

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
SEPTEMBER 21, 2016

REQUESTS TO ADDRESS THE COUNCIL

- RA-1 From LEONARD R. KANTOR, requesting permission to address the council on the subject of city finances.

BUDGET

- B-1 Hearing on budget amendments and further action on the CY 2016 budget.

ORDINANCES SCHEDULED FOR HEARING

- O-1 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 2, ADMINISTRATION. **(Fees for marriage ceremonies) Business Administration**
- 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

192. Courtney Booker, 97 West 30th Street
201. Dolores Mulkern, 29 East 48th Street
202. Janet Staruch, 31-35 East 11th Street
210. Cathy Alvaradous, 88 West 55th Street
256. Sharon Porter, 179 West 48th Street
280. Phyllis Viola, 24 West 41st Street
348. Christine Sorrentino for her mother, Barbara Katulka, 53 W. 4th Street
357. Judith Martin, 82 West 7th Street

ADD

192. Linda Rapsis, 538 Avenue A
201. Linda Woodards-French for her husband, William French, 577 Broadway
202. Lona Wall, 44 West 55th Street
208. Joan Robinson, 84 Lord Avenue
210. Robert Kudlacik, 166 West 9th Street
232. John Nadrowski, 28 Elm Court
256. Bebawy Aziz, 177 West 48th Street
280. Robyn Bolles, for her father, Daniel Zimmerman, 41 West 16th Street
348. Irene Davis, for her son, Benjamin Malterre, 482 Avenue A
357. Mary Megale, 931 Broadway

ORDINANCES PROPOSED FOR INTRODUCTION

- O-3 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED AND RESTATED REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 101 EAST 23RD STREET; 103 EAST 23RD STREET; 105 EAST 23RD STREET; EAST 23RD STREET; 102-106 EAST 24TH STREET; AND 162-170 AVENUE F, WHICH PROPERTY IS IDENTIFIED AS BLOCK 445, LOTS 1, 2, 3, 4, 5 AND 7 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE; and a resolution fixing, Wednesday, October 19, 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. **Business Administration**
- O-4 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 35, ZONING REGULATIONS; and a resolution fixing, Wednesday, October 19, 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. **(Changing effective date of Home Professional Occupation amendment to January 1, 2017 from October 1, 2016) Council**
- O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a

resolution fixing, Wednesday, October 19, 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. **(Stop sign – Hook Road at PDQ Plastics parking lot) Public Safety**

O- AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing, Wednesday, October 19, 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. **(Drop off zone at Woodrow Wilson School) Public Safety**

O- AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing, Wednesday, October 19, 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**

DELETE

067. Marylou Steffich, 23 West 47th Street

076. Margaret LoPresti, 20 Schuyler Place

ADD

076. Ann Marie Collins, 32 East 28th Street

COMMUNICATIONS

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

- C-1 From Jerry A. Casser, Esq., filing notice of tort claim on behalf of DISCOVERLINE CORP., alleging property damage sustained April 29, 2016 when its bus hit a temporary barrier on Kennedy Boulevard at West 7th Street.
- C-2 From LISA GOMEZ, filing notice of tort claim alleging property damage to a sidewalk slab at her residence on August 5, 2016 resulting from tree removal at 17 West 45th Street.
- C-3 From DOROTHY ROSE FORGIONE, filing notice of tort claim alleging personal injury sustained July 27, 2016 from a fall on wet pavement at the Don Ahern Veterans Stadium playground.
- C-4 From DOUGLAS FLETCHER, filing notice of tort claim alleging property damage to his automobile on August 5, 2016 resulting from being struck by a municipally owned vehicle parking at 36 West 29th Street.
- C-5 From the Superior Court of New Jersey, Law Division, Summons and Complaint in matter entitled, “DONATO vs. AVENUE C REALTY, LLC, THE CITY OF BAYONNE, et al.” (premises fall down on July 12, 2014 at 1011 Avenue C)
- C-6 From the Superior Court of New Jersey, Law Division, Summons and Complaint in matter entitled, “REAL REPUBLICANS vs. SLOAN, et al.” (Challenging conduct and results of the Republican Primary Election for city committee)
- C-7 From the Superior Court of New Jersey, Chancery Division, Summons and Complaint in matter entitled, “JPMORGAN CHASE BANK, NA vs. MALIK, et al., incl. THE CITY OF BAYONNE.” (mortgage foreclosure – city has possible judgments against the debtor)
- C-8 From the Superior Court of New Jersey, Law Division – Special Civil Part, Summons and Complaint in matter entitled, “DISCOVERLINE CORP. vs. PSE&G SERVICES CORPORATION, et al., incl. THE CITY OF BAYONNE.” (Jitney bus crashed into concrete traffic barrier on April 29, 2016 at 7th Street and Kennedy Boulevard)

- C-9 From the United States District Court, District of New Jersey, Summons and Complaint in matter entitled, "LARINO vs. THE CITY OF BAYONNE, et al." (Employment discrimination/civil rights violations)
- C-10 From the Tax Court of New Jersey, complaint in matter entitled, "ADIMOOLAN vs. CITY OF BAYONNE." (416 Avenue C, Block 231, lot 55 - commercial)
- C-11 From the Tax Court of New Jersey, complaint in matter entitled, "ADIMOOLAN vs. CITY OF BAYONNE." (129 West 31st Street, Block 151, lot 17 – 1-4 family residential)
- C-12 From the Tax Court of New Jersey, complaint in matter entitled, "ADIMOOLAN vs. CITY OF BAYONNE." (687 Kennedy Boulevard, Block 176, lot 22 - commercial)
- C-13 From the Tax Court of New Jersey, complaint in matter entitled, "ADIMOOLAN vs. CITY OF BAYONNE." (361 Broadway, Block 240, lot 22 - commercial)
- C-14 From the Tax Court of New Jersey, complaint in matter entitled, "BERGEN POINT-BAYONNE REALTY, LLC vs. CITY OF BAYONNE." (208 Broadway, Block 325, lot 15 - commercial)
- C-15 From the Tax Court of New Jersey, complaint in matter entitled, "BERGEN POINT-BAYONNE REALTY, LLC vs. CITY OF BAYONNE." (201 Broadway, Block 305, lot 14 - commercial)
- C-16 From the Tax Court of New Jersey, complaint in matter entitled, "BERGEN POINT-BAYONNE REALTY, LLC vs. CITY OF BAYONNE." (8 parcels, Block 325, lots 1, 2, 3, 6, & Block 305, lots 15, 16, 17 & 18 - commercial)
- C-17 From the Tax Court of New Jersey, complaint in matter entitled, "759-761 AVENUE A REALTY, LLC vs. CITY OF BAYONNE." (19 parcels at 759-761 Avenue A, Block 142, - 1-4 family residential)
- C-18 From the Tax Court of New Jersey, complaint in matter entitled, "NJD DEVELOPMENT, LLC vs. CITY OF BAYONNE." (752-764 Avenue E, Block 393, lot 16 - commercial)
- C-19 From the Tax Court of New Jersey, complaint in matter entitled, "PRIDE OF BAYONNE LODGE 461 BY vs. CITY OF BAYONNE." (88 West 20th Street, Block 219, lot 39 – vacant)
- C-20 From the Tax Court of New Jersey, complaint in matter entitled, "AJMUNDAR vs. CITY OF BAYONNE." (35 West 21st Street, Block 210, lot 7 – 1-4 family residential)

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 September 6, 2016: **Finance**
\$5,239,669.59 Claims and payroll for September, 2016

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday, August 24, 2016. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, August 17, 2016. **City Clerk**
- CR-3 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (24 properties) **Tax Collector**
- CR-4 Ordering a warrant in the amount of \$52.20 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 21 dog licenses issued in August, 2016. **City Clerk**
- CR-5 Ordering a warrant in the amount of \$669.00 payable to BROADCAST MUSIC, INC. (BMI), Cincinnati, OH, representing an annual license fee to play music at festivals, firework shows, concerts in the park, community centers and even while on "hold" during telephone calls.
- CR-6 Ordering a warrant in the amount of \$669.72 payable to ASCAP, Nashville, TN, representing an annual license fee to play music at festivals, firework shows, concerts in the park, community centers and even while on "hold" during telephone calls.
- CR-7 Ratifying and confirming the actions of the Municipal Treasurer in issuing a warrant in the amount of \$6,563,044.64 payable to the COUNTY OF HUDSON representing payment for third quarter county taxes. **Finance**
- CR-8 Ratifying and confirming the actions of the Municipal Treasurer in issuing a warrant from the Unemployment Trust Fund in the amount of \$13,529.50 payable to the STATE OF NEW JERSEY DIVISION OF EMPLOYER ACCOUNTS representing payment of City of Bayonne unemployment bills for the quarter ending June 30, 2016. **Finance**
- CR-9 Ordering a warrant in the amount of \$3,275.00 drawn to the order of the TREASURER, STATE OF NEW JERSEY representing the state's share of 131 marriage licenses issued during the months of April, May and June, 2016. **City Clerk**
- CR-10 Ratifying and confirming the actions of the Municipal Treasurer in issuing payment from Current Fund in the amount of \$144,394.15 payable to the COUNTY OF HUDSON representing the amount due on 2015 PILOT revenues. **Finance**
- CR-11 Accepting in-kind donations for improvements to property commonly known as 440-442 Avenue C, used by the city for park purposes, and authorizing the Mayor and City Clerk to execute any and all documents in furtherance of the same. **Business Administration**
- CR-12 Authorizing a third amendment to Agreement No. CY 15-024 with ALL COVERED IT SERVICES FROM KONICA MINOLTA for information technology, computer systems, and network administration and support services, extending the contract for the period September 1, 2016 through December 31, 2016 at no additional cost. **Business Administration**
- CR-13 Authorizing and directing the City Clerk to issue a permit for four (4) clothing donation bins to be located at 400 Bayonne Crossing Way to H AND M LEASING CORP., Copiague, NY, for calendar year 2016. **City Clerk**
- CR-14 Authorizing the Mayor and City Clerk to enter into an extension of the lease agreement with BLUE APRON, Jersey City, NJ for real property in the vicinity of Centre Street for temporary employee parking through December 31, 2016 for an additional amount of \$10,500.00. **Business Administration**

CR-14 Granting ** Bingo licenses to qualified organizations. **City Clerk**

CR-15 Granting ** Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

R-1 Authorizing a second amendment to Agreement No. CY 15-043 with the BAYONNE MASONIC TEMPLE to include architectural plans in the amount of \$1,000.00 and the cost of additional work to complete the knee wall project by Marek and Son Construction, LLC, which was not anticipated in the original proposal in the amount of \$65,000.00, making the total contract amount \$91,000.00. **Community Development**

R-2 authorized Mayor and City Clerk to enter into an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION, Bayonne, NJ for the purpose of providing senior transportation salary and fringe benefits in the amount of \$40,000.00 for the one year period commencing September 1, 2016. Chargeable to Account #CDBG-921. **Community Development**

R-3 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION, for the purpose of providing senior transportation insurance in the amount of \$12,000.00 for the one year period commencing September 1, 2016. Chargeable to Account #CDBG-930. **Community Development**

R-4 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION, for the purpose of providing fair housing counseling services in the amount of \$40,000.00 for the one year period commencing September 1, 2016. Chargeable to Account #CDBG-931. **Community Development**

R-5 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE COMMUNITY MENTAL HEALTH CENTER, for the purpose of providing psychiatric and psychotherapeutic services for children and adolescents in the amount of \$22,000.00 for the one year period commencing September 1, 2016. Chargeable to Account #CDBG-929. **Community Development**

R-6 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE COMMUNITY MENTAL HEALTH CENTER, for the purpose of providing substance abuse and addiction services for low and moderate income families in the amount of \$17,000.00 for the one year period commencing September 1, 2016. Chargeable to Account #CDBG-925. **Community Development**

R- Approving and adopting updated Drug Free Zone Maps prepared by the City Engineer, Robert Russo of CME Associates in accordance with section 3-19 of the Revised General Ordinances. **Police**

R- Authorizing the Mayor and City Clerk to execute any and all documentation necessary to effectuate the submission of a Riparian Grant Application for Block 452.01, lot 9 for the purpose of quieting title with respect to same and authorizing John M. Van Dalen, Esq., Trenton, NJ, to file said application with the State of New Jersey at no cost to the city. **Law**

R- Consenting to the application of STERLING EQUIPMENT, INC., Quincy, MA, for a tidelands license for an unclaimed tideland in Newark Bay for its proposed barge mooring project off 16th Street Park and waiving the city's right to apply for such a license in the same location at this time. **Business Administration**

R- Authorizing an access agreement with I.M.T.T. to allow for the installation of security cameras in and about Halecky Park. **Law**

R- Awarding the 2016 Bulk Tax Levy sale to CAZ CREEK NJ II with a premium of \$293,000.00. **Finance**