

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
JANUARY 20, 2015

REQUESTS TO ADDRESS THE COUNCIL

- RA-1 From LEONARD R. KANTOR, requesting permission to address the council on the subject of city issues.
- RA-2 From PETER GOLUMB, requesting permission to address the council on the subject of publicly thanking all departments associated with his process to build locally.
- RA-3 From JOHN MILAN SEBIK, requesting permission to address the council on the subject of city development.

ORDINANCES SCHEDULED FOR HEARING

- O-1 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR A PORTION OF THE PENINSULA IDENTIFIED AS BLOCK 700 LOT 1; BLOCK 720, LOT 1; BLOCK 730 LOT 1; BLOCK 731, LOT 1; BLOCK 751, LOT 1; BLOCK 770, LOT 1; BLOCK 780, LOT 1; BLOCK 790, LOT 1; AND BLOCK 730, LOT 2 ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE, AND REFERRED TO AS “HARBOR STATION SOUTH”.
Municipal Services
- O-2 REFUNDING BOND ORDINANCE OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE “CITY”) PROVIDING FOR (i) THE REFUNDING OF CERTAIN OUTSTANDING GENERAL IMPROVEMENT BONDS OF THE CITY DATED JUNE 24, 2009 AND SCHOOL BONDS OF THE CITY DATED DECEMBER 22, 2004 TO PROVIDE DEBT SERVICE SAVINGS, AND (ii) AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$80,000,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY TO EFFECT SUCH REFUNDING AND APPROPRIATING THE PROCEEDS THEREFOR. **Finance**
- O-3 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR A PORTION OF THE PENINSULA IDENTIFIED AS: a. PORTION OF BLOCK 830, LOT 1 ON THE TAX MAP OF THE CITY OF BAYONNE, KNOWN AS PARCELS B4, B5, B6, B10, B11, B12, B13, B14, B15, B18.1, AND b. 18.2 AND PORTIONS OF PARCELS B7, B16 AND B18.3, AS SHOWN ON THE EXISTING PENINSULA AT BAYONNE HARBOR REDEVELOPMENT PLAN, INCLUDING THE LANDS AND RIGHTS OF WAY FOR THE STREETS KNOW AS I STREET, J STREET, K STREET, SOUTH PARK AVENUE, PARKSIDE STREET, BAY VIEW DRIVE, CENTER STREET AND MEMORIAL DRIVE; AND PORTION OF BLOCK 890, LOT 1 ON THE TAX MAP OF THE CITY OF BAYONNE, KNOWN AS PARCEL B19 (“HUDSON RIVER WATERFRONT WALKWAY”). **(Bayonne Bay West Redevelopment) Municipal Services**
- O-4 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Restrictive Parking Zones) Public Safety**
- DELETE
049. Bernard Malinconico, 366 Broadway
135. Daniel Youssef, 7 Agnes Street
202. Florence Starita, 41 West 16th Street
203. Daniel Finnerty, 17 Hartley Place
292. Margarita Gonzalez, 44 West 32nd Street
- ADD
203. Tony K. Chahine, 30 East 50th Street – Apt., 372
292. Eugene Mincieli for his wife, Frances, 90 West 21st Street
310. Carloyn Beatty, 94 West 15th Street
355. Stanley Marko, 77 East 25th Street

363. Gary O'Rourke for his mother, Ethel, 13 Andrew Street

ORDINANCES PROPOSED FOR INTRODUCTION

- O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 2, ADMINISTRATION; and a resolution fixing, Wednesday, February 17, 2016, 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. **(Restructuring the Municipal Government into 5 departments: Business Administration, Finance, Law, Public Works and Parks, and Public Safety) Business Administration**
- O-6 AN ORDINANCE APPROVING A FINANCIAL AGREEMENT (PILOT) WITH 195 EAST 22ND STREET URBAN RENEWAL; and a resolution fixing, Wednesday, February 17, 2016, 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. **(Route 440 and East 22nd Street) Business Administration**
- O-7 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing, Wednesday, February 17, 2016, 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. **(Right turn on red prohibited at Avenue E and Centre Street) Public Safety**
- O-8 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing, Wednesday, February 17, 2016, 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**
- ADD
045. Magdy E. Faried, 162 West 49th Street
RELOCATE
325. Kevin Hennessy from 180 West 22nd street to 68 West 24th Street
AMEND
273. Jane Young, 112 West 3rd Street (corrects side of the street)

COMMUNICATIONS

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

- C-1 From Joel Silberman, Esq., filing notice of tort claim on behalf of BIONCA COLON, alleging wrongful death of Sabore Worrell sustained November 2, 2015 at Route 440 and East 32nd Street.
- C-2 From Amadeo & Miller, Esqs., filing notice of tort claim on behalf of HEATHER TAPIA, alleging injuries sustained October 17, 2015 in a collision with a fire engine at Kennedy Boulevard and West 49th Street.
- C-3 From Daniel R. Bever, Esq., filing notice of tort claim on behalf of AMEER KHAN, alleging property damage to his vehicle sustained November 9, 2015 in a collision with a street sweeper at Kennedy Boulevard and West 35th Street.
- C-4 From GAIL SARNO, filing notice of tort claim seeking recovery of a towing fee and related expenses from an erroneous license suspension.
- C-5 From the Superior Court of New Jersey, Law Division, Summons and Complaint in matter entitled, "POLSUNAS vs. THE CITY OF BAYONNE, et al." (Fall in the street on June 3, 2015 at Avenue C and West 51st Street)
- C-6 From the Superior Court of New Jersey, Law Division, Order to Show Cause and Complaint in matter entitled, "PAFF vs. THE CITY OF BAYONNE." (OPRA request lawsuit)

- C-7 From the PLANNING BOARD, a resolution recommending that Block 28, lot 4, located at West 55th Street and Garfield Avenue be rezoned for commercial use and include such accessory uses that serve permitted uses in the commercial zone of an adjacent municipality that borders a C-2 District. **(Hudson Lanes property)**

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, re-appointing MERYL ROBINS as Alternate #1 of the Historic Preservation Commission for a term to expire December 17, 2017. **Mayor**
- OR-2 From Hon. James M. Davis, Mayor, appointing ED GILLIGAN to the Rent Control Board to fill the unexpired term formerly held by Ramon Veloz, which expires December 31, 2017; and a resolution consenting to the appointment. **Mayor**
- OR-3 From Hon . James M. Davis, Mayor, appointing MARY LOUISE HYMAN to the Board of Trustees of the Free Public Library for a term to expire December 31, 2020. **Mayor**
- OR-4 From Hon. James M. Davis, Mayor, appointing MARK MEYERS to the Municipal Utilities Authority for a term expiring February 1, 2021; and a resolution consenting to the appointment. **Mayor**
- OR-5 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-6 From Terrence, Chief Financial Officer, CERTIFICATE OF DETERMINATION AND AWARD regarding the sale of \$4,230,000.00 Tax Appeal Refunding Bond Anticipation Notes sold December 22, 2015. **(1.25% to Investors Bank, Short Hills, NJ)**
- OR-7 From Janet Convery, Treasurer, reporting on the transfer of the following amounts to the Board of Education on January 8, 2016: **Finance**
\$5,097,854.00 Claims & Payroll for January 2016

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday, December 16, 2015. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, December 9, 2015. **City Clerk**
- CR-3 Supporting the goals, policies and objectives of the 2004 HIGHLANDS WATER PROTECTION AND PLANNING ACT and the HIGHLANDS REGIONAL MASTER PLAN. **Business Administration**
- CR-4 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (6 properties) **Tax Collector**
- CR-5 Ordering a warrant in the amount of \$1,230.00 payable to SESAC, INC., Raleigh, NC, representing payment for annual license to play music at various functions including, but not limited to, festivals, firework shows, concerts, community centers and "on hold" telephone calls. Chargeable to Account BA-2. **Business Administrator**

- CR-6 Ordering a warrant in the amount of \$754.20 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 446 dog licenses issued in December, 2016. **City Clerk**
- CR-7 Authorizing a warrant in the amount of \$13,339.00 payable to the STATE OF NEW JERSEY representing State Surcharge Fees on New Construction and Alterations for the quarter ending December 31, 2015. Chargeable to Account State Training Fees with the Tax Collector. **Building**
- CR-8 Revising grant of a Disabled Veterans exemption previously exempt 50% of the two family home located at Block 157 Lot 10 (77 West 30th St.) as of October 13, 2011, to grant a 100% exemption effective September 2, 2015 when the house was converted to a one-family dwelling. **Tax Assessor**
- CR-9 Ordering a Current Fund warrant in the amount of \$2,022.00 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, 2016. Chargeable to Account No. PS-9. **Public Safety**
- CR-10 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 the period commencing March 1, 2016 through December 31, 2016, in the amount of \$3,958.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Police**
- CR-11 Authorizing the City Clerk to advertise for bids for improvements to Clark Park. **Business Administration**
- CR-12 Authorizing the City Clerk to advertise for bids for improvements to Fitzpatrick Park. **Business Administration**
- CR-13 Authorizing the City Clerk to advertise for bids for an air compressor/fill station/cascade system for filling self-contained breathing apparatus. **Fire**
- CR-14 Granting ** Bingo licenses to qualified organizations. **City Clerk**
- CR-15 Granting 7 Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Authorizing the Mayor and City Clerk to enter into an agreement with CODED SYSTEMS, LLC, Spring Lake Heights, NJ for continued updates of the Revised General Ordinances for a one year period commencing January 1, 2016 for an amount not to exceed \$15,000.00. Awarded pursuant to the non-fair and open process pursuant to NJSA 40A:11-5. Chargeable to Account #C-6. **City Clerk**
- R-2 Ratifying and confirming the actions of the Director of Community Development in retaining the services of MATRIX NEW WORLD ENGINEERING, INC., Florham Park, NJ to perform a certified lead paint inspection at the Jewish Community Center, 1050 Kennedy Boulevard in connection with the renovation of the men's and women's locker rooms (Project #1) for the amount of \$1,812.50, and authorizing the Mayor and City Clerk to enter into an agreement with the JEWISH COMMUNITY CENTER for funding for the lead paint clearance monitoring for Project #1 in the amount of \$1,812.50, and to provide for funding in the amount \$1,195.00 for lead based paint clearance monitoring in connection with the expansion of the Lauren Wendroff Early Childhood Children's Academy (Project #2), making the total amount of \$3,007.50. Chargeable to Account CDBG-917. **Community Development**

- R-3 Authorizing a second amendment to Agreement No. CY15-067 with the JEWISH COMMUNITY CENTER for funding the reconstruction of the boys' and girls' locker rooms, reducing the cost of previously authorized additional plumbing work in the amount of \$600.00 and increasing the contract cost for additional work related to the removal and replacement of ceramic tiles in the bathroom area of the locker rooms in the amount of \$3,800.00, making the total contract amount \$156,900.00. Chargeable to Account CDBG-867. **Community Development**
- R-4 Authorizing the Mayor and City Clerk to enter into an amendment to Agreement No. CY 15-087 with SUBURBAN DISPOSAL, INC. for the collection of solid waste to provide for pickup from grammar schools and Bayonne High School on Tuesdays instead of Mondays at an additional cost of \$147,333.33 payable monthly, and the purchase of four additional eight yard dumpsters for use at Bayonne High School at a one-time cost of \$8,500.00, making the total contract amount \$4,595,833.33; and authorizing the Mayor and City Clerk to enter into an amendment to Agreement No. CY 15-086 with SUBURBAN DISPOSAL, INC. for the collection of recyclable materials to provide for pick up from the schools on Wednesdays and Thursdays at no additional cost. **(Subject to an Interlocal Services Agreement with the Board of Education for the Board's absorption of all costs association with the changes.) Public Works & Parks**
- R-5 Authorizing an Interlocal Services Agreement with the BAYONNE BOARD OF EDUCATION for reimbursement of costs associated with an amendment to Agreement No. CY 15-087 and Agreement No. CY 15-086 providing for collection of solid waste and recyclables from the schools. **Business Administration**
- R-6 Authorizing the Bayonne Fire Department to enter into a Mutual Aid Agreement for emergency marine asset response with neighboring municipalities deployed at the REGIONAL MARINE DISPATCH CENTER in Union City and operated by North Hudson Regional Fire and Rescue. **Fire**
- R-7 Appointing FAIRVIEW INSURANCE AGENCY as voluntary benefit brokers of record. **Business Administration**
- R-8 Approving Budgetary Transfer #3 in the 2015 budget. **Finance**
- R-9 Approving CY 2016 Temporary Budget. **Finance**
- R-10 Authorizing the URBAN ENTERPRISE ZONE CORPORATION's Executive Director to apply to the appropriate state agencies for approval of a modification and expansion of the city's Urban Enterprise Zone map. **UEZ**
- R-11 Directing the Planning Board to prepare a redevelopment plan for Block 221, lots 8-13, known as 33-43 East 19th Street, 197-205 Avenue E Rear, and 4 Standard Place. **(Villa Nova Redevelopment) Planning**
- R-12 Directing the Planning Board to include recommendations for Block 295, lots 16 & 17 in its consideration of 105.5 North Rehabilitation Plan. (Lot 16 acquired at city auction) **Planning**

TO BE ADDED AT THE MEETING

- ADD-1 Authorizing the Mayor and City Clerk to enter into an agreement with the JEWISH COMMUNITY CENTER for the purpose of providing funding for the expansion of the child day care center to be completed by BARD CONSTRUCTION, Lyndhurst, NJ in the amount of \$174,350.00. Chargeable to Account No. CDBG-917. **Community Development**

