zone Assistance Fund Application, FY2023 UEZ Business Financial Programs to be administered, managed and operated by the Elizabeth Development Company creating new local job opportunities and provide additional financial investment into the local Urban Enterprise Zone economy for an amount not to exceed \$2,000,000.00.  
Which was received.

By the Clerk:

Letter dated June 7, 2022, from the City Attorney recommending settlement of the claim for damage to a police car in the amount of \$15,000.00.

By the Clerk:

Letter dated June 21, 2022, from the Chief Financial Officer advising that additional grants may be appropriated in the 2022 SFY Budget by budget amendments (Chapter 159).  
Which was received.

By the Clerk:

Letter dated June 21, 2022, from the Chief Financial Officer advising that transfers for the 2022 SFY Municipal and Sewer Utility budgets may be necessary.  
Which was received.

By the Clerk:

Letter dated June 21, 2022, from the Chief Financial Officer request that your Honorable Body consider submitting a request to the Director, Division of Local Finance to make changes in the 2022 Municipal Budget to account for the City's local share of grants (Chapter 159) approved after the adoption of the budget.  
Which was received.

By the Clerk:

Letter dated June 21, 2022, from the Chief Financial Officer request authorization for the proper City officials to award a contract to Sibilia Construction Services, LLC, 101 Chatham Lane, Point Pleasant, NJ to provide litigation assistance to the City's Special Tax Counsel with respect to a real estate tax appeal filed by IKEA Urban Renewal Inc. on property identified as 1000 Center Drive commonly known as the IKEA Retail Store more specifically, to provide a report estimating the approximate cost to construct the IKEA Retail Store as of October 2017 using the unit price method complying with ASTM E2516-11 Class 4 standards and accuracy in an amount of \$16,500.00 and the resolution adopted on May 24, 2022 concerning this matter be rescinded.  
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated June 14, 2022, 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 69 1/2 Elizabeth Avenue, Elizabeth, NJ in the amount of \$9,276.00. Which was received.

By the Clerk:

Letter dated June 15, 2022, from the Director of Planning and Community Development request authorization for the proper City officials to enter into an agreement with Harbor Consultants, Inc., 320 North Avenue East, Cranford, NJ for planning services to the Planning and Zoning Boards and the Department of Planning and Community Development for the period of July 1, 2022, through June 30, 2023, at a cost of \$75,000.00. Which was received.

By the Clerk:

Letter dated June 15, 2022, from the Director of Planning and Community Development request authorization for the Planning Board to conduct a redevelopment plan for the 5-61 Bay Avenue Redevelopment Area. Which was received.

By the Clerk:

Letter dated June 14, 2022, from the Director of Public Works request authorization for the proper City officials to execute a Memorandum of Understanding and an Indemnification Agreement as to allow the City of Elizabeth to participate in leaf disposal at the conservation center at a cost of \$4.00 per yard (loose) and \$6.00 per yard (compacted) not to exceed \$7,000.00. Which was received.

By the Clerk:

Letter dated June 17, 2022, from the Director of Public Works request permission to have liens placed against properties listed on Schedule A attached hereto for the boarding up of said properties in the amount of \$868.50. Which was received.

By the Clerk:

Letter dated June 17, 2022, from the Director of Public Works request permission to have liens placed against properties listed on Schedule A attached hereto for the removal and disposal of debris from said properties in the amount of \$4,311.69. Which was received.

By the Clerk:

Letter dated June 16, 2022, from the Director of Public Works recommending awarding a contract to Jo-Med Contracting Corp., 300 South Second Street, Elizabeth, NJ for the Lincoln Avenue Drainage Improvements consisting of the installation of new storm sewer lines, including removing, abandoning, replacing and connecting to the existing sewers and structures; construction of new manholes and inlet structures; and performing all associated site work, general construction, utility relocation and miscellaneous work along Lincoln Avenue, Melrose Terrace, Decker Avenue, Wilson Terrace, Cherry Street, Morris Avenue, and Trotters Lane at a cost of \$2,865,735.00. Which was received.

By the Clerk:

Letter dated June 16, 2022, from the Director of Public Works request authorization for the proper City officials to apply, accept, sign and or digitally sign all appropriate documents for the Transportation Alternatives Set-Aside Program 2023 administered by the New Jersey Department of Transportation in partnership with the North Jersey Transportation Planning Authority, the Delaware Valley Regional Planning Authority and the South Jersey Transportation Planning Organization, with this funding the City anticipates implementing the Elizabeth Avenue Streetscape Phase 4 between Broad Street and Catherine Street, comprising of 0.28 miles total grant amount not to exceed \$3,000,000.00. Which was received.

**PETITIONS, COMMUNICATIONS, ETC. (Cont'd)**

By the Clerk:

Letter dated June 7, 2022, from the Police Director request permission to establish a personalized handicapped parking space in front of the premises at 214 Mellon Place. Which was received.

**REPORTS OF CITY OFFICERS**

**NONE.**

**ORDINANCES ON FIRST READING**

ORD. NO. 5680 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Andrea Quinones, 214 Mellon Place, Elizabeth, New Jersey.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCE SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, JULY 26, 2022 AT 7:30 P.M.**

**ORDINANCES ON FINAL PASSAGE**

ORD. NO. 5674 - An Ordinance enacting Chapter 10.85 of the City Code of the City of Elizabeth, entitled "All-Terrain Vehicles and Dirt Bikes," declaring that All-Terrain Vehicles and Dirt Bikes on public streets, highways, and rights-of-way is an immediate threat to public safety, health and welfare.

ORD. NO. 5675 - An Ordinance to amend Ordinance No. 1747, entitled "An Ordinance to establish certain classified and unclassified positions in the City of Elizabeth as provided on attached schedules."

ORD. NO. 5676 - An Ordinance to amend Section 2.56.110 (B), entitled "Civilian Personnel", of the Code of the City of Elizabeth, specifically relating to the Table of Organization of the Elizabeth Police Department.

ORD. NO. 5677 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Maria Orellana De Chacon, 9 Sailor Ct. Elizabeth, New Jersey.

ORD. NO. 5678 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Dennis Reyes Flores, 524 Court Street, Fl. #2 Elizabeth, New Jersey.

**NEW BUSINESS**

Authorize an amendment to the Fiscal Year 2022 Budget to insert, as an item of Revenue, the New Jersey Department of Law and Public Safety – the Alcohol Ed Rehab Grant 2022, in the amount of \$3,790.38.

Authorize transfers for the Fiscal Year 2022 Municipal & Sewer Utility Budgets in the amount of \$2,410,500.00.

Authorize the proper City officials to apply, accept and sign all appropriate documents for the Urban Enterprise Zone – Zone Assistance Grant Fund Application - UEZ Workforce Development CDL Program, to be administered, managed, and operated by the Elizabeth Development Company seeking to fund a comprehensive workforce development program to provide training services for twenty (20) Elizabeth residents to obtain Class A and B Commercial Driver's License (CDL's), in the amount not to exceed \$111,628.00.

NEW BUSINESS (cont'd)

Request authorization to disburse to the New Jersey Office of Information Technology, P.O. Box 212, 300 Riverview Plaza, 4th Floor, Trenton, N.J., for the annual user subscription fee of \$15.00 per radio for 1,074 P-25 Radios enabled for the City of Elizabeth Police and Fire Departments access and use of the Interoperable Communications System of the State of New Jersey's and Union County, in Compliance with the Federal Communications Commission's Narrow Banding Mandate, pursuant to the Shared Services/Intergovernmental Agreement with the County of Union, for the period October 1, 2021 through March 31, 2022, in the total amount of \$16,110.00.

Authorize the award of a contract to National Office Furniture , c/o BFI, 1610 Royal Street, Jasper, IN, for the purchase of furniture for the ground floor of the Elizabeth Fire Department Headquarters, in the amount of \$17,338.80.

Authorize the award of a contract to W.B. Mason Co., Inc., 535 Secaucus Road, Secaucus N.J., for the purchase of office paper supplies, through the Somerset County Co-Op, for the period June 1, 2022 through May 31, 2023, at a cost not to exceed \$250,000.00.

Authorize the renewal of a policy of insurance with Western World Insurance Company, 48 South Franklin Turnpike, Ramsey, N.J., through the agent-of-record, Hughes-Plumer & Associates, covering emergency medical malpractice liability insurance for the City of Elizabeth EMS Employees including EMT's Ambulance Drivers and Attendants for the period June 15, 2022 to June 15, 2023, at an annual premium of \$15,252.00.

Authorize the award of a contract to Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, N.J., for the purchase of two (2) 2022 Chevrolet Tahoe 4WD as replacement vehicles for the Fire Department fleet through the Educational Services Commission of NJ Co-Op, at a cost of \$47,861.20 per vehicle, for a grand total of \$95,722.40.

Authorize the award of respective contracts with Johnson, Mirmiran and Thompson (JMT), 1200 Lenox Drive, Trenton, N.J., and Dynamic Traffic, 1904 Main Street, Lake Como, N.J., for professional on-call/emergency traffic engineering consulting services for the period July 1, 2022 through June 30, 2023, in an amount not to exceed \$50,000.00 for each firm.

Authorize the proper City Officials to apply, accept and sign all appropriate documents for the Urban Enterprise Zone Program - Zone Assistance Fund Application – Solar Energy Technician Workforce Development Program to be administered, managed, and operated by the Elizabeth Development Company to provide training services for Elizabeth residents who seek to obtain the North American Board of Certified Energy Practitioners Photovoltaic Certification, in the amount not to exceed \$160,000.00.

Authorize the proper City Officials to apply, accept and sign all appropriate documents for the Urban Enterprise Zone Program – Zone Assistance Fund Application -FY2023 UEZ Business Financial Programs to be administered, managed, and operated by the Elizabeth Development Company, to create new local job opportunities and provide additional financial investment into the local Urban Enterprise Zone economy, in the amount not to exceed \$2,000,000.00.

Authorize the proper City officials to execute the appropriate documents to settle the matter of damages to a City police car sustained in a motor vehicle accident, in the total amount of \$15,000.00.

Rescind resolution adopted May 24, 2022 with Sibia Construction Services, LLC, 101 Chatham Lane, Point Pleasant, N.J. to provide cost estimate studies in the amount of \$16,500.00, to authorize and provide litigation assistance to the City's Special Tax Counsel with respect to a real estate tax appeal filed by IKEA Urban Renewal Inc. on the property identified as 1000 Center Drive commonly known as the IKEA Retail Store and to provide a report estimating the approximate cost to construct the IKEA Retail Store as of October 2017, using the unit price method complying with ASTM E2516-11 Class 4 standards and accuracy, in the amount of \$16,500.00.

**NEW BUSINESS (cont'd)**

Authorize the proper City officials to execute any and all documents necessary to Discharge the City's mortgage and cancellation of the Deed of Easement and Restrictive Covenant on the property located at 69 ½ Elizabeth Avenue, Elizabeth, N.J., in the amount of \$9,276.00.

Authorize the Planning Board to prepare a Redevelopment Plan for the property located at 5-61 Bay Avenue Redevelopment Area.

Authorize the proper City officials to execute a Memorandum of Understanding and an Indemnification Agreement with the County of Union and Nature's Choice Corporation to participate in the Union County Leaf Disposal Program at the Conservation Center at a cost of Four-Dollars (\$4.00) per yard (loose) and Six-Dollars (\$6.00) per yard (compacted), at a cost not to exceed \$7,000.00.

Establish liens for the boarding up of properties listed on Schedule A on file in the City Clerk's Office in the total amount of \$868.50.

Establish liens for the removal and disposal of debris on properties listed on Schedule A on file in the City Clerk's Office in the total amount of \$4,311.69.

Authorize the award of a contract to Jo-Med Contracting Corp., 300 South Second Street, Elizabeth, N.J., for the Lincoln Avenue Drainage Improvements, at a cost of \$2,865,735.00.

Authorize the proper City Officials to apply, accept and sign all appropriate documents for the Transportation Alternatives Set-Aside Program 2023 Grant, administered by the New Jersey Department of Transportation in partnership with the North Jersey Transportation Planning Authority, the Delaware Valley Regional Planning Authority, and the South Jersey Transportation Planning Organization, with this anticipated funding, the City anticipates implementing the Elizabeth Avenue Streetscape Phase 4 between Broad Street and Catherine Street, comprising 0.28 miles, total amount not to exceed \$3,000,000.00.

Pay Utility Bills

Approve Bingo and Raffle Licenses

**COMMENDATIONS:**

**MEMORIALS:**

**ADJOURNMENT**