

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, FEBRUARY 8, 2022

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING: RESIDENTS AND TAXPAYERS ADDRESS THE CITY COUNCIL.

PUBLIC HEARINGS

ORD. NO. 5598 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Jose Lam, 139 Catherine Street, Elizabeth, New Jersey.

ORD. NO. 5601 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Efrain Rivera, 16 Kerlyn Court, Elizabeth, New Jersey.

ORD. NO. 5602 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Fernando Silva, 67 Clover Street, Elizabeth, New Jersey.

ORD. NO. 5603 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Miriam Astudillo, 212 Christine Street, Elizabeth, New Jersey.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated January 24, 2022, from His Honor the Mayor, subject to the confirmation of your Honorable Body, I herewith appoint Ms. Alejandra Gallardo, 415 Rosehill Place, Elizabeth to serve as a Member of the Elizabeth Parking Authority to fill the unexpired term of Ms. Ana Hernandez (1/13/2022) who has recently resigned.

By the Clerk:

Letter dated January 26, 2022, from His Honor the Mayor subject to your advice and consent I am making the following appointments for a term of one-year effective upon your confirmation: Chief Municipal Prosecutor, Anabela Dacruz-Melo, Esq.; Assistant Municipal Prosecutors Ashton E. Thomas, Esq., Patricia A. Mack, Esq., Annette Quijano, Esq.; Temporary Municipal Prosecutors; William T. Donegan, Esq., Kevin D. Harris, Esq., Christopher Howard, Esq., Jose Rivera-Benitez, Esq., Connie Bentley McGhee, Esq., Shlomo Himmel, Esq., Daniel A. Serratelli, Esq., Cheryl Craft, Esq., Moshood Muftau, Esq., Ileana J. Montes Guadagnino, Esq., Courtney Durham, Esq. Which was received.

By the Clerk:

Letter dated January 28, 2022, from the Municipal Clerk due to the results of the 2020 census, the City of Elizabeth was required to create a Ward Commission for re-warding request that your Honorable Body consider authorizing payment to the Union County Board of Election Ward Commissioners Mary Ellen Harris, Clara Harelík, Esq., Dennis Kobitz, Tony Teixeira, Deborah Varnerin, James Forest, Esq. as well as the support staff to the Commission Members: Nicole DiRado, Linda Wise, Bridget Sloane and the Municipal Clerk Yolanda M. Roberts for their duties as Election Ward Commissioners the amount of Five Hundred Dollars (\$500.00) each totaling \$5,000.00. Which was received.

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

By the Clerk:

Letter dated January 26, 2022, from the Business Administrator request authorization for the proper City officials to enter into and sign all necessary documents with the City of Linden, 301 North Wood Avenue, Linden, NJ for an Intergovernmental Services Agreement for License Inspectors for the period of December 15, 2021, through December 14, 2022, for a fee of \$10,000.00 paid to the City of Elizabeth. Which was received.

By the Clerk:

Letter dated January 27, 2022, from the Business Administrator request authorization for the proper City officials to enter into, execute and award a contract to Northern Red, Inc., P.O. Box 431, Pinehurst, NC for Police Tactical Training Courses for the Elizabeth Police Department for the period of February 9, 2022 through April 30, 2023 at a cost not to exceed \$100,000.00. Which was received.

By the Clerk:

Letter dated January 27, 2022, from the Business Administrator request authorization for the proper City officials to enter into and execute all necessary documents with the City of Linden, 301 North Wood Avenue, Linden, NJ for an Intergovernmental Services Agreement with the City of Elizabeth for the provision of a fully licensed Plumbing Sub-Code Official from the City of Linden to conduct Plumbing Sub-Code Services and Inspections for the City of Elizabeth, Department of Planning and Community Development, Bureau of Construction and Zoning during the period of December 1, 2021 through May 31, 2022 at the rate of \$60.00 an hour on an as needed basis to be paid to the City of Linden, NJ. Which was received.

By the Clerk:

Letter dated January 27, 2022, from the Business Administrator recommending awarding a contract to Johnston Communications, d/b/a JCT Solutions, 36 Commerce Street, Springfield, NJ to purchase an upgrade to Camera Licensing for all surveillance cameras (Avigilon Software Upgrade) in the total amount of \$96,650.00. Which was received.

By the Clerk:

Letter dated January 28, 2022, from the Business Administrator request authorization for the proper City officials to renew the policy of insurance covering Public Officials and Employees Liability with Admiral Insurance Company, 1255 Caldwell Road, Cherry Hill, NJ, through agent-of-record Hughes-Plumer & Associates, Somerville, NJ for the period of January 31, 2022 through January 31, 2023 at an annual premium of \$99,947.00. Which was received.

By the Clerk:

Letter dated January 28, 2022, from the Business Administrator request authorization for the proper City officials to participate in the Somerset County Co-Op and award a contract to TruGreen Limited Partnership, 117 Corporate Blvd, South Plainfield, NJ for the purchase of landscape chemical application and fertilization for various departments for the period of January 25, 2022 through July 13, 2022 in the amount not to exceed \$25,000.00. Which was received.

By the Clerk:

Letter dated January 28, 2022, from the Business Administrator request authorization for the proper City officials to participate in a free 30-day trial period and sign any documents in connection Callyo 2009 Corp., 200 2nd Avenue S. No. 143, St. Petersburg, FL, a subsidiary of Motorola Solutions, Inc., P.O. Box 161, Wharton, NJ for the use of Callyo/Motorola's Cape Testing Equipment, which includes drone software that would allow the Elizabeth Police Department to stream live video, capture evidence and operate drones remotely from a centralized location; if the trial is found to have value to the City, then a separate request for a resolution to purchase that equipment would be submitted for your review. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated January 26, 2022, from the City Attorney request authorization ratifying my authority to file the tax appeals on the following properties: Green ST Somerset Livings Associated, 641-653 Summer Street for the years 2015 through 2021. Which was received.

By the Clerk:

Letter dated January 26, 2022, from the City Attorney request authorization ratifying my authority to file the tax appeals on the following property: 301-311 West Jersey Street, LLC c-o A. Behar, 301-311 W. Jersey Street for the years 2015 through 2021. Which was received.

By the Clerk:

Letter dated January 28, 2022, from the City Attorney request that your Honorable Body consider authorizing funding for and acquisition of an easement for a portion of real property known as Shiloh Baptist Church located at 79-85 Murray Street, City of Elizabeth, which is required for the Elizabeth River Trail Project and flood control purposes. Which was received.

By the Clerk:

Letter dated December 16, 2021, from the Chief Financial Officer request authorization for the Tax Collector to cancel/credit/refund an overbilling of taxes for the 2020 Tax Year on the property located at 1129-1133 East Jersey Street the total amount of \$6,506.55. Which was received.

By the Clerk:

Letter dated February 1, 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 February 1, 2022, from the Chief Financial Officer advising in compliance with the SFY 2016 Appropriations Act requires that your Honorable Body approve all payments related to accumulated/uncompensated absence benefits. Which was received.

By the Clerk:

Letter dated February 1, 2022, from the Chief Financial Officer recommends that your Honorable Body request the Director of the Division of Local Finance to make changes in the 2022 Municipal Budget to account for the City local share of grants (Chapter 159) approved after the adoption of the budget. Which was received.

By the Clerk:

Letter dated January 19, 2022, from the Director of Planning and Community Development request that your Honorable Body consider renewing Sustainable Jersey Green Building Practices for municipal, commercial, and residential buildings. Which was received.

By the Clerk:

Letter dated January 20, 2022, from the Director of Planning and Community Development request that your Honorable Body renew the Sustainable Land Use Pledge. Which was received.

By the Clerk:

Letter dated January 25, 2022, from the Director of Planning and Community Development request that your Honorable Body consider supporting Verano NJ, LLC, d/b/a Zen Leaf Elizabeth's (currently operating a medical cannabis dispensary, at 117 Spring Street, Elizabeth, NJ) application to the New Jersey Cannabis Regulatory Commission for a personal and medical use retail cannabis dispensary license at 117 Spring Street. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated January 26, 2022, from the Director of Public Works request authorization for the proper City officials to execute an Interlocal Services Agreement and to reimburse the City of Linden for the costs incurred to resurface and improve the roadway portion of Allen Street from Brunswick Avenue to its terminus and Richford Terrace from Rahway Avenue to Fay Avenue within the City of Elizabeth which is estimated not to exceed \$160,000.00. Which was received.

By the Clerk:

Letter dated January 26, 2022, from the Director of Public Works request approval of Change Order No. 1 -Final for the contract awarded to CMS Construction, Inc., Plainfield, NJ for the South Street pumping station upgrades in the original amount of \$4,419,663.00; said Change Order reduces the final contract price by \$89,165.47 resulting in a final contract amount of \$4,330,497.56. Which was received.

By the Clerk:

Letter dated January 28, 2022, from the Director of Public Works request authorization for the proper City officials to accept and sign an Adjusted Direct Oversight Administrative Consent Order for the former Annex Building located at 53-55 Jefferson Avenue to remain in full compliance with all statutory and regulatory requirements; by this agreement, the City will agree to submit a Public Participation Plan with thirty (30) days, within sixty (60) days provide an initial cost estimate and remediation cost review form to bring the entire remediation of the site to closure, provide proof of proper funding for the remediation, and provide the DEP with a proposed date for submittal of a Remedial Action Report. Which was received.

By the Clerk:

Letter dated January 18, 2022, from the Police Director request to establish handicapped parking spaces in front of the following premises: 28 South 7th Street (personalized); 326 Centre Street (personalized); 28 Rankin Street (personalized); 317 John Street (personalized); 76 Florida Street (personalized); 626 Fulton Street (personalized); 630 Court Street (personalized); 141 Marshall Street (personalized); 509 Marshall Street (personalized); 620 Marshall Street (personalized); 238 Marshall Street (personalized); 321 John Street (personalized); 923 McInain Street (personalized); 459 Rosehill Place; 215 Delaware Street; deletions: 228 Christine Street; 234 E. Jersey Street; 226 Fulton Street; 71A Court Street; 521 Court Street; 23 Grove Street; 241 Clark Place; 579 Monroe Avenue. Which was received.

By the Clerk:

Letter dated January 28, 2022, from the Police Director request authorization for the proper City officials to apply, accept and sign all appropriate documents for the New Jersey Department of Law and Public Safety, Highway Traffic Safety – 2022 Distracted Driving Crackdown Grant – You Drive, You Text, You Pay for the period of April 1, 2022, through April 30, 2022, not to exceed \$14,000.00. Which was received.

By the Clerk:

Letter dated January 19, 2022, from Terminal Construction Corporation, 215 State Highway 17 South, Wood-Ridge, NJ request for an Encroachment Permit to install temporary construction fencing within the right-of-way of 61-99 West Grand Street. Which was received.

By the Clerk:

Letter dated January 10, 2022, from the Frank O. Mazza Civic Association, 630 Third Avenue, Elizabeth, NJ request permission to host the Fourteenth (14th) Annual Saint Vito procession and feast, in co-sponsorship with the City of Elizabeth waiving all fees, to be held on July 28, 2022 through July 31, 2022 from 6:30 p.m. to 10:30 p.m. on July 28th, until 10:45 p.m. on the 29th and 30th; then 10:00 p.m. on July 31st. Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Minutes: Fair Rental Housing Board meetings held October 20, 2021 and November 10, 2021.

Which was received.

ORDINANCES ON FIRST READING

- ORD. NO. 5604 - An Ordinance to authorize funding for and acquisition of a portion of real property owned by record owner, Shiloh Baptist Church, designated as Block 6, Lot 682 and also known as 79-85 Murray Street, City of Elizabeth, which is required for the Elizabeth River Trail Project and Flood Control Purposes, by negotiations with record owner and, in the event of failure to reach an agreement on value or terms or conditions, by condemnation proceedings pursuant to N.J.S.A. 20:3-1 ET.SEQ.
- ORD. NO. 5605 - An Ordinance granting an Environmental Encroachment Permit to Terminal Construction Corporation, 215 State Highway 17 South, Wood-Ridge, N.J., for the installation of a temporary construction fence within the right-of-way of West Grand Street during the construction of the new Union County Government Complex 61-99 West Grand Street.
- ORD. NO. 5606 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Mario Marcucci Alvarado, 630 Court Street, Fl. 1, Elizabeth, New Jersey.
- ORD. NO. 5607 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Carmen Rodriguez, 317 John Street, Elizabeth, New Jersey.
- ORD. NO. 5608 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Angela Rigo, 321 John Street, Apt. 1, Elizabeth, New Jersey.
- ORD. NO. 5609 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Adrienne Green, 923 McInain Street, Elizabeth, New Jersey.
- ORD. NO. 5610 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Nancy Velez, 28 Rankin Street, Elizabeth, New Jersey.
- ORD. NO. 5611 - An Ordinance to rescind Ordinance No. 5268, adopted on November 26, 2019, which authorized the establishment of a personalized handicapped parking space for Graca Ruivo, 241 Clark Place, Elizabeth, New Jersey.
- ORD. NO. 5612 - An Ordinance to rescind Ordinance No. 4921, adopted on October 10, 2017, which authorized the establishment of a personalized handicapped parking space for James Fordham, 579 Monroe Avenue, Elizabeth, New Jersey.
- ORD. NO. 5614 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Jose Lopez, 326 Centre Street, Elizabeth, New Jersey.

**ORDINANCES ON FIRST READING (cont'd)**

ORD. NO. 5615 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Santos Lopez, 626 Fulton Street, Elizabeth, New Jersey.

ORD. NO. 5616 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Maria Hernandez, 620 Marshall Street, Apt. 1R, Elizabeth, New Jersey.

**PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, FEBRUARY 22, 2022 AT 7:30 P.M.**

**ORDINANCES ON FINAL PASSAGE**

ORD. NO. 5598 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Jose Lam, 139 Catherine Street, Elizabeth, New Jersey.

ORD. NO. 5601 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Efrain Rivera, 16 Kerlyn Court, Elizabeth, New Jersey.

ORD. NO. 5602 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Fernando Silva, 67 Clover Street, Elizabeth, New Jersey.

ORD. NO. 5603 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Miriam Astudillo, 212 Christine Street, Elizabeth, New Jersey.

**NEW BUSINESS**

Authorize an amendment to the Fiscal Year 2022 Budget to insert, as an item of Revenue, U.S. Department of Housing and Urban Development (HUD), HOPWA Grant 2022, in the amount of \$843,715.00.

Authorize an amendment to the Fiscal Year 2022 Budget to insert, as an item of Revenue, State of New Jersey Department of Transportation, Traffic Light System at East Grand Street and Jefferson Avenue, in the amount of \$450,000.00.

Authorize an amendment to the Fiscal Year 2022 Budget to insert, as an item of Revenue, State of New Jersey, Childhood Lead Grant 2022, in the amount of \$154,504.00 (*Local Share \$65,973.00*).

Authorize an amendment to the Fiscal Year 2022 Budget to insert, as an item of Revenue, Elizabethtown Gas Company, First Responder Grant, in the amount of \$5,000.00.

Authorize an amendment to the Fiscal Year 2022 Budget to insert, as an item of Revenue, New Jersey Department of Community Affairs, Local Recreational Improvement Grant-Kellogg Park, in the amount of \$80,000.00.

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

Authorize the proper City officials to submit a request to the Director of the Division of Local Finance, to make corrections in the City's 2022 Fiscal Year Municipal Budget to account for Change of Title or Text of Appropriation approved subsequent to the adopted budget; Matching Funds-City's Share from \$673,493.00 to \$607,520.00; Local Share: Childhood Lead Grant 2022 from -0- to \$65,973.00.

**NEW BUSINESS (cont'd)**

Confirm the appointment of Ms. Alejandra Gallardo, 415 Rosehill Place, Elizabeth, N.J., to serve as a Member of the Elizabeth Parking Authority to fill the unexpired term of Ms. Ana Hernandez (1/13/2022).

Confirm the appointment of Anabela Dacruz-Melo, Esq., to serve as Chief Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Ashton E. Thomas, Esq., to serve as Assistant Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Patricia A. Mack, Esq., to serve as Assistant Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Annette Quijano, Esq., to serve as Assistant Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of William T. Donegan, Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Kevin D. Harris, Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Christopher Howard, Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Jose Rivera-Benitez, Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Connie Bentley McGhee, Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Shlomo Himmel, Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Daniel A. Serratelli, Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Cheryl Craft, Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Moshood Muftau Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Ileana J. Montes Guadagnino, Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Confirm the appointment of Courtney Durham, Esq., to serve as Temporary Municipal Prosecutor for a term of one (1) year effective upon confirmation.

Authorize payment to the Union County Board of Election Ward Commissioners: Mary Ellen Harris; Clara Hareilk, Esq.; Dennis Kobitz; Tony Teixeira; Deborah Varnerin; James Forest Esq.; as well as support staff to the Commission Members: Nicole DiRado; Linda Wise and Bridget Sloane, and the Municipal Clerk Yolanda M. Roberts for their duties, in the amount of Five Hundred Dollars (\$500.00) each, totaling \$5,000.00.

Authorize the proper City officials to enter into and sign all the necessary documents for a Shared Services Agreement with the City of Linden, 301 North Wood Avenue, Linden, N.J., to provide the City of Elizabeth's License Inspectors, on a part time basis, to assist in the enforcement of the City of Linden's taxicab and limousines codes, for the period December 15, 2021 through December 14, 2022, in the amount of \$10,000.00.

**NEW BUSINESS (cont'd)**

Authorize the award of a contract to Northern Red, Inc., P. O. Box 5431, Pinehurst, N.C., for Police Tactical Training Courses for the Police Department, for the period February 9, 2022 through April 30, 2023, at a cost not to exceed \$100,000.00.

Authorize the proper City officials to enter into and execute all necessary documents with the City of Linden, 301 North Wood Avenue, Linden, N.J., for an Intergovernmental Shared Services Agreement with the City of Elizabeth, for the provision of a fully licensed Plumbing Sub-Code Official from the City of Linden to conduct Plumbing Sub-Code Services and Inspections for the City of Elizabeth, Department of Planning and Community Development, Bureau of Construction and Zoning, for the period December 1, 2021 through May 31, 2022, at a rate of \$60.00 an hour on an as needed basis to be paid to the City of Linden, New Jersey.

Authorize the award of a contract to Johnston Communications, d/b/a/ JCT Solutions, 36 Commerce Street, Springfield, N.J., to purchase upgrade to Camera Licensing for all Surveillance Cameras (Avigilon Software Upgrade) through the Union County Co-Op, in the total amount of \$96,650.00.

Authorize the proper City Officials to renew a policy of insurance with Admiral Insurance Company, 1255 Caldwell Road, Cherry Hill, N.J., through the agent-of-record Hughes-Plumer & Associates, covering Public Officials and Employees Liability, for the period January 31, 2022 to January 31, 2023, at an annual premium of \$99,947.00.

Authorize the award of a contract to TruGreen Limited Partnership, 117 Corporate Blvd, South Plainfield, N.J., for the purchase of landscape chemical application and fertilization for various departments, through the Somerset County Co-Op, for the period January 25, 2022 through July 13, 2022, at a cost not to exceed \$25,000.00.

Authorize the proper City Officials to participate in and sign any documents in connection with a free 30-day trial period starting from the date of fully executing an agreement with Callyo 2009 Corp., 200 2<sup>nd</sup> Avenue S. #143, St Petersburg, Florida, a subsidiary of Motorola Solutions, Inc., P.O. Box 161, Wharton, N.J., for the use of Callyo /Motorola's Cape Testing Equipment, which includes drone software that would allow the Police Department to stream live video capture evidence and operate drones remotely from a centralized location.

Adopt a resolution ratifying the City Attorney to file the Tax Appeals on properties deemed to be substantially under assessed on the following property, Green ST Somerset Livings Associated, 641-653 Summer Street for Tax Years 2015 through 2021.

Adopt a resolution ratifying the City Attorney to file the Tax Appeals on properties deemed to be substantially under assessed on the following property, 301-311 West Jersey Street, LLC c-o A. Behar, 301-311 W. Jersey Street for Tax Years 2015 through 2021.

Authorize the Tax Collector to cancel/refund/credit an overbilling of taxes on the property located at 1129-33 East Jersey Street for the Tax Year 2020, in the total amount of \$6,506.55.

Authorize the renewal of the Sustainable Jersey, Green Building Practices for Municipal, Commercial and Residential Buildings.

Authorize renewal of the Sustainable Jersey, Sustainable Land Use Pledge.

Adopt a resolution in support of Verano NJ, LLC, d/b/a Zen Leaf Elizabeth's, (currently operating a medical cannabis dispensary located at 117 Spring Street, Elizabeth N.J.) application to the New Jersey Cannabis Regulatory Commission for a personal and medical use retail cannabis dispensary license at 117 Spring Street.

Authorize the proper City Officials to execute an Interlocal Services Agreement and to reimburse the City of Linden for the costs incurred to resurface and improve the roadway portion of Allen Street from Brunswick Avenue to its terminus and Richford Terrace from Rahway Avenue to Fay Avenue within the City of Elizabeth, amount not to exceed \$160,000.00.



**NEW BUSINESS (cont'd)**

Authorize Change Order No. 1 – Final to the contract awarded to CMS Construction, Inc. 521 North Avenue, Plainfield, N.J., in connection with the South Street Flood Control Project, in the original amount of \$4,419,663.00, change order represents final quantity adjustments resulting in a reduction of \$89,165.47 from the contract, resulting in a final contract of \$4,330,497.53.

Authorize the proper City Officials to accept and sign an NJDEP Adjusted Direct Oversight Administrative Consent Order, in connection with the environmental remediation for the former Annex Building located at 53-55 Jefferson Avenue to remain in full compliance with all statutory and regulatory requirements.

Authorize the proper City officials to apply, accept and sign all appropriate documents in connection with the New Jersey Department of Law and Public Safety, Highway Traffic Safety - 2022 Distracted Driving Crackdown Grant Program, - U DRIVE, U TEXT, U PAY, for an enforcement period from April 1, 2022 through April 30, 2022, in an amount not to exceed \$14,000.00.

Establish a handicapped parking space in front of the premises located 215 Delaware Street.

Rescind resolution adopted November 13, 2017, which established a handicapped parking space in front of the premises located at 923 McInain Street. (now personalized)

Delete the following handicapped parking spaces from in front of the premises located at: 228 Christine Street; 234 East Jersey Street; 226 Fulton Street; 71A Court Street; 521 Court Street Apt. 1; 23 Grove Street.

Authorize the settlement in the litigation matter of Lozano vs. the City of Elizabeth, in the total amount of \$45,000.00.

Permit the Frank O. Mazza Civic Association, 630 Third Avenue, Elizabeth, N.J., with the City of Elizabeth as a co-sponsor, to host the annual Saint Vito Festival/ Peterstown Cultural Festival, Thursday, July 28, 2022 from 6:30 p.m. to 10:30 p.m.; July 29 and July 30 from 6:30 p.m. to 10:45 p.m.; and July 31 from 5:00 p.m. to 10:00 p.m.; also, July 27, 2022 for stage set up at 11:00 a.m. and vendors to set up from 6:00 p.m. to 8:00 p.m., waiving all fees.

Declare the month of February 2022 as “African American History Month” and to commemorate the City-wide Proclamation Signing to be held, Monday, February 7, 2022, at City Hall.

Pay Utility Bills

**COMMENDATIONS:**

**MEMORIALS:**

**ADJOURNMENT**