

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
MAY 17, 2017

REQUESTS TO ADDRESS THE COUNCIL

- RA-1 From MEGAN McNALLY, requesting permission to address the council on the subject of

ORDINANCES SCHEDULED FOR HEARING

- O-1 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 171-181 LEFANTE WAY; 77-97 LEFANTE WAY; 101-129 LEFANTE WAY; 131-139 LEFANTE WAY; AND 191 LEFANTE WAY, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 412, LOTS 1.01, 2.01, 2.021, 2.022 AND 2.03, AND COMMONLY KNOWN AS SOUTH COVE, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE.
- O-2 BOND ORDINANCE PROVIDING FOR VARIOUS ROADWAY IMPROVEMENTS TO LEFANTE WAY IN AND BY THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY, APPROPRIATING \$1,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$550,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF AND DIRECTING THE SPECIAL ASSESSMENT OF THE COST THEREOF UPON COMPLIANCE WITH CERTAIN CONDITIONS.
- O-3 BOND ORDINANCE PROVIDING FOR VARIOUS 2017 CAPITAL IMPROVEMENTS, BY AND IN THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE "CITY"); APPROPRIATING \$1,760,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,675,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF. **Finance**
- O-4 CALENDAR YEAR 2017 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14). **Finance**
- O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 6, ALCOHOLIC BEVERAGE CONTROL. **(Permitting Bring Your Own Bottle unlicensed restaurants)**
- O-6 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(No parking on both sides of LeFante Way)**
- O-7 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(No parking zone east of the curb cut at 166-168 West 52nd Street from 9:00 AM to 5:00 PM Monday through Friday) Public Safety**
- O-8 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Loading zone of 40 feet at 85 East 21st Street from 8:00 AM to 4:30 PM Monday through Friday) Public Safety**
- O-9 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Restrictive Parking Zones) Public Safety**

DELETE

289. Scott McCarthy, 23 Dodge Street

ADD

006. Adel Hana for his daughter Marina Hana, 53 Evergreen Street

067. Amanda Leonard for her son Avier Burgos, 437 Kennedy Boulevard
116. Cornelius Carroll, 135 West 2nd Street
156. Mary Tawardos for her husband, Romamy Ramsis, 26 East 36th Street
158. Gwendolyn Green, 340 Broadway, Apt. 6
395. Fathi Sawirs, 86 West 18th Street
396. Maureen Devlin, 131 West 33rd Street
397. German Valdez, 160 West 49th Street
398. Henry Klarmann, 192 West 52nd Street (to be amended to 194 West 52nd Street
399. John O'Donnell, 25 Dodge Street
400. Geraldine Rogers, 62 Trask Avenue
401. Deborah Kisielewski, 134 West 28th Street
402. Amanda Zaky, 133 West 20th Street
403. Kemuel Velasquez, 160 West 21st Street
404. Omar Caal for his son Omar Caal, Jr., 76 Humphrey Avenue
405. Margaret Oberanowicz, 80 West 42nd Street
406. John Wojturski, 845 Broadway
407. Joan Kohler for her mother, Dorothy Baldowski, 55 Trask Avenue
408. Annette Johnson, 63 West 14th Street
RE-ASSIGN
150. From Samir Salib to his wife Yasmin Salib, 375 Kennedy Boulevard
(Additions ****between asterisks and/or in bold****, deletions ~~{within brackets and/or struck through }~~;
~~{215.}~~ ****118.**** William Jurcisin, 45 East 4th Street

ORDINANCES PROPOSED FOR INTRODUCTION

- O-10 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REHABILITATION PLAN FOR THE PROPERTY LOCATED AT 537-543 BROADWAY, WHICH PROPERTY IS IDENTIFIED AS BLOCK 189, LOT 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.; and a resolution fixing, Wednesday, June 21, 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.
- O-11 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN RELATING TO THE WEST ROUTE 440 REDEVELOPMENT AREA IN 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, June 21, 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. **(Clayton Block redevelopment)**
- O-12 AN ORDINANCE GRANTING A ONE (1) YEAR LEASE WITH THE BAYONNE COMMUNITY DAY NURSERY FOR THE PROPERTY LOCATED AT 593 BROADWAY FOR A RENT OF \$1.00 AND CONFIRMING THE PRE-EXISTING AGREEMENT FOR THE PAST YEARS,; and a resolution fixing, Wednesday, June 21, 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.
- O-13 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC,; and a resolution fixing, Wednesday, June 21, 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
339. Jamie DeRocco, 86 West 25th Street
376. Frances Billeci, 31 West 16th Street
ADD
248. Catherine Kass, 131 West 20th Street
339. Ceceile Reid, 32 West 19th Street
409. Lisa Roberts, 620 Avenue E
410. Richard Lipowski, 31 Kelly Parkway

COMMUNICATIONS

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

- C-1 From Nicholas J. Leonardis, Esq., filing notice of tort claim on behalf of MOHAMED ELBAHBOUHI alleging personal injuries resulting from being hit by an automobile on March 24, 2017 at West 56th Street and Avenue B.
- C-2 From Jeffrey Youngman, Esq., filing notice of tort claim on behalf of the ESTATE OF CALEB J. SERRANO alleging personal injuries resulting from a motor vehicle accident on February 3, 2017 at Avenue C and 55th Street.
- C-3 From HANAN SOLIMAN, filing notice of tort claim alleging personal injuries resulting from a fall on icy stairs on March 15, 2017 at the Community Day Nursery, 593 Broadway.
- C-4 From DAVID ESKRIDGE, filing notice of tort claim alleging property damage to his automobile on March 23, 2017 resulting from a raised manhole on Goldsborough Drive.
- C-5 From DAVID QUINONES, filing notice of tort claim alleging property damage to his automobile on January 19, 2017 resulting from a collision with a police vehicle at Kennedy Boulevard and West 5th Street.
- C-6 From WILTON RIVERA, filing notice of tort claim alleging property damage to his automobile on March 14, 2017 resulting from being struck by a city vehicle at 584 Avenue C.
- C-7 From DINA SANAD, filing notice of tort claim alleging property damage to her automobile on March 15, 2017 resulting from being struck by a city owned snow plow at 28th Street and Avenue E.
- C-8 From Superior Court of New Jersey, Law Division Summons and Complaint in matter entitled, "HELBIG vs. BAYONNE HOUSING AUTHORITY and THE CITY OF BAYONNE, et al." (Sidewalk fall down on March 6, 2015 at 630 Avenue C)
- C-9 From Superior Court of New Jersey, Chancery Division Summons and Complaint in matter entitled, "CITY OF TRENTON vs. BETHEA, et al., incl. THE CITY OF BAYONNE." (Tax sale foreclosure – Bayonne Housing Authority has a judgment)
- C-10 From Superior Court of New Jersey, Equity Division, Summons and Complaint in matter entitled, "MORRIS and CRESCI, et al. vs. DeMARCO, et al., incl. THE CITY OF BAYONNE." (Challenge to residency of certain municipal employees)
- C-11 From the BAYONNE BOARD OF EDUCATION, 2017-2018 School Year Budget requiring the amount of \$64,644,844.00 to be levied for local school purposes for the calendar year.

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, appointing MATT DORANS to the Zoning Board of Adjustment for a term to expire December 31, 2017 (replacing Eduoardo Ferrante), and appointing the following to the Board of Adjustment as Alternates:
 - Joseph Pineiro, Alt. #1 Term to expire December 31, 2017
 - James O'Brien, Jr., Alt. #2 Term to expire December 31, 2108
 - Nicholas DiLullo, Alt. #3 Term to expire December 31, 2018
- OR-2 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-3 From Janet Convery, Treasurer, reporting on the transfer of the following amounts to the Board of Education on May 3, 2017: **Finance**
\$5,239,669.50 Claims and payroll for claims and payroll for May, 2017

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday, April 19, 2017.
City Clerk
- CR-2 Approving the minutes of the council caucus held Wednesday, April 12, 2017.
City Clerk
- CR-3 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (8 properties) **Tax Collector**
- CR-4 Ordering a warrant in the amount of \$250.00 payable to THOMAS M. SUTCLIFFE, East Haven, CT, representing a refund of an application for a peddler's permit that was never processed. **City Clerk**
- CR-5 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 January, February and March, 2017. **City Clerk**
- CR-6 Ordering a warrant in the amount of \$34.20 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 11 dog licenses issued in April, 2017. **City Clerk**
- CR-7 Ratifying and confirming the action of the Treasurer in issuing a warrant to the NEW JERSEY DEPARTMENT OF LABOR in the amount of \$16,807.47 for unemployment charges.
- CR-8 Ratifying and confirming the action of the Treasurer in issuing a warrant payable to the COUNTY OF HUDSON in the amount of \$6,886,365.82 in payment of second quarter county taxes.
- CR-9 Ratifying and affirming the actions of the Treasurer in issuing a warrant to MARBRO, INC. in the amount of \$334,465.65 representing payment of progress payment No. 1 for Di Domenico Park fixed dock pursuant to Agreement No. CY 16-032 and amending Resolution No. 16-03-16-044 to reflect that funds for the project in the amount of \$591,117.00 are chargeable to Capital Improvement Ordinance O-16-22. **Public Works**
- CR-10 Authorizing a maintenance agreement with VERIPIC, INC., San Jose, CA, for software license maintenance for VeriPic photo management software for a one-year period commencing July 1, 2017 for the amount of \$2,140.00. Chargeable to Account PS-9. **Public Safety**
- CR-11 Authorizing the Mayor and City Clerk to enter into an agreement with PITNEY BOWES for the rental of a Send Pro P2000 mailing system for a term of 60 months with monthly payments in the amount of \$654.85 payable quarterly at \$1,964.55 under State Contract# 41258. Chargeable to Account ADM. **Purchasing**
- CR-12 Authorizing the Mayor and City Clerk to enter into a one year lease with MIC-POWER for the property known as Block 715, lot 2, an area of vacant land adjacent to the Fire Station in the Marine Terminal areal at a monthly rental of \$1,500.00 for the purpose of vehicle parking. **Business Administration**

- CR-13 Authorizing the Mayor and City Clerk to execute any and all documents necessary to effectuate a fireworks display in July, 2017. **Business Administration**
- CR-14 Authorizing the Mayor and City Clerk to execute a license agreement with the BAYONNE HOMETOWN FAIR ASSOCIATION in order to effectuate the Bayonne Hometown Fair on June 10 and 11, 2017. **UEZ**
- CR-15 Authorizing the UEZ Coordinator to undertake all the required activities related to the Bayonne Hometown Fair. **UEZ**
- CR-16 Authorizing the Mayor and City Clerk to execute an amendment to an access agreement between the city and ACTIVE ENVIRONMENTAL TECHNOLOGIES, INC., in connection with remediation of soil and groundwater impacted by a leaking 550 gallon heating oil underground storage tank formerly located at 29 West 37th Street pursuant to a supplemental proposed scope of work dated May 2, 2017 in a form acceptable to the Law Department. **Law Department**
- CR-17 Authorizing the City Clerk to advertise for bids for elevator inspection services. **Purchasing**
- CR-18 Authorizing the City Clerk to advertise for bids for laundry services for the Fire Department. **Purchasing**
- CR-19 Granting ** Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Ratifying and confirming the actions of the Director of Community Development in authorizing PLATINUM ALARMS AND SECURITY, INC., to install an alarm system to secure the Holy Family Academy property for a total amount of \$15,785.00 (Convent - \$3,885.00 and School - \$11,900.00) and authorizing the Mayor and City Clerk to enter into an agreement with the company. Chargeable to Account CDBG-917 **Community Development**
- R-2 Ratifying and affirming the action of the Mayor and Clerk in signing an agreement allowing the transfer of the water and sewer utility agreement from KKR to Argo. **Business Administration**
- R-3 Authorizing the UEZ Coordinator to accept a \$5,000.00 grant from the HUDSON COUNTY DEPARTMENT OF CULTURAL AFFAIRS HERITAGE AND TOURISM for the UEZ Utility Box Art Program. **UEZ**
- R-4 Authorizing and directing the planning board to conduct a preliminary investigation to determine whether certain property located at 122-140 Avenue E, 165-169 Avenue E, 170-180 Avenue E, and 157-163 Avenue E, constitutes a non-condemnation area in need of redevelopment, and authorizing the planning board to amend and expand the redevelopment plan for the property pursuant to the Local Redevelopment and Housing Law, NJSA 40A:12A-1 et. seq. **(Maidenform/Silk Lofts development) Business Administration**
- R-5 Approving Temporary Emergency Appropriations #4 in the CY 2017 Budget.
- R-6 Adjourning to Wednesday, June 14, 2017 following the council caucus scheduled for 7:00 P.M. **(Budget hearing)**