

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
MARCH 14, 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 NOEL CODD, requesting permission to address the council on the subject of animal shelter Sabitini (*sic.*) vs. Liberty Humane Society.
- RA-3 From CARLA HARRILAL, requesting permission to address the council on the subject of the animal control contract.

ORDINANCES SCHEDULED FOR HEARING

- O-1 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 43-45 W 32ND ST, WHICH PROPERTY IS IDENTIFIED AS BLOCK 145, LOT 1, 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**
- O-2 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR THE PROPERTIES 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. **(Hotel) Planning**
- O-3 A CAPITAL IMPROVEMENT ORDINANCE TO PROVIDE FUNDING FOR IMPROVEMENTS TO INTERSECTION OF AVENUE C AND 12TH STREET IN THE AMOUNT OF \$260,000.
- O-4 AN ORDINANCE CONSENTING TO THE ASSIGNMENT OF ALL CONTRACTS AND A LEASE FOR THE SECOND FLOOR OF THE PREMISES AT 597 BROADWAY, BAYONNE, NEW JERSEY, ALSO KNOWN AS LOT 11 IN CITY BLOCK 171 ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE, BY THE BAYONNE COMMUNITY MENTAL HEALTH CENTER, A NONPROFIT CORPORATION ESTABLISHED FOR A PUBLIC PURPOSE, TO TRINITAS REGIONAL MEDICAL CENTER, A NONPROFIT CORPORATION ESTABLISHED FOR A PUBLIC PURPOSE, PURSUANT TO N.J.S.A. 40A:12-14, ET. SEQ.
- O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Parking in front of driveways)**
- 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
354. Paul Kelly, 82 West 9th Street
403. Kemuel Velazquez, 160 West 21st Street

ORDINANCES PROPOSED FOR INTRODUCTION

- O-7 AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 117-121 PROSPECT AVENUE, AND IDENTIFIED AS BLOCK 441, LOT 10 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, April 18, 2018 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-8 AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 554-556 BROADWAY AND 11 EAST 25TH STREET, AND IDENTIFIED AS BLOCK 185, LOTS 5 AND 10 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, April 18, 2018 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. **(Mandee/Feinberg) Planning**
- O-9 AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 130-134 AVENUE F, EAST 23RD STREET, MECHANIC STREET, 136 AVENUE F, 37 MECHANIC STREET, 39 MECHANIC STREET, AND 41 MECHANIC STREET, AND 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 PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.; and a resolution fixing Wednesday, April 18, 2018 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. **(Parkview) Planning**
- O-10 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR THE PENINSULA AT BAYONNE HARBOR, AND REFERRED TO AS "HARBOR STATION SOUTH"; and a resolution fixing Wednesday, April 18, 2018 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 AND RESTATED SCATTERED SITE 14 REDEVELOPMENT PLAN FOR THE PROPERTIES IDENTIFIED AS BLOCK 452.02, LOTS 3-9, AND 11 AND BLOCK 451, LOTS 1.01, 1.02, 2.03, 2.04 AND 2.05 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE; and a resolution fixing Wednesday, April 18, 2018 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-12 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 11, POLICE DEPARTMENT; and a resolution fixing Wednesday, April 18, 2018 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. **(School security) Public Safety**
- O-13 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing Wednesday, April 18, 2018 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
270. Kelly Betsworth, 948 Broadway
391. Krusztof Kubiak, 89 East 22nd Street
- ADD
058. Cynthia Baldassarre, 24 Washington Parkway
- RELOCATE
067. Amanda Leonard from 437 Kennedy Boulevard to 380 Avenue C
111. Mary Silvani from 76 Andrew Street to 206 Avenue F

COMMUNICATIONS

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

- C-1 From Alexander O. Bentsen, Esq., filing notice of tort claim on behalf of MINA YOUSEFF, a minor, alleging personal injuries resulting from an injury at the Lincoln School pool on February 9, 2018.
- C-2 From Timothy Hawkes, Esq., filing notice of tort claim on behalf of LUIGI MELE alleging personal injuries resulting from a fall in street on December 12, 2017 at 50th Street and Broadway.
- C-3 From Alexander O. Bentsen, Esq., filing notice of tort claim on behalf of AGNES SOMOS alleging personal injuries resulting from a fall on the sidewalk on November 1, 2017 at 130 North Street.
- C-4 From FREDERICK T. GOODWIN, filing notice of tort claim alleging property damage to his vehicle on November 29, 2017 resulting from being struck by a city owned vehicle on East 22nd Street near Avenue J.
- C-5 From BRIAN J. McCURNIN, filing notice of tort claim alleging property damage to his automobile on January 31, 2018 resulting from being struck by a city owned vehicle at 80 West 32nd Street.
- C-6 From JAMES A. ROYSTER, filing notice of tort claim alleging financial damage resulting from his car being improperly towed at 8th Street and Avenue C.
- C-7 From Superior Court of New Jersey, Law Division Summons and Complaint in matter entitled, “PIRKOWSKI vs. 377 PROPERTY, LLC, et al., incl. THE CITY OF BAYONNE.” (Sidewalk fall down on August 27, 2015, at 377 Broadway)
- C-8 From Superior Court of New Jersey, Law Division Summons and Complaint in matter entitled, “PERCELLA vs. THE CITY OF BAYONNE, et al.” (Wrongful termination, workplace harassment)
- C-9 From the Tax Court of New Jersey, complaint in matter entitled, “SUBHA REALTY, INC. vs. CITY OF BAYONNE.” (2nd Street & Lexington Avenue, Block 359, lot 4.04 - industrial)
- C-10 From the Tax Court of New Jersey, complaint in matter entitled, “52ND STREET ASSOCIATES, LLC BY QUIK CHECK, TAXPAYER vs. CITY OF BAYONNE.” (20-38 East 53rd Street, Block 41, lot 13.01 - commercial)
- C-11 From the Tax Court of New Jersey, complaint in matter entitled, “EILAT REALTY COMPANY vs. CITY OF BAYONNE.” (107-111 North Street, Block 295, lot 18 – multi-family residential)
- C-12 From the Tax Court of New Jersey, complaint in matter entitled, “EILAT REALTY COMPANY vs. CITY OF BAYONNE.” (7-11 North Lane, Block 295, lot 20 – multi-family residential)
- C-13 From the Tax Court of New Jersey, complaint in matter entitled, “CONSTABLE HOOK ROAD PARTNERS, LLC vs. CITY OF BAYONNE.” (Constable Hook, Block 464.01, lot 6 - industrial)
- C-14 From the Tax Court of New Jersey, complaint in matter entitled, “JERSAM, INC. vs. CITY OF BAYONNE.” (63-67 Hook Road, Block 416, lot 3 – industrial)
- C-15 From Donohue, Gironda, Doria & Tompkins, LLC, REPORT OF AUDIT for the year ended December 31, 2016.

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 March 2, 2018: **Finance**
\$5,533,471.00 Claims and payroll for claims and payroll for March

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday February 14, 2018. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, February 7, 2018. **City Clerk**
- CR-3 Renaming the southeast corner of Broadway and 8th Street as O'NEIL POINT in memory of MIA CWO DOUGLAS L. O'NEIL, US ARMY VETERAN 1948-1979. **Public Works**
- CR-4 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (7 properties) **Tax Collector**
- CR-5 Ordering a warrant in the amount of \$1,369.52 payable to SESAC, INC., Nashville, TN, 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, 2018. Chargeable to Account BA-2. **Business Administrator**
- CR-6 Ordering a warrant in the amount of \$116.40 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 57 dog licenses issued in February, 2018. **City Clerk**
- CR-7 Ratifying and confirming the actions of the Municipal Treasurer in issuing payment from the Current Fund in the amount of \$6,904.645.57 payable to the COUNTY OF HUDSON for first quarter county taxes of 2018, county open space tax and added/omitted tax. **Finance**
- CR-8 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, 2018 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**
- CR-9 Authorizing a grant application to the Sustainable Jersey Program for the SUSTAINABLE JERSEY ROOTS FOR RIVER REFORESTATION GRANT AND TECHNICAL ASSISTANCE PROGRAM.
- CR-10 Authorizing the Mayor and City Clerk to execute a license agreement with the BAYONNE ELKS LODGE #434 for the purposes of a fundraiser Bike Blessing to be held on April 21, 2018 to be located on Broadway between 16th and 17th Streets from 10:00 A.M. to 5:00 P.M. (Event from 12:00 Noon to 4:00 P.M.) **Business Administration**
- CR-11 Authorizing the Police Department to sell at auction one vehicle no longer needed for service. **Public Safety**

- CR-12 Removing SNEH BAINS as petty cash custodian for the Free Public Library. **Business Administration**
- CR-13 Authorizing the City Clerk to advertise for bids for 2018 roadway improvements.
- CR-14 Granting 16 Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Affirming that the council members have read, at a minimum, the comments and Recommendations section of the CY 2016 audit, and an affidavit certifying that they have done so. **City Clerk**
- R-2 Adopting a CORRECTIVE ACTION PLAN in response to the CY 2016 Audit. **Finance**
- R-3 Approving Temporary Emergency #2 in the CY 2018 budget. **Finance**
- R-4 Approving Budgetary Transfer # 5 in the CY 2017 budget. **Finance**
- R-5 Designating certain property located at 117-121 Prospect Ave, which property is identified as Block 441, lot 10, as shown on the official Tax Map of the City of Bayonne as a non-condemnation area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. **(Fountain Group) Planning**
- R-6 Authorizing the Planning Board to amend the SILK LOFTS REDEVELOPMENT PLAN to include additional properties. **Planning**
- R-7 Designating an Area in Need of Redevelopment for Block 346, lots 22, 23, 24 & 25, 79-87 Kennedy Boulevard, and authorizing the planning board to prepare a redevelopment plan. **Planning**
- R-8 Requesting the Planning Board to reopen the PENINSULA HARBOR REDEVELOPMENT PLAN to amend the Maritime District of the Plan. **Planning**

TO BE ADDED AT THE MEETING

- ADD-1 Designating the HON. FRANK T. CARPENTER as Chief Judge of the Bayonne Municipal Court.