

CITY COUNCIL - ELIZABETH, N. J.

REGULAR MEETING - TUESDAY, DECEMBER 28, 2021

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. 5579 - An Ordinance to approve an amendment to the Financial Agreement with C & L East Broad Realty Urban Renewal LLC Entity that scales down a nine (9) story mixed-use development consisting of 300 dwelling units to a five (5) story mixed-use development consisting of 200 units, including 10 affordable units located on 1166-1236 East Broad Street Block 12 New Lot 213.A.
- ORD. NO. 5580 - An Ordinance authorizing the proper City officials to execute a redevelopment agreement with Port Elizabeth Urban Renewal, LLC, for the development of Rear 575, 577, 627, 655, 667, 631, 601 and 583 Kapkowski Road.
- ORD. NO. 5581 - An Ordinance to amend the Code of the City of Elizabeth to establish Chapter 5.26 entitled "Cannabis Establishments".
- ORD. NO. 5582 - An Ordinance to amend Chapter 3.24 of the Code of the City of Elizabeth entitled "Tax on Fees for Parking" to impose the Mass Transit Parking Tax, as authorized by N.J.S.A. 40:48C-1.7.
- ORD. NO. 5583 - An Ordinance to adopt the amended Seaport Industrial Redevelopment Plan.
- ORD. NO. 5584 - An Ordinance to amend Ordinance No. 4971, authorizing the City of Elizabeth to enter into a Site Access Agreement with Pivotal Utility Holdings Inc., d/b/a Elizabethown Gas, with its principal place of business at 20 Green Lane, Union, N.J. for Remedial Investigation of former South Street Manufactured Gas Plant, 418-426 South Street.
- ORD. NO. 5585 - An Ordinance granting an Environmental Encroachment Permit to AWT Environmental Services, Inc., P. O. Box 128, Sayreville, N.J., for the installation of one (1) off-site monitoring well in front of 500 Elizabeth Avenue, Elizabeth, N.J. within the sidewalk area of the right-of-way.
- ORD. NO. 5586 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Angelica Ramirez, 326 Grier Avenue, Elizabeth, New Jersey.

PETITIONS, COMMUNICATIONS, ETC.

By the Clerk:

Letter dated December 15, 2021, from the Business Administrator request authorization for the proper City officials to execute any documents and enter into a contract with Vehicle Tracking Solution, LLC, d/b/a Intellishift, 152 Veterans' Memorial Highway, Commack, NY for City fleet management GPS tracking systems (Silent Passenger Subscription), software, maintenance and monthly subscription fee per unit for non-emergency City vehicles and equipment provided with SHI International Corp., 290 Davidson Avenue, Somerset, NJ for the period of January 1, 2022 through December 31, 2022 in an amount not to exceed \$100,000.00.

Which was received.

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated December 16, 2021, from the Business Administrator recommending awarding a contract to Johnston Communications Voice and Data, 322 Belleville Tpke., North Arlington, NJ for the purchase of telephone associated service systems equipment, installation, and maintenance for the Elizabeth Police Department in the total amount of \$43,157.52.
Which was received.

By the Clerk:

Letter dated December 16, 2021, from the Business Administrator recommending awarding a contract to York Telecom Corporation, d/b/a Yorktel, 81 Corbett Way, Eatontown, NJ for the purchase of a Mapping Program and Blue Force Tracking System for tracking Police Officers at a cost of \$35,411.13.
Which was received.

By the Clerk:

Letter dated December 16, 2021, 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 period of December 1, 2021 through June 30, 2022 at a cost not to exceed \$100,000.00.
Which was received.

By the Clerk:

Letter dated December 16, 2021, from the Business Administrator request authorization for the proper City officials to enter into a contract with SHI International Corp., 290 Davidson Avenue, Somerset, NJ for the purchase of Update Battery Service for the Elizabeth Police Department at the total cost of \$16,750.00.
Which was received.

By the Clerk:

Letter dated December 16, 2021, from the Business Administrator recommending awarding a contract to Storr Tractor, 3191 Route 22, Somerville, NJ for the purchase of two (2) current model year VenTrac Tractors 4500Z at a cost of \$43,340.14 per vehicle for a grand total of \$86,689.28.
Which was received.

By the Clerk:

Letter dated December 17, 2021, from the Business Administrator recommending awarding a contract to SHI International Corp., 290 Davidson Avenue, Somerset, NJ for Annual Support for LawSoft CAD/RMS for the Police Department at a total cost of \$78,594.66.
Which was received.

By the Clerk:

Letter dated December 20, 2021, from the Business Administrator recommending awarding a contract to New Jersey Innovation Institute, an NJIT Corporation, VentureLink Building, 211 Warren Street, Newark, NJ for the purchase of services to support the modernization of the City of Elizabeth's Information Technology Infrastructure for a period of January 1, 2022 through December 31, 2022 at a cost not to exceed \$75,000.00.
Which was received.

By the Clerk:

Letter dated December 17, 2021, from the Business Administrator advising being satisfied that an emergency did exist, recommends the award of a contract to AbateTech, Inc., 30 Maple Avenue, Lumberton, NJ to purchase services for Lead Stabilization and Disposal at Engine Company No. 2, 655 South Broad Street, Elizabeth at a total cost not to exceed \$100,000.00.
Which was received. **F.I.O.**

PETITIONS, COMMUNICATIONS, ETC. (Cont'd)

By the Clerk:

Letter dated December 17, 2021, from the City Attorney request authorization for the City of Elizabeth to participate in the nationwide settlement agreements with Johnson & Johnson, McKesson, Cardinal Health, and AmerisourceBergen to resolve claims involving their roles in the County's Opioid crisis.
Which was received.

By the Clerk:

Letter dated December 10, 2021, from the Director of Health and Human Services request authorization to apply, accept and sign all appropriate documents for the Governor's Council on Alcoholism and Drug Abuse and the Union County Board of County Commissioners grant funds to continue the Elizabeth Municipal Alliance to support and promote drug and alcohol prevention programs throughout the City for the period of July 1, 2022 to June 30, 2023 in the amount of \$30,507.00; grant requires a twenty-five percent (25%) cash match and a seventy-five percent (75%) in-kind match.
Which was received.

By the Clerk:

Letter dated December 14, 2021, from the Director of Planning and Community Development request to amend the resolution adopted July 27, 2021 in the amount of \$12,850.00 specifically, due to the size of the project being extended with additional restaurant vents that needed to be painted for an additional \$5,000.00, thereby raising the amount of the contract to \$17,850.00.
Which was received.

By the Clerk:

Letter dated December 17, 2021, from the Director of Public Works recommending awarding a contract to Daskal LLC, 164 Lincoln Place, 2nd Floor, Garfield, NJ for the Emergency Response Facility Exterior Canopy at a cost of \$498,720.00.
Which was received.

By the Clerk:

Letter dated December 17, 2021, from the Director of Public Works recommending awarding a contract to Reliable NYC LLC, 1286 Waterloo Road, Stanhope, NJ for the Fire Headquarters Flood Damage Restoration consisting of restoration and general interior renovations and repairs to the first floor due to damage by Tropical Storm Ida at a cost of \$1,575,000.00; project is potentially reimbursable by the Federal Emergency Management Agency (FEMA) at seventy-five percent (75%) of the final allowable costs.
Which was received.

By the Clerk:

Letter dated December 17, 2021, from the Director of Public Works request approval of Change Order No. 1 Final for the contract awarded to Black Rock Enterprises, LLC, 1316 Englishtown Road, Old Bridge, NJ consisting of milling and resurfacing 2.7 miles of roadway in the original amount of \$1,622,410.75 to provide further for major items of additional cost are a result of increased blacktop quantities due to uneven roadway surface and the additional cost of the fuel and asphalt price adjustment in the amount of \$253,025.38 thereby raising the amount of the contract to \$1,875,436.13.
Which was received.

By the Clerk:

Letter dated December 17, 2021, from Jennifer M. Costa, Executive Director of Elizabeth Destination Marketing Organization, 456 North Broad Street, Elizabeth, NJ, is respectfully submitting the 2022 budget for review and approval in the amount of \$727,417.48.
Which was received.

REPORTS OF CITY OFFICERS

NONE.

ORDINANCES ON FIRST READING

NONE.

ORDINANCES ON FINAL PASSAGE

ORD. NO. 5579 - An Ordinance to approve an amendment to the Financial Agreement with C & L East Broad Realty Urban Renewal LLC Entity that scales down a nine (9) story mixed-use development consisting of 300 dwelling units to a five (5) story mixed-use development consisting of 200 units, including 10 affordable units located on 1166-1236 East Broad Street Block 12 New Lot 213.A.

ORD. NO. 5580 - An Ordinance authorizing the proper City officials to execute a redevelopment agreement with Port Elizabeth Urban Renewal, LLC, for the development of Rear 575, 577, 627, 655, 667, 631, 601 and 583 Kapkowski Road.

ORD. NO. 5581 - An Ordinance to amend the Code of the City of Elizabeth to establish Chapter 5.26 entitled "Cannabis Establishments".

ORD. NO. 5582 - An Ordinance to amend Chapter 3.24 of the Code of the City of Elizabeth entitled "Tax on Fees for Parking" to impose the Mass Transit Parking Tax, as authorized by N.J.S.A. 40:48C-1.7.

ORD. NO. 5583 - An Ordinance to adopt the amended Seaport Industrial Redevelopment Plan.

ORD. NO. 5584 - An Ordinance to amend Ordinance No. 4971, authorizing the City of Elizabeth to enter into a Site Access Agreement with Pivotal Utility Holdings Inc., d/b/a Elizabethtown Gas, with its principal place of business at 20 Green Lane, Union, N.J. for Remedial Investigation of former South Street Manufactured Gas Plant, 418-426 South Street.

ORD. NO. 5585 - An Ordinance granting an Environmental Encroachment Permit to AWT Environmental Services, Inc., P. O. Box 128, Sayreville, N.J., for the installation of one (1) off-site monitoring well in front of 500 Elizabeth Avenue, Elizabeth, N.J. within the sidewalk area of the right-of-way.

ORD. NO. 5586 - An Ordinance to authorize the establishment of a personalized handicapped parking space for Angelica Ramirez, 326 Grier Avenue, Elizabeth, New Jersey.

NEW BUSINESS

Authorize the proper City Officials to execute any documents to enter into a contract with Vehicle Tracking Solution, LLC, doing business as Intellishift, 152 Veterans Memorial Highway, Commack, N.Y., for City fleet management GPS tracking systems (Silent Passenger Subscription), software, maintenance and monthly subscription fee per unit for non-emergency City vehicles and equipment, provided through state contract #89851 with SHI International Corp., 290 Davidson Avenue, Somerset, N.J. for the period of January 1, 2022 through December 31, 2022, in an amount not to exceed \$100,000.00.

Authorize the award of a contract to Johnston Communications, Voice and Data, 322 Belleville Tpke., North Arlington, N.J., for the purchase of telephone-associated service systems equipment, including installation, and maintenance for the Police Department through the Union County Co-Op, in the total amount \$43,157.52.

NEW BUSINESS (cont'd)

Authorize the award of a contract to York Telecom Corporation d/b/a Yorktel, 81 Corbett Way, Eatontown, N.J., for the purchase of a mapping program and Blue Force Tracking System for tracking Police Officers, at a cost of \$35,411.13.

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, through the Morris County Co-Op for the period December 1, 2021 through June 30, 2022, at a cost not to exceed \$100,000.00.

Authorize the award of a contract to SHI International Corp., 290 Davidson Avenue, Somerset, N.J., for the purchase of Update Battery Service for the Police Department through the Bergen Co-Op, at the total cost of \$16,750.00.

Authorize the award of a contract to Storr Tractor, 3190 Rt. 22, Somerville, N.J., for the purchase of two (2) current model year Ventrac Tractors 4500Z through Sourcewell National Co-op, at a cost of \$43,340.14 per vehicle, for a grand total of \$86,689.28.

Authorize the award of a contract to SHI International Corp. 290 Davidson Avenue, Somerset, N.J., for the purchase of Annual Support for LawSoft CAD/RMS for the Police Department through the Bergen County Co-Op, at a total cost of \$78,594.66.

Authorize the award of a contract to New Jersey Innovation Institute, an NJIT Corporation, VentureLink Building, 211 Warren Street, Newark, N.J., for the purchase of services to support the modernization of the City of Elizabeth's Information Technology Infrastructure for the period January 1, 2022 through December 31, 2022, at a cost not to exceed \$75,000.00.

Authorize the proper City officials, including outside counsel for the City, to sign any documents in order to join the settlement agreements with Johnson & Johnson, McKesson, Cardinal Health and AmerisourceBergen to resolve claims involving their participation in the opioid crises and that upon effectuation of the settlement agreement, the City of Elizabeth agrees to dismiss its claims against the settling parties.

Authorize the proper City officials to apply, accept and sign all appropriate documents for grant funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Union to continue the Elizabeth Municipal Alliance, to support and promote drug and alcohol prevention programs throughout the City for the period July 1, 2022 to June 30, 2023, in the amount of \$30,507.00.

Amend resolution adopted July 27, 2021 with Marcel Goyen, 297 Grove Street, Woodridge, N.J., for a Mural Project on the side of a building located at 313-317 Morris Avenue in the amount of \$12,840.00, specifically due to the mural project was extended in size and additional restaurant vents were installed that needed to be covered for an additional \$5,000.00, raising the amount of contract to \$17,850.00.

Authorize the award of a contract to Daskal LLC, 164 Lincoln Place, 2nd Floor, Garfield, N.J., for the Emergency Response Facility Exterior Canopy, in the amount \$498,720.00.

Authorize the award of a contract to Reliable NYC LLC, 1286 Waterloo Road, Stanhope, N.J., for the Fire Headquarters Flood Damage Restoration, in the amount of \$1,575,000.00.

Authorize Change Order No. 1 – Final to the contract awarded to Black Rock Enterprises, LLC, 1316 Englishtown Road, Old Bridge, N.J., in connection with the milling and resurfacing of Dowd Avenue, Division Street and York Street, in the amount of \$1,622,410.75, to provide further for major items of additional cost are a result of increased blacktop quantities due to uneven roadway surface and the additional cost of the fuel and asphalt price adjustment in the amount of \$253,025.38, raising the amount of the contract to \$1,875,436.13.

Appoint Rose Marie Zarillo to serve as an alternate for One and/or Two-Family Homes Representative on the Fair Rental Housing Board.

Authorize settlement in the worker's compensation litigation matter of Murray v. the City, in the total amount of \$13,797.75.

Approve Bingo and Raffle Licenses

NEW BUSINESS (cont'd)

COMMENDATIONS:

Cleff Alexis
Andy Alvarez
Judeson Cajuste
Chrystian C. Calle
Jacoby Calvo
Justin M. Cedeno
Jordan Alexander Duran
Santiago Fernandez
Matthew Giraldo
Emanuel Gonzalez
Cristian A. Hernandez
Danny J. Hernandez
Juan David Arboleda Hidalgo
Wesley J. Jaimes
Wood Jerry Louis Jeune
Kevin Lopez
Frank Lozano
Raudel Ruiz Marcos
Anthony J. Morales
Chimijae Mukanda
Ian Pallardel
Matthew Couceiro Pires
Brandon Quishpi-Aquiles
Josue Ruiz
Jason Salamanca
Ignacio Urroz
Brandon Delgado Valencia
Jordy Zuniga

Jacques Gonzales

Lou Argondizza
Dennis F. Correia
Diego J. Lopes DaGraca
Gustavo Della Corte
Sebastian O. Baisson Pineiro

Frank Michael Colabella, III
Crista A. Sciancalepore

) Elizabeth High School
) Soccer Team, Coaches, and Trainers
) Winning the NJSIAA/Wawa North Jersey
) Section 2, Group 4 State Sectional
) Championship
) November 11, 2021

) Head Coach

) Assistant Coaches

) Trainers

MEMORIALS:

ADJOURNMENT