

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
OCTOBER 18, 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 AUTHORIZING FIVE (5) YEAR TAX EXEMPTION ON THE ASSESSED VALUE OF NEW IMPROVEMENTS ONLY FOR NEWLY CONSTRUCTED RESIDENTIAL UNITS WITH RESPECT TO THE PARCEL OF LAND LOCATED AT BLOCK 445, LOT 6 (A/K/A 172 AVENUE F) ON THE TAX MAP OF THE CITY OF BAYONNE.
- O-2 ORDINANCE AUTHORIZING THE EXECUTION OF AN ENCROACHMENT AGREEMENT WITH MHP 222 AVENUE E URBAN RENEWAL, LLC TO ALLOW CERTAIN ENCROACHMENTS INTO THE PUBLIC RIGHT OF WAY ADJACENT TO BLOCK 458, LOTS 12 AND 13 (206-220 AVENUE E). **C.J. Murphy Redevelopment**
- O-3 ORDINANCE AUTHORIZING THE EXECUTION OF A RIGHTS-OF-WAY AND POLE ACCESS AGREEMENT BETWEEN THE CITY OF BAYONNE AND MOBILITE, LLC TO PERMIT THE INSTALLATION OF ANTENNAS AND RELATED COMMUNICATIONS EQUIPMENT ON CERTAIN EXISTING UTILITY POLES AND IF NECESSARY TO INSTALL UTILITY POLES WITHIN CERTAIN PUBLIC RIGHTS-OF-WAY FOR PURPOSES OF PROVIDING TELECOMMUNICATION SERVICES.

ORDINANCES PROPOSED FOR INTRODUCTION

- O-4 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 122 AVENUE E, 124 AVENUE E, 126 AVENUE E, 126½ AVENUE E, 128 AVENUE E, 130 AVENUE E, 132 AVENUE E, 134-136 AVENUE E, 138 AVENUE E, 1250 AVENUE E, 165 AVENUE E, 167 AVENUE E, 169 AVENUE E, 170-180 AVENUE E, AND 157-163 AVENUE E, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 467, LOTS 17, 18, 19, 20, 21, 22, 23, 24, 25 & 26, BLOCK 234 LOTS 8.01, 11, 12 & 13, AND BLOCK 458, LOTS 1 & 1.01, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 30A:12A-1 ET SEQ.; and a resolution fixing Wednesday, November 8, 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. **Planning (Silklofts Redevelopment)**
- O-5 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY APPROVING THE APPLICATION AND FINANCIAL AGREEMENT FOR TAX EXEMPTION (PILOT) WITH HOBART HOUSING URBAN RENEWAL CORP. FOR THE PROPERTY KNOWN AS 180-186 HOBART AVENUE, MORE PARTICULARLY IDENTIFIED ON THE TAX MAP OF THE CITY OF BAYONNE AS BLOCK 458 LOTS 12 AND 13; and a resolution fixing Wednesday, November 8, 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. **Planning**
- O-6 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing Wednesday, November 8, 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. **(5 parking meters on East 32nd Street off Broadway) Public Safety**

- O-7 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing Wednesday, November 8, 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

002. Anthony Summers, 20 Edwards Court
014. Grace Ann O'Neill, 15 Margaret Street
017. Kathleen Mateicka, 24 West 33rd Street
023. Thomas Grodkiewicz, 846 Broadway
047. Berkis Beddoe, 160 West 49th Street
055. Dorothy Delaney, 23 Hartley Place
058. Abid Hanna, 563 Kennedy Boulevard
061. Francis Kenny, 52 Prospect Avenue
073. Mary Seeburger, 532 Avenue A
097. Raffaela Kushnir, 136 West 9th Street
111. Mary Silvani, 76 Andrew Street
133. Mervat Elasker, 19 East 52nd Street
144. Lisa Ann Sanchez, 358 Avenue A
151. Joseph Diego, 136 West 31st Street
174. Sandy Merrick, 46 East 37th Street
181. Vincent Sadowski, 22 West 13th Street
184. Irene Maksymowicz, 26 East 28th Street
226. Dalva Rios, 379 Avenue C
236. Iona Prilop, 5-7 Kelly Parkway
243. Madeline Foster, 10 Bergen Court, Apt. 1C
253. John Nesnay, 488 Avenue E
301. William Johnson, 1158 Kennedy Boulevard
302. Frederick Luttgens, 43 West 16th Street
324. Joan Amodeo, 76 Andrew Street
343. Cynthia Geroldi, 101 Humphrey Avenue
346. Esperanza Morales, 218 Avenue B
348. Irene Davis, for her son Benjamin Malterre, 482 Avenue A
352. Perpetudo Ledda, 98 West 26th Street
361. Luis Canales, 41 Kelly Parkway
362. Priscilla Souvlatsis, 15 Cottage Street
368. Sotero Garcia, 35 Sunset Avenue

ADD

054. George Lavelle, 49 Juliette Street
123. Gina Childs, 327 Avenue E
153. Daniel Daly for his wife, Mary, 535 Avenue E
160. Shaun Milk, 35 West 29th Street
252. Victor Fernandez, 166 Newman Avenue
261. Kim Sims for John Sims, 69 Garretson Avenue

COMMUNICATIONS

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

- C-1 From Brian Mondadori, Esq., filing notice of tort claim on behalf of BASHIR MASON alleging personal injuries resulting from a motorcycle crash due to a pot hole on September 4, 2017 on Port Terminal Boulevard.
- C-2 From Patrick H. Calahane, Esq., filing notice of tort claim on behalf of LEONARDO MENDOZA alleging personal injuries resulting from a fall in a playground on May 10, 2017 at the Community Midtown School.
- C-3 From VIRGINIA MITORTANDO, filing notice of tort claim alleging property damage to her automobile on September 1, 2017 resulting from being hit by a city owned vehicle at 22 Silver Street.
- C-4 From ADBUL REHMAN ALHINDI, filing notice of tort claim alleging property damage to his automobile on July 7, 2017 resulting from a collision with a municipally owned vehicle at 7th Street and Avneue C.
- C-5 From Superior Court of New Jersey, Law Division Summons and Complaint in matter entitled, "JACHOWICZ vs. THE CITY OF BAYONNE, et al." (Sidewalk fall on June 5, 2015 at 24 East 21st Street)

- C-6 From Superior Court of New Jersey, Law Division Summons and Amended Complaint in matter entitled, "SALEH vs. STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION et al., incl. THE CITY OF BAYONNE." (Auto accident on Route 440 on September 16, 2014)
- C-7 From Superior Court of New Jersey, Law Division Summons and Complaint in matter entitled, "CORNELIO vs. BELOTTI and THE CITY OF BAYONNE." (Auto accident on February 9, 2016 at Avenue C and West 40th Street)
- C-8 From the Tax Court of New Jersey, complaint in matter entitled, "HO PROPERTIES, LLC vs. CITY OF BAYONNE." (165 West 9th Street, Block 274, lot 8 – 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 October 5, 2017: **Finance**
\$5,534,471.17 Claims and payroll for October, 2017
- OR-3 From the Purchasing Department reporting on bids received September 22, 2017, for improvements to LeFante Way. (3 bidders) **Purchasing**
- OR-4 From the Purchasing Department reporting on bids received September 28, 2017, for rock salt. (2 bidders) **Purchasing**
- OR-5 From the Purchasing Department reporting on bids received September 28, 2017, for snow removal services. (1 bidder) **Purchasing**
- OR-6 From Robert F. Sloan, City Clerk, CERTIFICATION OF SUPPLEMENTAL REFERENDUM PETITION regarding Ordinance O-17-43, amending Chapter 20, Personnel Regulations.

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday September 13, 2017. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, September 6, 2017. **City Clerk**
- CR-3 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (7 properties) **Tax Collector**
- CR-4 Authorizing a warrant in the amount of \$34,729.00 payable to the STATE OF NEW JERSEY representing State Surcharge Fees on New Construction and Alterations for the quarter ending September, 2017. Chargeable to Account State Training Fees with the Tax Collector. **Building**
- CR-5 Ordering a warrant in the amount of \$2,800.00 drawn to the order of the TREASURER, STATE OF NEW JERSEY representing the state's share of 112 marriage licenses issued during the months of July, August, and September, 2017. **City Clerk**

- CR-6 Ordering a warrant in the amount of \$8.40 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 7 dog licenses issued in September, 2017. **City Clerk**
- CR-7 Ratifying and confirming the actions of the Court Administrator in ordering a warrant in the amount of \$2,400.00 payable to PETER M. WEINER, ESQ. for professional services rendered as the Municipal Court mediator. Chargeable to Account – Municipal Court, O.E. **Municipal Court**
- CR-8 Ratifying and confirming the actions of the Municipal Treasurer in issuing a warrant from the Unemployment Trust Fund in the amount of \$21,970.51 payable to the STATE OF NEW JERSEY DIVISION OF EMPLOYER ACCOUNTS in payment of unemployment bills for the quarter ending June 30, 2017. **Finance**
- CR-9 Authorizing an agreement with HITACHI DATA SYSTEMS, Santa Clara, CA, for software support renewals and extended one year warranties on all equipment deployed as part of the Digital Video Surveillance Network (DVS) deployed throughout the city, for a one-year period commencing July 1, 2017 in the amount of \$46,500.00, and ordering a warrant in payment. Chargeable to Account #PS-9. **Public Safety**
- CR-10 Authorizing the Bayonne Police Department to enter into an interlocal agreement with the COUNTY OF HUDSON to accept \$80,464.00 in law enforcement grant funding through the 2017 JUSTICE ASSISTANCE GRANT (JAG) PROGRAM, funded through the US Department of Justice for law enforcement programs and equipment. **Public Safety**
- CR-11 Authorizing the Mayor and City Clerk to accept a DEPARTMENT OF HOMELAND PORT SECURITY GRANT in a total amount of \$165,349.00, of which 75% is federally funded (\$124,012.00) with a municipal match of 25% (\$41,337.00) to be used to fund equipment and training related to port security. **Fire Department**
- CR-12 Extending Agreement CY14-101, with STANDARD ELEVATOR for a period of two years beginning November 1, 2017 for an amount not to exceed \$19,566.40. Chargeable to various accounts. **Public Works**
- CR-13 Adopting the city's PERSONNEL MANUAL. **Business Administration**
- CR-14 Amending Resolution No. 17-08-16-085 to reflect the date of an existing access agreement with ALLIED SIGNAL, INC. as July 13, 1994. **Law**
- CR-15 Authorizing the advertisement of various Requests for Qualifications/Proposals for professional and extraordinary unspecifiable services for the upcoming calendar year commencing January 1, 2018 pursuant to the fair and open solicitation process. **Business Administration**
- CR-16 Authorizing the Police Department to sell at auction 4 city vehicles that have reached their service life. **Public Safety**
- CR-17 Granting ** Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Rejecting bids for improvements to LeFANTE WAY as they exceed the appropriation for the work, and authorizing the city clerk to re-advertise for bids.
- R-2 Rejecting bids for snow removal services as they exceed the appropriation for the work, and authorizing the city clerk to re-advertise for bids.
- R-3 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION, for the purpose of

providing the cost of architectural plans by the DAL DESIGN GROUP in the amount of \$67,500.00. Chargeable to Account #CDBG-952. **Community Development**

- R-4 Authorizing the Mayor and Municipal Clerk to submit an electronic grant application identified as SST-2018-Rt. 440 PEDESTRIAN IMPROVEMENTS Pro-00040 to the NEW JERSEY DEPARTMENT OF TRANSPORTATION on behalf of the City of Bayonne.
- R-5 Approving Chapter 159 #7 in the CY 2017 budget, seeking permission of the Division of Local Government Services to approve the insertion of an item of revenue in the amount of \$103,166.89, under the caption, "2017 Clean Communities Grant." **Finance**
- R-6 Approving Chapter 159 #8 in the CY 2017 budget, seeking permission of the Division of Local Government Services to approve the insertion of an item of revenue in the amount of \$368,263.00, under the caption, "2017 Municipal Aid Program (NJDOT)." **Finance**
- R-7 Approving Chapter 159 #9 in the CY 2017 budget, seeking permission of the Division of Local Government Services to approve the insertion of an item of revenue in the amount of \$25,596.00, under the caption, "New Jersey Turnpike Shuttle Service." **Finance**
- R-8 Approving Chapter 159 #10 in the CY 2017 budget, seeking permission of the Division of Local Government Services to approve the insertion of an item of revenue in the amount of \$71,635.00, under the caption, "POLICE AUCTION FUNDS." **Finance**
- R-9 Authorizing and consenting to MOA, INC.'S submission of outdoor advertising permit applications to NJDOT for the property located at 50th street, which property is identified as Block 394.02, lot 1, the property located at Route 440 at 25th Street, which property is identified as Block 452.02, lot 4, and the property located at 2nd Street between the bridge and Avenue A for the redevelopment of such property in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. **Planning**
- R-10 Authorizing and directing the Planning Board to determine whether properties identified as Block 416, lots 1 & 2 constitute a non-condemnation area in need of redevelopment to prepare a Redevelopment Plan. **Planning**
- R-11 Authorizing the execution of an amendment to the redevelopment agreement with BORAIE DEVELOPMENT URBAN RENEWAL, LLC for the property located at the Peninsula at Bayonne Harbor and referred to as a portion of Blocks 830, lot 1 for the development of the property in accordance with the redevelopment plan. **Planning**
- R-12 Authorizing and directing the Planning Board to conduct a preliminary investigation to determine whether certain properties located at 130-134 Avenue G, East 23rd Street, Mechanic St, 37 Mechanic St, 39 Mechanic St, and 41 Mechanic St, which properties are identified as Block 450, lots 1, 10.01, 10.02, 22, 23 and 24 constitute a non-condemnation area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, NJSA 40A:12A-1, et seq. **Planning**
- R-13 Authorizing the Planning Board to conduct a preliminary investigation to determine whether certain properties located at 86 East 22nd St, 88 East 22nd St, 90 East 22nd St and 92 East 22nd St which properties are identified as Block 456, lots 10, 9, 8.02 and 8.03 within the city constitutes a non-condemnation area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, NJSA 40A:12A-1, et seq.

- R-14 Authorizing the Planning Board to conduct a preliminary investigation to determine whether certain properties located at 343 Avenue A and 345-347 Avenue A, which properties are identified as Block 254, lots 22 & 23 within the city constitutes a non-condemnation area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, NJSA 40A:12A-1, et seq.
- R-15 Designating 528, LLC as redeveloper of the property located at New Hook Road and East 22nd Street which property is identified as Block 452.02, lot 5 as shown on the official Tax Map of the City of Bayonne, and authorizing the negotiation and preparation of a redevelopment agreement with 528, LLC for the redevelopment of such property in accordance with the redevelopment plan.
- R-16 Discussing the city's BEST PRACTICES survey. **Finance**