

MINUTES OF COUNCIL CAUCUS

CAUCUS MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, NEW JERSEY, HELD IN THE COUNCIL CHAMBERS, 630 AVENUE C, ON WEDNESDAY, JULY 15, 2015

Time of Meeting: 7:00 P.M.

The President announced: “I would like to advise all those present that notice of this Caucus Meeting of the Municipal Council of the City of Bayonne of July 15, 2015, has been provided to the public in accordance with the provision of the Open Public Meetings Act of the State of New Jersey. Notice of time and place has been included in the annual notice of meetings, which was posted and filed with the Jersey Journal and the Star Ledger within the time required. An additional notice of time and place of the meeting was posted and filed with the city clerk and forwarded to the Jersey Journal and the Star Ledger by fax on July 10, 2015.”

The following Council Members were present if an “X” appears, absent if an “A” appears:

Council Members: Cotter X, Gullace X, La Pelusa X, Perez X, President Nadrowski X

The Council reviewed the items submitted on the proposed agenda for its next regular meeting and at least one Council Member proposed that the items appearing on the attached agenda should be included on the agenda for the regular meeting, subject to the addition of any items the Council may entertain at the regular meeting which may not have been discussed at the Caucus.

CITY OF BAYONNE
CITY COUNCIL
REGULAR MEETING
MARCH 18, 2015

REQUESTS TO ADDRESS THE COUNCIL

- RA-1From LEONARD R. KANTOR, requesting permission to address the council on the subject of quality of life.
ORDINANCES SCHEDULED FOR HEARING
- O-1ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR PROPERTY IDENTIFIED AS BLOCK 77, LOTS 16-24 ON THE TAX MAP OF THE CITY OF BAYONNE. (Resnick Redevelopment project)
- O-2ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY AUTHORIZING FIVE (5) YEAR TAX EXEMPTION ON THE ASSESSED VALUE OF NEW IMPROVEMENTS ONLY FOR NEWLY CONSTRUCTED RESIDENTIAL UNITS WITH RESPECT TO THE PARCEL OF LAND LOCATED AT BLOCK 258, LOT 8 (A/K/A 298-304 BROADWAY) ON THE TAX MAP OF THE CITY OF BAYONNE. Business Administration
- O-3ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY APPROVING THE APPLICATION AND FINANCIAL AGREEMENT FOR TAX EXEMPTION FOR AN URBAN RENEWAL PROJECT WITH RESPECT TO A PORTION OF THE BAYONNE MILITARY OCEAN TERMINAL LOCATED ON BLOCK 830, PORTION OF LOT 1. (Bayonne Bay) Business Administration
- O-4AN ORDINANCE AUTHORIZING AN EASEMENT OVER THE CITY’S RIGHT OF WAY ON WEST 5TH STREET FOR THE PURPOSE OF ALLOWING PARKING AND ACCESS. Business Administration
- O-5AN ORDINANCE AMENDING AND SUPPLEMENTING THE GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 15 BUILDING AND HOUSING. (Various fees) Business Administration
- O-6A CAPITAL ORDINANCE TO PROVIDE FUNDING FOR THE IMPROVEMENT OF VARIOUS PUBLIC RECREATIONAL FACILITIES IN THE AMOUNT OF \$1,125,000.00. (Allocating Hudson County Open Space and Green Acres funding to various projects)
- O-7AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC. (Restrictive Parking Zones) Public Safety
DELETE
098. Geraldine Zdancewicz, 119 West 19th Street
ADD
020. Anna Marie Sopko, 176 West 8th Street (adds name)
103. Mrs. Giraldo Consuelo for Jose Valencia, 79 Andrew Street (adds new name)
365. Rosemarie Devera, 93A West 45th Street
RELOCATE
044. John Sharkey, 39 West 33rd Street

ORDINANCES PROPOSED FOR INTRODUCTION

- O-8AN ORDINANCE APPROVING FINANCIAL AGREEMENT WITH 190 W. 54TH STREET URBAN RENEWAL ASSOCIATES, L.L.C.; and a resolution fixing, Wednesday, August 19, 2015, 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. **(Hi Hat Redevelopment) Business Administration**
- O-9REFUNDING BOND ORDINANCE PROVIDING FOR PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN AND BY THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING \$(Total Bond Amount t/b/d) THEREFOR AND AUTHORIZING THE ISSUANCE OF \$(Total Amount t/b/d) BONDS OR NOTES OF THE CITY FOR FINANCING THE COST THEREOF; and a resolution fixing Wednesday, August 19, 2015, 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-10AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC; and a resolution fixing Wednesday, August 19, 2015, 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

019. Jan Fitzsimons, 650 Avenue C

055. William Bloodgood, 72 Avenue C

144. Lorraine Hoppey, 138 Prospect Avenue

225. Barbara Davis, 81 East 28th Street

253. Michael Salvatore, 908 Broadway

257. Michael Clark, 67 Lord Avenue

ADD

019. George Hyland, 182 Orient Street

037. Kathleen Lissenden, 78A West 8th Street (adds name to existing space)

RELOCATE

262. Joseph Kahle from 1109 Avenue C to 35 Country Village Court

313. Donna T. Lockard, 72 East 32nd Street to 80 West 9th Street
- COMMUNICATIONS**
- CONSENT AGENDA - Resolution ordering the following Communications to be received and filed:
- C-1From Timothy J. Hawkes, Esq., filing notice of tort claim on behalf of DIANE WIERZBICKI, alleging injuries sustained April 21, 2015 in a fall on the sidewalk at 29th Street and Broadway.

C-2From John J. Racinsky, Esq., filing notice of tort claim on behalf of KRYSTYNA JACHOWICZ, alleging injuries sustained June 5, 2015 in a fall on the sidewalk at East 19th Street.

C-3From Michael De Blis Jr., Esq., filing notice of tort claim on behalf of HIEP DAO, alleging injuries sustained May 6, 2015 when struck by a J & R Transportation school bus at Orchard Street and Monticello Avenue, Jersey City, NJ.

C-4From Robert Farber, Esq., filing notice of tort claim on behalf of JOUMARY TORRES, alleging injuries sustained May 21, 2015 in a fall on the Light Rail train at the maintenance yard after she fell asleep and was left on the train.

C-5From JENNY A. MANZANO, filing notice of tort claim seeking reimbursement for having a tree on an adjoining, vacant property trimmed after it damaged her roof.

C-6From DONNELL SALTERS, SR., filing notice of tort claim alleging property damage to his automobile on June 7, 2015 resulting from being struck by a softball at 1 Island View Court.

C-7From the Superior Court of New Jersey, Law Division, Summons and Complaint in matter entitled, “ADVANCED ROOFING vs. THE CITY OF BAYONNE, et al.” (Municipal Mechanic’s lien claim from the New South Harbor Fire Station construction)

C-8From the Tax Court of New Jersey, complaint in matter entitled, “J&J BUILDERS, LLC vs. CITY OF BAYONNE.” (1122-1126 Kennedy Boulevard, Block 60, lot 1 - vacant)

C-9From the Tax Court of New Jersey, complaint in matter entitled, “J&J BUILDERS, LLC vs. CITY OF BAYONNE.” (41-47 West 34th Street, Block 131, lot 1 - vacant)

C-10From the Tax Court of New Jersey, complaint in matter entitled, “J&J BUILDERS, LLC vs. CITY OF BAYONNE.” (22 East 11th Street, Block 273, lot 23 - vacant)

C-11From the Tax Court of New Jersey, complaint in matter entitled, “J&J BUILDERS, LLC vs. CITY OF BAYONNE.” (196A-196 Avenue E, Block 458, lot 7 - vacant)

C-12From the Tax Court of New Jersey, complaint in matter entitled, “J&J BUILDERS, LLC vs. CITY OF BAYONNE.” (156-160 Avenue F, Block 445, lot 8.01 – multi-family residential)

C-13From the Tax Court of New Jersey, complaint in matter entitled, “J&J BUILDERS, LLC vs. CITY OF BAYONNE.” (101 East 21st Street, Block 457.01, lot 5 - vacant)

C-14From the Tax Court of New Jersey, complaint in matter entitled, “AJMUNDAR vs. CITY OF BAYONNE.” (35 West 21st Street, Block 210, lot 7 – 1-4 family residential)

C-15From the Tax Court of New Jersey, complaint in matter entitled, “MAJMUNDAR vs. CITY OF BAYONNE.” (15-17 East 21st Street, Block 211, lot 3 - commercial)

- C-16 From the Tax Court of New Jersey, complaint in matter entitled, “LPM SERVICE, INC. vs. CITY OF BAYONNE.” (454-456 Broadway, Block 211, lot 16 - commercial)
- C-17 From the Tax Court of New Jersey, complaint in matter entitled, “403 PROP, INC. vs. CITY OF BAYONNE.” (403 Broadway, Block 231, lot 27 - commercial)
- C-18 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 - vacant)
- C-19 From the Tax Court of New Jersey, complaint in matter entitled, “ESSES ENTERPRISES, INC. vs. CITY OF BAYONNE.” (477 Broadway, Block 204, lot 2 - commercial)
- C-20 From the Tax Court of New Jersey, complaint in matter entitled, “COMMERCE BANK vs. CITY OF BAYONNE.” (1062-1068 Broadway, Block 41, lot 17.01 - commercial)
- C-21 From the Tax Court of New Jersey, complaint in matter entitled, “IDEAL WINDOW MFG CO., INC. vs. CITY OF BAYONNE.” (94 West 7th Street, Block 314, lots 37-41 - commercial)
- C-22 From the Tax Court of New Jersey, complaint in matter entitled, “RITE AID OF NEW JERSEY, INC. vs. CITY OF BAYONNE.” (1091-1099 Broadway, Block 31, lots 17-22 - commercial)
- C-23 From the Tax Court of New Jersey, complaint in matter entitled, “FBV, INC., c/o RITE AID CORPORATION vs. CITY OF BAYONNE.” (471 Broadway, Block 210, lots 22-25 - commercial)
- C-24 From the Tax Court of New Jersey, complaint in matter entitled, “LINNET STREET REALTY, LLC vs. CITY OF BAYONNE.” (77-99 Linnet Street, Block 308, lots 6-8 - industrial)
- C-25 From the Tax Court of New Jersey, complaint in matter entitled, “FLEET NATIONAL BANK, c/o BANK OF AMERICA vs. CITY OF BAYONNE.” (935-939 Broadway, Block 85, lot 23 - 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 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 the following amounts to the Board of Education on June 5, 2015: **Finance**
\$4,949,372.85 Claims and payroll for June, 2015

RESOLUTIONS

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

- CR-1 Approving the minutes of the regular meeting held June 17, 2015. **City Clerk**
- CR-2 Approving the minutes of the adjourned regular meeting held Tuesday, June 30, 2015. **City Clerk**
- CR-3 Approving the minutes of the council caucus held Wednesday, June 10, 2015. **City Clerk**
- CR-4 Ordering warrants drawn to taxpayers representing refunds for overpayment of taxes. (12 properties) **Tax Collector**
- CR-5 Ordering a warrant in the amount of \$35.40 payable to the order of the BUREAU OF RABIES CONTROL, STATE OF NEW JERSEY, covering the issuance of 12 dog licenses issued in June, 2015. **City Clerk**
- CR-6 Ordering a warrant in the amount of \$668.00 payable to BROADCAST MUSIC, INC. (BMI), Cincinnati, OH, 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 for a one year period commencing June 1, 2015. **Finance**
- CR-7 Authorizing Corporation Counsel and the City Clerk to administratively correct typographical errors, transposition errors, and similar minor mistakes in resolutions and ordinances prior to their being made part of the official, approved minutes of council meetings. **Business Administration**
- CR-8 Removing the property located at 150 Pulaski Street, Block 400, lot 1, from the tax rolls. **(Property taken by PANYNJ in condemnation)**
- CR-9 Authorizing the City Clerk to advertise for bids for snow removal. **Public Works**
- CR-10 Authorizing the City Clerk to advertise for bids for rock salt. **Public Works**
- CR-11 Authorizing the City Clerk to advertise for bids for animal control services. **Business Administration**
- CR-12 Granting ** Bingo licenses to qualified organizations. **City Clerk**
- CR-13 Granting ** Raffle licenses to qualified organizations. **City Clerk**

END OF CONSENT AGENDA

- R-1 Authorizing the purchase of a wireless 7 camera system for Broadway from HITACHI DATA SYSTEMS in the amount of \$102,685.73. Chargeable to the Special Improvement District. **Business Administration**
- R-2 Authorizing the Mayor and City Clerk to enter into an agreement with DMR ARCHITECTS to provide professional planning services for the Master Plan re-examination for an amount not to exceed \$50,000.00. **Business Administration**
- R-3 Authorizing the Mayor and City Clerk to enter into an Interlocal Services Agreement with the COUNTY OF HUDSON to accept Law Enforcement Grant Funding under the 2015 BYRNE JUSTICE ASSISTANCE (JAG) PROGRAM in the amount of \$13,395.00. **Public Safety**
- R-4 Extending the terms of Agreement No. CY-14-070 with SUBURBAN DISPOSAL, INC., Fairfield, NJ, for the collection of solid waste, extending the contract for an additional two month period commencing August 1, 2015 for an additional amount of \$199,333.32 payable at the rate of \$99,666.66 per month, making the total contract amount \$1,395,333.32. **Public Works**
- R-5 Authorizing the Mayor and City Clerk to enter into an emergency agreement with ** for the collection of recyclable materials and the receipt of recyclable materials for a two month period commencing August 1, 2015 for the amount of \$ **. **Public Works**
- R-6 Authorizing the Mayor and City Clerk to enter into a license agreement with NEW BAY, LLC, to permit the installation of a sidewalk mounted bracket design clock in the right of way more than twelve inches from their building at 860 Broadway, for a yearly license fee of \$250.00. **Business Administration**
- R-7 Ratifying and confirming the actions of Corporation Counsel in continuing to utilize the services of APPRUZZESE, McDERMOTT, MASTRO & MURPHY, Liberty Corner, NJ, for professional legal services to represent the city's interest under Agreement No. CY 12-017 for the construction of the New South Harbor Fire Station; authorizing an agreement with the firm for the one year period commencing January 1, 2015 for an amount not to exceed \$17,500.00; and authorizing a warrant in the amount of \$7,991.75 in payment for services rendered during 2015 to date. Chargeable to Various Accounts. **Business Administration**
- R-8 Amending the city's contract with CME ASSOCIATES t/a CONSULTING AND MUNICIPAL ENGINEERS, Howell, NJ to amend the amount of the contract to an amount not to exceed \$300,000.00 and to extend the term of the contract to December 31, 2015. **Business Administration**
- R-9 Authorizing the city to apply for the 2014 RECYCLING TONNAGE GRANT and designating Gary Chmielewski to insure that the application is properly filed. **Public Works**
- R-10 Certifying the submission of expenditures for recycling taxes paid in 2014 for solid waste disposal pursuant to the RECYCLING ENHANCEMENT ACT in the amount of \$95,033.16. **Public Works**
- R-11 Authorizing a closed session for the purpose of discussing pending litigation, specifically tax appeals.
- R-12 RESOLUTION OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:2-51 AND N.J.S.A. 40A:3-1 ET SEQ. **(Related to Refunding Bond Ordinance introduced at this meeting) Finance**
- R-13 Authorizing settlement of tax appeals in the State Tax Court on various properties. **Finance**