

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
JUNE 17, 2015

REQUESTS TO ADDRESS THE COUNCIL

- RA-1 From LOLA FURFARO, requesting permission to address the council on the subject of the City of Bayonne should be able to tap into the unclaimed tax revenue checks of our residents to be used as an express shelter for homeless people, for work, food, water & rest.
- RA-2 From STACIE PERCELLA, requesting permission to address the council on the subject of AFSCME 52 Local 2261 union matters.
- RA-3 From CHARLES FREYER, requesting permission to address the council on the subject of AFSCME 52 Local 2261 union matters.
- RA-4 From PETER FRANCO, requesting permission to address the council on the subject of general city matters.
- RA-5 From SETH GOLLIN, requesting permission to address the council on the subject of issues related to AFSCME Local 2261.

ORDINANCES SCHEDULED FOR HEARING

- O-1 AN ORDINANCE VACATING A PORTION OF DEL MONTE DRIVE. **(In connection with the Rendina Redevelopment)**
- O-2 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Restrictive Parking Zones) Public Safety**

DELETE

010. Patricia Acevedo, 724 Avenue E, Apt. 1G
062. Donna Mari, 113 West 8th Street
087. Walter Bilyk, 20 Cottage Street
115. Helen Warzecha, 798 Broadway
168. Louise Wyrick, 15 Sunset Avenue
310. Michael Petruska, 111 West 4th Street
327. Joseph DioGiorgio, 214 Avenue B

ADD

048. Anthony M. Feminello, 132 West 54th Street
062. Solomon Baker, 34 East 17th Street
087. Marie Hemmings, 89 West 53rd Street
115. Francesco Miele, 11 West 27th Street
364. Karim Abdelmalak for his daughter, Hanna Noor, 81 Andrew Street

RELOCATE

008. Bernard Malinconico from 87 West 55th Street to 69 West 55th Street

ORDINANCES PROPOSED FOR INTRODUCTION

- O-3 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY AUTHORIZING FIVE (5) YEAR TAX EXEMPTION ON THE ASSESSED VALUE OF NEW IMPROVEMENTS ONLY FOR NEWLY CONSTRUCTED RESIDENTIAL UNITS WITH RESPECT TO THE PARCEL OF LAND LOCATED AT BLOCK 258, LOT 8 (A/K/A 298-304 BROADWAY) ON THE TAX MAP OF THE CITY OF BAYONNE; and a resolution fixing Wednesday, July 22, 2015, 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-4 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY APPROVING THE APPLICATION AND FINANCIAL AGREEMENT FOR TAX EXEMPTION FOR AN URBAN RENEWAL PROJECT WITH RESPECT TO A PORTION OF THE BAYONNE MILITARY OCEAN TERMINAL LOCATED ON BLOCK 830, PORTION OF LOT 1; and a resolution fixing Wednesday, July 22, 2015, 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. **(Bayonne Bay) Business Administration**

O-5 AN ORDINANCE AUTHORIZING AN EASEMENT OVER THE CITY'S RIGHT OF WAY ON WEST 5TH STREET FOR THE PURPOSE OF ALLOWING PARKING AND ACCESS; and a resolution fixing Wednesday, July 22, 2015, 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-6 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing Wednesday, July 22, 2015, 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

098. Geraldine Zdancewicz, 119 West 19th Street

ADD

020. Anna Marie Sopko, 176 West 8th Street (adds name)

103. Mrs. Giraldo Consuelo for Jose Valencia, 79 Andrew Street (adds new name)

365. Rosemarie Devera, 93A West 45th Street

RELOCATE

044. John Sharkey, 39 West 33rd Street

COMMUNICATIONS

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

C-1 From Peter J. Cresci, Esq., filing notice of tort claim on behalf of JOEL BUCHHOLZ, alleging injuries sustained February 19, 2015 in a slip and fall at the 31st Street entrance to the Free Public Library.

C-2 From Robert M. Anderson, Esq., filing notice of tort claim on behalf of MAGDY DAWOD, alleging injuries sustained February 23, 2015 in a fall on the ice of 19 East 25th Street.

C-3 From John J. Smith, Jr., Esq., filing notice of tort claim on behalf of ANNA MORYTO, alleging injuries sustained April 8, 2015 in a fall on the sidewalk at 669 Broadway.

C-4 From CLAUDIA D. FLORES, filing notice of tort claim alleging property damage to her automobile on an undisclosed date resulting from being struck by an NJ Treasury Department fleet vehicle at 32nd Street and Broadway.

C-5 From IRENE ROSE PYKE, filing notice of tort claim alleging property damage to her automobile tire on May 22, 2015 resulting from hitting a pothole at 17th Street east of Kennedy Boulevard.

C-6 From ANTHONY M. MACKOW and ALLYSON N. MACKOW, filing notice of tort claim alleging property damage to their automobile tire on April 3, 2015 resulting from being damaged by a metal spike in a steel plate at Avenue E near 40th Street.

C-7 From the Superior Court of New Jersey, Law Division, Summons and Complaint in matter entitled, "MARKIEWICZ vs. RAMIREZ, THE CITY OF BAYONNE, et al." (Sidewalk fall down on January 3, 2012 at 659 Avenue A)

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 Hon. James M. Davis, Mayor, designating Evergreen Street from Hobart Avenue to Isabella Avenue as being included in the ORANGE PARKING ZONE

pursuant to section 7-17.1 of the Revised General Ordinances of the City of Bayonne. **(Council has 45 days to reject or contest the designation) Mayor**

- OR-2 From Hon. James M. Davis, Mayor, appointing ELIZABETH JESSEN as Alternate Member #2 to the MUNICIPAL UTILITIES AUTHORITY to fill the unexpired term of Michael Furminiak, which term expires February 1, 2016; and a resolution consenting to the appointment. **Mayor**
- OR-3 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-4 From Janet Convery, Treasurer, reporting on the transfer of the following amounts to the Board of Education on May 7, 2015: **Finance**
\$4,949,372.83 Claims and payroll for May, 2015
- OR-5 From the Purchasing Department reporting on bids received June 3, 2015 for DPW Uniforms. (1 bidder) **Purchasing**
- OR-6 From the Purchasing Department reporting on bids received June 3, 2015 for 16th St Park ADA Compliant Playground. (4 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 20, 2015. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, May 13, 2015. **City Clerk**
- CR-3 Amending the minutes of the regular meeting of April 22, 2015 to correct an error by replacing a resolution printed in duplicate with the correct resolution. **City Clerk**
- CR-4 Renaming the park currently known as the "Triangle Park" as DONOVAN PARK in memory of the late Mayor James Donovan.
- CR-5 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (12 properties) **Tax Collector**
- CR-6 Ratifying and confirming the actions of the Treasurer in issuing a warrant in the amount of \$ 3,125.00 payable to HEP SOIL CONSERVATION DISTRICT for a soil erosion permit. Chargeable to Account – Business Administration O.E. **Business Administration**
- CR-7 Ordering a warrant in the amount of \$45.00 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 25 dog licenses issued in May, 2015. **City Clerk**
- CR-8 Further defining the meaning of a "responsible bidder." **Mayor's Office**
- CR-9 Granting ** Bingo licenses to qualified organizations. **City Clerk**
- CR-10 Granting ** Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Awarding a contract for DPW uniforms to **, the low bidder, for a term of three years, starting July 1, 2015, with a mutually agreed two year extension through June 30, 2020, for a total term of five (5) Years in the amount of / not to exceed \$**. Chargeable to Account – **.

- R-2 Awarding a contract for 16th St Park ADA Compliant Playground to **, the low bidder, in the amount of / not to exceed \$**. Chargeable to Account – **.
- R-3 Authorizing the Mayor and City Clerk to sign a city wide PROJECT LABOR AGREEMENT covering large projects of the City of Bayonne. **Mayor's Office**
- R-4 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, 2015 and ordering warrants in payment. Chargeable various accounts. **Public Safety**
- R-5 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 Chief of Police) online information network, for a one-year period commencing July 1, 2015, in the amount of \$1,750.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Public Safety**
- R-6 Authorizing an agreement with CI TECHNOLOGIES, INC., Townsend, MA, for software license renewal and support for the Police Department's IAPro Internal Affairs computer software for a one year period commencing July 1, 2015 at a cost of \$2,400.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Police**
- R-7 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, 2015, in the amount of \$4,338.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Public Safety**
- R-8 Authorizing renewal of the annual contract with DIGITAL DATA TECHNOLOGIES, INC., Columbus, OH, for maintenance and support for the Police Department's AccuGlobe E9-1-1 crime mapping and wireless caller locator software, for a one-year period commencing July 1, 2015, in the amount of \$6,292.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Public Safety**
- R-9 Authorizing the Purchase Agent to utilize GSA Contract #GS-30F-1024H to purchase a 2016 Ford E350 "Cut-Away" with mounted Versalift Model VT29IH center pedestal mount aerial devise for \$72,574.00 chargeable to Bond Ordinance O-15-16.
- R-10 Authorizing the Mayor and City Clerk to enter into an agreement with CHIESA, SHAHINIAN & GIATORNASI, PC, West Orange, NJ for professional legal services in connection with state tax court appeals for the period commencing June 1, 2015 through December 31, 2015 for an amount not to exceed \$17,500.00. (Professional Services contract obtained through the Non-Fair and Open solicitation process - notice of award to be published.) **Business Administration**
- R-11 Authorizing the Mayor and City Clerk to enter into a jurisdictional agreement with the CITY OF JERSEY CITY for traffic control at the 53rd Street and Avenue E intersection. **Mayor's Office**
- R-12 Authorizing the Mayor and City Clerk to enter into an agreement with the FLOURNOY GETHERS VFW POST 7470, to provide the cost of reconstruction in different locations of the building by BARD CONSTRUCTION, LLC, Lyndhurst, NJ in the amount of \$47,600. Chargeable to Account #CDBG-867. **Community Development**

- R-13 Authorizing the Mayor and City Clerk to enter into an amendment to Agreement No. CY 15-016 with ROTH D'AQUANNI, LLC for professional legal services to conduct arbitration hearings, litigation before the courts, and negotiations and PERC hearings involving various unions and the City of Bayonne to amend the contract year from commencing February 1, 2015 to commence January 1, 2015 for a one year period in order to compensate the firm for quantum meruit work performed in the month of January, 2015. **Business Administration**
- R-14 Amending Agreement No. CY 15-043 with the BAYONNE MASONIC TEMPLE/PENINSULA MASONIC LODGE #99 F& AM to provide Community Development Block Grant funds for the rehabilitation and maintenance of the knee wall and fence at their premises at 888 Avenue C, increasing the contract amount by \$3,010.00 to reflect that the work be performed pursuant to a proposal from MAREK & SON CONSTRUCTION, LLC, due to the withdrawal of the original contractor, and making the total contract amount \$25,000.00. **Community Development**
- R-15 Approving Change Order No. 1 in the agreement for the installation of field turf at Don Ahern Veterans Memorial Stadium to increase the contract in the amount of \$7,151,25 for additional field striping, making the total contract amount \$1,043,546.65. **Business Administration**
- R-16 Extending current agreement with CONTROL INDUSTRIES, INC. for a mutually agreed upon one (1) year extension commencing July 1, 2015 through June 30, 2016 for a contract amount not to exceed \$50,000 annually.
- R-17 Extending current agreement with IN-LINE AIR CONDITIONING, INC. for a mutually agreed upon two (2) year extension commencing July 1, 2015 through June 30, 2017 for an annual contract amount not to exceed \$69,455.00 per year.
- R-18 Ratifying and confirming the actions of the Business Administrator and the Assistant Director of Community Development in authorizing the backfilling of a tank removal due to exigent circumstances at the BAYONNE FAMILY COMMUNITY CENTER as demanded by PSE&G, and amending Agreement No. CY 14-065 to increase the contract in the amount of \$1,260.00 for the purpose of paying for same. **Community Development**
- R-19 Authorizing the Mayor and Business Administrator to submit an application to the New Jersey Department of Environmental Protection for the 2015 food waste, tire clean-up and public space BONUS RECYCLING GRANT PROGRAM. **Public Works**
- R-20 Authorizing a tax levy sale and authorizing an agreement with McMANIMON, SCOTLAND AND BAUMANN, LLC, Roseland, NJ, and ARCHER & GREINER, Red Bank, NJ, to serve as special counsel in connection with the tax levy sale for an amount not to exceed \$25,000.00. Chargeable to Bulk Levy Sale. **Finance**
- R-21 Authorizing the Law firm of INGLESINO, WEBSTER, WYCISKALA & TAYLOR, LLC, to file a declaratory judgment action in accordance with the Supreme Court of New Jersey's recent decision regarding COAH. **Business Administration**
- R-22 Authorizing the Mayor and Clerk to execute any and all documents required to assign to the PORT AUTHORITY OF NEW YORK AND NEW JERSEY all rights, duties, bonds, insurances, guarantees, warranties and other continuing obligations of the Construction Contract with FLANAGAN'S CONTRACTING GROUP for certain improvements to infrastructure known as Berths S1, E1 and E2, located within the Peninsula at Bayonne Harbor. **Business Administration**
- R-23 Ratifying and confirming the Agreement previously entered into between the City of Bayonne and the PORT AUTHORITY OF NEW YORK AND NEW JERSEY in connection with the reimbursement of the City's contribution share of the EDA award in connection with infrastructure improvements to MOTBY. **Business Administration**

- R-24 Authorizing an employment agreement with Police Chief DREW NIEKRASZ.
Business Administration
- R-25 Authorizing an employment agreement with Deputy Police Chief DREW SISK.
Business Administration
- R-26 Authorizing the Mayor and City Clerk to enter into a Redevelopment Agreement with BAYONNE LANDCO, LLC regarding the Rendina Redevelopment Project.
(23rd to 24th Streets on Broadway and DelMonte Drive) Planning
- R-27 Requesting the Planning Board to conduct a preliminary investigation into Block 464.01, lot 6, the KENRICH CHEMICAL property to determine if this area can be deemed an area in need of rehabilitation. **Municipal Services**
- R-28 Approving Temporary Emergency Appropriation #5 in the CY 2015 budget.
Finance
- R-29 Making amendments to the CY 2015 Introduced Budget, and taking further action on the budget. **Finance**
- R-30 Designating Block 330, lots 6 through 12 as a non-condemnation area in need of redevelopment. **(Broadway and 5th Street) Planning**
- R-31 Requesting the Planning Board to prepare a redevelopment for the area known as Block 330, lots 6 through 12. **(Broadway and 5th Street) Planning**

TO BE ADDED AT THE MEETING

- ADD-1 From MARK ORLOWSKI, requesting permission to address the council on the subject of Bayonne Bridge.
- ADD-2 From DANNY GEISS, JR., requesting permission to address the council on the subject of traffic in Bayonne caused by trucks.
- ADD-3 From NICOLE MANKOWSKI and JOHN BAUER requesting permission to address the council on the subject of Safe Staffing Legislation – request for support and update on union negotiations.
- ADD-4 Authorizing the City Clerk to advertise for bids for SOLID WASTE COLLECTION for a period of between one and five years. **Business Administration**
- ADD-5 Authorizing the City Clerk to advertise for bids for COLLECTION OF RECYCLABLE MATERIAL for a period between one and give years. **Business Administration**
- ADD-6 Authorizing solicitation of proposals in accordance with the “fair and open” contracting process for a LICENSED RECYCLING FACILITY to receive and market certain recyclable for a one year period. ADD-5 Authorizing the City Clerk to advertise for bids for COLLECTION OF RECYCLABLE MATERIAL for a period between one and give years. **Business Administration**
- ADD-7 Opposing NEW JERSEY TRANSIT’s proposed 9% fare increase and service cuts.
Mayor
- ADD-8 Accepting the terms of the Memorandum of Agreement and authorizing the Mayor and City Clerk of the City of Bayonne to execute a collective bargaining agreement with the BAYONNE MUNICIPAL SUPERVISORY ASSOCIATION, HUDSON COUNCIL #2, for the period covering July 1, 2014 through December 31, 2019. **Business Administration**

Adjourning to Tuesday, June 30, 2015 at 12:00 P.M.

