

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, FEBRUARY 9, 2021

7:30 P. M.

AGENDA

ROLL CALL.

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG.

PUBLIC SPEAKING.

PUBLIC HEARINGS

ORD. NO. 5424 - An Ordinance to enact Chapter 5.90 of the Code of the City of Elizabeth, entitled "Short-Term Rentals" to regulate short-term rental properties within the City and to prohibit short-term rentals that are not owner-occupied.

ORD. NO. 5425 - An Ordinance to establish Chapter 5.114 of the Code of the City of Elizabeth entitled "Used Motor Vehicle Dealerships" specifically to require used car dealers to obtain licenses.

ORD. NO. 5426 - An Ordinance to repeal and replace Chapter 13.24 of the Code of the City of Elizabeth entitled "Stormwater Management" to reflect amendments to the New Jersey Stormwater Management Rules.

ORD. NO. 5427 - An Ordinance to amend Section 10.64.010, of the Code of the City of Elizabeth, entitled "Loading Zone Established," specifically to remove a Loading Zone located at: Along the south side of Magnolia Avenue, beginning at the point fifty (50) feet from the west curblineline of Division Street, continuing for a distance of fifty-five (55) feet westerly thereof.

ORD. NO. 5433 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Shannon Castillo, 1465 Lexington Place Apt.#304, Elizabeth, New Jersey.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:
Letter dated January 26, 2021, from the Business Administrator recommending awarding a contract to Winner Ford, 250 Berlin Road, Cherry Hill, NJ for the purchase of five (5) 2021 Ford Interceptors as additional vehicles at the total cost of \$154,615.00. Which was received.

By the Clerk:
Letter dated January 26, 2021, from the Business Administrator recommending awarding a contract to Ricoh USA, Inc., 19 Chapin Road, P.O. Box 2008, Pine Brook, NJ for new or replacement leases including all parts, labor, staples and supplies for the period of January 12, 2021 through January 11, 2022 in the total amount not to exceed \$160,000.00. Which was received.

By the Clerk:
Letter dated February 2, 2021, from the First Assistant City Attorney request that your Honorable Body consider repealing the existing Police Department Ordinance Chapter 2.56 and establishing a new Chapter 2.56 of the Code of the City of Elizabeth, entitled "Police Department"; adoption of the new ordinance will enable the Police Department to receive accreditation from the New Jersey State Chief of Police Association.
WHICH WAS REFERRED TO COUNCIL AS A WHOLE.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated February 2, 2021, from the Chief Financial Officer advising that additional grants may be appropriated in the 2021 SFY Budget by budget amendments (Chapter 159).
Which was received.

By the Clerk:

Letter dated February 2, 2021, 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 2, 2021, from the Chief Financial Officer request that your Honorable Body request of the Director of the Division of Local Finance to make the following estimated changes in the 2021 Municipal Budget to account for the City's local share of grants (Chapter 159) approved subsequent to the adopted budget; Matching Funds - City's Share from \$994,667.75 to \$928,694.75; Local Share: Childhood Lead Grant 2021 from -0- to \$65,973.00.
Which was received.

By the Clerk:

Letter dated January 28, 2021, from the Director of Health and Human Services request authorization to enter into an agreement between the City of Elizabeth, Department of Health and Human Services and the following: Town of Westfield and their contracting municipalities; Township of Union; City of Linden; Borough of Roselle; Township of Hillside; City of Rahway; Township of Scotch Plains; Winfield; Kenilworth Board of Health; Clark Township and Berkeley Heights for services rendered at the Sexually Transmitted Disease (STD) clinic; the sum of \$175.00 per patient shall be payable upon receipt of a report containing each confirming case of sexually transmitted disease from each municipality.
Which was received.

By the Clerk:

Letter dated January 27, 2021, from the Director of Planning and Community Development request authorization for the City of Elizabeth to release the site Performance Bond in the amount of \$638,563.20 for the completed off site work at 309-339 Pine Street for the development of twenty-six (26) residential lots.
Which was received.

By the Clerk:

Letter dated January 29, 2021, from the Director of Planning and Community Development request authorization for the Planning Board to recommend a new chapter in the City of Elizabeth Zoning and Land Use Municipal Code to regulate the storage of unused and / or abandoned shipping containers in the City.
Which was received.

By the Clerk:

Letter dated January 21, 2021, from the Fire Director request authorization for the proper City officials to apply, accept and sign all appropriate documents for the FY2020 Assistance to Firefighters Grant program; anticipated grant funds will be used to improve the health, safety and well-being of firefighters, resulting in increased preparedness and enhanced service delivery for our residents; total grant amount not to exceed \$220,000.00; with a ten (10) percent match of the total project cost.
Which was received.

By the Clerk:

Letter dated January 19, 2021, from the Police Director request to establish and delete handicapped parking spaces in front of the following premises: 127 Marshall Street (personalized); deletions: 1074 William Street; 141 Marshall Street; 39 Spencer Street; 1019 Anna Street; 519 Franklin Street; 949 Flora Street; 154 Smith Street; 446 Rosehill Place; 620 Second Avenue; 518 Fulton Street; 1050 Anna Street; 416 E. Jersey Street; 250 Franklin Street; 429 Marshall Street; 528 Second Avenue Apt. 1; 1079 William Street; 222 Mellon Place; Refund: 317 John Street.
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated January 22, 2021, from the Police Director request to amend Chapter 10.28.030 Schedule 1 "No parking all times on certain streets, specifically to include Port Avenue, north starting from 25.5 feet from the City/Turnpike/Conrail property line continuing 76.5 feet east of that point
Which was received.

By the Clerk:

Letter dated January 25, 2021, from the Police Director request to establish a personalized handicapped parking space in front of the premises located at 35 Niles Street.
Which was received.

By the Clerk:

Letter dated October 6, 2020, from Netta Architects 1084 Route 22 West, Mountainside, NJ, on behalf of E'Port Family Homes Urban Renewal c/o Genesis Companies, LLC request an Encroachment Permit for the installation of entrance canopies within the First Street and Bond Street rights-of-way for 158-168 First Street and 200-214 Third Street.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated January 29, 2021, from the City Treasurer submitting the City Treasurer's Report of Receipts and Disbursements for the month of November, 2020 and Statement of Bank Balances and Investments as of November 30, 2020.
Which was received.

By the Clerk:

Minutes: Fair Rental Housing Board meeting held October 21, 2020 and November 18, 2020.
Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 5434-

An Ordinance granting an Encroachment Permit to E'Port Family Homes Urban Renewal, LP, c/o Genesis Companies, LLC, 594 Broadway, Suite 804, New York, New York, for the installation of entrance canopies within the First Street and Bond Street rights-of-way.

ORD. NO. 5435 -

An Ordinance to amend Section 10.28.030, Schedule I, of the Code of the City of Elizabeth, entitled "No Parking All Times on Certain Streets" specifically, to include Port Avenue, north side, starting from 25.5 feet from the City/Turnpike/Conrail property line continuing 76.5 feet east of that point.

ORD. NO. 5436 -

An Ordinance to authorize the establishment of a personalized handicapped parking space for Maria Silva, 35 Niles Street, Elizabeth, New Jersey.

ORD. NO. 5437 -

An Ordinance to authorize the establishment of a personalized handicapped parking space for Felicia Caro, 127 Marshall Street, Elizabeth, New Jersey.

ORD. NO. 5438 -

An Ordinance to rescind Ordinance No. 5263, adopted on November 12, 2019, which authorized the establishment of a personalized handicapped parking space for Annie Graddy, 1019 Anna Street, Elizabeth, New Jersey.

ORD. NO. 5439 -

An Ordinance to rescind Ordinance No. 4927, adopted on October 24, 2017, which authorized the establishment of a personalized handicapped parking space for Rolando Anderson, 429 Marshall Street, Elizabeth, New Jersey.

ORDINANCES ON FIRST READING (cont'd)

ORD. NO. 5440 - An Ordinance to rescind Ordinance No. 3513, adopted on April 22, 2003, which authorized the establishment of a personalized handicapped parking space for Norman Harris, 1074 William Street, Elizabeth, New Jersey.

ORD. NO. 5441 - An Ordinance to rescind Ordinance No. 4670, adopted on February 9, 2016, which authorized the establishment of a personalized handicapped parking space for Juanita Baskerville Walker, 1079 William Street, Elizabeth, New Jersey.

ORD. NO. 5442 - An Ordinance to rescind Ordinance No. 5254, adopted on October 22, 2019, which authorized the establishment of a personalized handicapped parking space for Brian Heimbeucher, 416 East Jersey Street, Elizabeth, New Jersey.

ORD. NO. 5443 - An Ordinance to rescind Ordinance No. 4731, adopted on June 28, 2016, which authorized the establishment of a personalized handicapped parking space for Librada Ayala, 250 Franklin Street, Elizabeth, New Jersey.

ORD. NO. 5444 - An Ordinance to rescind Ordinance No. 3950, adopted on December 26, 2007, which authorized the establishment of a personalized handicapped parking space for Julia DeGuzman, 528 Second Avenue, Apt. #1, Elizabeth, New Jersey.

ORD. NO. 5445 - An Ordinance to rescind Ordinance No. 4803, adopted on February 14, 2017, which authorized the establishment of a personalized handicapped parking space for Shirley Bowers, 1050 Anna Street, Elizabeth, New Jersey.

ORD. NO. 5446 - An Ordinance to rescind Ordinance No. 5371, adopted on October 13, 2020, which authorized the establishment of a personalized handicapped parking space for James Brooks, 518 Fulton Street, Elizabeth, New Jersey.

ORD. NO. 5447 - An Ordinance to Repeal and Replace Chapter 2.56 of the Code of the City of Elizabeth, entitled "Police Department" and to establish a new Chapter 2.56 of the Code of the City of Elizabeth, entitled "Police Department".

PUBLIC HEARING AND FUTURE CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, FEBRUARY 23, 2021 AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 5424 - An Ordinance to enact Chapter 5.90 of the Code of the City of Elizabeth, entitled "Short-Term Rentals" to regulate short-term rental properties within the City and to prohibit short-term rentals that are not owner-occupied.

ORD. NO. 5425 - An Ordinance to establish Chapter 5.114 of the Code of the City of Elizabeth entitled "Used Motor Vehicle Dealerships" specifically to require used car dealers to obtain licenses.

ORD. NO. 5426 - An Ordinance to repeal and replace Chapter 13.24 of the Code of the City of Elizabeth entitled "Stormwater Management" to reflect amendments to the New Jersey Stormwater Management Rules.

ORDINANCES ON FINAL PASSAGE (Cont'd.)

ORD. NO. 5427 - An Ordinance to amend Section 10.64.010, of the Code of the City of Elizabeth, entitled "Loading Zone Established," specifically to remove a Loading Zone located at: Along the south side of Magnolia Avenue, beginning at the point fifty (50) feet from the west curbline of Division Street, continuing for a distance of fifty-five (55) feet westerly thereof.

ORD. NO. 5433 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Shannon Castillo, 1465 Lexington Place Apt.#304, Elizabeth, New Jersey.

NEW BUSINESS

Authorize an amendment to the Fiscal Year 2021 Budget to insert, as an item of Revenue, State of New Jersey Childhood Lead Grant 2021, in the amount of \$154,504.00. (Local Share - \$65,973.00)

Authorize the proper City officials to submit a request to the Director, Division of Local Finance, to make corrections in the City's 2021 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 \$994,667.75 to \$928,694.75; Local Share: Childhood Lead Grant 2021 from -0- to \$65,973.00.

Authorize the award of a contract to Winner Ford, 250 Berlin Road, Cherry Hill, N.J., for the purchase of five (5) 2021 Ford Utility Interceptors as additional vehicles, at a total cost of \$154,615.00.

Authorize the award of a contract to Ricoh USA, Inc., 19 Chapin Road, Pine Brook, N.J., for new or replacement leases, including all parts, labor, staples and supplies for the period January 12, 2021 through January 11, 2022, in the total amount not to exceed \$160,000.00.

Authorize the proper City officials to enter into an agreement between the City of Elizabeth, Department of Health and Human Services and the following: Town of Westfield and their contracting municipalities; Township of Union; City of Linden; Borough of Roselle; Township of Hillside; City of Rahway; Township of Scotch Plains; Township of Winfield; Borough of Kenilworth Board of Health; Township of Clark; and Township of Berkeley Heights for services rendered at the Sexually Transmitted Disease (STD) clinic; for services rendered payable upon receipt of a report containing each confirmed case for the period January 1, 2021 through December 31, 2021, in the amount of \$175.00 per patient.

Authorize the City of Elizabeth to release of the Site Performance Bond, the developer Classic Tile, Inc., 325 Pine Street, Elizabeth, N.J. has competed all site requirements for the development project at the property located at 309-339 Pine Street for the development of (26) twenty-six residential lots, in the amount of \$638,563.20.

Adopt a resolution authorizing the Planning Board to recommend a new Chapter in the City of Elizabeth Zoning and Land Use Municipal Code to regulate the storage of unused and/or abandoned shipping containers in the City of Elizabeth.

Authorize the proper City officials to execute all appropriate documents for the FY2020 Assistance to Firefighters Grant Program, anticipated grant funds will be used to improve the health, safety and well-being of firefighters, resulting in increased preparedness and enhanced service delivery for the City's residents, total grant amount not to exceed \$220,000.00.

Authorize refund in the amount of \$100.00 to Carmen Rodriguez, 9 Crescent Avenue, Apt. #3, Newark, N.J., 07112 for payment of a Personalized Handicapped parking space that is no longer needed at 317 John Street 1st Floor, Elizabeth, New Jersey.

NEW BUSINESS (cont'd)

Delete the following handicapped parking spaces from in front of the premises located at:
429 Marshall Street; 1074 William Street; 222 Mellon Place; 141 Marshall Street;
39 Spencer Street; 519 Franklin Street; 949 Flora Street; 154 Smith Street;
446 Rosehill Place; 620 Second Avenue.

Pay Utility Bills

COMMENDATIONS:

MEMORIALS:
Jerome Dunn

ADJOURNMENT