

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
JULY 17, 2019

ORDINANCES, COMMUNICATIONS AND
ADMINISTRATION REQUESTS FOR COUNCIL MEETING AGENDA

ORDINANCES SCHEDULED FOR HEARING

- O-1 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDMENT TO THE AMENDED AND RESTATED SCATTERED SITE REDEVELOPMENT PLAN FOR BLOCK 393, LOTS 19 & 20 AND A PORTIONS OF BLOCK 393, LOTS 16, 17, 18 19, 20 AND 21 PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ. (AVE E TURNPIKE) **Planning**
- O-2 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Restrictive Parking Zones-procedures)**
- 7-37.1 Procedures to Apply for a Restrictive Parking Zone**
- O-3 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Loading Zone at 47-49 Lexington Avenue) Public Safety**
- O-4 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. **(Restrictive Parking Zones) Public Safety**

- DELETE
- 060. Ciriaca Velasques, 69 West 21st Street
 - 067. Amanda Leonard, 380 Avenue C
 - 095. Grace Cronick, 83 West 18th Street
 - 265. Goatel Blachar, 33 Sunset Ave.
 - 308. Vicki Wondolowski, 461 Avenue A
 - 331. Rosalind Y. Baker-Brayboy, 19 Hartley Place
 - 401. Deborah Kisielewski, 134 West 28th Street
- ADD
- 051. Kathleen Kelder, 91 Newman Avenue

PUBLIC COMMENTS

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

ORDINANCES PROPOSED FOR INTRODUCTION

- O-5 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING THE REDEVELOPMENT PLAN ENTITLED REDEVELOPMENT PLAN BLOCK 278, LOT 4 (22 EAST 10TH STREET), BLOCK 278, LOT 3 (13-15 AVENUE), BLOCK 278, LOT 2 (9 AVENUE E) FOR THE PROPERTY LOCATED AT 22-30 EAST 10TH STREET, 13-15 AVENUE E AND 9 AVENUE E 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, August 14, 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. (Bayonne Pool Site) **Planning**

- O-6 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY, DESIGNATING A CERTAIN PORTION OF A PUBLIC STREET KNOWN AS WEST 2ND STREET WITHIN THE CITY OF BAYONNE AS A PEDESTRIAN MALL, PURSUANT TO N.J.S.A. 40:56-65 *ET SEQ.* (UNIMPROVED PORTION W 2ND STREET) and a resolution fixing Wednesday, August 14, 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-7 ORDINANCE VACATING THE RIGHT-OF-WAY EASMENT RESERVED TO THE CITY OF BAYONNE AND CONVEYED TO DURAPORT REALTY IV, LLC OVER BLOCK 476.01 / Lot 10.01 and a resolution fixing Wednesday, August 14, 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-8 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC and a resolution fixing Wednesday, August 14, 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

048. Sozy Ishak, 780 Broadway
221. Jose Collazo, 171 West 10th Street
263. Michael Bolowski, 157 West 21st Street
332. Dolores Krizenowski, 38 East 19th Street
367. Kamal Morgan, 21 East 16th Street

ADD

059. Maria Lopez, 18 East 29th Street
060. Pat Lagis, 1067 Avenue C

- O-9 ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND DTFG 39-43 WEST 25TH URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT 39-43 WEST 25TH STREET, WHICH PROPERTY IS IDENTIFIED AS BLOCK 183, LOT 1 AND 2.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE, and a resolution fixing Wednesday, August 14, 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.

COMMUNICATIONS

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

- C-1 From MARIO E. McCOY, filing notice of tort claim alleging property damage to his automobile on June 7, 2019, resulting from being struck by a police vehicle at Avenue C and 18th Street.
- C-2 From Michael A. Percario, Esq., filing notice of tort claim on behalf of ROSEMARY CALANDRA alleging personal injuries resulting in a fall on the sidewalk at 360 Avenue C.
- C-3 From Norberto A. Garcia Esq., filing notice of tort claim on behalf of MARLON RAMOS, alleging property damage to his automobile on May 23, 2019 when it was struck by a city-owned vehicle at Broadway and 20th Street.
- C-4 From Kevin J. Knorr, filing notice of claim on behalf of THOMAS KEYES, alleging personal injuries resulting from automobile accident while driving a city-owned vehicle at Avenue C and Andrew Street on May 20, 2019.

- C-5 From PATRICIA J. WARGO, filing notice of claim alleging property damage to her automobile on June 19, 2019 when it was struck by a fire truck while parked.
- C-6 From the Superior Court of New Jersey, Chancery Division, Summons and Complaint in matter entitled, "BCB COMMUNITY BANK vs. D'AGOSTO, et al., incl. THE CITY OF BAYONNE." (Mortgage foreclosure)
- C-7 From Tax Court of New Jersey, complaint in matter entitled, "PORTLAND PETROLEUM, INC. vs. CITY OF BAYONNE." (205 Port Jersey Blvd., Block 397, lot 2 - commercial)
- C-8 From the Tax Court of New Jersey, complaint in matter entitled, "SUMO COMPANIES, INC. vs. CITY OF BAYONNE." (103 Oak Street, Block 473.02, lot 1 - commercial)
- C-9 From the Tax Court of New Jersey, complaint in matter entitled, "445 BROADWAY ASSOCIATES, LLC vs. CITY OF BAYONNE." (455 Broadway, Block 216, lot 18-01 - commercial)
- C-10 From the Tax Court of New Jersey, complaint in matter entitled, "NJD DEVELOPMENT LLC vs. CITY OF BAYONNE." (752-764 Avenue E, Block 393, lot 16 - commercial)
- C-11 From the Tax Court of New Jersey, complaint in matter entitled, "SMITH, MA c/o BWAY SERVICE CENTER vs. CITY OF BAYONNE." (218-222 Broadway, Block 319, lot 26 - commercial)

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 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-2 From Janet Convery, Treasurer, reporting on the transfer of the following amounts to the Board of Education on July 2, 2019. **Finance**

\$5,755,311.00 Claims and payroll for claims and payroll for June

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday June 19, 2019. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, June 12, 2019. **City Clerk**
- CR-3 Ordering a warrant in the amount of \$47.40 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 22 dog licenses issued in June. **City Clerk**
- 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 \$1,700.00 drawn to the order of the TREASURER, STATE OF NEW JERSEY representing the state's share of 68

marriage licenses issued during the months of April, May and June, 2019. **City Clerk**

- CR-6 Ordering a warrant in the amount of \$29,248.00 payable to the STATE OF NEW JERSEY for state surcharge fees on new construction and alterations. **Building**
- CR-7 Approving the submission of a grant application and executing a grant contract with the New Jersey Department of Transportation for the PEDESTRIAN INTERSECTON IMPROVEMENT-34th Street Light Rail Station-Phase II Project.
- CR-8 Authorizing the acceptance of the State of New Jersey Department of Environmental Protection Green Acres Program Grant for the NEWARK BAY WATERFRONT ACCESS INFILL PROJECT.
- CR-9 Authorizing an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION for the provision of providing the cost preliminary assessment/phase 1 environmental site assessment of the former Holy Family located at 237-249 Avenue A from Matrix New World Engineering in the amount of \$9,000.00 for the period commencing September 1, 2018 and ending August 31, 2019. Chargeable to account #CDBG-1008.
- CR-10 Accepting a grant from the NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS BUREAU OF HOUSING INSPECTION in the amount of \$52,500.00 for the Local Cooperative Housing Inspection Program. **Business Administration**
- CR-11 Accepting a grant in the amount up to \$52,566.00 from the HAZARDOUS DISCHARGE SITE REMEDIATION FUND PUBLIC ENTITY PROGRAM through the New Jersey Department of Environment Protection and the New Jersey Economic Development Authority for Preliminary Assessment and Site Investigation of the 5th Street connection property. **Business Administration**
- CR-12 Accepting a grant from the NEW JERSEY DEPARTMENT OF TRANSPORTATION (NJDOT) in the amount of \$3,850,000.00 for improvements to Peninsula at Bayonne Harbor Post Access Road project. **Business Administration**
- CR-13 Accepting a grant from the NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS in the amount of \$20,000.00 for the CY 2019 Recreational Opportunities for Individuals with Disabilities Grant plus a \$4,000.00 match for a total of \$24,000.00. **Business Administration**
- CR-14 Authorizing an agreement with CI TECHNOLOGIES, INC., Townsend, MA, for software license renewal and support for the Police Department's IA Pro Internal Affairs computer software for a one year period commencing July 1, 2019 at a cost of \$2,122.42, and ordering a warrant in payment. Chargeable to Account #PS-9. **Public Safety**
- CR-15 Granting ** Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Introduction of CY2019 Municipal Budget amendments.
- R-2 Approving Temporary Emergency Appropriation # in the CY 2019 budget. **Finance**
- R-3 Requesting the planning board to reopen redevelopment plan for the property commonly known as BAYONNE BAY EAST located at the Peninsula and referred to as a portion of Block 830, Lots 1.05, 1.06 and a portion of Memorial Boulevard formerly known as Block 830, Lot 1 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. to consider amendments to the Plan.

- R-4 Designating certain property located at Ave. A and North Street., which property is identified as Block 300.01, Lots 2 and 3 as shown on the official tax map of the City of Bayonne as a condemnation area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (A&P Property) **Planning**
- R-5 Designating certain property located at 161 Ave. A, which property is identified as Block 301.03, Lots 2 and 3 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. (Dugan Property) **Planning**
- R-6 Authorizing and directing the Planning Board to prepare an amended redevelopment plan for the property located at 797-811 Avenue E identified as Block 54, Lot 11 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. (Riggio Valves) **Planning**
- R-7 Reauthorizing and directing the Planning Board to conduct a preliminary investigation to determine whether to include additional property identified as East 25th Street Right of Way in the redevelopment area that consists of Block 441, lot 10 as shown on the official tax map of the City of Bayonne and to reopen and amend the redevelopment plan (117-121 Prospect Ave.) **Planning**
- R-8 Designating BCP, LLC as redeveloper for the property located at 796-798 Avenue E, which is identified at Block 393, Lots 19 and 20 as shown on the official tax map of the City of Bayonne for the redevelopment of such property in accordance with the amended scattered site redevelopment plan. (Turnpike Lots)
- R-9 Authorizing the execution of a redevelopment agreement for the redevelopment of the property located between Avenue a and JFK Boulevard, which is identified as West 2nd Street as shown on the official tax map of the City of Bayonne in accordance with the TEXACO REDEVELOPMENT PLAN and the property located at 796-798 Avenue E which is identified as Block 393, Lots 19 and 20 as shown on the official tax map of the city in accordance with the amended and restated scattered site redevelopment plan.
- R-10 Authorizing the execution of an amended redevelopment agreement between McDONALD'S CORPORATION and the CITY OF BAYONNE for the redevelopment of the property located at 537-543 Broadway, which is identified as Block 189, Lot 24 as shown on the official tax map of the City of Bayonne in accordance with the redevelopment plan.
- R-11 Requesting permission from the Director of the Division of Local Government Services for approval of a dedication by rider for revenues for the Affordable Housing Trust Fund
- R-12 Approving Chapter 159 in the CY 2019 budget, seeking permission of the Division of Local Government Services to approve the insertion of an item of revenue in the amount of \$**, under the caption, "**." **Finance**
- R-13 Requesting permission from the Director of the Division of Local Government Services for approval of a dedication by rider for revenues for Snow Removal Trust Fund.
- R-14 Authorizing and directing the Planning Board to conduct a preliminary investigation to determine whether certain property identified as Block 478, Lots 1.01, 2 and 2.01; Block 479, Lot 1; Block 481, Lots 1, 2, 4 and 5.02 as shown on the official tax map of 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. (New Hook Road)

