

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
JANUARY 18, 2017

REQUESTS TO ADDRESS THE COUNCIL

- RA-1 From MEGAN McNALLY, requesting permission to address the council on the subject of parks and open space.

ORDINANCES SCHEDULED FOR HEARING

- O-1 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT WITH BAYONNE PARTNERS URBAN RENEWAL LLC. **(Harbor Station South)**
- O-2 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Restrictive Parking Zones)**

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. Krzysztof 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

ORDINANCES PROPOSED FOR INTRODUCTION

- O-3 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 35, ZONING REGULATIONS; and a resolution fixing, Wednesday, February 15, 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. **(Extending compliance date for registration of home professional occupation premises to June 1, 2017)**
- O-4 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing, Wednesday, February 15, 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. **(Deletes loading zone at 7 West 46th Street) Public Safety**
- O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing, Wednesday, February 15, 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

067. Lavina Enoch, 360 Avenue A
118. Albert Resnick, 957 Broadway

ADD

079. Salvatore Cardella, 82 West 7th Street
083. Dawn Rinker, 15 Meadow Street
107. Jose Caamano, 40 West 22nd Street
165. Francesco Vita, 163 West 20th Street
215. William Jurcisin, 45 East 4th Street
221. Jose Collazo, 171 West 10th Street
261. Carmen Morales, 3 Bergen Court, Apt. 1C
315. Eva Mercer, 160 Avenue C for her husband, Kerry Mercer
376. Michael Alonso, 214A Avenue B

COMMUNICATIONS

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

- C-1 From PATRICIA A. WITKOWSKI, filing notice of tort claim alleging property damage to her parked automobile on September 28, 2016 resulting from being struck by a police vehicle at East 22nd Street west of Avenue E.
- C-2 From KIM LARINO, filing notice of tort claim alleging personal injury sustained December 4, 2015 and thereafter from an alleged civil rights violations by Mayor Davis.
- C-3 From RICHARD POCHYLSKI, filing notice of tort claim alleging property damage to his automobile on October 30, 2016 resulting from being struck by a tree limb at 80 West 52nd Street.

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, reappointing DEBRA CUSEGLIO to the Alcoholic Beverage Control Board for a three year term expiring December 31, 2019; and a resolution consenting to the appointment. **Mayor**
- OR-2 From Hon. James M. Davis, Mayor, reappointing TERRENCE MALLOY as the Class II member of the Planning Board for a term to expire December 31, 2017. **Mayor**
- OR-3 From Hon. James M. Davis, Mayor, reappointing LAURA MARSELLA as a Class IV member of the Planning Board for a term to expire December 31, 2020. **Mayor**
- OR-4 From Hon. James M. Davis, Mayor, reappointing LEE FAHLEY to the Historical Preservation Commission for a term to expire December 31, 2020. **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 Janet Convery, Treasurer, reporting on the transfer of the following amounts to the Board of Education on January 3, 2017: **Finance**
\$5,239,669.50 Claims and payroll for January, 2017

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday, December 13, 2016. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, December 6, 2016. **City Clerk**
- CR-3 Reappointing CLIFFORD J. ADAMS and LOUIS LOMBARI to the Zoning Board of Adjustment for four year terms expiring December 31, 2020. **Mayor**
- CR-4 Reappointing JOSEPH PINEIRO as Alternate #2 FOR A TERM EXPIRING December 31, 2017, JAMES O'BRIEN, JR., as Alternate #3, and NICK DiLULLO as Alternate #4 for terms expiring December 31, 2018, to the Zoning Board of Adjustment. **Mayor**

- CR-5 Supporting the proposed NJ DEPARTMENT OF TRANSPORTATION's improvements to Route 440 from 40th Street in the City of Bayonne to Mina Drive in Jersey City, and authorizing the Mayor and City Clerk to execute all documents and applicable correspondence in furtherance of the project. **Mayor**
- CR-6 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (15 properties) **Tax Collector**
- CR-7 Ordering a warrant in the amount of \$22,500.00 payable to the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION representing payment of their annual allocation for administrative costs. **Business Administration**
- CR-8 Authorizing a warrant in the amount of \$12,380.00 payable to the STATE OF NEW JERSEY representing State Surcharge Fees on New Construction and Alterations for the quarter ending December 31, 2016. Chargeable to Account State Training Fees with the Tax Collector. **Building**
- CR-9 Ordering a warrant in the amount of \$2,475.00 drawn to the order of the TREASURER, STATE OF NEW JERSEY representing the state's share of 99 marriage licenses issued during the months of October, November and December, 2016. **City Clerk**
- CR-10 Ordering a warrant in the amount of \$662.40 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 407 dog licenses issued in December, 2016. **City Clerk**
- CR-11 Authorizing an annual maintenance and support contract with PUBLIC ENGINES, INC., Murray, UT, for maintenance and support for the Police Department's Tipsoft V5 software for a period of eighteen months commencing July 1, 2017, in the amount of \$2,299.99, and ordering a warrant in payment. Chargeable to Account #PS-9. **Public Safety**
- CR-12 Authorizing renewal of the annual contract with DIGITAL DATA SOLUTIONS., Columbus, OH, for maintenance and support for the Police Department's AccuGlobe E9-1-1 crime mapping and wireless caller locator software, for a six month period commencing January 1, 2017, in the amount of \$3,146.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Public Safety**
- CR-13 Authorizing the Mayor and City Clerk to enter into an agreement with E.J. WARD for maintenance and support for the city's automated fueling system for the one year period commencing January 1, 2017 for the amount of \$4,206.00. Chargeable to Account No. 01-301-26-315-2-020. **Public Works**
- CR-14 Authorizing the Mayor and City Clerk to enter into an agreement with SHOKRY ABDELSAYED, ESQ., for professional legal services as Alternate Public Defender for the one year period commencing January 1, 2017 for an amount not to exceed \$7,500.00. (Professional Services contract - notice of award to be published.) **Law**
- CR-15 Ordering a warrant in the amount of \$1,292.00 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 for the one year period commencing January 1, 2017. Chargeable to Account BA-2. **Business Administrator**
- CR-16 Authorizing the submission of a strategic plan for the BAYONNE MUNICIPAL ALLIANCE grant year July 1, 2017 to June 30, 2018 to prevent alcoholism and drug abuse, and authorizing the Mayor and City Clerk to sign Form 1B in connection with the grant. **Mayor**

- CR-17 Ratifying and confirming the actions of the Law Director in charging KHINDER AND BLANCHE JIJI a fee of \$250.00 annually for allowing them to maintain a fire escape pursuant to Resolution No. 16-12-14-087, consistent with the city's past practice for such licenses. **Law**
- CR-18 Ratifying and confirming the actions of the Director of Public Works in authorizing SUBURBAN DISPOSAL, INC. to collect solid waste from grammar schools and high schools on Saturdays at an additional cost of \$1,000.00 per week commencing November 1, 2016 and authorizing the Mayor and City Clerk to execute a second amendment to Agreement No. CY 15-087 to provide for the additional pickups for the amount of \$1,000.00 per week commencing November 1, 2016 for a total additional amount of \$104,000.00, making the total contract amount \$4,699,833.33. **Public Works**
- CR-19 Authorizing an amendment to the city's agreement with RUDERMAN, HORN & ESMERDO, P.C., Springfield, NJ to act as hearing officer in an ongoing employee disciplinary matter, to increase the contract in an amount not to exceed \$7,500.00, making the total contract amount not to exceed \$17,500.00. **Law**
- CR-20 Ratifying and confirming the actions of the Director of Community Development in authorizing additional police presence for the purpose of traffic control in connection with Agreement No. CY 16-052 between the city and the BAYONNE YOUTH CENTER for CDBG funds to provide for improvements to its asphalt paved area, increasing the contract amount by \$1,524.00, making the total contract amount \$159,509.00. **Community Development**
- CR-21 Ratifying and confirming the actions of the Law Director in designating DONNA M. RUSSO, ESQ., as Public Agency Compliance Officer (PACO) in accordance with NJAC 17:23-3.3. **Law**
- CR-22 Authorizing the Mayor and City Clerk to enter into employment agreements with Fire Chief KEITH WEAVER, Deputy Fire Chief WILLIAM BARTOS, and Deputy Fire Chief STEPHEN PETERSON. **Fire Department**
- CR-23 Authorizing the Fire Department to accept a donation of 11 sets of Firefighter turnout gear valued at \$29,662.60, from IMTT-BAYONNE. **Public Safety**
- CR-24 Authorizing the purchasing agent to sell certain vehicles no longer needed for public use at auction. **Public Safety**
- CR-25 Granting ** Bingo licenses to qualified organizations. **City Clerk**
- CR-26 Granting 5 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, 2017 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 Authorizing an agreement with MOTOROLA SOLUTIONS, Schaumburg, IL, under state contract #83909 for renewal of the annual maintenance contract for the citywide communications system infrastructure for a one year term commencing January 1, 2017 in the amount of \$233,876.00; and ordering a warrant in payment. Chargeable to various accounts. **Public Safety**
- R-3 Authorizing the Mayor and City Clerk to enter into an agreement for the receipt and marketing of recyclable materials for an 11 month period commencing February 1, 2017 at no cost to the city. Contract awarded pursuant to Fair and Open Contracting Process. **Public Works**

- R-4 Authorizing an Interlocal Services Agreement with the BAYONNE BOARD OF EDUCATION for insurance broker services for a one year period commencing January 1, 2017. **Mayor**
- R-5 Authorizing the Mayor and City Clerk to enter into a Right-of-Way Agreement with OPTICAL COMMUNICATIONS GROUP, Glendale, NY, for the purposes of owning, constructing, operating, and maintaining a telecommunications system in underground conduit in the city's right of way in Mayor Dennis P. Collins Park, proximate to the intersection of First Street and Broadway and continuing westerly on West 1st Street to its terminus. Subject to Green Acres approval and any other required state approvals. **Law**
- R-6 Authorizing the Mayor and City Clerk to enter into an agreement with HUDSON MILESTONE, Jersey City, NJ, to provide for the cost of bathroom renovations at 13 Lord Avenue, to be performed by A1A Restoration Group, LLC, Hawthorne, NJ, in an amount not to exceed \$76,441.80. Chargeable to Account CDBFG-932. **Community Development**
- R-7 Authorizing the Mayor and City Clerk to enter into an agreement with DAL DESIGN GROUP, to provide for the cost of architectural plans to address a new ADA accessible ramp and other code compliance improvements at the Bayonne Police sally port in an amount not to exceed \$2,750.00. **Community Development**
- R-8 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE HOUSING AUTHORITY to provide for the cost of entrance improvements at Back Bay Gardens to be completed by Joseph Cannarozzo, Inc. in an amount not to exceed \$58,630.00. Chargeable to Account CDBG 9333. **Community Development**
- R-9 Authorizing the Mayor and City Clerk to execute an agreement and any amendment thereto with the State of New Jersey for the BAYONNE NEWARK BAY WATERFRONT ACCESS INFILL PROJECT at a cost of \$2,034,029 with a local match in the amount of \$900,013.
- R-10 Amending the city's contract with DMR ARCHITECTS, Hasbrouck Heights, NJ, for the preparation of the city's Master Plan, to increase the contract amount by \$56,800.00, making the total contract amount \$106,800.00. Chargeable to CDBG, UEZ, and Account BA-2. **Business Administration**
- R-11 Approving Budgetary Transfer #3 in the 2016 budget. **Finance**
- R-12 Approving 2017 Temporary Budget. **Finance**
- R-13 Approving an amendment to the Redevelopment Agreement with FIDELCO BAYONNE REALTY, LLC. **(Harbor Stations North)**
- R-14 Authorizing the preparation of a Rehabilitation Plan for the property located at 537-543 Broadway, identified as Block 189, lot 24 on the Tax Map. **(McDonalds)**

TO BE ADDED AT THE MEETING

- ADD-1 Authorizing the Mayor and City Clerk to submit a grant application and execute any and all documents necessary to accept a 2017 Road Improvements Grant from the NJ DEPARTMENT OF TRANSPORTATION.
- ADD-2 An Ordinance

