

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, AUGUST 22, 2023

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. 5875 – An Ordinance to amend Ordinance No. 1997 authorizing a Lease Agreement for the rental of the parking lot adjacent to the Church of the Assembly of God Portuguese Ministry of Elizabeth, Inc., located at 1123-1131 Dickinson Street specifically to extend the lease term from September 1, 2023 through August 31, 2025, for the nominal consideration of One Dollar (\$1.00) per year.

ORD. NO. 5876 – An Ordinance granting an Encroachment Permit to Practical Environmental Solutions, LLC, 11-13 Broad Street, Washington, N.J., for the installation of monitoring wells for 501-507 Jackson Avenue wells located in front of 510 Jackson Avenue, 1049-1051 Mary Street, and 495 Catherine Street.

ORD. NO. 5877 – An Ordinance to authorize the establishment of a personalized handicapped parking space for Francisca Santiago, 233 Bond Street, Elizabeth, New Jersey.

ORD. NO. 5878 – An Ordinance to authorize the establishment of a personalized handicapped parking space for John Newenle, 243 Clark Place, Elizabeth, New Jersey.

ORD. NO. 5879 – An Ordinance to authorize the establishment of a personalized handicapped parking space for Raquel White, 122 Reid Street, Elizabeth, New Jersey.

ORD. NO. 5880 – An Ordinance to authorize the establishment of a personalized handicapped parking space for Lilla Veneziano, 621 Third Avenue, Apt 5, Elizabeth, New Jersey.

ORD. NO. 5881 – An Ordinance to rescind Ordinance No. 5817, adopted on February 28, 2023, which authorized the establishment of a personalized handicapped parking space for Helen DaFonseca Loor, 227 South Street, Apt. 1, Elizabeth, New Jersey.

ORD. NO. 5882 – An Ordinance to rescind Ordinance No. 5796, adopted on February 14, 2023, which authorized the establishment of a personalized handicapped parking space for Candace McAllister, 454 Franklin Street, Elizabeth, New Jersey.

ORD. NO. 5883 – An Ordinance to rescind Ordinance No. 5792, adopted on February 14, 2023, which authorized the establishment of a personalized handicapped parking space for Cecilia Montesdeoca, 1028 East Jersey Street, Elizabeth, New Jersey.

PUBLIC HEARINGS (Cont'd)

ORD. NO. 5884 – An Ordinance to rescind Ordinance No. 5201, adopted on August 27, 2019, which authorized the establishment of a personalized handicapped parking space for Samirah Houston, 554 Jackson Avenue, Fl. 2, Elizabeth, New Jersey.

PUBLIC HEARING REGARDING ORD. 5885 LISTED BELOW, HAS BEEN CANCELLED

ORD. NO. 5885 – An Ordinance to authorize the establishment of a personalized handicapped parking space for Miriam Perez, 615 First Avenue, Elizabeth, New Jersey.

ORD. NO. 5886 – An Ordinance to authorize the establishment of a personalized handicapped parking space for Alexandros Kentros, 551 Third Avenue, Elizabeth, New Jersey.

THE GREATER ELIZABETH TOURISM IMPROVEMENT DISTRICT 2023 CALENDAR YEAR BUDGET, IN THE AMOUNT OF \$1,063,000.00.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated July 12, 2023, from the Business Administrator request authorization for the proper City officials to apply, accept, and sign all appropriate documents for the FY2023 Edward Byrne Memorial Justice Assistance Grant Program – Bureau of Justice Assistance in the amount of \$174,144.00; the City of Elizabeth has been designated the Fiscal Agent/Prime Recipient for Union County, the identified total funding request includes anticipated allocations in the following amounts for recipient municipalities: City of Elizabeth - \$120,664.00; City of Linden - \$21,794.00 and the City of Plainfield - \$31,686.00; this funding will be utilized within our municipality to enhance overall public safety efforts and more effectively address concerns throughout the City.

By the Clerk:

Letter dated July 12, 2023, from the Business Administrator request authorization for the proper City officials to apply, accept, and sign all appropriate documents for the Urban Enterprise Zone FY24 UEZ Funds Financial Lending Programs Application will include \$1,550,000.00 in Loan Funds and \$424,231.00 in administrative costs, to provide various financial assistance programs to the UEZ business community from July 1, 2023 to June 30, 2024 totaling \$1,974,231.00. Which was received.

By the Clerk:

Letter dated July 12, 2023, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for the Urban Enterprise Zone (UEZ) FY 2024 Administrative Budget Application and approve the Urban Enterprise Zone – FY2024 Administrative Budget; anticipated funding will be utilized for expenses to include, but not limited to, personnel, materials and supplies, equipment, professional services, advertising and operations, to carry out the Fiscal Year 2024 UEZ Administrative Budget fund for the period of July 1, 2023 through June 30, 2024 in an amount not to exceed the total UEZ requested amount of \$615,000.00. Which was received.

By the Clerk:

Letter dated July 12, 2023, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents and authorize the proper City officials to enter into an agreement with the Elizabeth Development Company for the administration of the UEZ program for FY2024, including the FY2024 Administrative Budget, in an amount not to exceed the total requested UEZ amount of \$615,000.00 for the period of July 1, 2023 through June 30, 2024; anticipated funding will be utilized for expenses to include, but not be limited to personnel, materials and supplies, equipment, professional services, advertising and operations to carry out the Fiscal Year 2024 UEZ Administrative Budget fund. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated July 12, 2023, from the Business Administrator request authorization for the proper City officials to enter into an agreement with the Elizabeth Development Company for the administration of the UEZ program, inclusive of the Urban Enterprise Zone – Financial Lending Programs, anticipated funding will be used to assist UEZ certified businesses looking to establish or expand their companies, redevelop or otherwise improve their businesses for the period of July 1, 2023 through June 30, 2024 in the amount not to exceed the total UEZ requested amount of \$1,550,000.00. Which was received.

By the Clerk:

Letter dated July 12, 2023, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for the filing of an application with the Federal Transit Administration (FTA) for Federal Transportation Assistance through the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant, through this funding opportunity, a study will be conducted to examine, identify and assess the feasibility, pertaining to the construction of a ferry terminal and incorporation of a ferry service, from the City of Elizabeth to the Borough of Manhattan, New York in the amount of \$5,000,000.00. Which was received.

By the Clerk:

Letter dated July 13, 2023, from the Business Administrator request authorization for the proper City officials to apply, accept and sign all appropriate documents for the 2023 State Body Armor Replacement Fund Program, anticipated funding can be used to purchase lifesaving equipment for law enforcement officers in an amount not to exceed \$75,000.00. Which was received.

By the Clerk:

Letter dated July 18, 2023, from the Business Administrator request authorization for the proper City officials to participate in the Sourcewell National Co-Op to utilize their award made to Doron Precision Systems, 150 Corporate Drive, P.O. Box 400, Binghamton, NY for the purchase of one 660 Fireplus Driving Simulation System with a computer and accessories for the Elizabeth Fire Department in the amount of \$216,256.00 and a 3 DOF Motion System Option in the amount of \$29,100.00 at the total amount of \$245,356.00; the Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement has been published on June 23, 2023 in the NJ Advanced Media/Newark Star Ledger, which is more than the required ten days' notice prior to the award; comment period for vendors ended on July 3, 2023. Which was received.

By the Clerk:

Letter dated July 18, 2023, from the Business Administrator recommending awarding a contract to Exemplis Corp., Dealer of Record BFI, 6415 Katella Avenue, Cypress, CA for the purchase of eleven (11) office chairs needed for the Central License Bureau in the amount of \$5,297.61. Which was received.

By the Clerk:

Letter dated July 19, 2023, from the Business Administrator request authorization for the proper City officials to enter into and execute an agreement with New York Life Insurance Company, 399 Thornall Street, 7th Floor, Edison, NJ for voluntary payroll deductions for a voluntary long-term care and life insurance program from January 1, 2023 through December 31, 2025 at no cost to the City. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated July 19, 2023, from the Business Administrator request authorization for the proper City officials to participate in a State Contract with BFI, 10 Lanidex Plaza West, Parsippany, NJ for the purchase of eleven (11) workstations for the Bureau of Central License in the amount of \$29,445.90.
Which was received.

By the Clerk:

Letter dated July 20, 2023, from the Business Administrator request authorization for the proper City officials to execute an agreement with Local 74, United Service Workers Union, Elizabeth City Yard Workers; agreement calls for a four-year contract from July 1, 2021 through June 30, 2025; employees covered under this agreement shall receive a two percent increase in their respective salary ranges (2%) for July 1, 2021 and two and one quarter percent (2.25%) for July 1, 2022 through July 1, 2024.
Which was received.

By the Clerk:

Letter dated July 20, 2023, from the Business Administrator recommending awarding a contract to Hudson County Motors, Inc., 290 Secaucus Road, Secaucus, NJ for the purchase of automotive and heavy equipment, diesel parts and accessories for various departments for the period of July 7, 2023 through November 2, 2023 at a cost not to exceed \$100,000.00.
Which was received.

By the Clerk:

Letter dated July 20, 2023, from the Business Administrator recommending awarding a contract to Hudson County Motors, Inc., 290 Secaucus Road, Secaucus, NJ for the purchase of repair services for large scale motorized vehicles, equipment and diesel engines for various departments for the period of July 7, 2023 through October 19, 2023 at a cost not to exceed \$100,000.00.
Which was received.

By the Clerk:

Letter dated July 20, 2023, 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, 2023 through June 29, 2024 at a cost not to exceed \$250,000.00.
Which was received.

By the Clerk:

Letter dated July 25, 2023, from the Business Administrator recommending awarding a contract to Cablevision Lightpath NJ, LLC, 200 Jericho Quadrangle, Jericho, NY and their Divisions: Cablevision and Altice USA, for the purchase of cable television service for the Elizabeth Senior Centers, Police and Fire Departments and internet service for all City buildings for the period of July 1, 2023 through June 30, 2024 at a cost not to exceed \$50,000.00.
Which was received.

By the Clerk:

Letter dated July 25, 2023, from the Business Administrator recommending awarding a contract to All Hands Fire Equipment, LLC, P.O. Box 1245, Wall, NJ for the purchase of Fire Protection Equipment for the Elizabeth Fire Department for the period of July 1, 2023 through June 30, 2024 in an amount not to exceed \$100,000.00.
Which was received.

By the Clerk:

Letter dated July 25, 2023, from the Business Administrator recommending awarding a contract to Atlantic Tactical, 14 World Fair Drive, Somerset, NJ for the purchase of weapon lights for the Elizabeth Police Department at the total cost of \$8,525.50.
Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated July 25, 2023, from the Business Administrator request authorization for the proper City officials to participate in a State Contract with BFI, 10 Lanidex Plaza West, Parsippany, NJ for the purchase of eight (8) workstations for the Division of the Tax Assessor in the amount of \$21,121.74. Which was received.

By the Clerk:

Letter dated July 25, 2023, 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 July 1, 2023 through June 30, 2024 at a cost not to exceed \$80,000.00. Which was received.

By the Clerk:

Letter dated July 26, 2023, from the Business Administrator recommending awarding a contract to Royal Printing Service, P.O. Box 1000, West New York, NJ for the 2023 Primary and General Elections Ballots in the amount of \$81,495.00. Which was received.

By the Clerk:

Letter dated July 26, 2023, from the Business Administrator recommending awarding a contract to Exemplis Corp., Dealer of Record BFI, 6415 Katella Avenue, Cypress, CA for the purchase of eight (8) office chairs needed for the Division of the Tax Assessor in the amount of \$3,875.12. Which was received.

By the Clerk:

Letter dated July 26, 2023, from the Business Administrator recommending awarding a contract to Route 23 Automall, LLC, 1301 Route 23, Butler, NJ for the purchase of one 2023 Ford Explorer XLT as an addition to the fleet of the Police Department in the amount of \$50,425.00; in addition, request that your Honorable Body consider rejecting the bids received from Route 23 Automall, LLC for the New/Unused Ford F-350, F-450 or F-550 Type Chassis or Equivalent and Cliffside Body Corporation, 130 Broad Avenue, Fairview, NJ for the Utility Truck Body with Lighting Package and authorize the Purchasing Agent to re-bid for same with revised specifications. Which was received.

By the Clerk:

Letter dated July 27, 2023, from the Business Administrator request authorization for the proper City officials to participate in the Sourcewell National Co-Op to utilize their award to Flymotion, LLC, 4416 Eagle Falls Place, Tampa, FL for the purchase of two (2) DJI Maltrice 30T Drones and one DJI Mini 3 Drone with accessories for the Elizabeth Police Department in the total amount of \$22,196.00; the Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement has been published on August 1, 2023 in the NJ Advanced Media/Newark Star Ledger, which is more than the required ten (10) days' notice prior to the award and the comment period for vendors will end on August 11, 2023. Which was received.

By the Clerk:

Letter dated July 27, 2023, from the Business Administrator recommending awarding a contract to Foveonics Document Solutions, 99 Grayrock Road, Unit 103, Clinton, NJ for the purchase of Digitization Services for the Elizabeth Police Department Paper Archives such as arrest records, firearm applications, incident reports, Dead on Arrival's (D.O.A.) and fingerprints due to lack of storage space effective from the date of this resolution through June 30, 2024 in an amount not to exceed \$300,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated July 28, 2023, from the Business Administrator recommending awarding a contract to SHI International Corp., 290 Davidson Avenue, Somerset, NJ for the purchase of a Subscription to AFR Engine Facial Recognition Software and AFR Engine Interface Lawsoft Mugshots for the Elizabeth Police Department for the period of March 1, 2023 through February 29, 2024 at the total cost of \$12,757.90. Which was received.

By the Clerk:

Letter dated July 28, 2023, from the Business Administrator recommending awarding a contract to Winner Ford, 250 Berlin Road, Cherry Hill, NJ for the purchase of five (5) 2023 Ford Utility Interceptor Vehicles as additional vehicles to the fleet for the Elizabeth Police Department in the amount of \$39,179.00 each at the grand total cost of \$195,895.00. Which was received.

By the Clerk:

Letter dated July 28, 2023, from the Business Administrator recommending awarding a contract to CapitalEdge Strategies L.L.C., Inc., 1212 New York Avenue NW, Suite 250, Washington, D.C to provide advocacy and grant services for the City of Elizabeth before United States Congress, Executive Departments and Agencies for the period of October 1, 2023 through September 30, 2024 in the amount not to exceed \$80,000.00. Which was received.

By the Clerk:

Letter dated August 1, 2023, from the Chief Financial Officer advising that 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 August 1, 2023, from the Chief Financial Officer advising that transfers for the 2023 SFY Municipal and Sewer Utility budgets may be necessary. Which was received.

By the Clerk:

Letter dated August 1, 2023, from the Chief Financial Officer advising that temporary emergency appropriations for the 2024 SFY Municipal and Sewer Utility Budgets may be necessary. Which was received.

By the Clerk:

Letter dated August 1, 2023, from the Chief Financial Officer request that your Honorable Body consider the approval of a capital surplus ordinance authorizing the installation of Fire Alarm Upgrades-Public Buildings in the amount of \$300,000.00. Which was received.

By the Clerk:

Letter dated August 1, 2023, from the Chief Financial Officer advising that the Trust Bond Deficiency Account in the amount of \$1,000,000.00 is no longer required by the State and must be canceled. Which was received.

By the Clerk:

Letter dated August 1, 2023, from the Chief Financial Officer request that your Honorable Body consider approving a bond ordinance authorizing the costs for improvements to Kellogg Park in the amount of \$2,200,000; the City would authorize obligations of \$2,090,000 with a down payment of \$110,000.00. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated August 1, 2023, from the Chief Financial Officer request that your Honorable Body consider approving a bond ordinance authorizing the costs for improvements to the Pulaski Street Tennis and Pickleball Courts in the amount of \$1,000,000.00; the City would authorize obligations of \$950,000.00 with a down payment of \$50,000.00. Which was received.

By the Clerk:

Letter dated July 11, 2023, from the Director of Planning and Community Development request that your Honorable Body consider a resolution of local support for Zoe Exotics Cannabis Club, LLC, 128 Broad Street, Elizabeth in its application to the New Jersey Cannabis Regulatory Commission for a Class 5 retail cannabis license. Which was received.

By the Clerk:

Letter dated July 17, 2023, 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 First Time Homebuyer Program mortgage and cancellation of the Deed of Easement and Restrictive Covenant for the property located at 120 Catherine Street in the amount of \$60,000.00. Which was received.

By the Clerk:

Letter dated July 19, 2023, from the Director of Planning and Community Development request to amend Sections 2.48.010 "Departmental Administration-Bureau", Section 2.48.060 "Bureau of Planning and Zoning", and Section 2.48.070 "Bureau of Planning and Zoning Organization", of the Code of the City of Elizabeth, specifically to establish Section 2.48.160 entitled Bureau of Zoning. Which was received.

By the Clerk:

Letter dated July 28, 2023, from the Director of Planning and Community Development request that your Honorable Body consider approving HOME Investment Partnership (HOME) Program CD48 Spending Plan as per Schedule A in the amount of \$1,051,743.00 and CD49 Spending Plan as per Schedule B in the amount of \$1,036,595.00 attached hereto. Which was received.

By the Clerk:

Letter dated July 31, 2023, from the Director of Planning and Community Development request that your Honorable Body consider authorizing approval to execute a Rental Housing Program Deferred Payment Loan on the property located at 825 East Jersey Street in the amount of \$1,649,899.81 for a new construction of one building of ten (10) Home Assisted units with three (3) bedrooms and two (2) baths. Which was received.

By the Clerk:

Letter dated July 31, 2023, from the Director of Planning and Community Development request that your Honorable Body consider a Home Rental Housing Program Deferred Payment Loan on the property located at 170-178 First Street in the amount of \$1,437,000.00 for a new construction of twenty-four (24) affordable Senior units of which eleven (11) will be Home Assisted. Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated July 26, 2023, from the Director of Public Works request authorization for His Honor the Mayor and City Clerk to execute and record a Deed Notice on portions of City property known as Block 825 Lots 11.01, 12, 16 and 29.01 and a Notice in Lieu of Deed Notice for Pine Street, between Front Street and the Arthur Kill; notices are required by the New Jersey Department of Environmental Protection as part of the remediation of Pine Street between Front Street and the Terminus at the Arthur Kill.; purpose of these notices is to prevent unauthorized disturbance to the cap and to prevent exposure to the contaminated soil which is present in the form of historic fill at the site.
Which was received.

By the Clerk:

Letter dated July 27, 2023, 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 \$893.97.
Which was received.

By the Clerk:

By the Clerk:

Letter dated July 27, 2023, 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 \$12,566.75.
Which was received.

By the Clerk:

Letter dated July 28, 2023, from the Director of Public Works request authorization to award a contract to CME Associates, 3141 Bordentown Avenue, Parlin, NJ to provide engineering services for the conceptual design of the Todd Bowles Field Improvements at a lump sum basis not to exceed \$14,983.00 plus reimbursables.
Which was received.

By the Clerk:

Letter dated July 28, 2023, from the Director of Public Works request authorization for His Honor the Mayor to execute the Federal Aid Highway Program, Federal Aid Agreement for the Kapkowski Road – North Avenue East Improvement Project; project involves improvements to five (5) signalized intersections and lowering of a railroad underpass at the following locations: North Avenue East/ Dowd Avenue/ Division Street Intersection; Veterans Memorial Drive / Trumbull Street / Third Street Intersection; Division Street / Trumbull Street Intersection, and Underpass Road Lowering Trumbull Street / Dowd Avenue Intersection; North Avenue East / Kapkowski Road Intersection in the amount of up to \$1,089,970.56 available on a reimbursement basis.
Which was received.

By the Clerk:

Letter dated July 28, 2023, from the City Engineer request authorizing the issuance of an Encroachment Permit to National Railroad Passenger Corporation (Amtrak), 1 Massachusetts Avenue, N.W., Washington, D.C. to install barricades and necessary signage required to make the required closures to complete the improvements to the Fairmount Avenue Bridge.
Which was received.

By the Clerk:

Letter dated June 29, 2023, from the Police Director recommending the installation of “Autistic Child in the Area” signs at South curb line of Magnolia Avenue 121 feet east of Sixth Street and North curb line of Magnolia Avenue 266 feet east of Sixth Street.
Which was received.

REPORTS OF CITY OFFICERS

By the Clerk:

Letter dated July 6, 2023, from the City Treasurer submitted the City Treasurer's Report of Receipts and Disbursements for the month of May 2023 and Statement of Bank Balances and Investments as of May 31, 2023.

Which was received.

By the Clerk:

Letter dated July 21, 2023, from the City Treasurer submitted the City Treasurer's Report of Receipts and Disbursements for the month of June 2023 and Statement of Bank Balances and Investments as of June 30, 2023.

Which was received.

ORDINANCES ON FIRST READING

ORD. NO. 5887 – An Ordinance to amend Section 2.48.010 entitled, "Departmental Administration-Bureau", Section 2.48.060 entitled, "Bureau of Planning and Zoning", Section 2.48.070 entitled, "Bureau of Planning and Zoning-Organization, of the Code of the City of Elizabeth and to establish Section 2.48.160 of the Code of the City of Elizabeth entitled, "Bureau of Zoning".

ORD. NO. 5888 – An Ordinance granting a Right-of-Way Encroachment Permit to National Railroad Passenger Corporation (Amtrak), 1 Massachusetts Avenue, N.W., Washington, D.C., for Amtrak Bridge Repairs and Improvements at Fairmount Avenue.

ORD. NO. 5889 – A Capital Surplus Ordinance of the City of Elizabeth, in the County of Union, New Jersey, appropriating \$300,000.00 for Fire Alarm Upgrades-Public Buildings.

ORD. NO. 5890 – A Bond Ordinance of the City of Elizabeth, in the County of Union, New Jersey, providing for improvements to Kellogg Park and appropriating \$2,200,000.00 therefor, and providing for the issuance of \$2,090,000.00 in Bonds or Notes of the City to finance the same.

ORD. NO. 5891 – A Bond Ordinance of the City of Elizabeth, in the County of Union, New Jersey, providing for improvements to the Pulaski Street Tennis and Pickleball Courts and appropriating \$1,000,000.00 therefor, and providing for the issuance of \$950,000.00 in Bonds or Notes of the City to finance the same.

PUBLIC HEARING AND FURTHER CONSIDERATION OF THE FOREGOING ORDINANCES SHALL TAKE PLACE AT THE CITY COUNCIL MEETING TO BE HELD TUESDAY, SEPTEMBER 12, 2023 AT 7:30 P.M.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 5875 – An Ordinance to amend Ordinance No. 1997 authorizing a Lease Agreement for the rental of the parking lot adjacent to the Church of the Assembly of God Portuguese Ministry of Elizabeth, Inc., located at 1123-1131 Dickinson Street specifically to extend the lease term from September 1, 2023 through August 31, 2025, for the nominal consideration of One Dollar (\$1.00) per year.

ORD. NO. 5876 – An Ordinance granting an Encroachment Permit to Practical Environmental Solutions, LLC, 11-13 Broad Street, Washington, N.J., for the installation of monitoring wells for 501-507 Jackson Avenue wells located in front of 510 Jackson Avenue, 1049-1051 Mary Street, and 495 Catherine Street.

ORD. NO. 5877 – An Ordinance to authorize the establishment of a personalized handicapped parking space for Francisca Santiago, 233 Bond Street, Elizabeth, New Jersey.

ORDINANCES ON FINAL PASSAGE (Cont'd.)

ORD. NO. 5878 – An Ordinance to authorize the establishment of a personalized handicapped parking space for John Newenle, 243 Clark Place, Elizabeth, New Jersey.

ORD. NO. 5879 – An Ordinance to authorize the establishment of a personalized handicapped parking space for Raquel White, 122 Reid Street, Elizabeth, New Jersey.

ORD. NO. 5880 – An Ordinance to authorize the establishment of a personalized handicapped parking space for Lilla Veneziano, 621 Third Avenue, Apt 5, Elizabeth, New Jersey.

ORD. NO. 5881 – An Ordinance to rescind Ordinance No. 5817, adopted on February 28, 2023, which authorized the establishment of a personalized handicapped parking space for Helen DaFonseca Loor, 227 South Street, Apt. 1, Elizabeth, New Jersey.

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ORD. NO. 5883 – An Ordinance to rescind Ordinance No. 5792, adopted on February 14, 2023, which authorized the establishment of a personalized handicapped parking space for Cecilia Monteseoca, 1028 East Jersey Street, Elizabeth, New Jersey.

ORD. NO. 5884 – An Ordinance to rescind Ordinance No. 5201, adopted on August 27, 2019, which authorized the establishment of a personalized handicapped parking space for Samirah Houston, 554 Jackson Avenue, Fl. 2, Elizabeth, New Jersey.

ORD. NO. 5886 – An Ordinance to authorize the establishment of a personalized handicapped parking space for Alexandros Kentros, 551 Third Avenue, Elizabeth, New Jersey.

NEW BUSINESS

Adopt the Greater Elizabeth Tourism Improvement District Calendar Year 2023 Budget, in the amount of \$1,063,000.00.

Authorize an amendment to the 2024 Fiscal Year Capital Budget in the amount of \$3,500,000.00.

Authorize transfers for the Fiscal Year 2023 Municipal & Sewer Utility Budgets in the amount of \$160,000.00.

Authorize Temporary Emergency Appropriations for the 2024 Fiscal Year Municipal and Sewer Utility Budgets, in the amount of \$4,000,000.00.

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 apply, accept and sign all appropriate documents enabling the City of Elizabeth to be designated as Fiscal Agent for the FY2023 Edward Byrne Memorial Justice Assistance Grant (JAG) Program - Bureau of Justice Assistance, this opportunity is utilized to enhance overall public safety efforts and more effectively address concerns throughout the City, for an amount not to exceed \$174,144.00.

NEW BUSINESS (cont'd)

Authorize the proper City Officials to apply for and obtain a grant from the New Jersey Department of Community Affairs, for an amount not to exceed the total UEZ requested amount of \$1,974,231.00 to carry out a project to implement the Urban Enterprise Zone – Zone Assistance Fund Application – FY 2024 UEZ Funds Financial Lending Program, to provide various financial assistance programs to the UEZ business community, anticipated funding will be utilized for UEZ Financial Lending Programs, which will include \$1,550,000.00 in Loan Funds and \$424,231.00 in Administrative Costs.

Authorize the proper City Officials to enter into an agreement with the Elizabeth Development Company (EDC), 205 1st Street, Ste 114, Elizabeth, N.J., for the administration of the City of Elizabeth's Urban Enterprise Zone (UEZ) Program, inclusive of the UEZ – Financial Lending Programs, for the contract period from July 1, 2023 through June 30, 2024, in the amount not to exceed the total UEZ requested amount of \$1,974,231.00 for FY 2024.

Authorize the proper City Officials to apply for and obtain a grant from the New Jersey Department of Community Affairs, for an amount not to exceed the total UEZ requested amount of \$615,000.00 to carry out a project to implement the Urban Enterprise Zone – Zone Assistance Fund Application – FY 2024 Administrative Budget, anticipated funding will be utilized for expenses to include, but not limited to: personnel, materials and supplies, equipment, professional services, advertising and operations to carry out the Fiscal Year 2024 UEZ Administrative Budget fund for the period of July 1, 2023 through June 30, 2024.

Authorize the proper City Officials to apply, accept and sign all appropriate documents and authorize the proper City Officials to enter into an agreement with the Elizabeth Development Company (EDC), 205 1st Street, Ste 114, Elizabeth, N.J., for the administration of the Urban Enterprise Zone (UEZ) Program for FY2024, including the FY2024 Administration Budget, for the contract period from July 1, 2023 through June 30, 2024, in an amount not to exceed the total UEZ requested amount of \$615,000.00.

Authorize the proper City officials to apply, accept and sign all appropriate documents for the filing of an application with the Federal Transit Administration (FTA) for Federal Transportation Assistance through the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant, through this funding a study will be conducted to examine, identify and assess the feasibility, pertaining to the construction of a ferry terminal and incorporation of ferry service from the City of Elizabeth to the Borough of Manhattan, New York, in the amount of \$5,000,000.00.

Authorize the proper City Officials to apply, accept and sign all appropriate documents for the 2023 State Body Armor Replacement Fund Program, program provides lifesaving equipment for law enforcement officers, grant funds for an amount not to exceed \$75,000.00.

Authorize the award of a contract to Doron Precision Systems, Inc., 150 Corporate Drive, P.O. Box 400, Binghamton, N.Y., for the purchase of one (1) 660 Fireplus Driving Simulation System with a Computer and Accessories in the amount of \$216,256.00 and a 3 DOF Motion System Option, in the amount of \$29,100.00 for the Elizabeth Fire Department through the Sourcewell National Co-Op, for a total cost of \$245,356.00.

Authorize the award of a contract to Exemplis Corp., c/o BFI, 6415 Katella Avenue, Cypress, CA, for the purchase of eleven (11) Office Chairs for the Bureau of Central License, in the amount of \$5,297.61.

Authorize the proper City Officials to enter into and execute a contract with New York Life Insurance Company, 399 Thornall Street, 7th Floor, Edison, N.J., to make available to all City of Elizabeth employees a Voluntary Long-Term Care and Life Insurance through payroll deductions for the period January 1, 2023 to December 31, 2025, at no cost to the City.

NEW BUSINESS (cont'd)

Authorize the award of a contract to BFI, 10 Lanidex Plaza West, Parsippany, N.J., for the purchase of eleven (11) Workstations for the of Bureau of Central License, in the amount of \$29,445.90.

Authorize His Honor the Mayor to execute the Collective Bargaining Agreement with the Local 74, United Service Workers Union, Elizabeth City Yard Workers, for a (4) four-year contract from July 1, 2021 through June 30, 2025.

Authorize the award of a contract to Hudson County Motors, Inc., 290 Secaucus Road, Secaucus, N.J., for the purchase of Automotive and Heavy Equipment, Diesel Parts and Accessories for various departments through the Bergen County Co-Op for the period July 7, 2023 through November 2, 2023, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Hudson County Motors, Inc., 290 Secaucus Road, Secaucus, N.J., for the purchase of repair services for Large Scale Motorized Vehicles, Equipment and Diesel Engines for various departments through the Bergen County Co-Op for the period July 7, 2023 through October 19, 2023, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Foley Inc., 855 Centennial Avenue, Piscataway, N.J., for the purchase of Generator Equipment Maintenance and Repair through the Educational Services Commission of New Jersey Co-Op for the period June 30, 2023 through June 29, 2024, at a cost not to exceed \$250,000.00.

Authorize the award of a contract to Cablevision Lightpath NJ, LLC, 200 Jericho Quadrangle, Jericho, N.Y., and their divisions, Cablevision and Altice USA, for the purchase of cable television service for the Elizabeth Senior Centers, Police and Fire Departments and internet service for all City Buildings through the Educational Services Commission of New Jersey Co-Op for the period July 1, 2023 through June 30, 2024, at a cost not to exceed \$50,000.00.

Authorize the award of a contract to All Hands Fire Equipment, LLC., P. O. Box 1245, Wall, N.J., for the purchase of Fire Protection Equipment for the Elizabeth Fire Department through the Morris County Co-Op for the period July 1, 2023 through June 30, 2024, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to Atlantic Tactical, 14 World Fair Drive, Somerset, N.J., for the purchase of Weapon Lights for the Elizabeth Police Department, at a total cost of \$8,525.50.

Authorize the award of a contract to BFI, 10 Lanidex Plaza West, Parsippany, N.J., for the purchase of eight (8) Workstations for the Division of the Tax Assessor, in the amount of \$21,121.74.

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 Morris County Co-Op, for the period July 1, 2023 through June 30, 2024, at a cost not to exceed \$80,000.00.

Authorize the award of a contract to Royal Printing Service, P. O. Box 1000, West New York, N.J. for the purchase of Election Ballots for the 2023 Primary and General Elections, in the amount of \$81,495.00.

Authorize the award of a contract to Exemplis Corp. Dealer of Record BFI, 6415 Katella Avenue, Cypress, CA, for the purchase of eight (8) Office Chairs for the Division of the Tax Assessor, in the amount of \$3,875.12.

NEW BUSINESS (cont'd)

Authorize the award of a contract to Route 23 Automall, LLC, 1301 Route 23, Butler, N.J. for the purchase of one (1) 2023 Ford Explorer XLT as an addition to the Elizabeth Police Department fleet in the amount of \$50,425.00 and reject bids received from Route 23 Automall, LLC for the New/Unused Ford F-350, F-450, or F550 type chassis or equivalent and Cliffs Body Corporation, 130 Broad Avenue, Fairview, N.J. for the Utility Truck Body with Lighting Package and authorize the Purchasing Agent to re-bid for same with revised specifications.

Authorize the award of a contract to Flymotion, LLC, 4416 Eagle Falls Place, Tampa, FL, for the purchase of two (2) DJI Maltrice 30T Drones and one (1) DJI Mini 3 Drone with accessories for the Elizabeth Police Department through the Sourcewell National Co-Op, in the amount of \$22,196.00.

Authorize the award of a contract to Foveonics Document Solutions, 99 Grayrock Road, Unit 103, Clinton, N.J. for the Digitization of Paper Archives stored by the Police Department through the Educational Services Commission of New Jersey Co-Op, effective from the date of the award through June 30, 2024, in an amount not to exceed \$300,000.00.

Authorize the award of a contract to SHI International Corp., 290 Davidson Avenue, Somerset, N.J., for the purchase of a Subscription to AFR Engine Facial Recognition Software and AFR Engine Interface Lawsoft Mugshots for the Elizabeth Police Department through the Bergen County Co-Op for the period of March 1, 2023 through February 29, 2024, in the amount of \$12,757.90.

Authorize the award of a contract to Winner Ford, 250 Berlin Road, Cherry Hill, N.J., for the purchase of five (5) 2023 Ford Utility Interceptor Vehicles as additional vehicles to the Elizabeth Police Department fleet, at a cost of \$39,179.00 each, for a total cost of \$195,895.00.

Authorize the award of a contract to CapitalEdge Strategies, L.L.C., 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 October 1, 2023 through September 30, 2024, in an amount not to exceed \$80,000.00.

Authorize the cancellation of the Trust Bond Deficiency in the amount of \$1,000,000.00 is no longer required by the State and must be canceled.

Adopt a resolution of local support for Zoe Exotics Cannabis Club LLC in its application to the New Jersey Cannabis Regulatory Commission for a Class 5 Retail Cannabis License for a Cannabis Establishment to be located at 128 Broad Street, Elizabeth, New Jersey.

Authorize the proper City Officials to execute any and all documents necessary for the Discharge of the City's First Time Homebuyer Program mortgage and Cancellation of the Deed of Easement and Restrictive Covenant on the property located at 120 Catherine Street, in the amount of \$60,000.00.

Approve the HOME Investment Partnership (HOME) Program CD48 Spending Plan, in the amount of \$1,051,743.00 as per Schedule A (on file in the City Clerk's Office) and CD49 Spending Plan, in the amount of \$1,036,595.00 as per Schedule B (on file in the City Clerk's Office) approved by the U.S. Department of Housing and Urban Development (HUD).

Authorize the proper City officials to execute all documents necessary and appropriate to provide a Rental Housing Program Deferred Payment Loan for the property at 825 East Jersey Street, for the new construction of one (1) building total of 10 Home Assisted Units with 3 bedrooms and 2 baths, in the amount not to exceed \$1,649,899.81.

Authorize the proper City officials to execute all documents necessary and appropriate to provide a Home Rental Housing Program Deferred Payment Loan for the property at 170-176 First Street, for the new construction of twenty-four (24) affordable Senior Units of which eleven (11) will be Home Assisted Units, in the amount not to exceed \$1,437,000.00.

NEW BUSINESS (cont'd)

Authorize the proper City officials to execute and record a Deed Notice on portions of City property known as Block 825, Lots 11.01, 12, 16 and 29.01 and a Notice in Lieu of Deed Notice for Pine Street, between Front Street and the Authur Kill, required by the New Jersey Department of Environmental Protection (NJDEP) as part of the remediation of Pine Street between Front Street and the Terminus at the Arthur Kill.

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 \$893.97.

Establish liens for the removal and disposal of debris from the properties listed on Schedule A on file in the City Clerk's Office, in the total amount of \$12,566.75.

Authorize the award of a contract to CME Associates, 3141 Bordertown Avenue, Parlin, N.J., to provide engineering services for the conceptual design of the Todd Bowles Field Improvements, 175-219 Front Street, at a lump sum basis not to exceed \$14,983.00 plus reimbursables.

Authorize the proper City Officials to execute the Federal Aid Highway Program, Federal Aid Agreement for the Kapkowski Road – North Avenue East Improvement Project, this project involves improvements to five (5) signalized intersections and lowering of a railroad underpass at the following locations: North Avenue East/ Dowd Avenue/ Division Street Intersection; Veterans Memorial Drive / Trumbull Street / Third Street Intersection; Division Street / Trumbull Street Intersection, and Underpass Road Lowering; Trumbull Street / Dowd Avenue Intersection; North Avenue East / Kapkowski Road Intersection, in the amount of up to \$1,089,970.56 available on a reimbursement basis.

Install two (2) "Autistic Child in Area" signage in the area of 549 Magnolia Avenue, Elizabeth, N.J.

Authorize the settlement in the worker's compensation litigation matter of Gass v. the City of Elizabeth, in the total amount of \$70,000.00.

Authorize the settlement in the litigation matter of 207 Broad, LLC v. City of Elizabeth, in the total amount of \$375,000.00.

Authorize the Issuance of Offers of Judgement in the Matter of City of Elizabeth v. The Reinforced Earth Company, et als. Docket No. UNN—L-536-19 and that the firm of Greenbaum, Rowe, Smith & Davis LLP is authorized to make the following Offers of Judgement against (1) Slattery Skanska - \$250,000; RECo - \$2,195,000.

Pay Utility Bills

Approve Bingo and Raffle Licenses

COMMENDATIONS:

MEMORIALS:

New Jersey Lieutenant Governor, Sheila Y. Oliver
Luiggi Sacca
Anthony "Tony" J. Brennan Jr.
Donna Lowe Alexander
Mrs. Virginia Kirk Flood
Jose Sabater
Tomas A. Rodriguez
Reverend Joseph L. Adair Jr.
Manuel Grova Sr.

ADJOURNMENT