

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, APRIL 11, 2017

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

- ORD. NO. 4819 - A Capital Ordinance of the City of Elizabeth, in the County of Union, New Jersey, appropriating \$330,000.00 for the acquisition of Recreation Vehicles and Equipment for the Recreation Department in and for the City of Elizabeth, in the County of Union, New Jersey.
- ORD. NO. 4821 - An Ordinance authorizing Tax Abatement and Pilot Agreement with E'Port Family Homes Urban Renewal, LP.
- ORD. NO. 4822 - An Ordinance granting an encroachment permit to Engineering and Land Planning Associates, Inc., 140 West Main Street, High Bridge, New Jersey, to perform environmental work consisting of installing three (3) monitoring wells within the public right-of-way on City-Owned property located at 901-903 Second Avenue, 1-7 Centre Street and 11-15 Smith Street.
- ORD. NO. 4823 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Anthony Vargas-Mena, 156 Elm Street.
- ORD. NO. 4824 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Sergio Duran, 626 Monroe Avenue.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated March 21, 2017, from His Honor the Mayor, recommending the E'Port Family Homes Urban Renewal LP project, c/o Housing Authority of the City of Elizabeth, as well as the application for approval of a Long Term Tax Exemption, provided that all legal prerequisites have been met. (F.I.O.)  
Which was received

By the Clerk:

Letter dated March 31, 2017, from His Honor the Mayor advising effective June 1, 2017, I herewith reappoint Teresa Iturraide Estrada to the position of Municipal Court Director of the Elizabeth Municipal Court for a term of three years in accordance with the provisions of Chapter 2.68.090 of the Code of the City of Elizabeth. (F.I.O.)  
Which was received.

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

By the Clerk:

Letter dated April 4, 2017, from His Honor the Mayor recommending the PAC Urban Renewal North Avenue II LLC project, Rear 2-90 North Avenue East as well as the application for approval of a Long Term Tax Exemption, provided that all legal prerequisites have been met. (F.I.O.)  
Which was received.

By the Clerk:

Letter dated March 30, 2017, from the Business Administrator recommending awarding a contract to Cleveland Auto & Tire Co., 462 Third Avenue, Elizabeth, NJ for the purchase of tires, tubes and services for the Department of Public Works, Police and Fire Department vehicles for the period of April 1, 2017 through March 31, 2019 at a cost not to exceed \$500,000.00.  
Which was received.

By the Clerk:

Letter dated April 3, 2017, from the Business Administrator requesting authorization for the proper City officials to enter into and execute an agreement with International Code Council, Inc., 500 New Jersey Avenue Northwest, 6<sup>th</sup> Floor, Washington, DC to obtain and utilize the International Fire Code, New Jersey Edition (software) to ensure the proper citation of code when performing inspections at a one-time pre-paid fee of \$116.00 for the PDF files and a one-time licensing fee of \$1,566.00 will be applied for the authorization of ten users for a period of three (3) years effective from the date of the Resolution.  
Which was received.

By the Clerk:

Letter dated April 3, 2017, from the Business Administrator requesting authorization for the proper City officials to participate in a State Contract with Skylands Area Fire Equipment and Training, 23 Hamburg Tpke., Suite A, Riverdale, NJ for Protective Firefighter Clothing and Equipment for the Fire Department during the period of April 1, 2017 through July 31, 2017 at a cost not to exceed \$150,000.00.  
Which was received.

By the Clerk:

Letter dated April 3, 2017, from the Business Administrator requesting authorization for the proper City officials to participate in a State Contract with Turn Out Fire and Safety, Inc., 3468 Kennedy Boulevard, Jersey City, NJ for Protective Clothing & Equipment for the Fire Department and Ambulance Service Bureau during the period of April 1, 2017 through July 31, 2017 at a cost not to exceed \$50,000.00.  
Which was received.

By the Clerk:

Letter dated April 4, 2017, from the Business Administrator recommending awarding a contract to Howard Industries, Inc., 36 Howard Drive, Ellisville, 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, 2017 through March 31, 2018 at a cost not to exceed \$65,000.00.  
Which was received.

By the Clerk:

Letter dated April 4, 2017, from the Business Administrator recommending awarding a contract to Firefighter One, 26 Gail Court, Suite 1, Sparta, NJ for the purchase of Protective Firefighter Clothing and Equipment for the period of April 1, 2017 through July 31, 2017 in the amount not to exceed \$40,000.00.  
Which was received.

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

By the Clerk:

Letter dated April 4, 2017, 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, 2017 through March 31, 2018 at a cost not to exceed \$300,000.00.  
Which was received.

By the Clerk:

Letter dated April 4, 2017, 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, 2017 through March 31, 2018 at a cost not to exceed \$100,000.00.  
Which was received.

By the Clerk:

Letter dated April 7, 2017, from the Business Administrator recommending awarding a contract to RFP Solutions, Inc., 10-F Greenwood Avenue, West Deptford, NJ for the purchase of telephone equipment, hardware and software for City Hall, the Police Department, the Fire Department and Senior Centers through the Educational Services Commission of the New Jersey Co-op for the period of March 16, 2017 through March 15, 2018 at a cost not to exceed \$100,000.00.  
Which was received.

By the Clerk:

Letter dated April 4, 2017, from the Chief Financial Officer advising that additional grants may be appropriated in the 2017 SFY Budget by budget amendments (Chapter 159).  
Which was received.

By the Clerk:

Letter dated April 4, 2017, 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 April 4, 2017, from the Chief Financial Officer requesting that your Honorable Body approve the application and Financial Agreement for a PILOT with PAC Urban Renewal North Avenue II LLC located at the Rear 2-90 North Avenue East for the construction of a new state of the art warehouses/distribution facility providing an Annual Service Charge to the City of approximately \$600,000.00 while creating approximately 100-150 skilled construction jobs and approximately 150 permanent jobs consisting of office, administrative staff, warehouse operators and maintenance staff.  
Which was received.

By the Clerk:

Letter dated April 4, 2017, from the Chief Financial Officer requesting that your Honorable Body consider approving a Tax Exemption for the PAC Urban Renewal North Avenue II LLC located at the Rear 2-90 North Avenue East for the construction of a new state of the art warehouses/distribution facility providing an Annual Service Charge to the City of approximately \$600,000.00.  
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated March 31, 2017, from the Director of Planning and Community Development requesting authorization for the proper City officials to utilize UEZ Zone Assistance funds for a grant to the Elizabeth Development Company for a Security Camera Modernization Program for the Midtown Parking Garage located at 30 West Grand Street under the supervision of the Elizabeth Parking Authority for the period of April 15, 2017 through April 15, 2018 in the amount of \$19,199.00. Which was received.

By the Clerk:

Letter dated March 31, 2017, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute all necessary documents for the acquisition of 862 and 864 Anna Street to expand the Recreation Department Maintenance Yard at a purchase price of \$364,000.00. Which was received.

By the Clerk:

Letter dated March 31, 2017, from the Director of Planning and Community Development requesting that your Honorable Body consider the adoption of the Elizabeth General Hospital Redevelopment Plan (901-931 East Jersey Street); Harbor Consultants will present the Redevelopment Plan to the Planning Board on April 6, 2017, owner is ready to complete demolition and begin construction before the summer begins, in order to meet deadline; Planning Board attorney shall verify the Board's action via letter to Council prior to the Regular Meeting of City Council on April 11, 2017; failure to adopt Plan in April construction will not begin until 2018. Which was received.

By the Clerk:

Letter dated March 31, 2017, from the Director of Planning and Community Development requesting to amend the Kapkowski Redevelopment Plan to allow the proposed expansion of the Jersey Gardens Mall, specifically to change the zoning criteria for the mall expansion to allow structures over sixty feet for the large parking structure in addition, temporary parking for the employees will be needed during the construction of the new parking deck; Harbor Consultants will present the amendments to the Redevelopment Plan to the Planning Board on April 6, 2017; Planning Board attorney shall verify that the Plan was adopted via letter to City Council prior to the Regular Meeting of City Council on April 11, 2017; failure to adopt the Plan on April 11, 2017 shall delay the project until the Fall of 2017. Which was received.

By the Clerk:

Letter dated April 3, 2017, from the Director of Planning and Community Development requesting authorization for the proper City officials to execute any and all documents necessary and appropriate to postpone the City's second mortgages on 1006-1014.5 Emma Street; 316 Livingston Street; 1014 Anna Street; 452 Livingston Street; 628-630 South Park Street; 429-431 Jackson Avenue in the amount of \$2,400,000.00. Which was received.

By the Clerk:

Letter dated March 24, 2017, from the Director of Public Works requesting 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 \$2,943.26. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated March 29, 2017, from the Director of Public Works recommending awarding a contract to Envar Services, Inc., 505 Milltown Road, North Brunswick, NJ to provide professional engineering services in connection with the review and design applications as per their proposal dated March 3, 2017, for a period of one year at no charge to the City.  
Which was received.

By the Clerk:

Letter dated March 31, 2017, from the Director of Public Works recommending awarding a contract to FaiGon Electric, Inc., 140 11<sup>th</sup> Street, Piscataway, NJ for the Elizabeth Police Headquarters Generator Replacement Project at a cost of \$1,455,000.00.  
Which was received.

By the Clerk:

Letter dated April 4, 2017, from the Director of Public Works requesting permission to have liens placed against properties listed on Schedule A attached hereto for the boarding up of said properties in the amount of \$3,222.58.  
Which was received.

By the Clerk:

Letter dated April 4, 2017, from the Director of Public Works requesting 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 \$4,395.63.  
Which was received.

By the Clerk:

Letter dated April 4, 2017, from the Director of Public Works requesting permission to have liens placed against properties listed on Schedule A attached hereto for the removal of ice and snow from said properties in the amount of \$250.37.  
Which was received.

By the Clerk:

Letter dated March 20, 2017, from the Police Director requesting permission to establish handicapped parking spaces in front of the premises located at 316 Christine Street (personalized); 852 Martin Street, Apt #1 (personalized); 116 Magnolia Avenue (personalized); 628 Fourth Avenue, 2<sup>nd</sup> Floor (personalized); 912 Grove Street (personalized).  
Which was received.

By the Clerk:

Letter dated March 20, 2017, from the Police Director requesting permission to establish handicapped parking spaces in front of the premises located at 411 Elizabeth Avenue; 964 Grove Street, Apt A; 614 ½ Fourth Avenue; 545 Franklin Street; 408 Livingston Street; 216 Clark Place; 907 Flora Street deletion; 218 Halsted Road.  
Which was received.

By the Clerk:

Letter dated April 3, 2017, from the Police Director requesting to establish handicapped parking spaces in front of the premises located at 661 Norwood Terrace; 234 Pine Street, 1<sup>st</sup> Floor; 1354 Fremont Place deletions; 1046 Kilsyth Road; 18 Lyons Place.  
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated April 3, 2017, from the Police Director requesting to install a “Stop Sign” and pavement markings on Irvington Avenue and Prince Street. Which was received.

By the Clerk:

Letter dated January 2, 2017, from CMT Developers LLC, 150 Airport Road, Suite 1500, Lakewood, NJ requesting to transfer the Encroachment Permit issued to Tricon Enterprises, Inc. authorized under Ordinance No. 4748 to the property owner/developer, CMT Developers, Inc. to maintain and relocate temporary construction fence and Jersey barriers within the right-of-way of East Jersey Street, Jacques Street, Reid Street and Lafayette Street as well as authorize the release of Tricon Enterprises, Inc. two (2) year maintenance bond upon completion of the building demolition, satisfactory site inspection by the City Engineer and receipt of the new two (2) year maintenance bond from CMT Developers. Which was received.

By the Clerk:

Letter dated March 23, 2017, from Phyllis Reich, Rotarian requesting that your Honorable Body consider honoring the Rotary Club of Elizabeth turning 100 years at an event to be held on Friday, April 21, at 6:00 p.m. at the Renaissance Newark Airport Hotel. Which was received.

By the Clerk:

Letter dated March 24, 2017, from Melly Mell Productions, Inc. in conjunction with the Elizabeth Cubanos Lions Club, respectfully request permission to present the 22<sup>nd</sup> annual Elizabeth Waterfront Festival at the “Veterans Memorial Waterfront Park” on May 27 and 28, 2017 from 1:00 p.m. to 9:00 p.m.; music from both stages will cease at 7:30 p.m., beer at 8:00 p.m. and vendors at 9:00 p.m. Which was received.

NONE.

REPORTS OF CITY OFFICERS

ORDINANCES ON FIRST READING

- ORD. NO. 4830 - An Ordinance of the City Council of the City of Elizabeth to adopt a redevelopment plan for the former Elizabeth General Hospital located at 901-931 East Jersey Street, pursuant to the local redevelopment and housing law.
- ORD. NO. 4831 - An Ordinance to transfer encroachment permit issued to Tricon Enterprises, Inc. to the property owner/developer, CMT Developers, Inc., for the redevelopment of former Elizabeth General Hospital, 907-931 East Jersey Street.
- ORD. NO. 4832 - An Ordinance authorizing Tax Abatement and Pilot Agreement with PAC Urban Renewal North Avenue II, LLC.

ORDINANCES ON FIRST (Cont'd.)

- ORD. NO. 4833 - An Ordinance to amend Chapter 10.08.020, of the Code of the City of Elizabeth, entitled "Stop Intersections Designated", specifically to add stop intersection and install pavement markings at the intersection of Irvington Avenue and Prince Street with signage and stop bars.
- ORD. NO. 4834 - An Ordinance to amend Chapter 10.28.030, Schedule I, of the Code of the City of Elizabeth, entitled "No Parking All Times on Certain Streets", specifically to include West Grand Street on the South Side, traveling East.
- ORD. NO. 4835 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Rocco A. Guiducci, 316 Christine Street.
- ORD. NO. 4837 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Fairlynn Chisoim, 912 Grove Street.
- ORD. NO. 4838 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Juan F. Davila, 830 Jackson Avenue.
- ORD. NO. 4839 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Zalaisha S. Mohammed, 116 Magnolia Avenue.
- ORD. NO. 4840 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Elvira Lazo, 852 Martin Street, Apt. #1.
- ORD. NO. 4841 - An Ordinance to rescind Ordinance No. 3304 adopted April 24, 2001, which authorized the establishment of a personalized handicapped parking space for Frank Maneiro, 1046 Kilsyth Road.
- ORD. NO. 4842 - An Ordinance to rescind Ordinance No. 3425 adopted June 25, 2002, which authorized the establishment of a personalized handicapped parking space for Alonzo H. Prigmore, 1354 Freemont Place.
- ORD. NO. 4843 - An Ordinance to rescind Ordinance No. 4712 adopted May 10, 2016, which authorized the establishment of a personalized handicapped parking space for Alyenka P. Dye, 234 Pine Street, 1<sup>st</sup> floor.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, APRIL 25, AT 7:30 P.M.**

ORDINANCES ON FINAL PASSAGE

- ORD. NO. 4819 - A Capital Ordinance of the City of Elizabeth, in the County of Union, New Jersey, appropriating \$330,000.00 for the acquisition of Recreation Vehicles and Equipment for the Recreation Department in and for the City of Elizabeth, in the County of Union, New Jersey.

ORDINANCES ON FINAL PASSAGE (Cont'd.)

- ORD. NO. 4821 - An Ordinance authorizing Tax Abatement and Pilot Agreement with E'Port Family Homes Urban Renewal, LP.
- ORD. NO. 4822 - An Ordinance granting an encroachment permit to Engineering and Land Planning Associates, Inc., 140 West Main Street, High Bridge, New Jersey, to perform environmental work consisting of installing three (3) monitoring wells within the public right-of-way on City-Owned property located at 901-903 Second Avenue, 1-7 Centre Street and 11-15 Smith Street.
- ORD. NO. 4823 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Anthony Vargas-Mena, 156 Elm Street.
- ORD. NO. 4824 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Sergio Duran, 626 Monroe Avenue.

NEW BUSINESS

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

Approve the application for a tax exemption under the Long Term Tax Exemption Law, and authorize the Mayor to enter into a Financial Agreement with PAC Urban Renewal North Avenue II LLC on property located at the Rear 2-90 North Avenue East, to construct a New State of the Art Warehouses/Distribution/Facility.

Authorize the award of a contract to Cleveland Auto and Tire Company, 462 Third Avenue, Elizabeth, N.J., for the purchase of tires, tubes and services for the Departments of Public Works, Police and Fire Departments vehicles for the period April 1, 2017 through March 31, 2019 at a cost not to exceed \$500,000.00.

Authorize the award of a contract to Skylands Area Fire Equipment and Training, 23 Hamburg Turnpike, Riverdale, N.J., for the purchase of protective firefighting clothing and equipment for the Fire Department for the period April 1, 2017 through July 31, 2017, at a cost not to exceed \$150,000.00.

Authorize the award of a contract to Firefighter One, 26 Gail Court, Sparta, N.J., for the purchase of protective firefighting clothing and equipment for the Fire Department for the period April 1, 2017 through July 31, 2017, at a cost not to exceed \$40,000.00.

Authorize the award of a contract to Turn Out Fire and Safety, Inc., 3468 Kennedy Boulevard, Jersey City, N.J., for the purchase of protective clothing and equipment for the Fire Department and Ambulance Service Bureau for the period April 1, 2017 through July 31, 2017, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to Howard Industries, Inc., 36 Howard Drive, Ellisville, M.S., for computer hardware, printers, servers, media, software upgrades, repairs and other computer equipment for various City buildings, for the period April 1, 2017 through March 31, 2018, at a cost not to exceed \$65,000.00.

Authorize the award of a contract to Dell Marketing, L.P., One Dell Way, Round Rock, T.X., for the purchase of Dell computers, servers and replacement parts for various City buildings for the period April 1, 2017 through March 31, 2018, at a cost not to exceed \$300,000.00.



NEW BUSINESS (Cont'd.)

Authorize the award of a contract to EPLUS Technology, Inc., 642 Newton Yardley Road, Newtown, P.A., for the purchase of computer hardware, printers, servers, media, software upgrades and other computer equipment for various City buildings, for the period April 1, 2017 through March 31, 2018, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to RFP Solutions, Inc., 10-F Greenwood Avenue, West Deptford, N.J., for the purchase of telephone equipment, hardware and software for City Hall, the Police Department, the Fire Department and Senior Centers for the period March 16, 2017 through March 15, 2018 in the total amount of \$100,000.00.

Authorize the proper City officials to enter into and execute an agreement with International Code Council, Inc., 500 New Jersey Avenue Northwest, 6<sup>th</sup> Floor, Washington, D.C., for the Fire Department, to obtain and utilize the International Fire Code, New Jersey Edition Software, to ensure the proper citation of code when performing inspections.

Authorize the proper City officials to utilize UEZ Zone Assistance Funds, to the Elizabeth Development Company for a Security Camera Modernization Program for the Elizabeth Midtown Parking Garage for the period April 15, 2017 through April 15, 2018, at a cost not to exceed \$19,199.00.

Authorize the proper City officials to execute all necessary documents for the postponement of a Rental Housing Program second mortgage held by the City on the properties located at 1006-1014.5 Emma Street; 316 Livingston Street; 1014 Anna Street; 452 Livingston Street; 628-630 South Park Street; 429-432 Jackson Avenue at a cost not to exceed \$2,400,000.00.

Authorize the award of a contract to Fai-Gon Electric, Inc., 140 11<sup>th</sup> Street, Piscataway, N.J. for the Elizabeth Police Headquarters Generator Replacement Project, at a cost not to exceed \$1,455,000.00.

Authorize the award of a contract to Envar Services, Inc., 505 Milltown Road, North Brunswick, N.J., to provide professional engineering services in connection with the review of design applications, for a period of one (1) year at no charge to the City.

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 \$3,222.58.

Establish liens for the removal and disposal of debris from said properties listed on Schedule A on file in the City Clerk's Office in the total amount of \$7,338.89.

Establish liens for the removal of ice and snow on properties listed on Schedule A on file in the City Clerk's Office in the total amount of \$250.37.

Establish a handicapped parking space in front of the premises located at 411 Elizabeth Avenue.

Establish a handicapped parking space in front of the premises located at 216 Clark Place.

Establish a handicapped parking space in front of the premises located at 545 Franklin Street.

Establish a handicapped parking space in front of the premises located at 408 Livingston Street.

Establish a handicapped parking space in front of the premises located at 1354 Fremont Place.

**NEW BUSINESS (Cont'd.)**

Establish a handicapped parking space in front of the premises located at 234 Pine Street.

Establish a handicapped parking space in front of the premises located at 23 South Second Street.

Establish a handicapped parking space in front of the premises located at 964 Grove Street, Apt A.

Establish a handicapped parking space in front of the premises located at 614½ Fourth Avenue.

Delete the following handicapped parking spaces from in front of the premises located at: 316 Christine Street; 18 Lyon Place.

Amend resolution adopted on February 28, 2017 to establish a handicapped parking space in front of the premises located at 661 Norwood Terrace, specifically to amend metes and bounds.

Permit Melly Mell Productions, Inc., on behalf of the Elizabeth Cubanos Lions Club, to conduct their 22nd Annual Elizabeth Waterfront Festival at the Veterans Memorial Waterfront Park on May 27 and 28, 2017, from 1:00 p.m. to 9:00 p.m.

Pay Utility Bill

**COMMENDATIONS:**

Victoria McLean

)92<sup>nd</sup> Birthday

Derrick Belvin, Jr.

)Role Model Student and  
Valued Citizen of Elizabeth

Rotary Club of Elizabeth

) Celebrating 100<sup>th</sup> Anniversary

Constance Ross

)Retirement-Class IV Member Planning Board

Ezzio Bustamante  
Jose Rodriguez

) Elizabeth's Promise Scholarship Fund  
) Honorees  
) and all Scholarship Recipients

**MEMORIALS:**

**ADJOURNMENT**