

**CITY OF BAYONNE
CITY COUNCIL
COUNCIL CAUCUS
DECEMBER 11, 2019**

**ORDINANCES, COMMUNICATIONS AND
ADMINISTRATION REQUESTS FOR COUNCIL MEETING AGENDA**

ORDINANCES SCHEDULED FOR HEARING

- O-1 AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN FOR 130-134 AVENUE F, EAST 23RD STREET, 37 MECHANIC STREET, 39 MECHANIC STREET AND 41 MECHANIC STREET, AND IDENTIFIED AS BLOCK 450, LOT 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 REDEVLOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ., **(Parkview I)**
- O-2 AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING THE AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED 101 EAST 23RD STREET, WHICH PROPERTIES IS IDENTIFIED AS BLOCK 445, LOT 1.01 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,
- O-3 AN 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 451, LOTS 1.01 AND 2.05, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE **(Ken’s Marine)**
- O-4 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC **(Restrictive Parking Zones) Public Safety**

Restrictive Parking Zones

DELETE

147. Rufina Rodriguez, 185 West 48th Street
274. Gaetano Alessi, 146 West 37th Street
284. Aurea Roman, 92 Andrew Street
307. Newr Habeb, 726 Avenue A

ADD

009. Theresa Augustyniak, 19 West 11th Street
067. Amanda Leonard, for her son, Avier Burgos, 380 Avenue C

PUBLIC COMMENTS

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

ORDINANCES PROPOSED FOR INTRODUCTION

- O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 25, STREETS AND SIDEWALKS, and a resolution fixing Wednesday, January 15, 2020 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. **(Public Works)**
- 25-1.9 Street Specifications/Road Surface

- O-6 AN ORDINANCE OF THE CIT OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING THE AMENDED AND RESTATED REDEVELOPMENT FOR BAYONNE BAY EAST, and a resolution fixing Wednesday, January 15, 2020 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. (Borarie-MOTBY). **(Planning)**
- O-7 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC, and a resolution fixing Wednesday, January 15, 2020 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**

Restrictive Parking Zones
DELETE

009. Theresa Augustyniak, 19 West 11th Street
160. Shaun Milk, 35 West 29th Street
019. Dominick Rizzo, 11 Veterans Court

ADD

066. Eileen Costanzo, 12 Story Court
077. Albert Fetchko, 31A East 41st Street
078. Mary De'Poalo, 78 West 6th Street
079. Eshak Nabil, 87 West 50th Street
095. Coleen J. Walsh, 21 West 2nd Street
103. William DeVenuto, 590 Avenue A
109. Kathy Walsh, 118 West 19th Street

COMMUNICATIONS

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

- C-1 From Steven Benvenisti, Esq., filing notice of tort claim on behalf of JOHN A. CHEVRES, alleging personal injuries sustained from a fall in Stephen R. Gregg Park on August 4, 2019.
- C-2 From KIM VENABLE filing notice of tort claim on behalf of her son, TYRELL HARDY, a minor, alleging personal injuries sustained during a football game at the Don Ahern Veterans Memorial Stadium on September 22, 2019.
- C-3 From MICHAEL E. McWILLIAMS filing notice of tort claim alleging unpaid wages following resignation from his employment at the Bayonne Public Library on October 30, 2019.
- C-4 From Steven R. Hymowitz, Esq., filing notice of tort claim on behalf of GLORIA GARY, alleging personal injuries sustained from a fall at 44th Street and Broadway on August 22, 2019.
- C-5 From JOSEPH SWEENEY, filing notice of tort claim alleging personal injuries when he was struck by a city vehicle on West 8th Street on October 2, 2018.
- C-6 From JUSTIN MILLER, filing notice of tort claim alleging property damage to his automobile when a garbage barrel was thrown by garbage man on November 27, 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 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 Claudia Geerin, Treasurer, reporting on the transfer of the following amounts to the Board of Education on December 2, 2019. **Finance**

\$5,755,314.00 -Claims and payroll for claims and payroll for December

- OR-3 From the Purchasing Agent reporting on bids received for the Solid Waste Removal.
- OR-4 From the Purchasing Agent reporting on bids received for the Recycling Collection.
- OR-5 From the Purchasing Agent reporting on bids received for the Rock Salt for City Streets.

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday November 6, 2019, 2019. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, October 30, 2019. **City Clerk**
- CR-3 Approving the minutes of the special meeting held Thursday, November 21, 2019. **City Clerk**
- CR-4 Ordering a warrant in the amount of \$7.20 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 4 dog licenses issued in December. **City Clerk**
- CR-5 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (10 properties) **Tax Collector**
- CR-6 Establishing the calendar of council caucuses and council meetings for 2020. **City Clerk**
- CR-7 Amending Resolution #19-10-16-040 awarding a three (3) year contract to STANDARD ELEVATOR for elevator maintenance for three City buildings to correct the terms of the contract from October 17, 2019 and ending October 15, 2022 to commence November 1, 2019 and ending October 31, 2022. **(Public Works)**
- CR-8 Authorizing an agreement with PROPHOENIX CORPORATION, Moorestown, NJ for continued maintenance and support for its Police Public Safety Software, CAD-RMS-WDA software for a one year period commencing January 1, 2020 in the amount of \$54,160.31. Chargeable to Account PS-9. Contract awarded through the Non-Fair and Open Solicitation Process. **Public Safety**
- CR-9 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, 2020 in the amount of \$280,034.00. Chargeable to various accounts. **Public Safety**
- CR-10 Ordering a warrant payable to BAYONNE FAMILY COMMUNITY CENTER in the amount of \$1,750.00 for the semi-annual renewal membership fees for the Police Department from July 1, 2019 through December 31, 2019. Chargeable to Account PS-9. **Public Safety**
- CR-11 Amending Resolution No. 19-08-21-038 authorizing Agreement No. CY19-063 with WINDMILL ALLIANCE for CDBG funds for outreach services through the HIGHWAYS program to decrease the amount from \$25,000.00 to \$17,000.00. **(Scrivener's error) Law**
- CR-12 Cancelling taxes on Block 171, lot 2, a one family occupied by a totally disabled veteran, retroactive to effective July 25, 2019 and authorizing a refund of any overpayment resulting from the cancellation. **Tax Assessor**
- CR-13 Accepting a grant from the New Jersey Department of Emergency Management in the amount of \$110,203.57 for the Urban Area Security Initiative. **Finance**
- CR-14 Accepting a grant from the New Jersey of Transportation in the amount of \$852,709.00 for the CY 2020 Municipal Aid Program for Various Streets. **Finance**

- CR-15 Accepting a grant from the New Jersey Department of Environmental Protection and the Garden State Preservation Trust in the amount of \$1,000,000.00 for the CY 2019 Multi Park Development Project. **Finance**
- CR-16 Accepting a grant from the New Jersey Department of Traffic and Highway Safety in the amount of \$5,500.00 for the FY 2019 Drive Sober or Get Pulled Over Holiday Crackdown Grant. **Finance**
- CR-17 Accepting a grant from the New Jersey Department of Transportation in the amount of \$2,500,000.00 for the FY2019 Local Freight Impact Fund Grant for New Hook Road Improvements. **Finance**
- CR-18 Designating DONNA M. RUSSO, ESQ. as Public Agency Compliance Officer (“P.A.C.O.”) for period of one year commencing January 1, 2020, pursuant to N.J.A.C. 17:27-3.3
- CR-19 Authorizing an audit of municipal telephone bills by WALTER A. MCDERMOTT. **(Bus. Administration)**
- CR-20 Ratifying the actions of the Mayor in entering into an agreement with the law firm of TATE, GROSSMAN, KELLY & IACCARINO to enter into the Opiate Litigation Suit. **(Bus. Administration)**
- CR-21 Resolution calling for a Study Commission to review the Open Public Records Act. **(City Clerk)**
- CR-22 Granting ** Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Approving Budgetary Transfer #2 in the CY 2019 budget. **Finance**
- R-2 Awarding a contract for Rock Salt to Atlantic Salt Inc. Lowell, MA, the most advantageous bidder for the amount of \$325,800.00. Chargeable PW-Snow. **Purchasing**
- R-3 Requesting permission from the Director of Local Government Services for insertion of Special Items of Revenues in the CY 2019 Municipal Budget.
- R-4 Awarding a contract for Solid Waste Removal to **, for the amount of \$##
- R-5 Awarding a contract for Recycling Collection to **, for the amount of \$##
- R-6 Establishing a Reserve for Preliminary Expenses in the General Capital Fund in the amount of \$300,000.00 to be funded from the Capital Improvement Fund.
- R-7 Amending Resolution No. 19-05-15-051 with IN-LINE AIR CONDITIONING, INC. for HVAC services in various City buildings to increase the amount from \$75,000.00 to \$150,000.00. Chargeable to Account No. 9-01-26-310-0000-029.
- R-8 Authorizing the Mayor and City Clerk to enter into an agreement with RICHARD N. CAMPISANO, ESQ., for professional legal services to act as zoning board attorney for the period commencing January 1, 2020, for the amount not to exceed \$13,200.00, payable at a rate of \$1,100.00 per month for all legal and administrative duties and additional compensation of \$175.00 per hour for escrow billings and in the event of litigation, said amount not to exceed \$9,000.00. Chargeable to Account #O-01-21-185-0000-028 and various developers’ escrow accounts pending adoption of the 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-9 Authorizing the Mayor and City Clerk to enter into an agreement with RICHARD N. CAMPISANO, ESQ., for professional legal services to act as planning board attorney for the period commencing January 1, 2020, for the amount not to exceed \$10,800.00 payable at a rate of \$900.00 per month for all legal and administrative duties and additional compensation of \$175.00 per hour for escrow billings and in

the event of litigation, said amount not to exceed \$5,000.00. Chargeable to Account O-01-21-185-0000-028 and various developers' escrow accounts pending adoption of the 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**

- R-10 Authorizing the Mayor and City Clerk to enter into an agreement with ## for professional legal services as bond counsel for the period commencing January 1, 2020. Chargeable to Various Bonds. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-11 Authorizing the Mayor and City Clerk to execute an agreement with ## for professional legal services as labor attorneys, for the one year period commencing January 1, 2020 for an amount not to exceed \$##, pending adoption of the 2020 budget. Chargeable to Account ##. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Law**
- R-12 Authorizing the Mayor and City Clerk to enter into an agreement with **, for professional legal services to act as rent control board attorney for the period commencing January 1, 2020 for an amount not to exceed \$** Chargeable to Account ** pending adoption of the CY 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-13 Authorizing the Mayor and City Clerk to enter into an agreement with CHASAN, LAMPARELLO, MALLON & CAPPUZZO, for professional legal services to act as tax attorney for the period commencing January 1, 2020 payable at the rate of 165.00 per hour for an amount no to exceed \$55,000.00. Chargeable to Account #0-01-20-156-0000-28 pending adoption of the CY 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-14 Authorizing the Mayor and City Clerk to enter into an agreement with TIMOTHY J. MORIARTY, ESQ. for professional legal services as Municipal Court Prosecutor and with STEVEN R. HUMMEL, ESQ. for professional legal services as Alternate Municipal Court Prosecutor for the one year period commencing January 1, 2020, for total contract amounts not to exceed \$##.00 and \$##.00 respectively both to be paid at \$##.00 per session and municipal appeals requiring Superior Court appearance at an additional rate of \$##.00 per hour for a maximum of \$#3.00 per appeal. Chargeable to Account ## pending adoption of the CY 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-15 Authorizing the Mayor and City Clerk to enter into an agreement with ## for professional legal services to act as municipal court public defender for the period commencing January 1, 2020 for an amount not to exceed \$##. Chargeable to Account ##. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-16 Authorizing the Mayor and City Clerk to enter into an agreement with KRIVIT & KRIVIT, P.C., Washington, DC, for professional legal services for federal and state grants and funding for the one year period commencing January 1, 2020 for an amount not to exceed \$120,000.00. Chargeable to Account #0-01-25-240-0000-028 pending adoption of the CY 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-17 Authorizing the Mayor and City Clerk to enter into agreements with DWYER, CONNELL AND LISBONA, LLP, Fairfield, NJ; BIANCAMANO & DI STEFANO, P.C., Edison, NJ; RAINONE, COUGHLIN & MINCHELLO, LLC, Iselin, NJ; DURKIN & DURKIN, LLC, West Caldwell, NJ; RUDERMAN & ROTH, LLC, Springfield, NJ; POST POLAK, P.A., Roseland, NJ and CHASEN, LAMPARELLO, MALLON & CAPPUZZO, P.C., Secaucus, NJ for services as panel counsel for the one year period commencing January 1, 2020 **Business Administration**

- R-18 Authorizing the Mayor and City Clerk to enter into an agreement for professional engineering services as in-house engineers for the one year period commencing January 1, 2020 for an amount not to exceed \$##. Chargeable to Account ## pending adoption of the CY 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-19 Authorizing the Mayor and City Clerk to enter into an agreement for services as environmental consultant for the one year period commencing January 1, 2020. Chargeable to Account ## pending adoption of the CY 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-20 Authorizing the Mayor and City Clerk to enter into an agreement for licensed site remediation professional (LSRP) services for the one year period commencing January 1, 2020 for an amount not to exceed \$##. (Professional Services contract obtained through the Fair and Open solicitation process - notice of award to be published.) **Business Administration**
- R-21 Authorizing the Mayor and City Clerk to enter into an agreement with ## for professional real estate appraisal services in connection with state tax court appeals for the one year period commencing January 1, 2020 for an amount not to exceed \$**. Chargeable to Account ** pending adoption of the CY 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-22 Authorizing the Mayor and City Clerk to enter into an agreement for professional mental health services in connection with the city's employee assistance program for the one year period commencing January 1, 2020. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-23 Authorizing the Mayor and City Clerk to enter into an agreement for professional medical services for uniformed employees for a one year period commencing January 1, 2020 for an amount not to exceed \$##. Chargeable to Account ##. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-24 Authorizing the Mayor and City Clerk to enter into an agreement for professional medical services for non-uniformed employees for a one year period commencing January 1, 2020 for an amount not to exceed \$##. Chargeable to Account ##. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-25 Authorizing the Mayor and City Clerk to enter into an agreement with ## , for professional accounting services to act as municipal auditors the one year period commencing January 1, 2020 for an amount not to exceed \$##. Chargeable to Accounts ##, pending adoption of the CY 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-26 Authorizing the Mayor and City Clerk to enter into an agreement with ## for information technology services for the one year period commencing January 1, 2020 for an amount not to exceed \$##. Chargeable to various accounts adoption of the CY 2020 budget. Extraordinary Unspecifiable Services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-27 Authorizing the Mayor and City Clerk to enter into an agreement with ## for website design and management services for the one year period commencing January 1, 2020 for an amount not to exceed \$##. Chargeable to Account ##, UEZ and SID. (Extraordinary Unspecifiable Services contract obtained through the Fair and Open Solicitation Process - notice award to be published.) **Business Administration**

- R-28 Authorizing the Mayor and City Clerk to enter into an agreement with ## for services as the city's risk management professional/insurance broker for the one year period commencing January 1, 2020 for the lesser of \$\$\$ or 6.5% of the city's annual assessment as promulgated by the NJIIF, said sum to be paid by the NJIIF.
- R-29 Authorizing the Mayor and City Clerk to enter into an agreement for professional planning services to act as in-house planner for the one year period commencing January 1, 2020. Chargeable to various escrow accounts. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-30 Authorizing the Mayor and City Clerk to enter into an agreement for professional planning services as Council on Affordable Housing (COAH) consultant for the one year period commencing January 1, 2020 for an amount not to exceed \$\$\$. Chargeable to Account ## pending adoption of the CY 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-31 Authorizing the Mayor and the City Clerk to execute an agreement with ##, Hoboken, NJ to provide financial advisory services for the period commencing January 1, 2020. Chargeable to various accounts, pending adoption of the CY 2020 budget. Extraordinary Unspecifiable Services contract awarded pursuant to the Non-Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-32 Authorizing the Mayor and City Clerk to enter into an agreement with ##, for grant writing and management consultant services for the one year period commencing January 1, 2020 for an amount not to exceed \$\$\$. Chargeable to Account ## pending adoption of the CY 2020 budget. Extraordinary unspecifiable services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-33 Authorizing the Mayor and City Clerk to enter into an agreement for professional services as lead based paint inspector for the one year period commencing January 1, 2020 for an amount not to exceed \$\$\$. Chargeable to Account ## and other accounts pending adoption of the CY 2020 budget. Professional services contract awarded pursuant to the Fair and Open Process. Notice of its award will be published. **Business Administration**
- R-34 Authorizing the Mayor and City Clerk to enter into an agreement for professional heat repair and related plumbing services for the one year period commencing January 1, 2020 for an amount not to exceed \$\$\$. Chargeable to Account ##.
- R-35 Appointing THOMAS J. MORIARTY, ESQ., and STEVEN R. HUMMELL, ESQ. as the Chief Municipal Prosecutor and Alternate Municipal Prosecutor, respectively, for the City of Bayonne Municipal Court for the one year period commencing January 1, 2020, and appointing Assistant City Attorneys, DONNA RUSSO, ESQ., SUSAN FERRARO, ESQ., KARLA GARCIA, ESQ., JESSICA H. CONNORS, ESQ., and Law Director JOHN F. COFFEY II, ESQ. Alternate Municipal Prosecutors.
- R-36 Requesting the Planning Board to conduct an area in need of redevelopment study for Ken's Marina Phase 2.