

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
JANUARY 17, 2018

REQUESTS TO ADDRESS THE COUNCIL

- RA-1 From MEGAN McNALLY, requesting permission to address the council on the subject of its incompetence.
- RA-2 From NEILE WEISSMAN, requesting permission to address the council on the subject of requesting a letter of support calling on Port Authority to widen the bicycle-pedestrian path on George Washington Bridge.
- RA-3 From PETER FRANCO, requesting permission to address the council on the subject of general subject matter.

ORDINANCES SCHEDULED FOR HEARING

- O-1 ORDINANCE AUTHORIZING THE EXECUTION OF A RIGHTS-OF- WAY USE AGREEMENT BETWEEN THE CITY OF BAYONNE AND CROSS RIVER FIBER LLC TO PERMIT THE INSTALLATION OF FIBER OPTIC FACILITIES AND RELATED EQUIPMENT WITHIN THE MUNICIPAL RIGHT-OF-WAY FOR PURPOSES OF PROVIDING TELECOMMUNICATION SERVICES. **Business Administration**
- O-2 AN ORDINANCE AUTHORIZING THE SALE OF BLOCK 751, LOT 1.04 (2.12 ACRES) AND BLOCK 751, LOT 1.02 (2.01 ACRES) , BOTH LOCATED WITHIN HARBOR STATION SOUTH, TO MAHALAXMI BAYONNE, LLC FOR THE AMOUNT OF \$500,000.00 PER ACRE CONSISTENT WITH THE TERMS OF THE REDEVELOPMENT AND PURCHASE AND SALE AGREEMENT AUTHORIZED BY RESOLUTION NO. 16-12-14-079, WHICH REDEVELOPMENT AGREEMENT WAS ENTERED INTO ON FEBRUARY 21, 2017. **Harbor Station South**
- O-3 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 39-43 WEST 25TH STREET & 45 WEST 25TH STREET, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 183, LOTS 1 & 2.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ. **Forum Fitness Redevelopment**
- O-4 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 63-67 NEW HOOK ROAD, WHICH PROPERTY IS IDENTIFIED AS BLOCK 416, LOT 3 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. **Mecca Redevelopment**
- O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(No parking - patient drop off zone at 237 Avenue E and loading zone at East 32nd Street and Broadway, north side) Public Safety**
- O-6 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Restrictive Parking Zones) Public Safety**

DELETE

171. Mercedes De La Cruz, 715 Avenue C, Apt. 19

ADD

014. Francesco Ferrante, 93 Trask Avenue

017. Cheryl Dunn for her son, Liam Murphy, 67 West 16th Street

023. Tara Lavelle for her sister, Colleen Lavelle, 687 Avenue E

047. Cinthya Melendez for her son, Emmanuel Melendez, 92 West 17th Street

RELOCATE

333. Melissa Redondo for her son, Taylor Redondo, from 14 O'Brien Court to 91 West 51st Street

ORDINANCES PROPOSED FOR INTRODUCTION

- O-7 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 33, PLANNING AND DEVELOPMENT; and a resolution fixing Wednesday, February 14, 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. **(Requiring Project Labor Agreements for all developments receiving Financial Agreements (PILOTs) with construction costs exceeding \$15,000,000.00) Business Administration**
- O-8 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 UNITS WITH RESPECT TO THE PARCEL OF LAND LOCATED AT BLOCK 226, LOTS 18 AND 19 (A/K/A 189 AVENUE E AND 52-54 EAST 19TH STREET BROADWAY) ON THE TAX MAP OF THE CITY OF BAYONNE; and a resolution fixing Wednesday, February 14, 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-9 (2 Items) 1. RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE PREPARATION OF A REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 27-31 PROSPECT AVE, 33-39 PROSPECT AVE, AND 41 PROSPECT AVE, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 455, LOTS 1, 2, AND 3 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. **(27-41 Prospect Avenue) Planning**
2. ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTIES LOCATED AT 27-31 PROSPECT AVE, 33-39 PROSPECT AVE, AND 41 PROSPECT AVE, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 455, LOTS 1, 2, AND 3 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, February 14, 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. **(27-41 Prospect Avenue) Planning**
- O-10 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing Wednesday, February 14, 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. **(Revising no left turn on West 29th Street and Avenue A to include 2:30 P.M. to 3:30 P.M.) Public Safety**
- O-11 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing Wednesday, February 14, 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
078. Sheila Cain for her mother, Connie Sackowitch, 142 West 31st Street
129. Carmen Coss, 30 East 50th Street, Apt. 274
145. Carole Tocci, 156 West 4th Street
205. James Stendardo, 63 Trask Avenue
414. Edward Maksymowicz, 26 East 28th Street
- ADD
053. Ereny Youseff-Salama, for her mother, Wedad Abdelmalak-Youseff, 7 Agnes Street
055. Souzan F. Morgan, 23 Andrew Street

COMMUNICATIONS

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

- C-1 From Superior Court of New Jersey, Law Division Summons and Amended Complaint in matter entitled, "TAPIA vs. THE CITY OF BAYONNE." (Collision on June 20, 2013 on Kennedy Boulevard)
- C-2 From Superior Court of New Jersey, Law Division Order to Show Cause and Complaint in matter entitled, "DESMOND vs. SLOAN, and the CITY OF BAYONNE." (Challenge to rejection of ordinance referendum petition)
- C-3 From Superior Court of New Jersey, Law Division Summons and Complaint in matter entitled, "LOPEZ vs. BINGHAM and THE CITY OF BAYONNE." (Sidewalk fall on December 31, 2015, at 23 Broadway)

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 TERRENCE MALLOY as Acting Business Administrator during the leave of absence granted to Joseph DeMarco. **Mayor**
- 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 January 4, 2018: **Finance**
\$5,533,471.00 Claims and payroll for January, 2018.

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday December 13, 2017. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, December 6, 2017. **City Clerk**
- CR-3 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (6 properties) **Tax Collector**
- CR-4 Authorizing a warrant in the amount of \$42,462.00 payable to the STATE OF NEW JERSEY representing State Surcharge Fees on New Construction and Alterations for the quarter ending December 31, 2017. Chargeable to Account State Training Fees with the Tax Collector. **Building**
- CR-5 Ordering a warrant in the amount of \$2,150.00 drawn to the order of the TREASURER, STATE OF NEW JERSEY representing the state's share of 86 marriage licenses issued during the months of October, November, and December, 2017. **City Clerk**
- CR-6 Ordering a warrant in the amount of \$564.60 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 338 dog licenses issued in December, 2017. **City Clerk**

- CR-7 Authorizing the Mayor and City Clerk enter into an agreement with the BAYONNE YOUTH CENTER, for the purpose of providing the cost of architectural plans from DAL DESIGN GROUP, in the amount of \$3,250.00. Chargeable to Account #CDBG-954. **Community Development**
- CR-8 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, 2018 in the amount of \$196,436.15, payable quarterly. Chargeable to various accounts. **Public Safety**
- CR-9 Authorizing payment of \$775.00 to NET TECH SOLUTIONS (NTS), Wallingford, CT for residential parking permit software Permit Tech2000 license and warranty agreement for the six month period commencing January 17, 2018. **Public Safety**
- CR-10 Authorizing the Police Department to enter into an agreement with the STATE OF NEW JERSEY to participate in the Law Enforcement Support Office (LESO) 1033 Program to acquire surplus federal equipment. **Public Safety**
- CR-11 Authorizing the Fire Chief to accept a donation of 15 Scott SCBA bottles from IMTT-BAYONNE valued at \$14,000.00. **Fire Department**
- CR-12 Authorizing the Fire Chief to accept a grant in the amount of \$1,500.00 from WALMART to purchase fire prevention materials. **Fire Department**
- CR-13 Authorizing the Mayor and City Clerk to enter into an amended employment agreement with Deputy Fire Chief STEPHEN PETERSON. **Public Safety**
- CR-14 Ratifying and affirming the actions of the City's CDBG Program Administrator, the BEOF, in authorizing the replacement of a boiler for an apartment in the Supervised Apartments Program operated by the WINDMILL ALLIANCE and located at 331 Broadway, and authorizing the Mayor and City Clerk to execute an agreement with Windmill Alliance, in the amount of \$5,330.50 for payment of the cost of the replacement of the aforesaid boiler pursuant to the proposal submitted by J.P.'s Plumbing & Heating Corp., dated December 19, 2017. Chargeable to Account CDBG – 917. **Community Development**
- CR-15 Authorizing the City Clerk to renew a permit for three (3) clothing donation bins to be located at 400 Bayonne Crossing Way to H AND M LEASING CORP., Copiague, NY for calendar year 2018. **City Clerk**
- CR-16 Authorizing the City Clerk to advertise for bids for intersection improvements at Avenue C and West 12th Street. **(Traffic signal) Engineer**
- CR-17 Amending Resolution No. 17-12-13-041 establishing the schedule of council meetings and caucus meetings to include the reorganization meeting on July 1, 2018 at 12:00 Noon. **City Clerk**
- CR-18 Granting 6 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 ROYAL PRINTING SERVICE, West New York, NJ for printing services in connection with the Municipal Election to be held May 8, 2018, and any runoff election to be held June 12, 2018, including layout, design, and printing of all machine, mail-in, provisional, and emergency ballots, and related printing, for an amount not to exceed \$60,000.00 for the Municipal Election and not to exceed \$30,000.00 for the Runoff Election. Chargeable to Account C-6. **City Clerk**
- R-2 CY 2018 Temporary Budget. **Finance**

- R-3 Approving Transfer #3 in the CY 2017 budget. **Finance**
- R-4 AUTHORIZING AND DIRECTING THE PLANNING BOARD TO REOPEN AND AMEND THE 8TH STREET STATION REHABILITATION AREA PLAN, WHICH INCLUDES THE PROPERTY LOCATED AT 26TH NORTH STREET, WHICH PROPERTY IS IDENTIFIED AS BLOCK 297, LOT 3 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.. **Planning**
- R-5 Approving a development agreement (RDA) with McDONALD'S CORPORATION for Block 189, lot 24, 537-543 Broadway. **Planning**
- R-6 Accepting the dedication of the sidewalk easement to the city from BAYONNE EQUITIES for the project located at 477-481 Broadway. **(Public sidewalk over private property) Business Administration**

TO BE ADDED AT THE MEETING

- ADD-1 JERSEY DESIGNATING CERTAIN PROPERTY LOCATED AT 130-134 AVENUE F, EAST 23RD ST, 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, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE AS A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT AND AUTHORIZING AND DIRECTING THE PLANNING BOARD TO PREPARE A REDEVELOPMENT PLAN FOR THE PROPERTY PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.
- ADD-2 AUTHORIZING THE PERMITTED ASSIGNMENT OF A FINANCIAL AGREEMENT FROM BAYONNE AVENUE E URBAN RENEWAL, LLC TO 154 AVE E BAYONNE MILE HIGH AMS URBAN RENEWAL, LLC AND 154 AVE E BAYONNE AMS URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT BLOCK 458, LOTS 1 AND 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE FOR THE REDEVELOPMENT OF SUCH PROPERTY IN ACCORDANCE WITH THE REDEVELOPMENT PLAN AND FINANCIAL AGREEMENT.