

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
SEPTEMBER 13, 2017

REQUESTS TO ADDRESS THE COUNCIL

- RA-1 From MEGAN McNALLY, requesting permission to address the council on the subject of
- RA-2 From MELANIE FLORA, 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 APPROVING THE APPLICATION AND FINANCIAL AGREEMENT FOR TAX EXEMPTION WITH PARKVIEW REALTY URBAN RENEWAL, LLC FOR THE PROPERTY KNOWN AS BLOCK 445, LOTS 1-5 AND 7. **(Parkview Development - 101-105 East 23rd Street, 102-106 East 24th Street and 162-172 Avenue F)**
- O-2 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY APPROVING THE APPLICATION AND FINANCIAL AGREEMENT FOR TAX EXEMPTION WITH BAYONNE REDEVELOPERS URBAN RENEWAL BLOCK 720, LLC FOR THE PROPERTY KNOWN AS BLOCK 720 1, LOT 1 IN WHAT IS KNOWN AS THE HARBOR STATION SOUTH SECTION OF THE PENINSULA AT BAYONNE HARBOR IN THE CITY OF BAYONNE. **(Harbor Pointe)**
- O-3 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE EXECUTION OF A PARKING AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND BAYONNE EQUITIES URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT 19-25 WEST 22ND STREET, WHICH PROPERTY IS IDENTIFIED AS BLOCK 203, LOT 4 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE. **Business Administration**
- O-4 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, AUTHORIZING A LEASE AGREEMENT BETWEEN THE CITY OF BAYONNE AND THE BAYONNE ECONOMIC OPPORTUNITY FOUNDATION FOR THE PROPERTIES AT 15-19 HOWARD PLACE (BLOCK 289, LOT 15) AND 237-249 AVENUE A (BLOCK 284, LOT 2) IN THE CITY OF BAYONNE. **Business Administration**
- O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Restrictive Parking Zones) Public Safety**

DELETE

054. Christine Kochanek, 33 West 54th Street
123. Edmund Narel, 29 West 6th Street

- 153. Fadia Badrous, 74 West 21st Street
- 160. Edward Mues, 56 East 48th Street
- 252. Robert Sharf, 43 West 29th Street
- 261. Carmen Morales, 3 Bergen Court, Apt. 1C
- 291. Margaret Basile, 184 Prospect Avenue
- 293. Antonia Kennedy, 114 West 6th Street
- 325. Kevin Hennessy, 68 West 24th Street
- ADD
- 289. Mercedes Castro, 25 Andrew Street
- RELOCATE
- 281. Yolanda Ramos from 130 West 47th Street to 15 East 39th Street

ORDINANCES PROPOSED FOR INTRODUCTION

- O-6 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY APPROVING THE APPLICATION AND FINANCIAL AGREEMENT FOR A FIVE YEAR TAX EXEMPTION WITH 172 AVENUE F, LLC, FOR THE PROPERTY KNOWN AS BLOCK 445, LOT 6; and a resolution fixing Wednesday, October 18, 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-7 AN ORDINANCE AUTHORIZING AN ENCROACHMENT AGREEMENT WITH MHP 222 AVENUE E URBAN RENEWAL TO ALLOW CERTAIN ENCROACHMENTS IN THE PUBLIC RIGHT OF WAY ADJACENT TO BLOCK 458, LOTS 12 AND 13; and a resolution fixing Wednesday, October 18, 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. **C.J. Murphy Redevelopment**

COMMUNICATIONS

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

- C-1 From Douglas J. Fleisher, Esq., filing notice of tort claim on behalf of ROCIO CABRAL g/a/1 for ISIAIAH DeSTEFANO alleging personal injuries resulting from negligent supervision at the city's 16th Street Park camp on August 2, 2017.
- C-2 From MAKSYM SENYSHYN, filing notice of tort claim alleging personal injuries and property damage resulting from a collision with a police vehicle on August 12, 2017 at 38th Street and Broadway.
- C-3 From SAMUEL A. HERSHOWITZ, filing notice of tort claim alleging property damage to his automobile on July 28, 2017 resulting from hitting potholes at LeFante Way.
- C-4 From Superior Court of New Jersey, Law Division Summons and Complaint in matter entitled, "GIL vs. HARRIS, et al., incl. THE CITY OF BAYONNE." (Sidewalk fall down on March 12, 2016 at 29 West 16th Street)

- C-5 From United States District Court, District of New Jersey, Summons and Complaint in matter entitled, "MELEIKA vs. THE STATE OF NEW JERSEY, et al, incl. THE CITY OF BAYONNE." (False arrest, malicious prosecution, etc. on an unspecified date)
- C-6 From the Tax Court of New Jersey, complaint in matter entitled, "ENGLEWOOD NORSE, LLC vs. CITY OF BAYONNE." (1086A-1090 Avenue C, Block 40, lots 45-47 - commercial)
- C-7 From the Tax Court of New Jersey, complaint in matter entitled, "NAGRA vs. CITY OF BAYONNE." (30 East 36th Street, Block 127, lot 35 – 1-4 family residential)
- C-8 From the Tax Court of New Jersey, complaint in matter entitled, "YES CHRIS DEVELOPMENT, LLC vs. CITY OF BAYONNE." (400-404 Broadway, Block 226, lot 43 - commercial)
- C-9 From the Tax Court of New Jersey, complaint in matter entitled, "YES CHRIS DEVELOPMENT, LLC vs. CITY OF BAYONNE." (9 East 18th Street, Block 226, lot 1.0111 - commercial)
- C-10 From the Tax Court of New Jersey, complaint in matter entitled, "TUBITO vs. CITY OF BAYONNE." (381-383 Broadway, Block 239, lot 15 - commercial)
- C-11 From the Tax Court of New Jersey, complaint in matter entitled, "527-31 BROADWAY, LLC vs. CITY OF BAYONNE." (527-531 Broadway, Block 189, lot 21 - commercial)
- C-12 From the Tax Court of New Jersey, complaint in matter entitled, "BROADWAY 135, LLC vs. CITY OF BAYONNE." (671-673 Broadway, Block 153, lot 15 - commercial)
- C-13 From the Tax Court of New Jersey, complaint in matter entitled, "783 AVENUE A. LLC vs. CITY OF BAYONNE." (783 Avenue A, Block 141, lot 23 - commercial)

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 **: **Finance**
\$ Claims and payroll for claims and payroll for **

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday August 16, 2017. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, August 9, 2107. **City Clerk**
- CR-3 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (7 properties) **Tax Collector**
- CR-4 Ordering a warrant in the amount of \$48.60 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 23 dog licenses issued in August, 2017. **City Clerk**
- CR-5 Authorizing the Mayor to undertake any and all required actions relating to the BAYONNE TO BAYTOWN benefit concert.
- CR-6 Authorizing the UEZ coordinator to undertake all required actions relating to the BERGEN POINT FALL FESTIVAL and the UPTOWN CLASSIC CAR SHOW. **UEZ**
- CR-7 Amending Agreement No. CY17-034 with the BAYONNE HOUSING AUTHORITY for the Back Bay Gardens Project, increasing the contract amount by \$7,117.00 to cover the cost of the removal of improperly installed concrete block which impeded the installation of new automatic sliding doors (\$4,367.00) and the replacement of existing wall mounted heaters that interfered with the sliding door installation (\$2,750.00) and ratifying and affirming the actions of the Director of Community Development in authorizing the removal of the concrete block in order to continue the project. **Community Development**
- CR-8 Approving Change Order #1 in the city's contract with PICERNO-GIORDANO CONSTRUCTION, LLC, for construction of an ADA compliant playground at 16th Street Park reducing the contract amount by \$698.63, making the final contract amount \$236,847.37. **Public Works**
- CR-9 Authorizing the Mayor and City Clerk to execute a fifth amendment to the access agreement between the city and PPG INDUSTRIES, INC. for access to real property owned by the city at Dennis P. Collins Park for the limited purpose of performing a soil and groundwater investigation and performing environmental remediation work, extending the agreement for a one year period commencing June 18, 2017. **Law**
- CR-10 Ratifying and affirming the actions of the Law Director in preparing the license agreement for the Bayonne Arts Festival in the name of MACK MADE, LLC t/a Bridge Arts Festival as opposed to the Bridge Arts Gallery pursuant to Resolution No. 17-08-16-062 and further ratifying and affirming the actions of the Mayor and City Clerk in executing the license agreement as corrected. **Law**
- CR-11 Adopting the revised and updated EMPLOYEE HANDBOOK. **Business Administration**

- CR-12 Authorizing the City Clerk to advertise for bids for a Hot Shot Meals on Wheels vehicle.
Purchasing
- CR-13 Authorizing the City Clerk to advertise for bids for the 2017 roadway improvements.
Engineer
- CR-14 Authorizing the City Clerk to advertise for bids for an addition to the Hudson River Walkway at the Peninsula at Bayonne Harbor. **Business Administration**
- CR-15 Granting ** Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Awarding a contract for traffic controllers, to SIGNAL CONTROL PRODUCTS INC., Branchburg, NJ, the sole bidder, for the amount of \$92,078.00. Chargeable to Account RPI (T-12-56-3804-0001-99). **Purchasing**
- R-2 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION, for the provision of fair housing counseling services for the one year period commencing September 1, 2017 in the amount of \$48,000.00. Chargeable to Account #CDBG-951. **Community Development**
- R-3 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION, for the provision of senior citizen transportation salary and fringe benefits for the one year period commencing September 1, 2017 in the amount of \$38,000.00. Chargeable to Account #CDBG-939. **Community Development**
- R-4 Authorizing the Mayor and City Clerk to enter into an agreement with the WINDMILL ALLIANCE, for the provision outreach services through the HIGHWAYS program for the one year period commencing September 1, 2017 in the amount of \$20,000.00. Chargeable to Account #CDBG-940. **Community Development**
- R-5 Authorizing the Mayor and City Clerk to enter into an agreement with the UCP OF HUDSON COUNTY INC., for the provision of pediatric medical day care for the one year period commencing September 1, 2017 in the amount of \$20,000.00. Chargeable to Account #CDBG-941. **Community Development**
- R-6 Authorizing the Mayor and City Clerk to enter into an agreement with the JEWISH COMMUNITY CENTER, for the provision of the swimming pool renovation to be completed by BLOOM HEATING – COOLING, in the amount of \$186,200.00. Chargeable to Account #CDBG-917. **Community Development**
- R-7 Authorizing the Mayor and City Clerk to enter into an agreement with BCAP/BUILD AMERICA ASSOCIATION INC., for the provision of a special needs support program for

the one year period commencing September 1, 2017 in the amount of \$3,000.00. Chargeable to Account #CDBG-948. **Community Development**

- R-8 Authorizing the Mayor and City Clerk to enter into an agreement with the VICTORY HALL, for the provision of art instruction to adults/young adults developmentally disabled for the one year period commencing September 1, 2017 in the amount of \$6,500.00. Chargeable to Account #CDBG-947. **Community Development**
- R-9 Authorizing an amendment to the Redevelopment Agreement with BAKER RESIDENTIAL for the Hi-Hat Redevelopment Area. **Business Administration**
- R-10 Authorizing and directing the Planning Board to conduct a preliminary investigation to determine if the property located at 41 Prospect Avenue, which property is identified as Block 445, lot 3 on the official Tax Map of the City of Bayonne is a non-condemnation areal in need of redevelopment pursuant to the Local Redevelopment and Housing Law, NJSA 40A:12A-1, et seq. **Planning**

TO BE ADDED AT THE MEETING

- ADD-1 Authorizing the City Clerk to advertise for bids for improvements to the 16th Street Police gun range.
- ADD-2 From Hon. James. M. Davis, Mayor reappointing REV. H. GENE SYKES to the Bayonne Housing Authority for a term ending December 31, 2021; and a resolution confirming the appointment. **Mayor**
- ADD-3 Designating PSIP AVENUE A, LLC as redeveloper of property known as the BEST FOODS REDEVELOPMENT and authorizing the execution of a redevelopment agreement with PSIP AVENUE A , LLC for the redevelopment of the property in accordance with the redevelopment plan.