

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
MAY 15, 2019

ORDINANCES SCHEDULED FOR HEARING

- O-1 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 21, HEALTH REGULATIONS. **(Increasing distance where smoking is prohibited at entrances to municipal buildings or facilities from 10 feet to 20 feet) Business Administration**
- O-2 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 3, POLICE REGULATIONS. **(Prohibiting obstruction of/restricting access to fire hydrants) Public Safety**
- O-3 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 17, PROPERTY MAINTENANCE. **(Prohibiting obstruction of/restricting access to fire hydrants) Public Safety**
- O-4 ORDINANCE AUTHORIZING THE EXECUTION OF AN ENCROACHMENT AGREEMENT WITH MHP 33 PROSPECT AVENUE URBAN RENEWAL, LLC TO ALLOW CERTAIN ENCROACHMENTS INTO THE PUBLIC RIGHT OF WAY ADJACENT TO BLOCK 455, LOT 1.01. **(Madison Hill, II) Business Administration**
- O-5 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING THE REDEVELOPMENT PLAN ENTITLED REDEVELOPMENT PLAN 69-71 NEW HOOK ROAD BLOCK 416 LOTS 1 AND 2 FOR THE PROPERTY LOCATED AT 69-71 NEW HOOK ROAD, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 416, LOTS 1 & 2 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. (DELTA STORAGE). **Business Administration**
- 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

055. Souzan Morgan, 23 Andrew Street
140. Birdalee McKay-Frey, 230 West 21st Street
371. Regina Donovan, 76 West 43rd Street
383. Shenouda Hanna, 35-37 West 29th Street

ADD

005. Stephen Wisniewski, 100 East 23rd Street

PUBLIC COMMENTS

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

ORDINANCES PROPOSED FOR INTRODUCTION

- O-7 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing Wednesday, June 19, 2019 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. **(Commercial vehicle parking) Public Safety**
- O-8 AN ORDINANCE regulating the use of plastic bags; and a resolution fixing Wednesday, June 19, 2019 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 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND MALAKSHMI GOLDSBOROUGH URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED GOLDSBOROUGH DRIVE, WHICH PROPERTY IS IDENTIFIED AS BLOCK 751, LOT 1.05 AND A PORTION OF 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE; and a resolution fixing Wednesday, June 19, 2019 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-10 AN ORDINANCE Approving a Redevelopment Plan for the Assumption site; and a resolution fixing Wednesday, June 19, 2019 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. **(West 23rd Street) Planning**
- O-11 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing Wednesday, June 19, 2019 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

005. Janis Demellier, 55 Cottage Street
018. Yolanda Servodio, 88 Andrew Street
027. Hannah Sharkey 101 Lexington Avenue
061. Alice Dahl, 12 West 52nd Street
074. Jillian Elias, 85 East 28th Street
109. Irene Jakubowski, 130 West 54th Street
152. John Delaney, 23 East 35th Street
165. Francesco Vita, 163 West 20th Street
171. Baher Shaarawy, 84 Andrew Street
252. Victor Fernandez, 166 Newman Avenue
273. Jane Young, 112 West 3rd Street
392. German Magana, 26 East 49th Street

ADD

027. Ralph Soriero, 103 West 57th Street
022. Norman Donegan, 203 Broadway

RELOCATE

237. Juan Matos from 41 West 16th Street to 87 Andrew Street

COMMUNICATIONS

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

- C-1 From Robert N. Blitz, Esq., filing notice of tort claim on behalf of UBALDO CHAVIANO alleging personal injuries resulting from a fall on the sidewalk on February 28, 2019 at 44 West 36th Street.
- C-2 From Blume Forte Fried Zerres & Molinari, PC, filing notice of tort claim on behalf of JEAN DORNEVAL alleging personal injuries resulting from a fall in the vestibule of the GT Building (??) on January 8, 2019.
- C-3 From MARIT S. MOWANNAS, filing notice of tort claim alleging personal injuries sustained on January 22, 2019, resulting from a fall on ice at Midtown Community School.
- C-4 From ANDREW BARBA, filing notice of tort claim alleging property damage to his automobile on April 21, 2019, resulting from being backed into by a fire engine at West 26th Street and Avenue A.
- C-5 From Superior Court of New Jersey, Chancery Division Summons and Complaint in matter entitled, "CARRINGTON MORTGAGE SERVICES, LLC vs. HARRINGTON, et al., incl. THE CITY OF BAYONNE." (Mortgage foreclosure, city holds a Community Development Office mortgage)

- C-6 From Superior Court of New Jersey, Law Division Summons and Complaint in matter entitled, "DITECH FINANCIAL, LLC vs. McKENNA, et al., incl. THE CITY OF BAYONNE." (Mortgage foreclosure, city holds judgments against the property)
- C-7 From the BAYONNE BOARD OF EDUCATION, resolution adopting 2019-2020 school budget and Certificate of School Taxes (Form A4F) setting \$68,688,020 to be levied for school district purposes for 2019.

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, approving the appointment by the Alcoholic Beverage Control Board of MADELENE MEDINA as board secretary for a three year term commencing June 1, 2019, setting the salary at \$7,853.00 per year; and a resolution consenting to the appointment. **A.B.C. Board**
- OR-2 From Donna L. Mauer, 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 April 26, 2019: **Finance**
\$5,692,692.00 Claims and payroll for claims and payroll for May, 2019

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday April 17, 2019. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, April 10, 2019. **City Clerk**
- CR-3 Re-designating STEPHANIE BURT SCHIRALDI and JOSEPH STYLES and designating WAYNE COLEGROVE and CHRISTOPHER STYLES as Municipal Humane Law enforcement Officers for a one year term commencing May 16, 2019. **Public Safety**
- CR-4 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (10 properties) **Tax Collector**
- CR-5 Ordering a warrant in the amount of \$86.40 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 32 dog licenses issued in April, 2019. **City Clerk**
- CR-6 Authorizing the submission of the city's FY 2019 ANNUAL ACTION PLAN to the U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT for the following anticipated amounts:
2019 CDBG Program \$1,533,452.00
2019 CDBG Anticipated Program Income \$100,000.00
- CR-7 Ratifying and affirming the actions of the City's CDBG Program Administrator, the BEOF, in authorizing the replacement of the heating/AC unit servicing the BAYONNE COMMUNITY DAY NURSERY by In-Line Heating & Air Conditioning Company, for the amount of \$14,180.00; and authorizing the Mayor and City Clerk to execute an agreement with the BAYONNE COMMUNITY DAY NURSERY in the amount of \$14,180.00 to provide payment of the cost of the aforesaid replacement. Chargeable to Account CDBG - 917. **Community Development**

- CR-8 Authorizing an application to the COUNTY OPEN SPACE, RECREATION, AND HISTORIC PRESERVATION TRUST FUND for a matching grant of \$500,000.00 with a city match of \$127,000.00 (Project Total \$627,000.00) to fund IMPROVEMENTS TO 28TH STREET PARK.
- CR-9 Authorizing an application to the COUNTY OPEN SPACE, RECREATION, AND HISTORIC PRESERVATION TRUST FUND for a matching grant of \$500,000.00 with a city match of \$1,366,000.00 (Project Total \$1,866,000.00) to fund IMPROVEMENTS TO RUSSELL GOLDING PARK.
- CR-10 Authorizing the city's participation in the HUDSON COUNTY REGIONAL HEALTH COMMISSION for calendar year 2019 for a total assessment of \$25,944.00 and authorizing the Municipal Treasurer to issue warrants quarterly in the amount of \$6,486.00 payable to the Hudson County Regional Health Commission representing payments for the assessment. **Business Administration**
- CR-11 Authorizing the advertisement of requests for proposals for PROFESSIONAL PLANNING SERVICES pursuant to fair and open contracting procedures. **Business Administration**
- CR-12 Authorizing the Mayor and City Clerk to execute any and all documents necessary to effectuate a fireworks display on July 3, 2019 or on a rain date of July 9, 2019. **Parks and Recreation**
- CR-13 Granting a waiver from Section 6-3.3 of the Revised General Ordinances to allow the BAYONNE CHAMBER OF COMMERCE to serve alcohol in the Council Chambers at its event to be held May 21, 2019, and ratifying and affirming the actions of the Mayor in executing a permit application for a catering license for Vic Tavern, LLC, required to be submitted to the State of New Jersey. **Mayor**
- CR-14 Granting 3 Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Approving Temporary Emergency Appropriation #4 in the CY 2019 budget. **Finance**
- R-2 Designating certain property located 140 East 22nd street, which property is identified as Block 464.01, lot 6, 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. **(Former Kenrich Site)**
- R-3 Designating certain property located 70 and 86 Hobart Ave, which property is identified as Block 359, lots 10.01 and 4.05, 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. **(DC Plastics)**
- R-4 Designating certain property located and known as West 2nd Street between Avenue A and Kennedy Blvd (unimproved portion) which property is identified as West 2nd Street between Blocks 373 and 362/510 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. **(West 2nd Street)**
- R-5 Authorizing and directing the planning board to conduct a preliminary investigation to determine whether certain property located at 1099 to 1105 Avenue C and 66-68 West 54th St., which property is identified as Block 34, lots

26, 27, 28, 29 and 30 as shown on the official Tax Map of the City Of Bayonne within the city constitutes 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. (Da Noi) **Planning**

- R-6 Authorizing the transfer of the financial agreement by and between the City of Bayonne and MHP 33 PROSPECT AVENUE URBAN RENEWAL, LLC for the property located at 33 Prospect Avenue, which property is identified as Block 455, lot 1- 3 as shown on the official Tax Map of the City Of Bayonne to QOZ PROSPECT URBAN RENEWAL LLC, and designating QOZ PROSPECT URBAN RENEWAL, LLC as the redeveloper. **Planning**