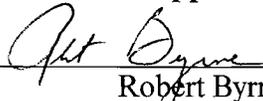


The action taken by the municipal council at the Regular Meeting held on February 13, 2013 at 6:00 p.m. is listed below. The minutes, as recorded in the minute book, are available for perusal and approval. Unless council advises the City Clerk to the contrary, these minutes will be considered approved 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  
Rolando Lavarro, Jr., Councilperson-at-Large  
Viola Richardson, 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  
Diane Coleman, Councilperson, Ward F

### Minutes of the Regular Meeting of the Municipal Council Wednesday, February 13, 2013 at 6:00 p.m.

**Please Note:** The next caucus meeting of Council is scheduled for Monday, February 25, 2013 at 5:30 p.m. in the Efrain Rosario Memorial Caucus Room, City Hall.

The next regular meeting of Council is scheduled for Wednesday, February 27, 2013 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: 6:09 p.m.

1. (a) **INVOCATION:**
- (b) **ROLL CALL:** At 6:09 p.m. all nine (9) members were present.
- (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 Thursday, December 20, 2012, indicating the schedule of Meetings and Caucuses of the Jersey City Municipal Council for the calendar year 2013.

The Agenda of this meeting was disseminated on **Thursday, February 7, 2013 at 4:00 p.m.** to the Municipal Council, Mayor and Business Administrator of Jersey City. It was similarly disseminated to The Jersey Journal and 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-9-0-	a.	Ordinance dedicating that Astor Place between Crescent Avenue and Summit Avenue also be known as Deacon Carlbert Heard, Sr. Drive.	Ord. 13-012
Introduced-9-0-	b.	Ordinance supplementing Chapter A351 (Executive Orders and Ordinances) of the Jersey City Code. (Special Law Enforcement Officer)	Ord. 13-013
Introduced-9-0-	c.	Ordinance amending Chapter 175 (Food Handling Establishments) Section 8 (Itinerant Establishments) and Chapter 160 (Fees And Charges) of the Jersey City Municipal Code.	Ord. 13-014
Introduced-9-0-	d.	Ordinance approving a 10 year tax exemption for a market rate mixed use rental project to be constructed by 70 Columbus Urban Renewal, LLC, an urban renewal entity, pursuant to the Long Term Tax Exemption Law <u>N.J.S.A. 40A:20-1 et seq.</u>	Ord. 13-015
Introduced-9-0-	e.	Ordinance approving a 10 year tax exemption for a market rate mixed use rental project to be constructed by Marbella Tower Urban Renewal Associates South, LLC., an urban renewal entity, pursuant to the Long Term Tax Exemption Law <u>N.J.S.A. 40A:20-1 et seq.</u>	Ord. 13-016
Introduced-9-0-	f.	Ordinance amending a 15 year long term tax exemption financial agreement with Marbella Tower Urban Renewal Associates, LLC to 1) amend its ground lease and financial agreement to reduce land area of the project; 2) Reduce the number of parking spaces from 423 to 260 parking spaces; and 3) assign a portion of the Project containing 163 parking spaces to Marbella Tower Urban Renewal Associates South, LLC.	Ord. 13-017
Introduced-9-0-	g.	Ordinance of the Municipal Council of the City of Jersey City amending the Claremont Redevelopment Plan to clarify uses and fees.	Ord. 13-018
Introduced-9-0-	h.	Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Hoboken Avenue Redevelopment Plan to clarify permitted uses.	Ord. 13-019
Introduced-9-0-	i.	Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance for fencing.	Ord. 13-020
Introduced-9-0-	j.	Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance creating the Arts District Overlay Zone for the Riverview Arts District.	Ord. 13-021

**\*3.**

**ORDINANCE HEARING**

**FIRST READING**

**CITY CLERK  
FILE**

- |                 |    |   |             |
|-----------------|----|---|-------------|
| Introduced-9-0- | k. | Ordinance of the Municipal Council of the City of Jersey City adopting an amendment to permitted uses in the Palisade Avenue portion of the R-2 District of the Land Development Ordinance. | Ord. 13-022 |
| Introduced-9-0- | l. | Ordinance accepting from LT Realty Company, LLC a dedication of certain roadways, sidewalks and utilities located within the Colgate Redevelopment Plan Area.                               | Ord. 13-023 |
| Introduced-9-0- | m. | Ordinance authorizing the City of Jersey City to execute a lease with Imperial Parking Corporation for parking spaces located near 1 Journal Square Plaza.                                  | Ord. 13-024 |
| Introduced-9-0- | n. | Ordinance authorizing the City of Jersey City to execute a lease with Rand Parking, Inc. Corporation for parking spaces located near 1 Journal Square Plaza.                                | Ord. 13-025 |
| Introduced-9-0- | o. | Ordinance dedicating that the northwest corner of Summit Avenue and Thorne Street to also be known as John "Jack" Tarantula Way.  | Ord. 13-026 |

**\*4.**

**ORDINANCE HEARING**

**SECOND READING**

**CITY CLERK  
FILE**

- |   |    |   |                                |
|---|----|---|--------------------------------|
| Adopted-9-0-                              | a. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Sip Gateway Redevelopment Plan permitting Houses of Worship.   | Ord. 13-004<br>Intro. 01.23.13 |
| Adopted-9-0-                              | b. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Turnkey Redevelopment Plan.  | Ord. 13-005<br>Intro. 01.23.13 |
| Adopted-9-0-                              | c. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Canal Crossing Redevelopment Plan to create consistency between Land Development Ordinance definitions and permitted uses in the plan.   | Ord. 13-007<br>Intro. 01.23.13 |
| Adopted-9-0-                              | d. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance revising definitions.   | Ord. 13-008<br>Intro. 01.23.13 |
| Adopted-9-0-                              | e. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance Article III Section 345-38 Redevelopment Areas to strike all definitions from Redevelopment Plans and instead use the Land Development Ordinance Glossary.  | Ord. 13-009<br>Intro. 01.23.13 |
| Adopted-9-0-                              | f. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance as it pertains to building facade terminology in the R-1 one and two family housing district.   | Ord. 13-010<br>Intro. 01.23.13 |
| Adopted-7-2-<br>Fulop and<br>Lavarro: nay | g. | An ordinance approving a five (5) year tax exemption with 109 Christopher Columbus, LLC, pursuant to the provisions of <u>N.J.S.A.</u> 40A:21-1, et seq. and Section 304-12 of the Municipal Code for property designated as Block 12901, Lot 6, on the city's tax map and more commonly known by the street address of 109 Christopher Columbus Drive. | Ord. 13-011<br>Intro. 01.23.13 |

**\*\* 5.**

**PUBLIC REQUEST FOR HEARING**

- |               |   |
|---------------|---|
| Spoke         | 1. William Dorrity, 3060 Kennedy Boulevard, Jersey City |
| Did not speak | 2. Catherine Grimm                                      |
| Spoke         | 3. Yvonne Balcer  |
| Spoke         | 4. Mark Razzoli   |
| Did not speak | 5. Fred Dimase  |
| Spoke         | 6. Doug Carlucci  |
| Spoke         | 7. Daoud David Williams                                 |
| Spoke         | 8. Steven Pinkney                                       |
| Spoke         | 9. Jeffrey Dublin                                       |
| Did not speak | 10. Arnold Williams                                     |
| Spoke         | 11. Jayson Burg   |
| Spoke         | 12. Riaz Wahid  |
| Did not speak | 13. Charlene Burke                                      |
| Spoke         | 14. Gilbert Moore                                       |
| Spoke         | 15. Esther Wintner                                      |
| Spoke         | 16. John Hannussak                                      |
| Did not speak | 17. Josephine Paige                                     |
| Spoke         | 18. Lorenzo Richardson                                  |
| Spoke         | 19. Renee Hui   |
| Spoke         | 20. Yvonne Thevenot                                     |

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

**\*\*6. PETITIONS AND COMMUNICATIONS**

- a. Letter dated January 22, 2013 from Charles L. Smith, Director of Government and Regulatory Affairs, Comcast Cable to Robert Byrne, City Clerk re: Check in the sum of \$1,391,324.64 for municipal franchise fee.
- b. Letter dated January 18, 2013 from Jeffrey R. Valvik, LSRP, Golder Associates to Robert Byrne, City Clerk re: Public Notification Renewal for former Eastern Waste Ser., Corp Site, 264 Broadway, Jersey City.
- c. Letter dated January 21, 2013 from David R. Draper, Licensed Site Remediation, Potomac-Hudson Environmental, Inc., to Martel Meyer, WA Residential Urban Renewal Co., LLC re: Response Action Outcome, 100 Caven Point Road, Jersey City.
- d. Letter dated January 18, 2013 from Wade E. Miller, P.E., Planning and Design Manager, PSE&G to Robert Byrne, City Clerk re: 2013 Construction Plans.
- e. Letter dated January 25, 2013 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, January 31, 2013 at 10:00 a.m., 895 Bergen Avenue 2<sup>nd</sup> Fl., Jersey City.
- f. Letter dated January 24, 2013 from Ryan Miller, Project Manager, Dresdner Robin to Robert Byrne, City Clerk re: Initial Receptor Evaluation, Morgan Street Development, 328-344 Washington Boulevard, Jersey City.
- g. Letter dated January 17, 2013 from Yacoub E. Yacoub, Bureau Chief for the State of New Jersey Department of Environmental Protection to Richard Madams, Jersey City re: No Further Action Letter, Two (2) 550 gallon #2 heating oil underground storage tanks, 45 Belmont Avenue, Jersey City.
- h. Letter dated January 23, 2013 from Brian R. Fennelly, PE, LSRP, Fennelly Environmental Associates, LLC to Robert Byrne, City Clerk re: Public Notification related to Environmental Remediation Work, 200 Theodore Conrad Drive, Jersey City.
- i. Letter dated January 24, 2013 from Caryn Barnes, Licensed Site Remediation Professional, Langan Engineering & Environmental Services to Ralph Schupp, Glenn Springs Holdings, Inc. re: Response Action Outcome, 651 Tonnele Avenue, Jersey City.

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

**\*\*6. PETITIONS AND COMMUNICATIONS**

- j. Email dated January 25, 2013 from Carlene Rigsby, Verizon to Robert Byrne, City Clerk re: Annual Remittance Statement Franchise Fee for 2012 in the amount of \$766,733.08.
- k. Letter dated January 25, 2013 from James C. McCann, Esq. Connell Foley, LLP Attorney at Law to Robert Byrne, City Clerk re: Financial agreement between the City of Jersey City and Goya 75<sup>th</sup> Urban Renewal, Co., LLC.
- l. Letter dated January 22, 2013 from Lloyd Goldman, 110 First Street Urban Renewal Associates, LLC to Robert Byrne, City Clerk re: Amended financial agreement made as of August 21, 2012 and the City of Jersey City.
- m. Letter dated January 22, 2013 from New Jersey Meadowlands Commission to Peter Inane, Goya 75<sup>th</sup> Acquisition Co. Secaucus, NJ re: Minor Subdivision Approval.
- n. Letter dated January 29, 2013 from Kenneth C. Tyson, C.P.G., P.G., Senior Project Manager, Langan to Robert Byrne, City Clerk re: Public notification, 110 first Street Site, Jersey City.
- o. Letter dated January 25, 2013 from John F. Kerber, P.E., LSRP, Potomac-Hudson Environmental, Inc., to Robert Byrne, City Clerk re: Biennial Certification, Liberty national, Caven Point Road, Jersey City.
- p. Letter dated January 28, 2013 from Alberto G. Santos, Clerk, Board of Chosen Freeholders to Robert Byrne, City Clerk re: Resolution adopted by the Board of Chosen Freeholders of Hudson County held January 24, 2013.
  - 1. Resolution authorizing the use of a portion of Lincoln Park in Jersey City adjacent to the fountain to hold a rally-One Million Moms for Gun Control, Saturday, January 26, 2013 from 11:00 am - 1:00 p.m.
- q. Letter dated January 25, 2013 from George King, Chief, Unregulated Heating Oil Tank Program, Department of Environmental Protection to Edward Maske, Esq., re: One 1000 gallon #2 heating oil underground storage tank system, 35 Beacon Avenue, Jersey City.

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

**\*\*6. PETITIONS AND COMMUNICATIONS**

- r. Letter dated January 23, 2013 from George King, Chief, Unregulated Heating Oil Tank Program, Department of Environmental Protection to Marie Grompone, Jersey City re: One 550 gallon #2 heating oil underground storage tank system, 9 Rose Avenue, Jersey City.
- s. The Quill Newsletter dated February 2013.
- t. Letter dated January 29, 2013 from Suzanne U. Dietrick, Chief, for State of New Jersey, Department of Environmental Protection to Marc Helman, Supervisor, Environmental Engineering Unit re: Individual Flood Hazard Permit/ Waterfront Development Permit Upland/Freshwater Wetlands General Permit #11/Freshwater Wetlands Transition Area Waiver/Water Quality Certification, Port Authority of NY & NJ.
- u. Minutes of the regular meeting of the Board of Commissioners of the Jersey City Redevelopment Agency held December 18, 2012.
- v. Letter dated January 29, 2013 from George King, Chief, Unregulated Heating Oil Tank Program, Department of Environmental Protection to Mike Slender, Jersey City re: One 550 gallon #2 heating oil underground storage tank system, 159 Jewett Avenue, Jersey City.
- w. Letter dated February 1, 2013 from David Intintola, LSRP, Cilli Environmental Group, LLC to Bureau of Case Assignment & Initial Notice re: Public notification, Talon Paint Products, 205 Bright Street, Jersey City.
- x. Letter dated January 31, 2013 from Evan M. Hersch, Project Manager, Brinkerhoff Environmental Services, Inc to Robert Byrne, City Clerk re: Preliminary Assessment, Marion Gardens- Housing Authority of Jersey City.
- y. Letter dated February 4, 2013 from Chris Christie, Governor to Jerramiah T. Healy, Mayor re: Selected to received funding from the Department of Transportation's Safe Routes to School Program for School Crossing Safety Improvements (Phase 4) in the amount of \$300,000.00.
- z. The Central Avenue Special Improvement District Management Corp. Financial Statements- Cash Basis and Supplementary Information and Cash Basis and Independent Auditor's Reports.

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

**\*\*6. PETITIONS AND COMMUNICATIONS**

- z1. Letter dated February 8, 2013 from Maria Cauris, Remediation Manager, Honeywell to David Doyle, Site Remediation Program re: Master Remedial Investigation Work Plan, Hudson County Chromium Sites.
- z2. Letter dated February 6, 2013 from Brian R. Fennelly, PE, Principal, Fennelly Environmental Associates to Robert Byrne, City Clerk re: Notification of Emplacement of Classification Exception Area/Well Restriction Area Institutional Control, 200 Theodore Conrad Drive, Jersey City.

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

**\*\*7. OFFICERS COMMUNICATIONS**

- a. Memo dated February 2, 2013 from Ed Toloza, Tax Assessor to Robert Byrne, City Clerk re: Jackson Hill Main Street SID Assessment Roll.
- b. Memo dated January 18, 2013 from Al Cameron, Deputy Director, HEDC to Council Members & Tax Abatement Committee re: Tax Abatement Committee Recommendations on January 17, 2013 meeting.
- c. Letter dated January 28, 2013 from Donna Mauer, CFO to Thomas H. Neff, Director, Division of Local Government Services re: Corrective Action Plan for the year ending December 31, 2011.

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

**\*\*8. REPORT OF DIRECTORS**

- a. Letter dated January 30, 2013 from Jerramiah T. Healy, Mayor to President and members of the Municipal Council re: Appointing Daniela Ciammaruconi, of Jersey City, to serve as a Class IV Member of the Jersey City Planning Board, replacing Madeline Romano, who has resigned. Ms. Cammaruconi's term will expire on June 30, 2013.
- b. Letter dated February 6, 2013 from Jerramiah T. Healy, Mayor to President and members of the Municipal Council re: Appointing Carlo Abad, of Jersey City, to serve as Chief Judge of the Jersey City Municipal Court. Mr. Abad's term will expire on February 12, 2016.
- c. Letter dated February 6, 2013 from Jerramiah T. Healy, Mayor to President and members of the Municipal Council re: Appointing Radames Velazquez, of Jersey City, to serve as full-time Judge of the Jersey City Municipal Court. Mr. Velazquez's term will expire on February 12, 2016.
- d. Letter dated February 6, 2013 from Jerramiah T. Healy, Mayor to Council President and Members of the Municipal Council re: Robert Kakoleski, Acting Police Director extension of appointment from February 21, 2013 through June 30, 2013.

**\*\*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 & Addendum #1;-9-0-

Grand Total of Claims \$14,437,330.44

Grand Total of Addendum #1 \$25,864,878.63

**\*\*10. RESOLUTIONS****CITY CLERK  
FILE #**

Approved-9-0-	a. Resolution authorizing an Emergency Temporary Appropriation.	Res. 13-059
Approved-9-0-	b. Resolution authorizing Calendar Year 2012 Appropriation Reserve Transfers.	Res. 13-060
Approved-9-0-	c. Resolution urging the New Jersey Legislature to enact a law to require background checks on individuals who privately teach, coach or mentor minors.	Res. 13-061
Approved-9-0-	d. Resolution rescinding Resolution 12-902 approved on December 19, 2013 authorizing an agreement with Mana Contemporary, Inc. to provide an inventory of the art collection of the Jersey City Museum.	Res. 13-062
Approved-9-0-	e. Resolution of the Municipal Council of the City of Jersey City authorizing the Planning Board to conduct a preliminary investigation of conditions of the Pamrapo Study Area for determination as an area in need of rehabilitation.	Res. 13-063
<b>Defeated-5-4- Sottolano, Gaughan, Richardson and Brennan: nay</b>	f. Resolution overriding the Mayoral Veto of Ordinance 12-158, an ordinance amending Chapter 3 (Administration and Government) Article VI (Contractors Pay-to-Play Reform Ordinance) adding additional prohibited donations to certain committees and certain contractors doing business with the Jersey City School District.	Res. 13-064
<b>Defeated-5-4- Sottolano, Gaughan, Richardson and Brennan: nay</b>	g. Resolution overriding the Mayoral Veto of Ordinance 12-161, An ordinance amending Chapter 3 (Administration and Government) Article VI (Redeveloper's Pay to Play Reform Ordinance) adding additional prohibited donations to certain committees and candidates.	Res. 13-065
Approved-9-0-	h. Resolution extending the term of Robert Kakoleski as the Acting Director of the Jersey City Police Department.	Res. 13-066
<b>Defeated-4-5- Sottolano, Gaughan, Richardson and Brennan: aye</b>	i. Resolution appointing Carlo Abad as Chief Judge of the Jersey City Municipal Court.	Res. 13-067
<b>Defeated-4-5- Sottolano, Gaughan, Richardson and Brennan: aye</b>	j. Resolution appointing Radames Velazquez, Jr. as Full-Time Judge of the Jersey City Municipal Court.	Res. 13-068

**\*\*10. RESOLUTIONS****CITY CLERK  
FILE #**

Approved-8-1- Lavarro: nay	k. Resolution of the Municipal Council of the City of Jersey City authorizing the six month UEZ Administrative Budget for the period July 1, 2013- December 31, 2013 for the Jersey City Economic Development Corporation to be utilized in accordance with the State of New Jersey, FY12 budget language and general provisions regarding the Urban Enterprise Zone Program.	Res. 13-069
Approved-9-0-	l. Resolution of the Municipal Council of the City of Jersey City authorizing the Jersey City Economic Development Corporation to allocate \$482,625.00 of Urban Enterprise Zone Funds for the Jersey City Incinerator Authority Second Chance Program.	Res. 13-070
Approved-9-0-	m. Resolution of the Municipal Council of the City of Jersey City authorizing the Jersey City Economic Development Corporation to allocate \$200,000 of Urban Enterprise Zone Funds to be distributed equally to the five special improvement districts located in Jersey City.	Res. 13-071
Approved-9-0-	n. Resolution honoring Elizabeth "Betty" Pellagatti on the occasion of her retirement.	Res. 13-072
Approved-9-0-	o. Resolution of the Municipal Council of the City of Jersey City accepting a grant and authorizing the execution of a grant agreement with the County of Hudson Department of Health and Human Services Office on Aging.	Res. 13-073
Approved-9-0-	p. Resolution authorizing the acceptance of the Metropolitan Medical Response System Fiscal Year 2011 Grant Program award from the State of New Jersey, Office of Homeland Security and Preparedness.	Res. 13-074
Approved-9-0-	q. Resolution authorizing a refund/credit of \$245,556.44 and reduction in assessment to settle tax appeals filed by the owners of various properties.	Res. 13-075
Approved-9-0-	r. Resolution to grant 2012 Veteran deduction on various properties.	Res. 13-076
Approved-9-0-	s. Resolution to grant 2012 Senior Citizen deduction on various properties.	Res. 13-077
Approved-9-0-	t. Resolution authorizing a private sale of tax sale certificate owned by the City of Jersey City, pursuant to N.J.S.A.54:5-113.	Res. 13-078
<b>Withdrawn</b>	u. Resolution authorizing the release of certain deed restrictions imposed by the City against certain property identified upon the official tax map of the City as Block 15901, Lot 1 and more commonly known as 239 Grand Street.	Res. 13-079

**\*\*10. RESOLUTIONS**

**CITY CLERK  
FILE #**

- |               |     |   |             |
|---------------|-----|---|-------------|
| Approved-9-0- | v.  | Resolution authorizing the Business Administrator to execute a discharge of mortgage affecting 29 Bayview Avenue a/k/a Block 24101, Lot 27.   | Res. 13-080 |
| Approved-9-0- | w.  | Resolution authorizing the Business Administrator to execute a discharge of mortgage affecting 20 Skyline Drive a/k/a Block 24201, Lot 119.   | Res. 13-081 |
| Approved-9-0- | x.  | Resolution of the Municipal Council of the City of Jersey City authorizing a contract with Community Asset Preservation Alliance #3 of Jersey City, LLC under the HUD Neighborhood Stabilization Program (NSP).   | Res. 13-082 |
| Approved-9-0- | y.  | Resolution authorizing 1) An amendment to the program contract under the New Jersey Department of Community Affairs Neighborhood Stabilization Program (NSP) to accept additional funds and 2) The amendment of a grant agreement with New Jersey Community Asset Preservation Alliance #3 of Jersey City, LLC. | Res. 13-083 |
| Approved-9-0- | z.  | Resolution authorizing the City of Jersey City to enter into an agreement with the Jersey City Employment and Training Program, Inc. (JCETP) designating the JCETP as the Administrative Entity for the Jersey City Workforce Investment Area pursuant to the Workforce Investment Act.                         | Res. 13-084 |
| Approved-9-0- | z1. | Resolution authorizing a license agreement with Mueser Rutledge Consulting Engineers to enter onto city property at 280 Grove Street.   | Res. 13-085 |
| Approved-9-0- | z2. | Resolution authorizing an agreement with Park Place International for the support of proprietary computer hardware and software.  | Res. 13-086 |
| Approved-9-0- | z3. | Resolution authorizing the award of contract to AAA Emergency Supply for purchase and delivery of Bullard Thermal Imaging Cameras under state contract for the Fire Department.   | Res. 13-087 |
| Approved-9-0- | z4. | Resolution authorizing the award of contract to ESI Equipment, Inc. for the delivery and supply of Holmatro Rescue System under state contract for the Fire Department.   | Res. 13-088 |
| Approved-9-0- | z5. | Resolution authorizing a change order for a contract with Z-Tech Contracting, LLC for the Muhammad Ali Park renovation, Project No. 2007-012 for the Department of Public Works, Division of Architecture.  | Res. 13-089 |

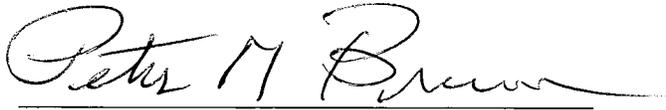
**\*\*10. RESOLUTIONS****CITY CLERK  
FILE #**

- |               |   |             |
|---------------|---|-------------|
| Approved-9-0- | z6. Resolution authorizing the award of contract to Air Brake and Equipment for maintenance and repair for heavy duty vehicles, Class 5 or higher over 15,000lb GVWR, pursuant to state contract for the Division of Automotive Services, Department of Public Works.         | Res. 13-090 |
| Approved-9-0- | z7. Resolution authorizing the award of contract to Certified Products for parts and repairs for road maintenance equipment pursuant to state contract for the Division of Automotive Services.   | Res. 13-091 |
| Approved-9-0- | z8. Resolution authorizing the renewal of a contract with Sudsy Car Wash for car wash and detailing services in the North East section for the Department of Public Works, Automotive Maintenance.  | Res. 13-092 |
| Approved-9-0- | z9. Resolution authorizing the award of contract to Zoland Corporation for maintenance and repair for heavy duty vehicles, Class 5 or higher over 15,000lb GVWR, pursuant to state contract for the Division of Automotive Services, Department of Public Works.              | Res. 13-093 |
| Approved-9-0- | z10. Resolution ratifying an emergency contract award to Joseph David Roofing to provide roof repairs because of damage caused by Hurricane Sandy on October 29 and 30, 2012 for the Department of Public Works, Division of Buildings and Street Maintenance.                | Res. 13-094 |
| Approved-9-0- | z11. Resolution ratifying an emergency contract award to Jen Electric to provide repairs to traffic signals citywide because of damage caused by Hurricane Sandy on October 29 and 30, 2012 for the Department of Public Works, Division of Buildings and Street Maintenance. | Res. 13-095 |
| Approved-9-0- | z12. Resolution awarding a contract to Reliastar Life Insurance Company to provide stop gap Insurance for employees and retirees as an extraordinary unspecifiable service.   | Res. 13-096 |
| Approved-9-0- | z13. Resolution authorizing the renewal of an agreement between the City of Jersey City and Muller Bohlin Associates, Inc. to provide grant services to the City as an extraordinary unspecifiable service.   | Res. 13-097 |
| Approved-9-0- | z14. Resolution ratifying and amending a professional service agreement to ERFS, Inc to provide the City of Jersey City with Environmental Services.  | Res. 13-098 |

**\*\*10. RESOLUTIONS****CITY CLERK  
FILE #**

- |               |  |             |
|---------------|--|-------------|
| Approved-9-0- | z15. Resolution awarding a professional services agreement to the firm of Gluck Walrath, LLP to represent the City of Jersey City in legal matters relating to the City's Abandoned Properties Program under the Abandoned Properties Rehabilitation Act. <u>N.J.S.A. 55:19-78 et seq.</u>   | Res. 13-099 |
| Approved-9-0- | z16. Resolution preauthorizing a professional service agreement with Kologi♦Simitz and to represent Police Officers Eric Tavarez and Donald Vernay in the matter of Luther L. Price et al v. City of Jersey City et al.  | Res. 13-100 |
| Approved-9-0- | z17. Resolution authorizing the award of a contract to Smith and Solomon School to provide CDL Training to members of the Fire Department.   | Res. 13-101 |
| Approved-9-0- | z18. Resolution authorizing the award of contract to Celebrity of Morristown D/B/A/ Beyer-Warlock Fleet for the purchase and installation of siren lights systems for the Fire Department.   | Res. 13-102 |
| Approved-9-0- | z19. Resolution ratifying an emergency contract award to T&M Associates (T&M) to provide design and construction management services for the pedestrian bridge over Mill Creek, Project No. 13-003, for the Department of Public Works, Division of Engineering, Traffic and Transportation as a result of damages caused by Super Storm Sandy on October 29 & 30, 2012. | Res. 13-103 |
| Approved-9-0- | z20. Resolution awarding an emergency contract to purchase the Pre-fabricated pedestrian bridge over Mill Creek from manufacture Contech Engineering Solutions, LLC for Project No. 13-003, for the Department of Public Works, Division of Engineering, Traffic and Transportation as a result of damages caused by Super Storm Sandy on October 29 & 30, 2012.         | Res. 13-104 |
| Approved-9-0- | z21. Resolution honoring Rhudell "Rhudy" Snelling on the occasion and celebration of his 80 <sup>th</sup> Birthday.  | Res. 13-105 |
| Approved-9-0- | z22. Resolution authorizing the award of contract to AMCO Enterprises, Inc. for Pershing Field Pool-Dehumidification System Replacement, Project No. 2012-015 for the Department of Public Works, Division of Architecture.  | Res. 13-106 |

A motion to adjourn at 8:17 p.m. was made by Councilperson Gaughan and seconded by Councilperson Brennan and Approved-9-0-.

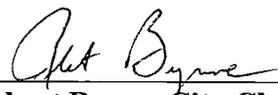


**Peter M. Brennan, Council President**



**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.

02.13.13

## 11. DEFERRED OR TABLED AGENDA AS OF FEBRUARY 13, 2013

- 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, 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, seconded by Councilperson Sottolano; Councilperson Vega: absent.
- c. Ordinance #10-140 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. Tabled-8-0- after the close of the public hearing at the 11/10/10 meeting on a motion by Brennan, seconded by Gaughan; Donnelly: absent.
- d. Ordinance #10-157 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. Tabled-8-0- prior to the public hearing at the 11/23/10 meeting on a motion by Brennan, seconded by Richardson; Flood: absent.
- e. Ordinance #11-028 An ordinance authorizing the City to lease on-street parking spaces in the Christopher Columbus Drive permit parking zone from the Jersey City Parking Authority. Tabled-9-0- after the close of the public hearing at the 03/23/11 meeting on a motion by Brennan, seconded by Velazquez.
- f. Ordinance # 11-038 Ordinance of the Municipal Council adopting amendments to the Summit and Fairmount Redevelopment Plan adding an acquisition list. Tabled-9-0- after the close of the public hearing at the 04/13/11 meeting on a motion by Richardson, seconded by Sottolano.
- g. Ordinance #11-050 Ordinance amending Chapter 175 (Food Handling Establishments) Article II (Itinerant Eating and Drinking Establishments) Section 8 (Itinerant Establishments) and Chapter 160 (Fees and Charges) of the Jersey City Municipal Code. Tabled-8-1- after the close of the public hearing at the 05/11/11 meeting on a motion by Fulop, seconded by Richardson; Brennan: nay.

**11. DEFERRED OR TABLED AGENDA AS OF FEBRUARY 13, 2013**

- h. Ordinance #11-055 Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Jersey Avenue Tenth Street Redevelopment Plan to amend the Boundary Map. Tabled-8-0- after the close of the public hearing at the 05/11/11 meeting on a motion by Brennan, seconded by Donnelly; Velazquez: absent.
- i. Ordinance #11-080 Ordinance dedicating that the waterfront walkway between Sussex Street and the Southern Terminus also be known as "Sp. Marlon P. Jackson Walk". Tabled-7-0- prior to the close of the public hearing at the 08/10/11 meeting on a motion by Brennan, seconded by Donnelly; Gaughan and Ahmad: absent.
- j. Ordinance #11-125 An ordinance amending Chapter 319 (Towers and Towing) to permit private towers to provide tow pound services to the City of Jersey City. Tabled-9-0- prior to the close of the public hearing at the 10/26/11 meeting on a motion by Richardson; seconded by Gaughan.
- k. Ordinance #11-136 Ordinance amending Chapter 175 (Food Handling Establishments) Article II (Itinerant Eating and Drinking Establishments) Section 8 (Itinerant Establishments) and Chapter 160 (Fees and Charges) of the Jersey City Municipal Code. Tabled-9-0- prior to the close of the public hearing at the 11/09/11 meeting on a motion by Sottolano, seconded by Fulop.
- l. Ordinance #11-137 An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article VII (Metered Parking) amending Section 332-57 (On-Street Permit Parking Zones) designating on-street permit parking for Itinerant vendor trucks, on the north side of Columbus Drive beginning 35 feet east of Marin Boulevard and extending 40 feet easterly and on the east side of Hudson Street beginning at the Light Rail Crossing and extending north to Second Street 6:00 a.m. to 9:00 p.m., Monday through Friday, except holidays. Tabled-9-0- prior to the close of the public hearing at the 11/09/11 meeting on a motion by Sottolano, seconded by Fulop.
- m. Ordinance #11-142 An Ordinance amending Chapter 319 (Towers and Towing) to permit private towers to provide tow pound services to the City of Jersey City. Tabled-8-0- prior to the close of the public hearing at the 11/22/11 meeting on a motion by Richardson, seconded by Brennan.
- n. Ordinance #11-151 Ordinance amending Chapter 175 (Food Handling Establishments) Article II (Itinerant Eating and Drinking Establishments) Section 8 (Itinerant Establishments) and Chapter 160 (Fees and Charges) of the Jersey City Municipal Code. Tabled-8-0- prior to the close of the public hearing at the 12/14/11 meeting on a motion by Richardson, seconded by Donnelly.
- o. Ordinance #12-038 Ordinance of the Municipal Council of the City of Jersey City amending Chapter 345, Article VII (Enforcement, Violations and Penalties) and Chapter 160 (Fees and Charges) to require a Zoning Certificate of Compliance to be obtained upon change of use or ownership of real property within the city. Tabled-7-0- prior to the close of the public hearing at the 03/28/12 meeting on a motion by Donnelly, seconded by Sottolano; Fulop and Massey absent.

**11. DEFERRED OR TABLED AGENDA AS OF FEBRUARY 13, 2013**

- p. Ordinance #12-050 Ordinance amending and supplementing Chapter 12 (Authorities, Municipal) Article II (Incinerator Authority), of the Jersey City Municipal Code to dissolve the Jersey City Incinerator Authority and amending and supplementing Chapter 3 (Administration of Government), Article IX (Department of Public Works), to consolidate the former functions of the Jersey City Incinerator Authority thereunder. Tabled-9-0-prior to the close of the public hearing at the 04/25/12 meeting on a motion by Richardson, seconded by Fulop.
- q. Ordinance #12-081 Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance to require bicycle parking. Tabled-9-0- after the close of the public hearing at the 06/27/12 meeting on a motion by Brennan, seconded by Fulop.
- r. Ordinance #12-087 Ordinance amending Chapter 304 (Taxation) Article VI (Long Term Tax Exemption Affordable Housing Trust Fund) of the Jersey City Municipal Code. Tabled-9-0- after the close of the public hearing at the 06/27/12 meeting on a motion by Fulop, seconded by Richardson.
- s. Ordinance #12-127 Ordinance authorizing the assignment NUNC PRO TUNC of the financial and repayment agreements from the Criterion Urban Renewal Company, LLC, to BR Criterion Urban Renewal Company, LLC. Tabled-8-0- prior to the close of the public hearing at the 10/10/12 meeting on a motion by Gaughan, seconded by Brennan; Fulop: absent.
- t. Ordinance #12-128 Ordinance authorizing the assignment NUNC PRO TUNC of the financial and repayment agreements from the Hague Urban Renewal Company, LLC, to BR Hague Urban Renewal Company, LLC. Tabled-8-0- prior to the close of the public hearing at the 10/10/12 meeting on a motion by Gaughan, seconded by Brennan; Fulop: absent.
- u. Ordinance #12-129 Ordinance 1) Approving a 15 year tax exemption for BR Beacon Commerce Urban Renewal Company, LLC, for a commercial parking garage project; 2) Assigning the prepayment and affordable housing contribution credits due the Beacon Commerce Urban Renewal Company, LLC, under its prepayment agreement and financial agreement, to BR Beacon Commerce Urban Renewal Company, LLC; and 3) Repealing Ordinance 05-093. Tabled-8-0- prior to the close of the public hearing at the 10/10/12 meeting on a motion by Gaughan, seconded by Brennan; Fulop: absent.
- v. Ordinance #12-130 Ordinance 1) Approving a 15 year tax exemption for BR Beacon Parking Urban Renewal Company, LLC, for a commercial parking garage project; 2) Assigning the prepayment and affordable housing contribution credits due the Beacon Parking Urban Renewal Company, LLC, under its prepayment agreement and financial agreement, to BR Beacon Parking Urban Renewal Company, LLC; and 3) Repealing Ordinance 05-094. Tabled-8-0- prior to the close of the public hearing at the 10/10/12 meeting on a motion by Gaughan, seconded by Brennan; Fulop: absent.

## 11. DEFERRED OR TABLED AGENDA AS OF FEBRUARY 13, 2013

- w. Ordinance #12-131 Ordinance 1) Approving a 15 year tax exemption for BR Mercury Urban Renewal Company, LLC, for a market rate residential rental project; 2) Assigning the prepayment credits due the Mercury Urban Renewal Company, LLC, under its prepayment agreement to BR Mercury Urban Renewal Company, LLC; and 3) Repealing Ordinance 06-158. Tabled-8-0- prior to the close of the public hearing at the 10/10/12 meeting on a motion by Gaughan, seconded by Brennan; Fulop: absent.
- x. Ordinance #12-132 Ordinance 1) Approving a 15 year tax exemption for BR Orpheum Urban Renewal Company, LLC, for a market rate residential rental project; 2) Assigning the prepayment credits due the Orpheum Urban Renewal Company, LLC, under its prepayment agreement to BR Orpheum Urban Renewal Company, LLC; and 3) Repealing Ordinance 06-159. Tabled-8-0- prior to the close of the public hearing at the 10/10/12 meeting on a motion by Gaughan, seconded by Brennan; Fulop: absent.
- y. Ordinance #12-133 Ordinance 1) Approving a 15 year tax exemption for BR Paramount Urban Renewal Company, LLC, for a market rate residential rental project; 2) Assigning the prepayment credits due the Paramount Urban Renewal Company, LLC, under its prepayment agreement to BR Paramount Urban Renewal Company, LLC; and 3) Repealing Ordinance 06-160. Tabled-8-0- prior to the close of the public hearing at the 10/10/12 meeting on a motion by Gaughan, seconded by Brennan; Fulop: absent.
- z. Ordinance #12-134 Ordinance 1) Approving a 15 year tax exemption for BR Tower Urban Renewal Company, LLC, for a market rate residential rental project; 2) Assigning the prepayment credits due the Tower Urban Renewal Company, LLC, under its prepayment agreement to BR Tower Urban Renewal Company, LLC; and 3) Repealing Ordinance 06-161. Tabled-8-0- prior to the close of the public hearing at the 10/10/12 meeting on a motion by Gaughan, seconded by Brennan; Fulop: absent.
- z1. Ordinance #12-138 Refunding bond ordinance providing for payment on amounts owing to others for taxes levied in and by the City of Jersey City, in the County of Hudson, New Jersey, appropriating \$4,700,000 therefor and authorizing the issuance of \$4,700,000 bonds or notes of the City of Jersey City for financing the cost thereof. Tabled-9-0- prior to the close of the public hearing at the 10/24/12 meeting on a motion by Sottolano, seconded by Donnelly.
- z2. Ord. 12-147 Ordinance 1) Approving a 15 year tax exemption for BR Beacon Commerce Urban Renewal Company, LLC, for a commercial parking garage project; 2) Assigning the prepayment and affordable housing contribution credits due the Beacon Commerce Urban Renewal Company, LLC, under its prepayment agreement and financial agreement, to BR Beacon Commerce Urban Renewal Company, LLC; and 3) Repealing Ordinance 05-093. Tabled-9-0- after the close of the public hearing at the 11/28/12 meeting on a motion by Richardson, seconded by Sottolano.

**11. DEFERRED OR TABLED AGENDA AS OF FEBRUARY 13, 2013**

- z3. Ord. 12-148 Ordinance 1) Approving a 15 year tax exemption for BR Beacon Parking Urban Renewal Company, LLC, for a commercial parking garage project; 2) Assigning the prepayment and affordable housing contribution credits due the Beacon Parking Urban Renewal Company, LLC, under its prepayment agreement and financial agreement, to BR Beacon Parking Urban Renewal Company, LLC; and 3) Repealing Ordinance 05-094. Tabled-8-0- after the close of the public hearing at the 11/28/12 meeting on a motion by Sottolano seconded by Brennan; Donnelly: absent.
- z4. Ord. 12-153 An ordinance establishing that a business entity which makes political contributions to municipal candidates and municipal and county political parties in excess of certain thresholds shall be limited in its ability to receive public contracts from the City of Jersey City to add every candidate and candidate committee for the Jersey City Board of Education (Contracts Pay-to Play Reform Ordinance). Tabled-9-0- after the close of the public hearing at the 11/28/12 meeting on a motion by Fulop seconded by Donnelly.
- z5. Ord. 12-157 An ordinance amending Chapter 3 (Administration and Government) Article VI (Contractors Pay-to-Play Reform Ordinance) adding additional prohibited donations to certain committees and certain contractors doing business with the Jersey City School District. Tabled-9-0- after the close of the public hearing at the 11/28/12 meeting on a motion by Fulop seconded by Donnell.
- z6. Ord. 12-162 Ordinance amending Chapter 239 (Parks) and Chapter 242 (Peace and Good Order) Article VI (Roller Skates, In-Line Skates, Skateboards and Bicycles) of the Jersey City Municipal Code. Tabled-9-0- prior to the close of the public hearing at the 01.09.13 meeting on a motion by Brennan seconded by Sottolano.