

**CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
AUGUST 19, 2020**

**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 THE REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 21 EAST 22ND STREET WHICH PROPERTY IS IDENTIFIED AS BLOCK 206, LOT 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ. **(Mt. Carmel School)**
- O-2 AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND CEI-HB URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT 103-143 EAST 22ND STREET AND 43-75 MECHANIC STREET, WHICH PROPERTY IS 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-3 AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND PARKVIEW REALTY URBAN RENEWAL II, LLC FOR THE PROPERTY LOCATED AT 130-134 AVENUE F, 37-39 AND 41 MECHANIC STREET, WHICH PROPERTY IS IDENTIFIED AT BLOCK 450, LOTS 1, 10.01, 10.02, 22, 23 AND 24 AS SHOWN ON THE OFFICAL TAX MAP OF THE CITY OF BAYONNE.
- O-4 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 35, ZONING REGULATIONS. **(Amending Sections 35-5.3 and 35-31.3)**
- O-5 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC **(Restrictive Parking Zones)**

PUBLIC COMMENTS

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

ORDINANCES PROPOSED FOR INTRODUCTION

- O-6 AN ORDINANCE AUTHORIZING THE EXECUTION OF A RIGHT-OF-WAY USE AGREEMENT BETWEEN THE CITY OF BAYONNE AND CROSS RIVER FIBER, LLC FOR THE PURPSE OF CONSTRUCTING, INSTALLING, OPERATING, REPAIRING AND MAINTAINING A TELECOMMUNICATIONS SYSTEM WITHIN THE CITY OF BAYONNE'S PUBLIC RIGHT OF WAY IN A FORM ACCEPTABLE TO THE LAW DEPARTMENT AND AS APPROVED BY THE CITY ENGINEERS AND WITHOUT COST TO THE CITY, and a resolution fixing Wednesday, September 23, 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.

- O-7 AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR 1207-1211 JFK BOULEVARD WHICH PROPERTY IS IDENTIFIED AS BLOCK 24, LOTS 2 & 3 PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1, ET SEQ., and a resolution fixing Wednesday, September 23, 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.
- O-8 AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR 196-000 AVENUE E AND EAST 19TH STREET, WHICH PROPERTY IS IDENTIFIED AS BLOCK 458, LOTS 7, 8 & 9 PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ., and a resolution fixing Wednesday, September 23, 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.
- O-9 AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC, and a resolution fixing Wednesday, September 23, 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)

Delete

002. Stephen LeBright- 1124 Avenue C
192. Linda Rapsis, 338 Avenue C
223. Victor Cordato, 13 Colonial Drive
240. Carmen Manna, 40 West 12th Street
248. Catherine Kass, 131 West 20th Street

COMMUNICATIONS

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

- C-1 From William P. Mikita, Jr. Esq., filing notice of claim on behalf of the ESTATE OF WAEL KARKOUR alleging wrongful death resulting from the refusing of medical care on or about April 3, 2020.
- C-2 From Brent Bramnick, Esq., filing notice of claim on behalf of MAURICE BURROWS alleging injuries sustained in a fall at 110 LeFante Way on July 9, 2020.
- C-3 From DINA S. HARBY, filing a notice of claim alleging property damage to her automobile when it was struck by a City vehicle at Prospect Avenue and 27th Street.
- C-4 From Angelo J. Genova, Esq. filing notice of claim on behalf of WTFK BAYONNE PROPCO, LLC, SB HOBOKEN PROPCO, LLC AND AVERY EISENREICH ("Claimants") alleging false, public statements and violating constitutional rights.
- C-5 From JOSEPH LYGA, filing notice of tort claim alleging invasion of his rights and privacy.
- C-6 From Superior Court of New Jersey in the matter entitled, "JOSHUA OZUNA, a minor by his Guardian Ad Litem, JENNIFER MARTINE, and JENNIFER MARTINEZ, Individually vs. Richard E. Torres, Bayonne Board of Education, City of Bayonne, et al." (Traffic incident)
- C-7 From the Tax Court of New Jersey in the matter entitled, "GASA REALTY, LLC c/o VALLEY NATIONAL BANK vs. the City of Bayonne. (Block 190, Lot 13.02-Commerical)
- C-8 From the Tax Court of New Jersey in the matter entitled, "JORDAN WAREHOUSE, INC. vs. the City of Bayonne." (Block 3C-1399, Lot 9-Industrial)

- C-9 From the Tax Court of New Jersey in the matter entitled, “CLIFTON BOULEVARD PROPERTY, INC. vs. the City of Bayonne.” (Block 399, Lot 5.01-Vacant)
- C-10 From the Tax Court of New Jersey in the matter entitled, “HOWARD WAREHOUSE, INC. vs. the City of Bayonne.” (Block 399, Lots 1.01, 2, 3, 4.01, 6, & 7-Industrial)
- C-11 From the Tax Court of New Jersey in the matter entitled, “HOWARD WAREHOUSE, INC., vs. the City of Bayonne.” (Block 641, Lot 1-Vacant)
- C-12 From the Tax Court of New Jersey in the matter entitled, “HOWARD REALTY, INC. vs. the City of Bayonne.” (Block 399, Lot 10-Industrial)
- C-13 From the Tax Court of New Jersey in the matter entitled, “BAYONNE INDUSTRIES, INC. vs. the City of Bayonne.” (Block 506, Lot 2.01-Class B Railroad Property)
- C-14 From the Tax Court of New Jersey in the matter entitled, “BAYONNE INDUSTRIES, INC. vs. the City of Bayonne.” (Block 470.01, Lot 1-Industrial and Block 476.01, Lots 1 & 2-Vacant)
- C-15 From the Tax Court of New Jersey in the matter entitled, “BAYONNE INDUSTRIES, INC. vs. the City of Bayonne.” (Block 476.01, Lot 1; Block 477.02, Lot 1 & 3-Vacant)
- C-16 From the Tax Court of New Jersey in the matter entitled, “BAYONNE INDUSTRIES, INC. vs. the City of Bayonne.” (Block 476.01, Lots 4 & 8; Block 477.01, Lots 1 & 1.01-vacant)
- C-17 From the Tax Court of New Jersey in the matter entitled, “BAYONNE INDUSTRIES, INC. vs. the City of Bayonne.” (Block 464.02, Lot 1-Vacant)
- C-18 From the Tax Court of New Jersey in the matter entitled, “BAYONNE INDUSTRIES, INC. vs. the City of Bayonne.” (Block 463, Lot 1-Vacant)
- C-19 From the Tax Court of New Jersey in the matter entitled, “BAYONNE INDUSTRIES, INC. vs. the City of Bayonne.” (Block 452.02, Lot 6-Vacant)
- C-20 From the Tax Court of New Jersey in the matter entitled, “BAYONNE INDUSTRIES, INC. vs. the City of Bayonne.” (Block 465, Lot 5; Block 464.01, Lot 1, 3, 5.02, 7.02, 10, 14 & 16-Vacant)
- C-21 From the Tax Court of New Jersey in the matter entitled, “IMTT--BX, LLC vs. the City of Bayonne.” (Block 466, Lot 1 and Block 427, Lot 3-Vacant)
- C-22 From the Tax Court of New Jersey in the matter entitled, “IMTT-PIPELINE LLC. vs. the City of Bayonne.” (Block Pipeline, Lot 5-Pipeline)
- C-23 From the Tax Court of New Jersey in the matter entitled, “BAYONNE PLANT HOLDING, LLC. vs. the City of Bayonne.” (Block 476.01, Lot 1-Industrial)
- C-24 From the Tax Court of New Jersey in the matter entitled, “BAYONNE INDUSTRIES, INC. vs. the City of Bayonne.” (Block 470.01, lot 1.01-Class 5B Railroad Property)
- C-25 From the Tax Court of New Jersey in the matter entitled, “IMTT-BC LLC vs. the City of Bayonne.” (Block 333.01, Lot 7-Industrial)
- C-26 From the Tax Court of New Jersey in the matter entitled, “IMTT-BC LLC vs. the City of Bayonne.” (Block 475, Lot 11-Industrial)
- C-27 From the Tax Court of New Jersey in the matter entitled, “IMTT-BC LLC vs. the City of Bayonne.” (Block 481, Lot 6-Industrial)
- C-28 From the Tax Court of New Jersey in the matter entitled, “59 EAST FIRST STREET, LLC vs. the City of Bayonne.” (Block 382, Lot 1.02-Industrial)
- C-29 From the Tax Court of New Jersey in the matter entitled, “SMZ BAYONNE, LLC vs. the City of Bayonne.” (Block 50, Lot 2-Multi-dwelling)

- C-30 From the Tax Court of New Jersey in the matter entitled, “701 BROADWAY REALTY c/o BANK OF AMERICA (Tenant) vs. the City of Bayonne.” (Block 145, Lot 13-Commercial)
- C-31 From the Tax Court of New Jersey in the matter entitled, “KRG BAYONNE URBAN RENEWAL, LLC vs. the City of Bayonne.” (Block 453.03, Lot 1-Vacant)
- C-32 From the Tax Court of New Jersey in the matter entitled, “FLEET NATIONAL BANK c/o BANK OF AMERICA #NJ6-101 vs. the City of Bayonne.” (Block 85, Lot 23-Commercial)
- C-33 From the Tax Court of New Jersey in the matter entitled, “WALGREENS COMPANY #5463 vs. the City of Bayonne.” (Block 153, Lot 22.01-Commercial)
- C-34 From the Tax Court of New Jersey in the matter entitled, “119-129 43rd STREET LLC vs. the City of Bayonne.” (Block 87, Lot 5.01-Multi-dwelling)
- C-35 From the Tax Court of New Jersey in the matter entitled, “LPM SERVICES, INC. vs. the City of Bayonne.” (Block 211, Lot 18- Vacant)

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 the Purchasing Agent reporting on bids received for 25TH Street Pedestrian Bridge Replacement. **(4 bidders)**

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held Wednesday July 15, 2020. **City Clerk**
- CR-2 Approving the minutes of the council caucus held Wednesday, July 8, 2020. **City Clerk**
- CR-3 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (4 properties) **Tax Collector**
- CR-4 Ordering a warrant in the amount of \$10.20 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 6 dog licenses issued in July. **City Clerk**
- CR-5 Authorizing a warrant in the amount of \$39,260.00 payable to PUZZUTO GROUP, Oradell, NJ for (13) 8" fever checking kiosk 4ft Stand-non LED for use in the Public Safety department. **(Public Safety)**
- CR-6 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION (BEOF) for the purpose of providing senior transportation salary and fringe benefits in the amount of \$24,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1061. **CDBG**
- CR-7 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION (BEOF) for the purpose of providing BEOF Headstart Security in the amount of \$20,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1046. **CDBG**

- CR-8 Authorizing the Mayor and City Clerk to enter into an agreement with the WATERFRONT PROJECT, INC., for the purpose of providing housing counseling and legal advocacy program in the amount of \$6,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1056.
- CR-9 Authorizing the Mayor and City Clerk to enter into an agreement with the WINDMILL ALLIANCE for the purpose of providing outreach services through HIGHWAYS program in the amount of \$18,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1047. **CDBG**
- CR-10 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION (BEOF) for the purpose of providing fair housing counseling in the amount of \$60,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1059. **CDBG**
- CR-11 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE ECONOMIC OPPORTUNITY FOUNDATION (BEOF) for the purpose of providing senior transportation insurance in the amount of \$6,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1045. **CDBG**
- CR-12 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE FAMILY COMMUNITY CENTER for the purpose of providing child care services for low and moderate income families in the amount of \$24,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1052. **CDBG**
- CR-13 Authorizing the Mayor and City Clerk to enter into an agreement with the JEWISH COMMUNITY CENTER OF BAYONNE for the purpose of providing Children's Academy after-school program for low income families in the amount of \$4,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1048. **CDBG**
- CR-14 Authorizing the Mayor and City Clerk to enter into an agreement with the TRINITAS REGIONAL MEDICAL CENTER for the purpose of providing psychiatric and psychotherapeutic services for children and adolescents in the amount of \$13,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1051. **CDBG**
- CR-15 Authorizing the Mayor and City Clerk to enter into an agreement with the COMMUNITY DAY NURSERY for the purpose of providing pre-school child care for low and moderate income families in the amount of \$38,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1044. **CDBG**
- CR-16 Authorizing the Mayor and City Clerk to enter into an agreement with the VICTORY HALL for the purpose of providing art instruction to developmental disable adults /young adults in the amount of \$6,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1053. **CDBG**
- CR-17 Authorizing the Mayor and City Clerk to enter into an agreement with the UCP OF HUDSON COUNTY, INC. for the purpose of providing a pediatric medical day care in the amount of \$22,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1048. **CDBG**
- CR-18 Authorizing the Mayor and City Clerk to enter into an agreement with the BAYONNE PAL DAY CARE CENTER for the purpose of providing an after school and summer camp child care program in the amount of \$54,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1054. **CDBG**
- CR-19 Authorizing the Mayor and City Clerk to enter into an agreement with the TRINITAS REGIONAL MEDICAL CENTER for the purpose of providing substance

abuse and addiction services for low and moderate income families in the amount of \$13,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1050. **CDBG**

- CR-20 Authorizing the Mayor and City Clerk to enter into an agreement with the WALLACE TEMPLE COMMUNITY ACTIVITY RESOURCE ENRICHMENT SITE for the purpose of providing the C.A.R.E.S. living faith food pantry in the amount of \$2,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1057. **CDBG**
- CR-21 Authorizing the Mayor and City Clerk to enter into an agreement with the WATERFRONT PROJECT INC. for the purpose of providing will for low income senior program in the amount of \$8,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1055. **CDBG**
- CR-22 Authorizing the Mayor and City Clerk to enter into an agreement with the CHURCH WORLD SERVICE for the purpose of providing refugee employment coach program in the amount of \$5,000.00 for the period commencing September 1, 2020 and ending August 31, 2021. Chargeable to Account #CDBG-1058. **CDBG**
- CR-23 Authorizing the Mayor and City Clerk to enter into an agreement with BAYONNE ECONOMIC OPPORTUNITY FOUNDATION for the provision of providing the cost of underground storage tank (UST) closure at the former Holy Family location from Independence Contractors, Bridgewater, NJ in the amount of \$8,740.00 for the period commencing September 1, 2020 and ending August 31, 2021. **CDBG**
- CR-24 Authorizing the Mayor and City Clerk to enter into an agreement with BAYONNE ECONOMIC OPPORTUNITY FOUNDATION for the provisions of providing the cost of environmental services and oversight of the UST Closure at the former Holy Family location from Matrix New World Engineering, Florham Park, NJ in the amount of \$13,825.00 for the period commencing September 1, 2020 and ending August 31, 2021. **CDBG**
- CR-25 Amending Agreement No O-17-058 with TNT SHIRT LAUNDRY AND DRY CLEANERS, LLC d/b/a SKYE DRY CLEANING for laundry services for the Fire Department to extend the current agreement for two (2) years commencing September 1, 2020 for an amount not to exceed \$22,080.00 per year
- CR-26 Amending Agreement No. O-17-059 with MUNICIPAL INSPECTION CORP. for On-site Agency acting as Elevator sub-Code official for an additional two (2) years commencing September 1, 2020 for 85% of N.J.D.C.A. fees for the two years.
- CR-27 Authorizing the purchase and installation of Extel#575 Phone System from EXTEL COMMUNICATIONS, Inc. for an amount not to exceed \$201,544.00 under State Contract #A80801. Chargeable to the Hudson County Cares Grant #G02-41-877-0000-199.
- CR-28 Authorizing the BULK LEVY SALE.
- CR-29 Authorizing the City Clerk to advertise for bids to purchase a Boom Truck.
- CR-30 Requesting a warrant in the amount of \$2,500.00 payable to GIOIVATTO to generate a new high resolution City Seal and letter head for official communication and security. Chargeable to the COVID account.
- CR-31 Authorizing the Shared Services Agreement with the BAYONNE HOUSING AUTHORITY for garbage and recycling.
- CR-32 Ratifying and affirming the actions of the Mayor and City Clerk in executing an Agreement with the BAYONNE FAMILY COMMUNITY CENTER to provide CDBG funds in the amount of \$49,695.00 for the replacement of three (3) roof top heating and cooling units at its facility located 259 Avenue E and authorizing the Treasurer to issue a warrant payable to the Bayonne Family Community Center in payment for heating and cooling units. Chargeable to CDBG 1031.

- CR-33 Accepting the Older American's Families First Coronavirus Response Act (FFCRA) Grant from the County of Hudson in the amount of \$47,291.00 for the purpose of providing nutrition programs for senior citizens.
- CR-34 Accepting the FAMILIES FIRST CORONAVIRUS RESPONSE ACT (FFCRA) Grant from the County of Hudson in the amount of \$171,288.00 for the purpose of congregate meals.
- CR-35 Accepting the CY2020 PEER GROUPING GRANT in the amount of \$10,000.00 from the County of Hudson to provide case management, emergency mental health services, respite, and hospice to the elderly and people with disabilities.
- CR-36 Granting 1 Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Rejecting the bids received for the 25th Street Pedestrian Bridge Replacement lowest bid exceeds the appropriation for the services.
- R-2 Resolution of the City of Bayonne, County of Hudson, New Jersey reaffirming the City's intent to reprogram NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES funding from the former BLRA's Community Soccer Fields project to Veteran's Stadium project.
- R-3 Amending Resolution 20-07-15-060 authorizing an agreement with ALPADOG for upgrades to the City's website to improve emergency communications during the COVID-19 pandemic to reflect a commencement date March 15, 2020 and to ratify and affirm the actions of the Chief Financial Officer in authorizing same website upgrades as of the commencement date.
- R-4 Amending Resolution 20-07-016-061 authorizing an agreement with INTERGRATED MICRO SYSTEMS, INC. for communication and technology upgrades to assist during the COVID-19 pandemic to reflect a commencement date of March 15, 2020 and to ratify and affirm the actions of the Chief Financial Officer in authorizing said communication and technology upgrades as of the commencement date.
- R-5 Authorizing the adoption of the 2020 HUDSON COUNTY, NEW JERSEY HAZARD MITIGATION PLAN UPDATE.
- R-6 Approving Chapter 159 #1 in the CY 2020 budget, seeking permission of the Division of Local Government Services to approve the insertion of an item of revenue.