

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
JUNE 20, 2018

REQUESTS TO ADDRESS THE COUNCIL

- RA-1 From MEGAN McNALLY, requesting permission to address the council on the subject of its incompetency.
- RA-2 From GAIL P. GODESKY, requesting permission to address the council on the subject of the competency of the council and other administrators of our great City of Bayonne.
- RA-3 From MICHAEL EMBRICH, requesting permission to address the council on the subject of S2607, a State Senate Bill to house veterans in renovated abandoned homes.

ORDINANCES SCHEDULED FOR HEARING

- O-1 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED AND RESTATED SCATTERED SITE 14 REDEVELOPMENT PLAN FOR THE PROPERTIES IDENTIFIED AS BLOCK 452.02, LOTS 3-9, AND 11 AND BLOCK 451, LOTS 1.01, 1.02, 2.03, 2.04 AND 2.05 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE. **(Lehigh Realty)**
- O-2 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR THE PENINSULA AT BAYONNE HARBOR, AND REFERRED TO AS "HARBOR STATION SOUTH.
- O-3 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 122 AVENUE E, 124 AVENUE E, 126 AVENUE E, 126½ AVENUE E, 128 AVENUE E, 130 AVENUE E, 132 AVENUE E, 134-136 AVENUE E, 138 AVENUE E, 140 AVENUE E, 165 AVENUE E, 167 AVENUE E, 169 AVENUE E, 170-180 AVENUE E, AND 157-163 AVENUE E WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 467, LOTS 17, 18, 19, 20, 21, 22, 23, 24, 25, & 26, BLOCK 234, LOTS 8.01, 11, 12, & 13, AND BLOCK 458, LOT 1 & 1.01, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ. **(Silk Lofts Redevelopment)**
- O-4 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 425-427 AVENUE C, 427A-429 AVENUE C, & 427-429 AVENUE C REAR, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 230, LOTS 22, 23, & 24 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.
- O-5 CALENDAR YEAR 2018 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14). **Finance**
- O-6 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Restrictive Parking Zones) Public Safety**

DELETE

137. Barbara Benedetto, 33 East 17th Street
228. Helena Zabicka, 56 East 34th Street
245. Eleanor Hajduk, 84 East 23rd Street
256. Bebawy M. Aziz, 177 West 48th Street

307. Mary Rushnak, 170 West 31st Street
336. John Diaz, 207 Avenue B
ADD
129. Jennifer Agostini, 92 West 24th Street
133. Krzysztof Orłowski, 46 East 18th Street
137. Agnes Hogan, 4 Story Court
144. James Cody, 64 Humphrey Avenue
145. Gerald Grimmeyer, 21 Dodge Street
RELOCATE
194. Elaine Fischer, from 93 Avenue E to 27 East 32nd Street

ORDINANCES PROPOSED FOR INTRODUCTION

- O-7 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 79-83 JF KENNEDY BLVD, 85-87 JF KENNEDY BLVD, 42 JULIETTE ST, AND 44 JULIETTE ST WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 346, LOTS 22, 23, 24, AND 25, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.; and a resolution fixing Wednesday, July 18, 2018 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.
- O-8 An Ordinance approving a five year tax exemption for 462 Broadway; and a resolution fixing Wednesday, July 18, 2018 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. **Business Administration**
- O-9 An Ordinance approving a five year tax exemption for 516 Broadway; and a resolution fixing Wednesday, July 18, 2018 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. **Business Administration**
- O-10 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 20, PERSONNEL POLICIES; and a resolution fixing Wednesday, July 18, 2018 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. **(Directors/Statutory Officers salaries for new appointees)**
- O-11 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing Wednesday, July 18, 2018 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
043. Joan Neal, 166 Avenue C
075. Marian Bilyk, 32 West 13th Street
143. Dennis McGuire, 114 Lexington Avenue
201. William French, Jr., 577 Broadway
378. Amreeta Sukhram, 96 West 19th Street
ADD
147. Rufina Rodriguez, 185 West 48th Street
151. John Cassidy, 159 West 24th Street
164. Ishak Habashi for his daughter, Martina, 64 West 19th Street

- B-1 Hearing on the CY 2018 Budget.

COMMUNICATIONS

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

- C-1 From James Vasquez, Esq., filing notice of tort claim on behalf of CARLBERTH H. HEARD, JR. alleging personal injuries resulting from a fall on the sidewalk on April 16, 2018 at 1088 Broadway.

- C-2 From Alexander Schachtel, Esq., filing notice of tort claim on behalf of LUCY C. PATRICK alleging personal injuries resulting from a fall on the sidewalk on March 18, 2018 at 158 West 21st Street.
- C-3 From Thomas J. Cammarata, Esq., filing notice of tort claim on behalf of RAFAELLA GERACE alleging personal injuries resulting from a fall on the sidewalk at 67 Linden Street.
- C-4 From James W. Taylor, Jr., Esq., filing notice of tort claim on behalf of IVETTE RUIZ, individually and as g/a/1 for ROCCO RUIZ alleging personal injuries resulting from gym activities on April 13, 2018 at Nicholas Oresko Community School.
- C-5 From JEFFREY ROLEK, filing notice of tort claim alleging personal injuries sustained on an undisclosed date resulting walking into a highway sign at Route 440 near East 22nd Street.
- C-6 From ROBERT M. BROMBERG, filing notice of tort claim alleging property damage to his motorcycle on April 20, 2018 resulting from a patch in the pavement giving way at 35th Street and Broadway.
- C-7 From SAKINA HUSSAIN, filing notice of tort claim alleging property damage to her automobile on March 21, 2018 resulting being struck by a snow plow at 34th Street and Avenue C.
- C-8 From DANIEL ASIA, filing notice of tort claim alleging property damage to his motorcycle on May 3, 2018 resulting from being struck by a patrol car at 36 West 27th Street.
- C-9 From the Superior Court of New Jersey, Law Division, Summons and Complaint in matter entitled, “ELBAHBOUHI vs. THE CITY OF BAYONNE.” (Pedestrian struck by a city owned vehicle on March 24, 2017, at Avenue B and West 56th Street)
- C-10 From the Superior Court of New Jersey, Law Division, Summons and Complaint in matter entitled, “DIPLOMA JOINT INSURANCE FUND a/s/o BRIDGET LAMPERTI vs. BAYONNE PUBLIC LIBRARY, THE CITY OF BAYONNE, et al.” (Injury on an elevator in the Library on May 5, 2016)
- C-11 From the Superior Court of New Jersey, Law Division, Summons and Complaint in matter entitled, “McRAE by MEARTIE (guardian ad litem) vs. THE CITY OF BAYONNE, et al.” (Fall in basketball court on August 24, 2016, at Mercer Park)
- C-12 From the Superior Court of New Jersey, Chancery Division, Summons and Complaint in matter entitled, “FEDERAL NATIONAL MORTGAGE ASSOCIATION vs. BRUDER, et al., incl. THE CITY OF BAYONNE.” (Mortgage foreclosure – city holds a subordinate mortgage)
- C-13 From JOHN KULIK, appealing the denial of his application for a taxi driver’s license; and a resolution scheduling a hearing of the appeal.

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 June 1, 2018: **Finance**
\$5,533,471.00 Claims and payroll for claims and payroll for June, 2018

OR-3 From the Purchasing Agent reporting on bids received May 24, 2018, for used vehicles for the police department. (1 bidders) **Purchasing**

RESOLUTIONS

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

CR-1 Approving the minutes of the regular meeting held Wednesday May 16, 2018. **City Clerk**

CR-2 Approving the minutes of the council caucus held Wednesday, May 9, 2018. **City Clerk**

CR-3 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (12 properties) **Tax Collector**

CR-4 Approving close out Change Order for work performed by JOURNEY CONTRACTING CO., INC., Millstone, NJ for roof replacement at the 57th Street Fire House reducing the contract in the amount of \$3,440.00, making the total contract amount \$56,560.00, and ordering Final Payment Estimate No. 2 in the amount of \$20,668.00. **Public Safety**

CR-5 Ordering a warrant in the amount of \$57.60 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 23 dog licenses issued in May, 2018. **City Clerk**

CR-6 Ratifying and confirming the actions of the Treasurer in issuing a warrant from the Unemployment Trust Fund in the amount of \$6,006.76 payable to the STATE OF NEW JERSEY DIVISION OF EMPLOYER ACCOUNTS for the City of Bayonne unemployment bills for quarter ending March 31, 2018. **Finance**

CR-7 Authorizing renewal of the annual contract with IACP NET, St. Paul, MN, for the Police Department's annual renewal of on-line subscription access to the IACP (International Association Chiefs of Police) online information network, for a one-year period commencing July 1, 2018, in the amount of \$1,750.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Public Safety**

CR-8 Authorizing renewal of the annual maintenance contract with EATON CORPORATION, Chicago, IL, for support and maintenance agreement and battery replacement for the Police communications center and emergency center's Best Brand Uninterruptible Power Systems (UPS) for a period of one year commencing July 1, 2018, in the amount of \$5,095.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Public Safety**

CR-9 Authorizing renewal of the annual contract with SBP INDUSTRIES, South Plainfield, NJ, for annual emergency generator maintenance services for six backup generators for the amount of \$3,210.00, and a standby backup generator for the amount of \$2,640.00, for a total contract amount of \$5,850.00 for the city-wide communications system, for a one-year period commencing July 1, 2017 and ordering warrants in payment. Chargeable various accounts. **Public Safety**

CR-10 Authorizing the Mayor and City Clerk to execute an agreement with SPATIAL DATA LOGIC, Somerset, NJ for continued technical support and maintenance of its departmental data management software and continued enterprise licensing for the municipal management software currently in use for a one year period commencing July 1, 2018 for a total contract amount of \$50,000.00. Awarded through the "Non-fair and Open Process." **Business Administration**

- CR-11 Authorizing renewal of the annual contract with GLOBAL SOFTWARE, Chicago, IL, for software support for the Police Department's CISCO brand records management software (RMS) and ECAD Dispatch Software, for a six month period commencing July 1, 2018, in the amount of \$4,556.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Public Safety.**
- CR-12 Extending the city's current contract with HERBERT'S ARMY & NAVY, LLC for a period of two years commencing July 1, 2018 for an amount not to exceed \$40,000.00. Chargeable to PW-Director's Account. **Public Works**
- CR-13 Authorizing the submission of the city's FY 2018 Annual Action Plan to the U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT for the following anticipated amounts:
- | | |
|--------------------------------------|----------------|
| 2018 CDBG Program | \$1,532,909.00 |
| 2018 CDBG Anticipated Program Income | \$100,000.00 |
- Community Development**
- CR-14 Authorizing the Mayor to request, accept, and expend a \$20,000.00 federal award of \$10,000.00 cash and \$10,000.00 in local matching funds for the performance period of July 1, 2017 through June 30, 2018 under an Emergency Management Agency Assistance sub-grant awarded to the Office of Emergency Management from the NEW JERSEY STATE POLICE OFFICE OF EMERGENCY MANAGEMENT for the purpose of enhancing Bayonne's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters, and other catastrophic events and emergencies. **Public Safety**
- CR-15 Authorizing payment of ten percent (10%) of PILOT payments to the Bayonne Board of Education. **Business Administration**
- CR-16 Stating the city's commitment to the NJ DEPARTMENT OF TRANSPORTATION to fund 25% of the cost to upgrade the traffic signal controller at 30th Street and Route 440, at a cost of approximately \$44,000.00, with the City's share being \$11,000.00. **Business Administration**
- CR-17 Amending previous resolutions regarding the city's contract for animal control services to reflect the following: (a) start date of 6/1/18 for LIBERTY HUMANE SOCIETY, (b) termination date of May 24, 2018 for NJAC, (c) authorizing amount of the contract with Liberty Humane Society to reflect the new start date. **Law**
- CR-18 Authorizing the issuance of estimated 3rd Quarter Tax Bills. **Finance**
- CR-19 Amending the annual calendar of meetings to change the time of the Reorganization Meeting on July 1, 2018 from 12:00 noon to 4:30 P.M. and the location from the Dorothy E. Harrington Council Chambers to the plaza in front of the Municipal Building. **City Clerk**
- CR-20 Authorizing the Police Department to auction two parking utility scooters and one Dodge Durango no longer serviceable. **Public Safety**
- CR-21 Ratifying and confirming the actions of the purchasing agent in advertising for bids for and purchasing nine used cars and one used SUV for use in the Police Department from HUDSON TOYOTA, Jersey City, the sole bidder, for the total amount of \$166,770.00. Chargeable to the Forfeiture Account (\$88,880.94) and the Trust Police Auction Account (\$77,819.06) **Public Safety**
- CR-22 Authorizing the City Clerk to advertise for bids for transmission repairs. **Public Works**
- CR-23 Authorizing the City Clerk to advertise for bids for walkway/waterfront improvements on public property located adjacent to Don Ahern Veterans Stadium from 25th to 24th street. **Business Administration**

- CR-24 Authorizing the Business Administrator and Chief Financial Officer to seek proposals to outsource building inspections. **Business Administration**
- CR-25 Granting ** Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Awarding a contract for 57th Street Firehouse bay floor replacement, driveway and sidewalk improvements to ** the low/sole bidder, for the amount of/not to exceed \$**. Chargeable **. **Purchasing**
- R-2 Approving Temporary Emergency #5 in the 2018 CY budget. **Finance**
- R-3 Authorizing the title amendment of the redevelopment plan for the property identified as Block 330, lots 6 through 12 commonly known as the "BCB REDEVELOPMENT PLAN," to the "5TH STREET REDEVELOPMENT PLAN" pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. **Business Administration**
- R-4 Authorizing and directing the planning board to conduct a preliminary investigation to determine whether certain property located at 23 W 5th ST, 21 W 5th ST, AND 19 W 5th ST which property is identified as Block 330, LOTS 3, 4, and 5, within the city constitutes a non-condemnation area in need of redevelopment and authorizing and directing the planning board to amend and expand the redevelopment plan for the property pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq. **Business Administration**
- R-5 Designating TFG 39-43 W25TH STREET, LLC as redeveloper of the property located at 39-43 West 25th Street, which property is identified as Block 183, lot 2.01 as shown on the official tax map of the City of Bayonne and authorizing the negotiation and preparation of a redevelopment agreement with TFG 39-43 W25TH STREET, LLC for the redevelopment of such property in accordance with the redevelopment plan. **(Forum Fitness) Business Administration**
- R-6 Authorizing the execution of a parking agreement by and between the City of Bayonne and EOM REALTY, LLC for the property located at 554-556 Broadway & 11 East 25th Street, which properties are identified as Block 184, lots 5 & 10 as shown on the official tax map of the City of Bayonne. **(Mandees Redevelopment) Business Administration**
- R-7 Designating AMS EQUITIES LLC as redeveloper of the property located at 134-136 Avenue E which property is identified as block 467, lot 24, as shown on the official Tax Map of the City of Bayonne and authorizing the preparation and execution of a redevelopment agreement with AMS EQUITIES LLC for the redevelopment of such property in accordance with the amended redevelopment plan.
- R-8 Authorizing and directing the planning board to amend and expand the redevelopment plan for the property 415-423 AVENUE C, which property is identified as Block 230, lot 18.01 as shown on the official tax map of the City of Bayonne pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
- R-9 Designating LEG-BP BAYONNE INVESTORS, LLC as redeveloper for the property located at Block 1180, lots 1 and 2 on the official Tax Map of the City of Bayonne and authorizing the preparation and execution of a redevelopment agreement with LEG-BP BAYONNE INVESTORS, LLC for the redevelopment of such property in accordance with the amended redevelopment plan. **Lincoln Equities**

- R-10 Designating LEHIGH REALTY CO., INC. as redeveloper of Block 451, lot 1.01 and 2.05 having street addresses of 103-143 East 22nd Street and 43-75 Meadow Street. **Business Administration**
- R-11 Requesting the planning board to review an amendment to the redevelopment plan for Block 230, lots 22-24, with street addresses of 425-427 AVENUE C, 427A-429 AVENUE C, & 427-429 AVENUE C REAR, to add Block 230, lot 18.01 to the approved plan to accommodate parking. **Business Administration**
- R-12 Designating CENTRE STREET REDEVELOPER, LLC and 151 CENTRE STREET URBAN RENEWAL, LLC, the successor redevelopers under the amended and restated redevelopment and purchase and sale agreement dated March 16, 2015, between the City of Bayonne and Fidelco Bayonne Realty, LLC, for the redevelopment and sale of portions of the Bayonne Military Ocean Terminal (“The Peninsula”). **Law**
- R-13 Authorizing the execution of an access agreement allowing CENTRE STREET REDEVELOPERS, LLC, and 151 CENTRE STREET URBAN RENEWAL, LLC, the newly designated successor redevelopers under the amended and restated redevelopment and purchase and sale agreement with Fidelco Bayonne Realty, LLC, dated March 16, 2015, to access property owned by the City of Bayonne. **Law**
- R-14 Consenting to the assignment and assumption of rights and obligations under the financial agreement by KRE FLEET BAYONNE URBAN RENEWAL, LLC, to 151 CENTRE STREET URBAN RENEWAL, LLC, with respect to a portion of Block 600, lot 1 (proposed Block 600, lots 1 and 2 as referenced on the “Harbor Station North Preliminary and Final Major Subdivision Plan,” last dated October 2, 2017. **Law**
- R-15 Adjourning to Wednesday, July 11, 2018, following the council caucus scheduled for 7:00 P.M. **(Taxi license appeal hearing)**

ADDED AT MEETING

- ADD-1** Granting 1 BINGO License to a qualified organization.
- ADD-2** Amendments to and further consideration of the CY 2018 Municipal Budget.