

CITY OF BAYONNE CITY COUNCIL COUNCIL CAUCUS OCTOBER 10, 2018

ORDINANCES, COMMUNICATIONS AND ADMINISTRATION REQUESTS FOR COUNCIL MEETING AGENDA

ORDINANCES SCHEDULED FOR HEARING

- O-1 AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR A PORTION OF THE SCATTERED SITE REDEVELOPMENT PLAN PERTAINING TO PROPERTY IDENTIFIED AS BLOCK 140, LOTS 1, 60 & 61 AS SHOWN ON THE OFFICIAL TAX MAP IN THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.
- O-2 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 5, ANIMAL CONTROL, **(Reducing Late Fee from \$25.00 to \$5.00) City Clerk**
- O-3 AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AND MODIFYING THE REDEVELOPMENT PLAN FOR A PROPERTY LOCATED AT 736 AVENUE E, 738 TO 742 AVENUE E, WHICH PROPERTIES IDENTIFIED AS BLOCK 393, LOTS 3, 4 & 5 AS SHOWN ON THE OFFICIAL TAX MAP IN THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AN HOUSING LAW, *N.J.S.A. 40A:12A-1 ET. SEQ.;*
- O-4 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC **(Traffic Signal at Avenue C & 12th Street) Public Safety**
- O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC **(Loading Zones-BOE-Juliette Street Facility) Public Safety**
- O-6 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC **(Prohibited Parking/No Parking Zone/Drop-of Zone) Public Safety**
- O-7 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC **(Installation of Meters at 32nd Street) Public Safety**
- O-8 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC **(Restrictive Parking Zones) Public Safety**

DELETE

020. Anna Sopko, 176 West 8th Street
022. Gayle Meadows, 649 Broadway
121. Dorothy Nadrowski, 471 Avenue A
164. Roger O'Halloran, 19 Washington Parkway
276. Michael Ciano, 61 West 6th Street
317. Emeil Shenouda, 523 Kennedy Blvd.
386. Elaine Reichert, 22 West 45th Street
408. Annjeanette Johnson, 308 Avenue C

PUBLIC COMMENTS

Speakers are to sign the signup sheet prior to the meeting.

ORDINANCES PROPOSED FOR INTRODUCTION

- O-9 AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN PERTAINING TO PROPERTY LOCATED AT 90-102 AVENUE E IDENTIFIED AS BLOCK 467, LOTS 8 & 9 AS SHOWN ON THE OFFICIAL TAX MAP IN THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AN HOUSING LAW, *N.J.S.A. 40A:12A-1 ET. SEQ.*; and a resolution fixing Wednesday, November 7, 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-10 AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 554-556 BROADWAY AND 11 EAST 25TH STREET WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 184, LOTS 5 & 10 AS SHOWN ON THE OFFICIAL TAX MAP IN THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AN HOUSING LAW, *N.J.S.A. 40A:12A-1 ET. SEQ.*; and a resolution fixing Wednesday, November 7, 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's)**
- O-11 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND 2.01 REALTY URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT 160 EAST 22ND STREET, WHICH PROPERTY IS IDENTIFIED AS BLOCK , LOT AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE and a resolution fixing Wednesday, November 7, 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. **(PILOT - Alessi)**
Business Administration
- O-12 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND DEVI MATA FLAGSHIP URBAN RENEWAL, LLC FOR THE PROPERTY IS IDENTIFIED AS BLOCK 751, LOT 1.03 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE and a resolution fixing Wednesday, November 7, 2018 at 7:00 P.M. and the Dorothy E. Harrington Council Chambers, Municipal Building, 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, November 7, 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**

ADD

087. Angela DeStefano, 130 West 51st Street
097. Craig Gaynor, 47 West 41st Street

DELETE

066. Joann Mamone, 22 East 51st Street
087. Marie Hemmings, 89 West 53rd Street
158. George Kmec, 26 East 17th Street
178. Maureen Carter, 44 West 30th Street

ADDITIONAL ORDINANCE ADDED AT CAUCUS

COMMUNICATIONS

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

- C-1 From FIONA O'DOHERTY, filing notice of tort claim alleging property damage to her automobile on September 13, 2018 resulting from a falling tree limb while parked at 72 West 31st Street.
- C-2 From Brian A. Held, Esq, filing notice of tort claim on behalf of estate of RUTH YAO Administrator of the Estate of RUVEE ANN YAO, alleging wrongful death from a fire on June 20, 2018 at 703 Broadway.
- C-3 From JENIFER LYNN COTTER, filing notice of tort claim alleging property damage to her automobile on September 12, 2018 resulting from being hit while parked at 78-1/2 Trask Avenue.
- C-4 From NASHAAT W. SALIB, filing notice of tort claim seeking recovery of a towing fee and related expenses as a result of his vehicles being towing on August 7, 2018 from 173 Kennedy Blvd.
- C-5 From ALLISON HENNING, filing notice of tort claim on behalf of her son, NOAH R. KOLER, alleging personal injury sustained in a fall at the park at 25th Street and Park Road.
- C-6 From the Tax Court of New Jersey, Summons and Complaint in matter entitled, "L P M SERVICES, INC. vs. THE CITY OF BAYONNE." (454-456 Broadway, Block 211, LotS 16,17, 18 & 19)

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 \$5,692,692.00 to the Board of Education on October 2, 2018. **Finance**
- OR-3 From the Hon. James Davis establishing a revision to the Purple Zone to include Trask Avenue from 2nd Street to 3rd Street and establish a Universal Residential Zone overlaying all existing zones and establishing a residential permit to all residents and a resolution waiving the 45 period in which the council can object to the designation.
- OR-4 WITHDRAWN

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday September 12, 2018. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, September 5, 2018. **City Clerk**
- CR-3 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (5 properties) **Tax Collector**
- CR-4 Ordering a warrant in the amount of \$30.60 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 8 dog licenses issued in September, 2018. **City Clerk**

- CR-5 Ordering a warrant in the amount of \$2,525.00 drawn to the order of the TREASURER, STATE OF NEW JERSEY representing the state's share of 101 marriage licenses issued during the months of July, August and September, 2018. **City Clerk**
- CR-6 Authorizing the Police Department to sell at auction one vehicle no longer needed for service. **Public Safety**
- CR-7 Cancelling taxes on 100% of Block 81, lot 2 as being occupied by a qualifying 100% disabled veteran effective February 1, 2017, and ordering a refund of overpaid taxes resulting from the exemption. **Assessor**
- CR-8 Ordering a warrant in the amount of \$703.92 payable to ASCAP, Nashville, TN, representing an annual license fee to play music at festivals, firework shows, concerts in the park, community centers and even while on "hold" during telephone calls. **City Clerk**
- CR-9 Authorizing a warrant in the amount of \$32,920.00 payable to the STATE OF NEW JERSEY representing State Surcharge Fees on New Construction and Alterations for the quarter ending September 30, 2018. Chargeable to Account State Training Fees with the Tax Collector. **Building**
- CR-10 Naming Terrence Malloy Plan Administrator and Authorized Signer on the Bayonne Local Redevelopment Agency's (BLRA) VALIC Deferred Compensation Plan.
- CR-11 Authorizing the Mayor and City Clerk to execute a Second Amendment to the access agreement with ANTEA USA INC., on behalf of GETTY PROPERTIES CORP. in a form acceptable to the Law Department to install one (1) groundwater monitoring well in the sidewalk on West 15th Street in connection with performing remedial investigation activities at the former Getty Service Station located at 354 Avenue C under certain conditions formerly granted to Tryee Corp. pursuant to Resolution No. 15-08-19-069. **Law**
- CR-12 Ratifying and confirming the actions of the Mayor in executing a NEW JERSEY DEPARTMENT OF ENVIROMENTAL PROTECTION WATERFRONT DEVELOPMENT PERMIT in connection with site investigation and remediation activities being performed at Dennis P. Collins Park and authorizing the Mayor to execute a Deed Notice and Memorandum of Understanding in a form acceptable to the Law Department. **Law**
- CR-13 Ratifying and confirming the actions of the Public Safety Director in executing a service agreement with INTERGRATED TECHNICAL SYSTEMS, INC for annual parts and labor for the parking utility pay station location in the municipal parking lots and authorizing a warrant in the amount of \$16,212.00 for payment of same.
- CR-14 Authorizing the Mayor and City Clerk to submit an grant application identified as "SST-209-Intersection Improvement Project-00048" to the NEW JERSEY DEPARTMENT OF TRANSPORTATION.
- CR-15 Amending Agreement No. CY18-045 with HUDSON MILESTONES, 365-381 Clendenny Avenue, Jersey City, NJ, to amend the contract to include the unanticipated cost of installation of 45 feet of new curb at 715 Avenue E, increasing the amount by \$6,450.00, making total contact amount \$136,950.00. Chargeable to CDBG-917.
- CR-16 Ratifying and confirming the action of Samantha Howard, Executive Director, in retaining Dynamik Construction, Inc, 90 West 55th Street, Bayonne, NJ, in the amount of \$600.00 for providing emergency roof repairs at the Bayonne Youth Center, 524 Kennedy Blvd., and authorizing the Mayor and City Clerk to enter into an agreement with Bayonne Youth Center in the amount of \$600,000 for the period of one (1) year commencing September 1, 2017 and ending August 31, 2018. Chargeable to CDBG-917.

- CR-17 Granting 1 Bingo licenses to qualified organizations. **City Clerk**
- CR-18 Granting 15 Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 WITHDRAWN
- R-2 Approving Chapter 159 #3 in the CY 2018 budget, seeking permission of the Division of Local Government Services to approve the insertion of an item of revenue in the amount of \$500,000.00, under the caption, "2018 Open Space Grant Agreement." **Finance**
- R-3 Approving Chapter 159 #4 in the CY 2018 budget, seeking permission of the Division of Local Government Services to approve the insertion of an item of revenue in the amount of \$16,852.11, under the caption, "Reimbursement for Fire Dept. Expenses" **Finance**
- R-4 Designating BAYONNE EQUITIES B 2, LLC as redeveloper of the property located 9-11 West 12th Street and 281-289 Broadway, which property is identified as Block 264, Lots 15,16 & 17 as shown on the official tax map of the City of Bayonne and authorizing the execution of a Redevelopment Agreement with Bayonne Equities B 2, LLC for the redevelopment of such property in accordance with the redevelopment plan. **Planning**
- R-5 Designating LOFTS ON AVENUE E URBAN RENEWAL, LLC as redeveloper the property located 306-322 Avenue E and 317 Avenue E, which property is identified as of Block 440, Lots 3,4 & 5 and Block 191, Lot 5.02 and authorizing the execution of a redevelopment agreement with Lofts on Avenue E Urban Renewal, LLC for the redevelopment of such property in accordance with the redevelopment plan. **Planning**
- R-6 WITHDRAWN
- R-7 Authorizing a one (1) year renewal option to Agreement No. CY15-086 with SUBURBAN DISPOSAL, INC. for the collection of Recyclable Materials for the period of one (1) year commencing November 1, 2018 and ending October 31, 2019 for a total amount not to exceed \$1,030,000.00. Chargeable to 8-01-32-465-0000-028 for CY2018 and 9-01-32-465-0000-028 for CY2019 pending adoption of the CY2019 budget. **Public Works**
- R-8 Authorizing a one (1) year option to Agreement No. CY15-087 with SUBURBAN DISPOSAL, INC., for the collection of Solid Waste for a period of one (1) year commencing November 1, 2018 and ending October 31, 2019 for a total amount not to exceed \$1,694,000.00. Chargeable to 8-01-32-465-0000-028 for CY2018 and 9-01-32-465-0000-028 for CY2019 pending adoption of the CY2019 budget. **Public Works**
- R-9 Authorizing an amendment to Agreement No. 18-34A with JABOBS ENGINEERING GROUP, INC. for professional engineering services from \$10,000.00 to \$40,000.00.
- R-10 WITHDRAWN
- R-11 Resolution of the City of Bayonne, in the County of Hudson, State of New Jersey, determining the form and other details of its "Note relating to the construction financing program of the New Jersey Infrastructure Bank (F/K/A The New Jersey Environmental Infrastructure Trust), to be issued in the principal amount of up to \$11,700.000 (in one or more series), and providing for the issuance and sale of such note (in one or more series) to the New Jersey Infrastructure Bank, and authorizing the execution and delivery of such note (in one or more series) by the City of Bayonne in favor of the New Jersey Infrastructure Bank, all pursuant to the New Jersey Infrastructure Bank construction financing program.

- R-12 Resolution determining the form and other details of not exceeding \$11,700,000 General Obligations Bonds of the City of Bayonne, in the County of Hudson, New Jersey, and providing for their sale to the New Jersey Infrastructure Bank (F/K/A The New Jersey Environmental Infrastructure Trust) and the State of New Jersey pursuant to the New Jersey Infrastructure Bank financing program and authorizing the execution and delivery of certain loan agreements and an escrow agreement in connection therewith.
- R-13 Authorizing an amendment to the In Lieu minimum payment agreement with the PLATTYKILL URBAN RENEWAL, LLC and the City of Bayonne. **Planning**
- R-14 Amending the designation of PANEPINTO PROPERTIES, INC. as redeveloper of the property located at 276 Prospect Avenue, which property is identified as Block 407, Lot 1 and Block 408, Lots 1 and 2 to include Block 4017, Lots 2, 3 and 4 as shown on the official tax map of the City of Bayonne and authorizing and directing the planning board to reopen and amend the redevelopment plan entitled, 34TH STREET STATION REDEVELOPMENT AREA. **Planning**
- R-15 Designating SEASTREAK, LLC, 2 First Avenue, Atlantic Highlands, NJ, as ferry operator for the City of Bayonne and authorizing the Mayor and City Council or their designees to enter into negotiations to effectuate the development and operations of a commuter passenger ferry.
- R-16 Awarding a contract for the construction of the Harbor Station Waterfront Walkway-Peninsula at Bayonne Harbor to ROMAN ASPHALT CORPORATION, 14 Ogden St., Newark, NJ, the lowest qualified and most advantageous bidder for a total bid amount not to exceed \$398,586.00. Chargeable to CBO-018-53.
- R-17 Authoring the submission and execution of a grant contract with the NEW JERSEY DEPARTMENT OF TRANSPORTATION (NJ DOT) for the 2019 Roadway Improvement Program.
- R-18 Authorizing payment to the COMMUNITY DEVELOPEMNT BLOCK GRANT

TO BE ADDED AT MEETING

- ADD-1 ORDINANCE AUTHORIZING THE SALE OF CERTAIN REAL PROPERTY LOCATED WITHIN THE MARITIME DISTRICT OF THE PENINSULA AT BAYONNE HARBOR DESIGNATED AT BLOCK 1180, LOT 2 ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE (the "Property") TO LEG-BP BAYONNE OWNER LLC FOR THRE HUNDRED TWENTY-SIX THOUSAND DOLLARS (\$326,000.)) and a resolution fixing Wednesday, November 7, 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.
- ADD-2 Ordering a warrant in the amount of \$230.00 payable to KATHLEEN LEWKOWICZ, for reimbursement for the cancellation of a dumpster.
- ADD-3 Ratifying and affirming the actions of the Mayor in executing individual Employment Agreements with Chief Robert Giesler, Deputy Walter Rogers and Deputy Chief Robert Schork setting forth the terms of employment as Chief of Police and Deputy Chiefs of Police
- ADD-4 Ratifying and affirming the action of the City Comptroller in making payment to Astra Health Centers for professional medical services rendered in connection with non-uniformed employees and applicants for taxi licenses, disability, parking spaces, etc., for a period commencing January 1, 2018 and August 31, 2018 and authorizing an extension of Agreement No. CY17-038 through December 31, 2018 for an amount not to exceed \$37,000 and a total contract amount not to exceed \$74,000.00. Chargeable to Account 8-01-27-330-0000-093.

- ADD-5 Authorizing the advertisement of various Request for Qualifications/Proposals for professional and/or extraordinary, unspecific services for the upcoming calendar year commencing January 1, 2019 and ending December 31, 2019, pursuant to the fair and open contracting provisions set forth in N.J.S.A. 19:44A-20.4 and N.J.S.A. 19:44A-20.5
- ADD-6 From Hon. James M. Davis, appointing MARIBETH DORIA and GAIL P. GODESKY to the Library Board, terms to expire December 31, 2020 and December 31, 2019, respectively.
- ADD-7 From the Honorable James M. Davis, re-appointing P. GERARD NOWICKI for term to expire December 31, 2021 and appointing BAER HANUSZ-RAJKOWSKI, as Alternate #1 and DONNA HOLOVACH, as Alternate 2 to the Historic Preservation Commission terms to expire December 31, 2018 and December 31, 2021, respectively.
- ADD-8 Designating 425-429 AVENUE C BAYONNE REALTY URBAN RENEWAL, LLC as redeveloper of the property located at 425-429 Avenue C, which property is identified as Block 230, Lot 22 and 23.01 as shown on the official tax map of the City of Bayonne and authorizing the execution of a redevelopment agreement with 425-429 AVENUE C BAYONNE REALTY URBAN RENEWAL, LLC for the redevelopment of such property in accordance with the redevelopment plan.