

The action taken by the municipal council at the Regular Meeting held on November 10, 2010 at 6:00 p.m. is listed below. The minutes, as recorded in the minute book, are available for perusal and approval. Unless council advises the City Clerk to the contrary, these minutes will be considered approved by the municipal council.


Robert Byrne, City Clerk

CITY OF JERSEY CITY

280 Grove Street
Jersey City, New Jersey 07302

Robert Byrne, R.M.C., City Clerk
Sean J. Gallagher, R.M.C., Deputy City Clerk
Tolonda Griffin-Ross, Deputy City Clerk



Peter M. Brennan, Council President
Willie L. Flood., Councilperson-at-Large
Radames Velazquez, Jr., Councilperson-at-Large
Michael J. Sottolano, Councilperson, Ward A
David P. Donnelly, Councilperson, Ward B
Nidia R. Lopez, Councilperson, Ward C
William A. Gaughan, Councilperson, Ward D
Steve Fulop, Councilperson, Ward E
Viola Richardson, Councilperson, Ward F

Minutes of the Regular Meeting of the Municipal Council Wednesday, November 10, 2010 at 6:00 p.m.

Please Note: The next caucus meeting of Council is scheduled for Monday, November 22, 2010 at 5:30 p.m. in the Efrain Rosario Memorial Caucus Room, City Hall.

The next regular meeting of Council is scheduled for **TUESDAY**, November 23, 2010 at 6:00 p.m. in the Anna Cucci Memorial Council Chambers, City Hall. A pre-meeting caucus may be held in the Efrain Rosario Memorial Caucus Room, City Hall.

REGULAR MEETING STARTED: 6:08 p.m.

1. (a) **INVOCATION:**
- (b) **ROLL CALL:** At 6:08 p.m. seven (7) members were present. Councilpersons Donnelly and Fulop: absent.
At 6:09 p.m. eight (8) members were present. Councilperson Donnelly: absent.
- (c) **SALUTE TO THE FLAG:**
- (d) **STATEMENT IN COMPLIANCE WITH SUNSHINE LAW:**

City Clerk Robert Byrne stated on behalf of Peter M. Brennan, Council President. "In accordance with the New Jersey P.L. 1975, Chapter 231 of the Open Public Meetings Act (Sunshine Law), adequate notice of this meeting was provided by mail and/or fax to The Jersey Journal and The Jersey City Reporter. Additionally, the **annual notice** was posted on the bulletin board, first floor of City Hall and filed in the Office of the City Clerk on Wednesday, December 16, 2009, indicating the schedule of Meetings and Caucuses of the Jersey City Municipal Council for the calendar year 2010.

The Agenda of this meeting was disseminated on **Thursday, November 4, 2010 at 4:00 p.m.** to the Municipal Council, Mayor and Business Administrator of Jersey City. It was similarly disseminated to The Jersey Journal, The Jersey City Reporter.

2. **Reception Bid: None**

****CONSENT AGENDA****

All items listed on the meeting calendar with an asterisk (or asterisks) are considered routine by the municipal council and will be enacted by one motion (and roll call) without separate discussion of each item. If discussion is desired on any item and permitted by the council, that item will be considered separately.

Consent Agenda adopted by Ordinance J-636 and supplemented by Ordinance C-248.

Please understand that all documents listed in the consent agenda are available for public perusal at this meeting.

*3.

ORDINANCE HEARING

FIRST READING

**CITY CLERK
FILE**

Introduced-7-1-
Fulop: nay;
Donnelly: absent

- a. An ordinance of the City of Jersey City, in the County of Hudson, New Jersey, providing for a special emergency appropriation of \$9,300,000 for the payment of contractually required severance liabilities resulting from the layoffs or retirement of city employees.

Ord. 10-141

Introduced-8-0-
Donnelly: absent

- b. Ordinance amending Chapter 23 (Court, Municipal) of the Jersey City Code.(Reducing the number of full-time and part-time judges).

Ord. 10-142

Introduced-8-0-
Donnelly: absent

- c. Ordinance authorizing the City of Jersey City's acceptance of a deed from the Trustees of the Free Public Library regarding 1843 Kennedy Boulevard, Block 1277.5, Lot 31.99 (a/k/a Greenville Public Library).

Ord. 10-143

**Defeated-1-7-
Fulop: aye;
Donnelly:
absent**

- d. Ordinance amending and supplementing Chapter 53 (Personnel) Article III (Employee Regulations), (City Vehicles).

Ord. 10-144

**Defeated-3-5-
Fulop,
Richardson &
Flood: aye;
Donnelly:
absent**

- e. Ordinance amending and supplementing Chapter 12 (Municipal Authorities) Article II (Incinerator Authority Member Benefits).

Ord. 10-145

**Defeated-3-5-
Fulop,
Richardson &
Flood: aye;
Donnelly:
absent**

- f. Ordinance amending and supplementing Chapter 12 (Municipal Authorities) Article IV (Municipal Utilities Authority Member Benefits).

Ord. 10-146

Introduced-8-0-
Donnelly: absent

- g. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Bates Street Redevelopment Plan to prohibit natural gas pipelines and to revise site plan review procedure.

Ord. 10-147

Introduced-8-0-
Donnelly: absent

- h. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Caven Point Redevelopment Plan to prohibit natural gas pipelines and to revise site plan review procedure and amendment fees.

Ord. 10-148

***3.**

ORDINANCE HEARING

FIRST READING

**CITY CLERK
FILE**

Introduced-8-0-
Donnelly: absent

- i. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Grand Jersey Redevelopment Plan to prohibit natural gas pipelines and to revise site plan review procedure and amendment fees.

Ord. 10-149

Introduced-8-0-
Donnelly: absent

- j. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Greenville Industrial Redevelopment Plan to prohibit natural gas pipelines and to revise site plan review procedure and amendment fees.

Ord. 10-150

Introduced-8-0-
Donnelly: absent

- k. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Jersey Avenue Light Rail Redevelopment Plan to prohibit natural gas pipelines and to revise site plan review procedure and amendment fees.

Ord. 10-151

Introduced-8-0-
Donnelly: absent

- l. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Jersey Avenue Park Redevelopment Plan to prohibit natural gas pipelines and to revise site plan review procedure and amendment fees.

Ord. 10-152

Introduced-8-0-
Donnelly: absent

- m. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Jersey Avenue Tenth Street Redevelopment Plan to prohibit natural gas pipelines and to revise site plan review procedure and amendment fees.

Ord. 10-153

Introduced-8-0-
Donnelly: absent

- n. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Liberty Harbor Redevelopment Plan to prohibit natural gas pipelines and to revise site plan review procedure.

Ord. 10-154

Introduced-8-0-
Donnelly: absent

- o. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Montgomery Street Redevelopment Plan to prohibit natural gas pipelines and to revise site plan review procedure and amendment fees.

Ord. 10-155

Introduced-8-0-
Donnelly: absent

- p. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Morris Canal Redevelopment Plan to prohibit natural gas pipelines and to revise site plan review procedure.

Ord. 10-156

***3.**

ORDINANCE HEARING

FIRST READING

**CITY CLERK
FILE**

Introduced-6-2-
Lopez and Fulop:
nay; Donnelly:
absent

- q. An ordinance to 1) Transfer the Division of Architecture and Engineering (Including Traffic and Transportation) from the Department of Public Works to the Department of Administration; 2) Repeal Chapter 3 (Administration of Government) Article IX (Department of Public Works) of the Jersey City Municipal Code; and 3) Authorize an agreement with the Jersey City Incinerator Authority (JCIA), whereby the JCIA will assume the duties of the Department of Public Works.

Ord. 10-157

*4.

ORDINANCE HEARING

SECOND READING

CITY CLERK
FILE

- | | | | |
|---|----|---|--------------------------------|
| Adopted-8-0-
Donnelly: absent | a. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance pertaining to Historic Preservation. | Ord. 10-129
Intro. 10/27/10 |
| Adopted-8-0-
Donnelly: absent | b. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Martin Luther King Drive Redevelopment Plan clarifying elevator requirements. | Ord. 10-130
Intro. 10/27/10 |
| Adopted-8-0-
Donnelly: absent | c. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Newport Redevelopment Plan to amend permitted uses. | Ord. 10-131
Intro. 10/27/10 |
| Adopted-8-0-
Donnelly: absent | d. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance clarifying building and garages in the R-1 district, off street parking regulations and signage in the Waterfront Planned Development (WPD) Zone. | Ord. 10-132
Intro. 10/27/10 |
| Adopted-8-0-
Donnelly: absent | e. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance general development application, development application checklist, and fee schedule. | Ord. 10-133
Intro. 10/27/10 |
| Adopted-8-0-
Donnelly: absent | f. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Ocean/Bayview Redevelopment Plan to permit medical offices. | Ord. 10-134
Intro. 10/27/10 |
| Adopted-8-0-
Donnelly: absent | g. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance pertaining to automatic amusement device arcades. | Ord. 10-135
Intro. 10/27/10 |
| Tabled-8-0-
after the close of
the public
hearing on a
motion by
Fulop, seconded
by Richardson;
Donnelly:
absent | h. | Ordinance amending and supplementing Chapter 53 (Personnel) of the Jersey City Municipal Code implementing Article XIII (Retiree Health and Medical Benefits) confirming the provision of health insurance to retired employees pursuant to N.J.S.A. 40A:10-23, and limiting the benefit only to employees who retire with at least 25 years of service with the City of Jersey City. | Ord. 10-136
Intro. 10/27/10 |

11/10/10

**Defeated-0-7-
Donnelly and
Fulop: absent**

- i. An ordinance dedicating that Forrest Street between Clerk Street and Ocean Avenue be also known as "Christ the King Church Way".

Ord. 10-137
Intro.10/27/10

Adopted-8-0-
Donnelly: absent

- j. An ordinance dedicating that Bergen Avenue between Fairmount Avenue and Jewett Avenue also be known as Bishop George M. Cutler Way.

Ord. 10-138
Intro. 10/27/10

Adopted-8-0-
Donnelly: absent

- k. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to Municipal Code of Jersey City, Chapter 87, (Amusement Devices) pertaining to arcades.

Ord. 10-139
Intro. 10/27/10

**Tabled-8-0-
after the close of
the public
hearing on a
motion by
Brennan,
seconded by
Gaughan;
Donnelly:
absent**

- l. Ordinance amending the Jersey City Code to: 1) Require the use of compostable plastic, recyclable paper and/or reusable checkout bags by stores located in the City of Jersey City; and 2) Provide penalties for violations.

Ord. 10-140
Intro. 10/27/10

**** 5.**

PUBLIC REQUEST FOR HEARING

- | | |
|---------------|---|
| Spoke | 1. William Dorrity, 3060 Kennedy Boulevard, Jersey City |
| Did not speak | 2. John Seborowski, Sr, Jersey City |
| Spoke | 3. Yvonne Balcer, Jersey City |
| Spoke | 4. Steven Pinkney, 29 Wade Street, Jersey City |
| Did not speak | 5. Seema Saroop, 32A Williams Avenue, Jersey City |
| Did not speak | 6. Susan Birn, Jersey City |
| Spoke | 7. Salvatore Costanza, W. Caldwell, NJ |
| Spoke | 8. Jayson Burg, Jersey City |
| Spoke | 9. Donald Wenner, 15 Warren Street, Jersey City |
| Spoke | 10. Ben Anderson, Jersey City |
| Spoke | 11. Jerry DeCicco, Jersey City |
| Spoke | 12. Mark Razzoli, Jersey City |
| Did not speak | 13. Gilbert McRae, 28 Bright Street, Jersey City |
| Spoke | 14. Omar Dyer, Jersey City |
| Spoke | 15. Esther Wintner, Jersey City |
| Spoke | 16. Kwame R. Daughtry, Jersey City |
| Spoke | 17. Daoud D. Williams, Jersey City |
| Spoke | 18. Riaz Wahid, 160 Tonnele Avenue, Jersey City |
| Did not speak | 19. Catherine Grimm, Jersey City |
| Spoke | 20. Chester Rothman, Jersey City |
| Did not speak | 21. Jagadish Kantharaj, 2787 Kennedy Boulevard, Jersey City |
| Did not speak | 22. Satyageet Shinde, 39 Duncan Avenue, Jersey City |
| Did not speak | 23. Erik A. Nilsson, Jersey City |
| Spoke | 24. Stephanie Bryant, Jersey City |
| Did not speak | 25. Santo Dellamonica, Jersey City |
| Did not speak | 26. Ray Fuller, Jersey City |

NOTE: THE FOLLOWING ARE AVAILABLE UPON REQUEST FROM THE OFFICE OF THE CITY CLERK

****6. PETITIONS AND COMMUNICATIONS**

- a. Application 10-057 dated October 27, 2010 from David Ruiz, Jr., Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.
- b. Application 10-058 dated October 26, 2010 from Vicky Lynn Perez, Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.
- c. Email dated October 27, 2010 from Riaz Wahid, Jersey City to President and Members of the Municipal Council re: Jersey City Free Library.
- d. Email dated October 27, 2010 from Riaz Wahid, Jersey City to President and Members of the Municipal Council re: Human Rights Commission.
- e. Letter dated October 20, 2010 from Kirstin Hahn, Bureau Chief, Bureau of Case Assignment & Initial Notice, State of New Jersey, Department of Environmental Protection to Robert Byrne, City Clerk re: Vacant lot, 984 Garfield Avenue, Jersey City.
- f. Letter dated October 20, 2010 from Kathleen M. Katz, Section Chief, Bureau of Underground Storage Tanks, Department of Environmental Protection to Mr. George Filopoulos, New York re: Former Neighborhood Garage, 81-87 Cornelison Avenue, Jersey City.
- g. Letter dated October 22, 2010 from Lisandra Reyes, Executive Assistant of Jersey City Employment & Training Program to Robert Byrne, City Clerk re: Jersey City Employment & Training Meeting is scheduled for Thursday, October 28, 2010 at 10:00 a.m., @ 895 Bergen Avenue, Jersey City.
- h. Letter dated October 29, 2010 from William F. Wissemann, Project Engineer, Aqua Newport to New Jersey Department of Environmental Protection re: Bennial Certification #1, Steven School @ Aquablu, Jersey City.
- i. Letter dated October 21, 2010 from Kirstin Hahn, Bureau Chief, Bureau of Case Assignment & Initial Notice, State of New Jersey, Department of Environmental Protection to Robert Byrne, City Clerk re: 1 Berry Lane, Jersey City.
- j. Letter dated October 28, 2010 from Gary Greulich, Section Chief, Bureau of Northern Field Operations, State of New Jersey, Department of Environmental Protection to Tarrunumm Murad, Statue of Liberty North Urban Renewal, LLC. re: Backfill Approval, 139 to 193 Henderson Street, Jersey City.

11/10/10

NOTE: THE FOLLOWING ARE AVAILABLE UPON REQUEST FROM THE OFFICE OF THE CITY CLERK

****6. PETITIONS AND COMMUNICATIONS**

- k. Letter dated October 27, 2010 from Haiyesh Shah, Department of Environmental Protection to Bo Farkas, AMB Property Corp., re: Approval, Annual Groundwater Monitoring Report for 2009, 219-295 Routes 1&9 (400 Sip Avenue), Jersey City.
- l. Letter dated October 20, 2010 from Jennifer L. Credidio, Esq., McManimon & Scotland, LLC., Attorneys at Law to Patricia Parkin McNamara, executive Secretary, Local Finance Board re: Jersey City Municipal Utilities Authority.
- m. Application 10-059 dated November 5, 2010 from Jayson H. Burg, Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.
- n. Memo dated November 1, 2010 from Alberto G. Santos, Clerk, Board of Chosen Freeholders to Robert Byrne, City Clerk re: Ordinances introduced by the Board of Chosen Freeholders meeting held October 28, 2010.
 - 1. Finance and Administration- Refunding bond ordinance of the County of Hudson, State of New Jersey, (The County) providing for (I) The refunding of certain outstanding General Obligation Bonds of the County to achieve debt service saving and (II) Authorizing the issuance of not to exceed \$21,000,000 aggregate principal amount of General Obligation Refunding Bonds of the County to effect such refunding and appropriating the proceeds therefor and authorizing the public hearing to be held on Wednesday, November 10, 2010 at 6:00 p.m. and publication thereof.
 - 2. Finance and Administration-An ordinance of the County of Hudson, State of New Jersey, authorizing the guaranty of the payment of the principal of and interest on not exceeding \$95,000,000 aggregate principal amount of County-Guaranty Solid Waste System Revenue Refunding Bonds issued by the Hudson County Improvement Authority for the purpose of providing additional security therefor, consenting to such financing and determining certain other matters in connection therewith.
 - 3. Roads and Public Property-Ordinance amending Chapter 200, Article 18 of the Administrative Code to regulate bus stops on Frank E. Rodgers Boulevard in the Town of Harrison.

NOTE: THE FOLLOWING ARE AVAILABLE UPON REQUEST FROM THE OFFICE OF THE CITY CLERK

****6. PETITIONS AND COMMUNICATIONS**

- o. Letter dated October 27, 2010 from Suzanne U. Dietrick, Chief, Office of Dredging and Sediment Technology Site Remediation Program for State of New Jersey, to Eileen M. Ciampini, E.I.T., Ocean and Coastal Consultants, Inc., re: Waterfront Development Permit/Water Quality Certificate Acceptable Use Determination, Project Global Terminal-Deepening Project, Jersey City.
- p. Letter dated November 1, 2010 from Ronald T. Corcory, Assistant Director for the State of New Jersey Department of Environmental Protection, Enforcement & Assignment Element to Claudina Jarquin, Montessori School of Jersey City re: NJDEP Child Care Facility Approval Letter, 17 Erie Street, Jersey City.
- q. Letter dated October 27, 2010 from Kenneth Kloo, Administrator, Office of Brownfield Reuse for the State of New Jersey, Department of Environmental Protection to Rhett Del Forno, Jersey City re: One 1000 gallon #2 heating oil underground storage tank system, 306-308 Pavonia Avenue, Jersey City.
- r. Letter dated November 1, 2010 from Gary Greulich, Section Chief, Bureau of Northern Field Operations, State of New Jersey, Department of Environmental Protection to Michael Suarez, Suarez & Suarez Law Offices, Jersey City re: Notice of Deficiency, 2016 Kennedy Boulevard, Jersey City.
- s. Letter dated November 3, 2010 from Ronald T. Corcory, Assistant Director for the State of New Jersey Department of Environmental Protection, Enforcement & Assignment Element to Dr. Aduke Bennet, Jersey City Child Development Centers, Jersey City re: NJDEP Child Care Facility Approval Letter, Bethany Head Start, 2015 Kennedy Boulevard, Jersey City.
- t. Letter dated November 3, 2010 from Carol L. Campman, Vice President, EcoSciences, Inc., to Robert Byrne, City Clerk re: Biennial Certifications, Marbella Towers Associates, LLC., Jersey City.
- u. Letter dated October 2010 from Sallie Porter, PhD MS APN, President, CEO, Hudson Cradle, to Robert Byrne, City Clerk re: 2009 Annual Report.
- v. Letter dated October 27, 2010 from Suzanne U. Dietrick, Chief, Office of Dredging and Sediment Technology Site Remediation Program for State of New Jersey, to Kenneth Klim, Global Terminal Container Services, Inc., Jersey City re: Modification of the Waterfront Development Permit/Water Quality Certification/Acceptable, Project Wharf Extension at Global Terminal.

NOTE: THE FOLLOWING ARE AVAILABLE UPON REQUEST FROM THE OFFICE OF THE CITY CLERK

****6. PETITIONS AND COMMUNICATIONS**

- w. Letter dated November 5, 2010 from David Silver, Cultural Resource Specialist, ATC Associates, Inc. to Robert Byrne, City Clerk re: Federal Communications Commission (FCC), Section 106 Compliance, 3656 Kennedy Boulevard, Jersey City.
- x. Letter dated November 1, 2010 from Haiyesh Shah, State of New Jersey, Department of Environmental Protection to Jay Dee Trucking, Jersey City re: Approval, Groundwater Classification Exception Area & Well Restriction Area, J.D. Trucking portion of PJP Landfill, Routes 1&9 south side, Duncan Avenue, Jersey City.
- y. Fax dated November 9, 2010 from Molly B. Adams, Government and Regulatory Affairs Manager, Comcast to Jerramiah T. Healy, Mayor and President and Members of the Municipal Council re: Price reductions.
- z. Letter dated October 25, 2010 from Richard D. Lev, C.P.G., Melick-Tully and Associates, P.C. to Robert Byrne, City Clerk re: Biennial Certification Monitoring Report, Lafayette Village Residential Development, Jersey City.
- z1. Fax dated November 10, 2010 from Peter Soriero, Risk Manager to Jersey Journal Editor re: Jersey City Insurance Fund Commission meeting to be held on Wednesday, November 22, 2010 at 4:00 p.m., in Room B-6, City Hall.
- z2. Minutes of the Employees' Retirement System of Jersey City meeting held October 20, 2010.
- z3. Letter dated September 15, 201 from Omar Dyer, Coaches 101 to Members of the Municipal Council re: Need for alternative energy.
- z4. Petition submitted by Daoud D. Williams, to members of the Municipal Council re: Jersey City Free Public Library Community Awareness Series.

NOTE: THE FOLLOWING ARE AVAILABLE UPON REQUEST FROM THE OFFICE OF THE CITY CLERK

****7. OFFICERS COMMUNICATIONS**

- a. Memo dated October 28, 2010 from Jonique Mosley, Program Analyst, Division of Community Development to President and Members of the Municipal Council re: Jersey City's Homelessness Prevention and Rapid Re-Housing Program.
- b. Letter dated October 29, 2010 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation- 10-071 Herbert Place, Liberty Avenue from Newark Avenue to Van Winkle Avenue, Newark Avenue from Kennedy Boulevard to Tonnele Avenue 7:00 p.m. Friday, November 5 to 4:00 a.m. Saturday, November 6, 2010 for Diwali festival.

NOTE: THE FOLLOWING ARE AVAILABLE UPON REQUEST FROM THE OFFICE OF THE CITY CLERK

****8. REPORT OF DIRECTORS**

- a. Letter dated October 29, 2010 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Frank T. Molina, of Jersey City, to serve as a member of the Jersey City Medical Center Board of Trustees, replacing James A. McLaughlin, Jr., whose term has expired. Mr. Molina's term will expire on December 31, 2011.
- b. Letter dated October 29, 2010 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Liam Matthew Tanelli, of Jersey City, to serve as a member of the Jersey City Incinerator Authority, replacing John A. DiStaulo who is deceased, Mr. Tanelli's term will expire on February 1, 2014.
- c. Letter dated November 1, 2010 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Reappointing Frank C. Babcock's of Jersey City, to serve as a part-time Judge of the Jersey City Municipal Court. Mr. Babcock term will expire on November 22, 2013.
- d. Letter dated November 1, 2010 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Daniel H. Frohwirth, of Jersey City, to serve as a member of the Cultural Arts Commission, replacing Yili Lin, whose term has expired. Mr. Frohwirth's term will expire on August 16, 2014.
- e. Letter dated November 1, 2010 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Brian Loughlin, of Jersey City, to serve as Alternate Member #2 on the Jersey City Board of Adjustment. Mr. Loughlin's term will expire on November 30, 2012.
- f. Letter dated November 1, 2010 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Amable Bueno, of Jersey City, to serve as a member of the Jersey City Economic Development Corporation. Mr. Bueno's term will expire on October 14, 2012.
- g. Letter dated November 10, 2010 from William Matsikoudis, Corporation Counsel to Councilwoman Willie Flood re: Conflict of Office/Conflict of Interest- Ordinance to repeal the Department of Public Works and by agreement transfer those duties to the Jersey City Incinerator Authority.

****9. CLAIMS & ADDENDUM #1**

- A. City Clerk
- B. Tax Assessor
- C. Department of Administration
- D. Department of H.E.D.& C
- E. Department of Health & Human Services
- F. Department of Law
- G. Department of Police
- H. Department of Fire and Emergency Services
- I. Department of Public Works
- J. Department of Recreation

Council as a whole approved all Claims and Addendum#1; -7-0-.
Councilpersons Donnelly and Flood: absent.

Grand Total of Claims: \$14,660,276.34

Grand Total of Addendum #1 \$32,710,353.71

****10. RESOLUTIONS**

**CITY CLERK
FILE #**

- | | | |
|---|---|-------------|
| Approved-6-1-
Fulop: nay;
Donnelly and
Flood: absent | a. Resolution authorizing Transition Year 2010 appropriation transfers. | Res. 10-752 |
| Approved-7-0-
Donnelly and
Flood: absent | b. Resolution authorizing a refund/credit of \$203,353.95 and a reduction in assessment to settle tax appeals filed by the owners of various properties. | Res. 10-753 |
| Approved-7-0-
Donnelly and
Flood: absent | c. Resolution waiving the attorney client privilege concerning adoption of an Ordinance for a tax exemption for Aqua Urban Renewal Company, LLC, and authorizing the release of the opinion letter to the public. | Res. 10-754 |
| Approved-7-0-
Donnelly and
Flood: absent | d. Resolution authorizing Business Administrator to discharge the mortgage affecting the property know as 26 Bergen Avenue with the Urban League of Hudson County. | Res. 10-755 |
| Approved-7-0-
Donnelly and
Flood: absent | e. Resolution appointing Frank T. Molina as a member of the Jersey City Medical Center Board of Trustees. | Res. 10-756 |
| Approved-7-0-
Donnelly and
Flood: absent | f. Resolution appointing Liam Matthew Tanelli as a member of the Jersey City Incinerator Authority. | Res. 10-757 |
| Approved-7-0-
Donnelly and
Flood: absent | g. Resolution authorizing the City of Jersey City to enter into an indemnification agreement with Bayonne Drydock and Repair Corp. and Horizon Lines, LLC and authorizing the Risk Manager to issue a letter of insurance. (Fire Department training) | Res. 10-758 |
| Approved-7-0-
Donnelly and
Flood: absent | h. Resolution authorizing the granting of a permit to Pyrotecnico Fireworks for a fireworks display on November 20, 2010. | Res. 10-759 |
| Withdrawn | i. A resolution supplementing the manual of bus stop designations of the City of Jersey City repealing an eastbound, near-side bus stop on Congress Street @ Ogden Avenue, All Times; a westbound, near-side bus stop on Congress Street @ Palisade Avenue, All Times; a westbound, near-side bus stop on Eighth Street @ Jersey Avenue, Mon. - Fri., 6:30 a.m. to Midnight and an eastbound, far-side bus stop on Ninth Street @ McWilliams Place, Daily 6:00 a.m. to 11:00 p.m. and designate an eastbound, near-side bus stop on Congress Street @ Palisade Avenue, All Times and a westbound, far-side bus stop on Congress Street @ Paterson Plank Road, All Times and a westbound, near-side bus stop on Eighth Street @ West Hamilton Place, Mon. - Fri., 6:30 a.m. to Midnight. | Res. 10-760 |

****10. RESOLUTIONS**

**CITY CLERK
FILE #**

- | | | |
|---|--|-------------|
| Approved-7-0-
Donnelly and
Flood: absent | j. Resolution of the Municipal Council of the City of Jersey City authorizing the Planning Board to conduct a preliminary investigation of conditions of the Block 200 Study Area for determination as an area in need of redevelopment or rehabilitation. | Res. 10-761 |
| Approved-7-0-
Donnelly and
Flood: absent | k. Resolution authorizing the City of Jersey City to enter into a cost reimbursement agreement with the North Jersey Transportation Planning Authority and the New Jersey Institute of Technology which will enable Jersey City to receive funding for future task orders. | Res. 10-762 |
| Approved-5-2-
Sottolano and
Gaughan: nay;
Donnelly and
Flood: absent | l. Resolution approving the appointment of Municipal Prosecutors for the Jersey City Municipal Court to serve for terms of one year. | Res. 10-763 |
| Approved-7-0-
Donnelly and
Flood: absent | m. Resolution awarding professional services agreements to Attorneys-at-Law of the State of New Jersey, to serve as Public Defenders in the Jersey City Municipal Court for the 2011 Fiscal Year. | Res. 10-764 |
| Approved-7-0-
Donnelly and
Flood: absent | n. Resolution awarding a professional services agreement to Andrew C. Abrams, Esq., Attorney at Law of the State of New Jersey, to serve as Chief Municipal Public Defender in the Jersey City Municipal Court in addition to performing his duties as a Public Defender for the 2011 Fiscal Year. | Res. 10-765 |
| Approved-5-1-1-
Fulop: nay;
Richardson:
abstained; Donnelly
and Flood: absent | o. Resolution amending a professional service agreement with Eric Bernstein, Esq. to provide legal services to the City of Jersey City in connection with litigation, labor and employment matters. | Res. 10-766 |
| Approved-6-1-
Fulop: nay;
Donnelly and
Flood: absent | p. Resolution awarding a professional services agreement with Eric Bernstein and Associates to counsel the City of Jersey City on legal issues arising in connection with the relocation of the Jersey City Department of Public Works and the Jersey City Incinerator Authority. | Res. 10-767 |
| Approved-7-0-
Donnelly and
Flood: absent | q. Resolution authorizing the settlement of the lawsuit of Assuncao Brothers, Inc., against the City of Jersey City. | Res. 10-768 |

****10. RESOLUTIONS**

**CITY CLERK
FILE #**

- | | | |
|---|--|-------------|
| Approved-7-0-
Donnelly and
Flood: absent | r. Resolution rescinding Resolution 10-489 approved on July 14, 2010 awarding a contract to Joseph M. Sanzari, Inc. for the Newark Avenue Roadway Improvements Federal Project No. FS-7851 (102) Jersey City Project No. 09-006 and awarding the contract to Jogi Construction, Inc. | Res. 10-769 |
| Approved-6-1-
Fulop: nay;
Donnelly and
Flood: absent | s. Resolution rescinding Resolution 10-626 approved on September 15, 2010 awarding a contract to Arco Construction Group for the construction of the Jersey City Police Department West District Police Precinct, Project No. 2007-002 and awarding the contract to Vanas Construction Company, Inc. | Res. 10-770 |
| Approved-7-0-
Donnelly and
Flood: absent | t. Resolution authorizing the award of contract to Aegis Restauro, LLC. for the repair and stabilization of 4 th Regiment Arch at Pershing Field, Project No. 2010-025 for the Department of Public Works, Division of Architecture. | Res. 10-771 |
| Approved-7-0-
Donnelly and
Flood: absent | u. Resolution authorizing an agreement with H&L Systems for the support of proprietary computer software. | Res. 10-772 |
| Approved-7-0-
Donnelly and
Flood: absent | v. Resolution authorizing the award of contract to G.T.B.M., Inc. for providing maintenance and support services for the Police Department's existing Audio Visual Systems and District Digital Signage Systems application created by G.T.B.M. without public bidding. | Res. 10-773 |
| Approved-7-0-
Donnelly and
Flood: absent | w. Resolution authorizing an agreement with G.T.B.M. Inc. for providing maintenance and support services for the Police Department's NCIC 2000 System without public bidding. | Res. 10-774 |
| Approved-7-0-
Donnelly and
Flood: absent | x. Resolution authorizing an agreement with G.T.B.M. Inc. for providing maintenance and support services for the Police Department's existing Infocop Server software application created by G.T.B.M. without public bidding. | Res. 10-775 |
| Approved-7-0-
Donnelly and
Flood: absent | y. Resolution authorizing an agreement with Let's Think Wireless for the support of proprietary computer hardware and software maintenance and support services for the Police Department without public bidding. | Res. 10-776 |
| Approved-7-0-
Donnelly and
Flood: absent | z. Resolution authorizing an agreement with Network Management Solutions for providing maintenance and support services for the Police and Fire Department's computer Infrastructure and related systems without public bidding. | Res. 10-777 |

****10. RESOLUTIONS**

**CITY CLERK
FILE #**

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|---|--|-------------|
| Approved-7-0-
Donnelly and
Flood: absent | z1. Resolution authorizing an agreement with General Dynamics for providing maintenance and support services for the Police Department Computer Aided Dispatch and Records Management System without public bidding. | Res. 10-778 |
| Approved-7-0-
Donnelly and
Flood: absent | z2. Resolution commemorating the Life and Deeds of Judge Shirley A. Tolentino. | Res. 10-779 |
| Approved-7-0-
Donnelly and
Flood: absent | z3. Resolution re-appointing Frank C. Babcock as a part-time Judge of the Jersey City Municipal Court. | Res. 10-780 |
| Approved-6-0-1-
Velazquez:
abstained; Donnelly
and Flood: absent | z4. Resolution appointing Daniel H. Frohwirth as a member of the Jersey City Cultural Arts Commission. | Res. 10-781 |
| Approved-5-2-
Fulop and
Richardson: nay;
Donnelly and
Flood: absent | z5. Resolution confirming the sale of city owned property not needed for public use, held on Thursday, November 4, 2010. | Res. 10-782 |
| Approved-6-1-
Fulop: nay;
Donnelly and
Flood: absent | z6. Resolution of the Municipal Council of the City of Jersey City authorizing an Affordable Housing Trust Fund (AHTF) agreement in the amount of \$1,000,000 with Whitlock Mills, L.P. | Res. 10-783 |
| Withdrawn | z7. Resolution authorizing the waiver of the twenty (20) day waiting period for Ordinance 10-137. An ordinance dedicating that Forrest Street between Clerk Street and Ocean Avenue be also known as "Christ the King Church Way". | Res. 10-784 |

11. DEFERRED OR TABLED AGENDA AS OF NOVEMBER 10, 2010

- a. Ordinance #09-119 Ordinance redesignating “Gregory Park Plaza” to “Marin Boulevard” also known as “Metropolis Towers Plaza”. Tabled-9-0- after the close of the public hearing at the 11/24/09 meeting on motion by Councilperson Fulop and seconded by Councilperson Donnelly.
- b. Ordinance #10-002 An ordinance supplementing Chapter 332 (Vehicles and Traffic) of the Jersey City Code Article VII (Metered Parking) amending the hours for the monthly permit parking zone from (6:00 a.m. to 7:00 p.m.) to (6:00 a.m. to 5:00 p.m.) and supplementing Article VIII (Permit Parking Zones) establishing a Four (4) hour residential parking permit for city residents; establishing 500 feet as the minimum distance a vehicle must be moved to reactivate the Two (2) hour parking provision; provide for the City Clerk to administer daily visitors parking permits; establish guidelines for the placement of the Vehicle Immobilization Device (Boot) and establish guidelines as to when the fee for the Vehicle Immobilization Device (Boot) shall be refunded by the Jersey City Parking Authority. Tabled-8-0- prior to the close of the public hearing at the 01/27/10 meeting on motion by Councilperson Gaughan and seconded by Councilperson Sottolano; Councilperson Vega: absent..
- c. Ordinance #10-024 Ordinance approving 1) The NUNC PRO TUNC assignment of a tax exemption from Summit Apartments, Inc., to Summit Plaza Associates and approval of a portion of the property for commercial use; and 2) An amendment to the tax exemption to remove a portion of the project from the tax exemption, pursuant to the limited dividend Non-Profit Housing Corporation Law, N.J.S.A. 55:16-18. Tabled-9-0- after the close of the public hearing at the 03/10/10 meeting on a motion by Councilperson Gaughan, seconded by Councilperson Brennan.
- d. Ordinance # 10-087 Ordinance adopting and codifying Chapter 332, Vehicles and Traffic of the Jersey City Municipal Code and repealing Chapter 26, Vehicles and Traffic. Tabled-6-0- after the close of the public hearing at the 07/14/10 meeting on a motion by Richardson seconded by Vega; Lopez, Fulop and Brennan: absent.
- e. Ordinance #10-123 Ordinance supplementing Chapter 3 (Administrative Code) Article XI (Department of Police) of the City of Jersey City establishing the procedure and fees for providing Off-Duty Police Officers for special detail assignments. Tabled-8-0- after the close of the public hearing at the 10/13/10 meeting on a motion by Richardson seconded by Donnelly; Flood: absent.

A motion to adjourn at 9:48 p.m. was made by Councilperson Gaughan and seconded by Councilperson Brennan and Approved-7-0-. Councilpersons Donnelly and Flood: absent. -



Peter M. Brennan, Council President



Renee Jackson, City Clerk

Reviewed and found to be correct as to text and content.



Robert Byrne, City Clerk

Note: The meeting was stenographically and digitally recorded.