

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
DECEMBER 14, 2016

REQUESTS TO ADDRESS THE COUNCIL

- RA-1 From MEGAN McNALLY, requesting permission to address the council on the subject of animal control, although she would rather listen rather than talk this month.
- RA-2 From GAIL P. GODESKY, requesting permission to address the council on the subject of driving conditions – ordinance relating to jaywalking.
- RA-3 From PETER FRANCO, requesting permission to address the council on the subject of animal control contract/RFP.

ORDINANCES SCHEDULED FOR HEARING

- O-1 BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF AND THE PAYMENT OF A PORTION OF THE PURCHASE PRICE OF REAL PROPERTY AND VARIOUS 2016 CAPITAL IMPROVEMENTS, BY AND IN THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE “CITY”); APPROPRIATING \$4,730,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,500,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF. **(Purchase of Holy Family Academy/Police & Fire Department equipment)**
- O-2 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 37, HISTORIC PRESERVATION. **(Designating 20 East 33rd Street as an historical site)**
- O-3 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Restrictive Parking Zones) Public Safety**
- DELETE
048. Anthony Feminello – 132 West 54th Street
107. Maria Petrus – 92 West 50th Street
- ADD
112. Colleen Higgins, 105 Hobart Avenue
215. Dale Shah, 119 West 21st Street
237. Juan Matos – 41 West 16th Street
278. Orlando Diaz – 174 Prospect Avenue
371. Regina Donovan – 76 West 43rd Street
378. Amreeta Sukhram – 96 West 19th Street
379. Annette Cappozzoli – 437 Kennedy Blvd.
388. Jacqueline Garcia – 34 West 47th Street
- RE-ASSIGN
051. From Geradind Boasci to her daughter Liz D’Amato- 47 East 27th Street

ORDINANCES PROPOSED FOR INTRODUCTION

- O-4 AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE EXECUTION OF AN EASEMENT TO KHIDER AND BLANCHE JJI FOR THE PURPOSES OF CONSTRUCTING AND MAINTAINING A FIRE ESCAPE WITH THE CITY’S RIGHT-OF-WAY ADJACENT TO 481 BROADWAY, DESIGNATED BLOCK 226, LOT 36, TO BE USED FOR EMERGENCY EGRESS FROM THE THIRD FLOOR RESIDENTIAL APARTMENT PURSUANT TO RESOLUTION NO. ADOPTED BY THE PLANNING BOARD OF THE CITY OF BAYONNE ON DECEMBER 13, 2016; and a resolution fixing, Wednesday, January 18, 2017, at 7:00 P.M., and the Dorothy E. Harrington Council Chambers, Municipal Building, as the time and place for a public hearing and final passage. **Law**

O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing, Wednesday, January 18, 2017, at 7:00 P.M., and the Dorothy E. Harrington Council Chambers, Municipal Building, as the time and place for a public hearing and final passage. **(Restrictive Parking Zones) Public Safety**

DELETE

269. Michael Lowery, 71 West 55th Street

322. Eugene K. Loughney, 873 Avenue C

ADD

389. Tabitha DeFazio, for her husband, Trillo Domingo, 87 West 12th Street

390. Eriny Kaldes, 32 West 26th Street

391. Krzusztof Kubiak

392. Fresia Magana for her husband German Magana, 26 East 49th Street

393. Theresa Starks, 458 Avenue C

394. Edward Zileinski, 252 Avenue B

RELOCATE

048. {232}. Kenneth Adelung, 84 West 9th Street

266. Mrs. Germaine White from 861 Avenue C to 49 Lord Avenue

COMMUNICATIONS

CONSENT AGENDA - Resolution ordering the following Communications to be received and filed:

- C-1 From Brandon Broderick, Esq., filing notice of tort claim on behalf of ELLJAH SKERRITTE, alleging injuries sustained August 31, 2016 in a basketball game at 788 Avenue E .
- C-2 From Alexander Kushner, Esq., filing notice of tort claim on behalf of HNAZEIM McRAE, alleging injuries sustained August 24, 2016 in a basketball game at Mercer Park.
- C-3 From Michael V. Gervasi, Esq., filing notice of tort claim on behalf of FRANK J. PETERS, alleging injuries sustained September 10, 2016 in a collision on the ramp to the NJ Turnpike from Route 440.
- C-4 From Michael J. Forrester, Esq., filing notice of tort claim on behalf of SEAN COTTER, alleging injuries sustained October 16, 2016 in a fall in a hole in the street at 4th Street and Broadway.
- C-5 From Athan M. Mergus, Esq., filing notice of tort claim on behalf of ASHLEY TRINIDAD, alleging injuries sustained September 21, 2016 in an assault at Bayonne High School.
- C-6 From NADIA M. MALEK, filing notice of tort claim alleging property damage to the power lines attached to 694 Kennedy Boulevard on October 3, 2016 resulting from city workers removing a tree at 692 Kennedy Boulevard.

OFFICERS' REPORTS

CONSENT AGENDA - Resolution ordering the following Officers' Reports to be received and filed and any resolution incorporated within them to be adopted:

- OR-1 From Terrence Malloy, Chief Financial Officer, reporting on vendor payments and recommending payment of same, and a resolution adopting the recommendation and ordering payment of claims. **Finance**
- OR-2 From Janet Convery, Treasurer, reporting on the transfer of the following amounts to the Board of Education on November 30, 2016: **Finance**
\$5,239,669.98 Claims and payroll for December, 2016
- OR-3 From the Purchasing Department reporting on bids received November 15, 2016 for emergency snow removal. (2 bidders) **Purchasing**

RESOLUTIONS

CONSENT AGENDA - Resolution ordering the following resolutions to be adopted:

- CR-1 Approving the minutes of the regular meeting held Wednesday, November 9, 2016. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, November 2, 2016. **City Clerk**
- CR-3 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (17 properties) **Tax Collector**
- CR-4 Authorizing renewal of the annual maintenance contract with VISUAL COMPUTER SOLUTIONS, INC., Freehold, NJ, for the Police Department's annual support and upgrades for its POSS Enterprise Edition scheduling software for a one-year period commencing March 1, 2017, in the amount of \$5,747.60, and ordering a warrant in payment. Chargeable to Account #PS-9. **Police**
- CR-5 Ordering a Current Fund warrant in the amount of \$2,240.30 payable to POWER DMS, Orlando, FL, for annual renewal of software upgrade and support for the electronic document management system software for use in the Police Department for the one year period commencing January 1, 2017. Chargeable to Account No. PS-9. **Public Safety**
- CR-6 Authorizing payment to OPEN TEXT, INC., Chicago, IL, for annual software support for the Police Department's Alchemy brand document-imaging software for a one-year period commencing January 1, 2017, in the amount of \$4,414.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Police**
- CR-7 Authorizing renewal of the annual maintenance contract with MOBILE TECHTRONICS, INC., Clark, NJ, for maintenance of eight Zetron Series 3200 9-1-1 telephone consoles located in the communication center for a period of one year commencing January 1, 2017, under state contract #83924 in the amount of \$8,656.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Police**
- CR-8 Ordering a warrant payable to BLUE APRON representing the return of the security deposited with the city in connection with the lease agreement for parking spaces at Harbor Station North within Block 600, lot 1. **Business Administration**
- CR-9 Ordering a warrant in the amount of \$1,050.00 payable to the order of JOSE M ROBLES representing reimbursement for an unprocessed and unused limousine license. **City Clerk**
- CR-10 Ordering a warrant in the amount of \$12.60 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 3 dog licenses issued in November, 2016. **City Clerk**
- CR-11 Ratifying and confirming the actions of the Municipal Treasurer in issuing payment from Current Fund in the amount of \$6,627,837.68 payable to the COUNTY OF HUDSON for fourth quarter county taxes for 2016. **Finance**
- CR-12 Ratifying and confirming the actions of the Municipal Treasurer in issuing a warrant from the Unemployment Trust Fund in the amount of \$10,638.48 payable to the STATE OF NEW JERSEY DIVISION OF EMPLOYER ACCOUNTS for the City of Bayonne unemployment bills for quarter ending September 30, 2016. **Finance**
- CR-13 Accepting grant funds from the HUDSON COUNTY OFFICE ON AGING increasing the Bayonne Office on Aging budget for 2016 to \$615,156.00 from the mid-year amount of \$604,525.00 adding \$10,947.00 to Care Management (\$147,264.00) and decreasing congregate meals by \$187.00 **Business Administration**

- CR-14 Authorizing the execution of a PSE&G ENERGY EFFICIENCY UPGRADE proposal for the Free Public Library. **Business Administration**
- CR-15 Accepting a grant award in the amount of \$4,000.00 from FM GLOBAL FOUNDATION to purchase fire prevention educational materials. **Public Safety**
- CR-16 Authorizing a second amendment to Agreement CY 16-048 with BAYONNE FAMILY COMMUNITY CENTER to provide CDBG funds for the removal of a 10,000 gallon oil tank, increasing the contract in the amount of \$1,255.00 representing an additional cost for fence rental, making the total contract amount \$47,826.66. **Community Development**
- CR-17 Cancelling taxes on 100% of Block 223, lot 16 as being occupied by a qualifying 100% disabled veteran effective July 14, 2016, and ordering a refund of overpaid taxes resulting from the exemption. **Assessor**
- CR-18 Cancelling taxes on 50% of Block 356, lot 19 as being occupied by a qualifying 100% disabled veteran effective July 20, 2012, and ordering a refund of overpaid taxes resulting from the exemption. **Assessor**
- CR-19 Dedicating the sale of currently owned BEOF properties by the city to pay down debt relating to the purchase of Holy Family Academy. **Finance**
- CR-20 Authorizing the write-off of various reserves and receivables that are now inactive as recommended by the city's independent auditors and the Division of Local Government Services. **Finance**
- CR-21 Establishing the calendar of council meetings and caucus meetings for 2017. **City Clerk**
- CR-22 Granting ** Bingo licenses to qualified organizations. **City Clerk**
- CR-23 Granting ** Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Authorizing the Purchasing Agent to purchase from PCM-G, Chantilly, VA, a software license agreement and a Pro Phoenix brand suite of computer assisted and records management software for the Police and Fire Departments under state contract service provider agreement #M0003-89854, for a total amount of \$545,932.51 Chargeable to Bond Ordinance adopted at this meeting. **Public Safety**
- R-2 Authorizing the Purchasing Agent to purchase from SHI INTERNATIONAL, Somerset, NJ, Dell brand computer hardware and necessary operating software for the Police and Fire Departments' computer assisted dispatch and records management project under state contract for a total amount of \$87,196.82. Chargeable to Bond Ordinance adopted at this meeting. **Public Safety**
- R-3 Authorizing the Mayor and City Clerk to enter into an agreement for professional legal services as redevelopment/land use attorney with INGLESINO, WEBSTER, WYCISKALA & TAYLOR, LLC, Parsippany, NJ for the one year period commencing January 1, 2017 pursuant to the Fair and Open Solicitation Process. (Professional Services contract obtained through the Fair and Open solicitation process - notice of award to be published.) **Mayor's Office**
- R-4 Authorizing the Mayor and City Clerk to enter into an agreement for professional legal services as Rent Control Board attorney with WERNER, SUAREZ & MORAN, LLC, Hackensack, NJ, for the one year period commencing January 1, 2017, pursuant to the Fair and Open Solicitation Process. (Professional Services contract obtained through the Fair and Open solicitation process - notice of award to be published.) **Mayor's Office**

- R-5 Authorizing the Mayor and City Clerk to enter into an agreement for professional legal services as public defender in the Municipal Court with HUGHES & FINNERTY, PC, for the one year period commencing January 1, 2017, pursuant to the Fair and Open Solicitation Process. (Professional Services contract obtained through the Fair and Open solicitation process - notice of award to be published.) **Mayor's Office**
- R-6 Authorizing the Mayor and City Clerk to enter into an agreement with RICHARD N. CAMPISANO, ESQ., Jersey City, NJ, for professional legal services as attorney for the Planning Board for the one year period commencing January 1, 2017, pursuant to the Fair and Open Solicitation Process. (Professional Services contract obtained through the Fair and Open solicitation process - notice of award to be published.) **Mayor's Office**
- R-7 Authorizing the Mayor and City Clerk to enter into an agreement for professional legal services as attorney for the Zoning Board of Adjustment with RICHARD N. CAMPISANO, ESQ. as attorney for the Zoning Board for the one year period commencing January 1, 2017, pursuant to the Fair and Open Solicitation Process. **Mayor's Office**
- R-8 Authorizing the Mayor and City Clerk to enter into an agreement for services as labor attorney for the one year period commencing January 1, 2016. **Mayor's Office**
- R-9 Authorizing the Mayor and City Clerk to enter into an agreement for services as bond counsel for the one year period commencing January 1, 2017. **Mayor's Office**
- R-10 Authorizing the Mayor and City Clerk to enter into an agreement with MATRIX NEW WORLD ENGINEERING, Morristown, NJ for certified lead based paint inspection services for the one year period commencing January 1, 2017 pursuant to the Fair and Open Solicitation Process. (Professional Services contract obtained through the Fair and Open solicitation process - notice of award to be published.). **Mayor's Office**
- R-11 Authorizing the Mayor and City Clerk to enter into an agreement for professional accounting services to act as municipal auditors with GIRONDA, DORIA & TOMKINS, LLC for the one year period commencing January 1, 2017, pursuant to the Fair and Open Solicitation Process. (Professional Services contract obtained through the Fair and Open solicitation process - notice of award to be published.) **Mayor's Office**
- R-12 Authorizing the Mayor and City Clerk to enter into an agreement for professional medical services for uniformed employees with JOHN T. DEDOUSIS, M.D., for the one year period commencing January 1, 2017, pursuant to the Fair and Open Solicitation Process. (Professional Services contract obtained through the Fair and Open solicitation process - notice of award to be published.) **Mayor's Office**
- R-13 Authorizing the Mayor and City Clerk to enter into an agreement for services as Community Development Block Grant (CDBG) consultant with TRIAD ADVISORY SERVICES, INC., Vineland, NJ, for one year period commencing January 1, 2017, pursuant to the Fair and Open Solicitation Process. Chargeable to Account #CDBG-843. **Mayor's Office**
- R-14 Authorizing the Mayor and City Clerk to enter into an agreement for professional planning services for the one year period commencing January 1, 2017. **Mayor's Office**
- R-15 Authorizing the Mayor and City Clerk to enter into an agreement for Information Technology services for the one year period commencing January 1, 2017. **Mayor's Office**
- R-16 Authorizing the Mayor and City Clerk to enter into an agreement for services as CDBG administration for the one year period commencing January 1, 2017. **Mayor's Office**

- R-17 Authorizing the Mayor and City Clerk to enter into an agreement for services as special projects engineer for the one year period commencing January 1, 2017. **Mayor's Office**
- R-18 Authorizing the Mayor and City Clerk to enter into an agreement for services as general city engineer for the one year period commencing January 1, 2017. **Mayor's Office**
- R-19 Authorizing the Mayor and City Clerk to enter into an agreement for services as panel counsel for the one year period commencing January 1, 2017. **Mayor's Office**
- R-20 Authorizing the Mayor and City Clerk to enter into an agreement for website design and management services for the one year period commencing January 1, 2017. **Mayor's Office**
- R-21 Authorizing the Mayor and City Clerk to enter into an agreement for grant writing services for the one year period commencing January 1, 2017. **Mayor's Office**
- R-22 Authorizing the Mayor and City Clerk to enter into an agreement for licensed site remediation professional (LSRP) services for the one year period commencing January 1, 2017. **Mayor's Office**
- R-23 Authorizing the Mayor and City Clerk to enter into an agreement for services as COAH planning consultant for the one year period commencing January 1, 2017. **Mayor's Office**
- R-24 Authorizing the Mayor and City Clerk to enter into an agreement for services related to marketing of recyclable materials for the one year period commencing January 1, 2017. **Mayor's Office**
- R-25 Authorizing the Mayor and City Clerk to enter into an agreement for services as insurance broker for the one year period commencing January 1, 2017. **Mayor's Office**
- R-26 Authorizing the Mayor and City Clerk to enter into an agreement for services as environmental consultant for the one year period commencing January 1, 2017. **Mayor's Office**
- R-27 Authorizing the Mayor and City Clerk to enter into an agreement for services as financial consultant for the one year period commencing January 1, 2017. **Mayor's Office**
- R-28 Authorizing the Mayor and City Clerk to enter into an agreement with the AMERICAN LEGION POST 19 for the purpose of providing the cost of electrical work to be completed by C.B. Electric, Inc. in the amount of \$8,845.00. Chargeable to Account #CDBG-917. **Community Development**
- R-29 Authorizing the Mayor and City Clerk to enter into an agreement with the JEWISH COMMUNITY CENTER, for the purpose of providing the cost of architectural plans to address renovations in the swimming pool room from Alan Feld Architect, Jersey City, NJ in the amount of \$4,750.00. Chargeable to Account #CDBG-917. **Community Development**
- R-30 Amending Agreement No. CY 16-019 with ROTH D'AQUANNI, LLC, for professional legal services as labor/employment attorneys, increasing the contract in the amount of \$75,000.00. **Business Administration**
- R-31 Amending Agreement No. CY 15-060 with the BAYONNE COMMUNITY MENTAL HEALTH CENTER for child and adolescent services, increasing the contract in the amount of \$16,512.00 due to residual funds, making the total contract amount \$32,821.00. Chargeable to Account No. CDBG-904. **Community Development**

- R-32 Authorizing an extension of Agreement No. CY 15-092 with ATLANTIC COAST FIBERS, INC. for the receipt of recycling collection "Recycling Commodity" for the month of January, 2017, with no processing costs to the city, and authorizing re-advertisement of the RFQ for such services. **Public Works**
- R-33 Ratifying and confirming the actions of the Law Director in retaining the services of RUDERMAN, HORN & ESMERDO, P.C., Springfield, NJ, to act as hearing officer in an ongoing employee disciplinary matter and authorizing the Mayor and City Clerk to execute an agreement with Ruderman, Horn & Esmerdo, P.C. for an amount not to exceed \$10,000.00. **Law**
- R-34 Ratifying and confirming the actions of the Public Safety Director in executing an agreement with the PORT AUTHORITY OF NEW YORK AND NEW JERSEY for space at the Port Jersey Marine Terminal. **Public Safety**
- R-35 Authorizing and directing the planning board to conduct a preliminary investigation to determine whether certain property located at Avenue E and East 25th Street, which property is identified as Block 191, lot 5.02, and certain property located at 306-322 Avenue E, which property is identified as Block 440, lots 3, 4, and 5 within the city constitutes a non-condemnation area in need of redevelopment.
- R-36 Designating MAHALAXMI BAYONNE, LLC as redeveloper for a portion of the Peninsula at Bayonne Harbor, referred to as Harbor Station South, which property is shown as proposed Block 751, lot 1 on a final major subdivision plat, and authorizing execution of a redevelopment agreement.
- R-37 Authorizing the execution of an affordable housing agreement with HOBART HOUSING CORPORATION.
- R-38 Authorizing the execution of a redevelopment agreement with 26 NORTH AVENUE URBAN RENEWAL, LLC for the redevelopment of the property identified as Block 297, lot 3 as shown on the official tax map of the City of Bayonne in accordance with the redevelopment plan.
- R-39 Designating certain property located at 16 BAYVIEW COURT AND 18-20 BAYVIEW COURT and more specifically known as Block 333.01, lots 1 and 2 within the city as a non-condemnation area in need of redevelopment and authorizing the preparation and amendment of the redevelopment plan. **(Best Foods Redevelopment)**
- R-40 Approving budgetary transfer #2 in the CY 2016 budget. **Finance**
- R-41 Discussion of BEST PRACTICES INVENTORY. **Finance**

TO BE ADDED AT THE MEETING

- ADD-1 Authorizing the Mayor and City Clerk to execute an amendment to Agreement No. CY 15-018 with CMA ASSOCIATES t/a CONSULTING AND MUNICIPAL ENGINEERS, LLC, Howell, NJ, extending the contract for an additional six month period commencing February 1, 2017, at no cost to the city. **Business Administration**
- ADD-2 Authorizing the solicitation of a Request for Proposals (RFP) for a BIKESHARE PROGRAM for the City of Bayonne. **Mayor**

