

# 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  
Mariano Vega, 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

## Agenda Regular Meeting of the Municipal Council Wednesday, March 24, 2010 at 6:00 p.m.

**Please note:** The next caucus meeting of the Municipal Council is scheduled for Monday, April 12, 2010, at 5:30 p.m. in the Efrain Rosario Memorial Caucus Room, City Hall.

The next regular meeting of the Municipal Council is scheduled for Wednesday, April 14, 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.

1. (a) **INVOCATION:**
- (b) **ROLL CALL:**
- (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 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, March 18, 2010 at 4:00 p.m.** to the Municipal Council, Mayor and Business Administrator of Jersey City. It was similarly disseminated to The Jersey City Reporter and The Jersey Journal.

2. **Bid Reception: None**

**\*\*CONSENT AGENDA**

All items listed on the meeting calendar with 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**

- a. Ordinance amending and supplementing Chapter 53 (Personnel) Article III (Employees Regulations) and Article XII (Compensation Schedule Amendments; longevity increases and personal use of Municipal Vehicles) of the Jersey City Code. Ord. 10-043
- b. Ordinance authorizing the delayed broadcast of Council Meetings on Cable Television. Ord. 10-044
- c. Ordinance establishing Policies and Procedures for JC1TV. Ord. 10-045
- d. Ordinance amending and supplementing Chapter 12 (Municipal Authorities) Article II (Incinerator Authority). Ord. 10-046
- e. Ordinance amending and supplementing Chapter 12 (Municipal Authorities) Article II (Municipal Utilities Authority). Ord. 10-047
- f. Ordinance amending and supplementing Chapter 53 (Personnel) Article III (Employees Regulations). Ord. 10-048
- g. An ordinance amending Chapter 163 (Firearms and Weapons) Article II (Toy Guns) of the Jersey City Code. Ord. 10-049
- h. Ordinance authorizing the City of Jersey City to enter into a one year lease agreement with Saint John's Baptist Church, a non-profit organization of the State of New Jersey, for the purpose of conducting a recreational program pursuant to N.J.S.A. 40A:12-14(C) and N.J.S.A. 40A:12-15(J). Ord. 10-050
- i. Ordinance supplementing Chapter 53 (Personnel) Article II (Residency Requirements) of the Jersey City Code. Ord. 10-051

**Withdrawn**

**\*4.**

**ORDINANCE HEARING**

**SECOND READING**

**CITY CLERK  
FILE**

- |  |   |                                |
|--|---|--------------------------------|
| Introduced-9-0-  | a. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Tidewater Basin Redevelopment Plan.   | Ord. 10-036<br>Intro. 03/10/10 |
| Introduced-9-0   | b. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance amending the Marion Works Office/Residential District to permit residential density bonuses for the creation of improved public park area. | Ord. 10-037<br>Intro. 03/10/10 |
| Introduced-7-1-1-<br>Fulop: nay;<br>Richardson:<br>abstained | c. Ordinance amending and supplementing Chapter A350 (Council Rules of Order) Rule V, Section 6 (Agenda-Consent Agenda).  | Ord. 10-042<br>Intro. 03/10/10 |

03/24/10

**\*\* 5.**

**PUBLIC REQUEST FOR HEARING**

1. William Dorrity, 3060 Kennedy Boulevard, Apt 4D, Jersey City
2. John Seborowski, Sr., Jersey City
3. Robert Ferraiuolo, Jersey City
4. Soaad S. Saroflem, 627 Summit Avenue, Jersey City
5. Emil M. Saroflem, 627 Summit Avenue, Jersey City
6. Catherine Grimm, Jersey City
7. Yvonne Balcer, Jersey City
8. Omar Dyer, Jersey City
9. Amy Ertel, 251 8<sup>th</sup> Street, Jersey City
10. Rosalyn Browne, Jersey City
11. Daphne Acosta, Jersey City
12. Felicia Collis, Jersey City
13. Charlene Burke, Jersey City
14. Phillip Carrington, 453 Martin Luther King Drive. Jersey City

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

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

- a. NJ Transit Public Hearing Notice of meetings to be held at various locations.
- b. Letter dated March 4, 2010 from William Dorrity, 3060 Kennedy Boulevard, Jersey City to Robert Byrne, City Clerk re: Bedbugs.
- c. Notice from Edward Henke, Project Manager, Motiva Enterprises, LLC, to Robert Byrne, City Clerk re: New Jersey Department of Environmental Protection, New Jersey, Biennial Certification Monitoring Report for a Ground Water Classification Exception Area, Texaco Service Station #100113, 12<sup>th</sup> Street & Erie Avenue, Jersey City.
- d. Letter dated March 9, 2010 from Gary Greulich, Section Chief, Bureau of Northern Field Operations, Department of Environmental Protection to Rose Wagner, Acting Director, Jersey City Development Corp., re: Notice of Deficiency, Wilkinson Bayview Affordable Housing, 46 & 99 Wilkinson Avenue, Jersey City.
- e. Letter dated March 5, 2010 from Judith H. Morrow, Principle Environmental Specialist, Bureau of Underground Storage Tanks, Department of Environmental Protection to Rich Rodack, ExxonMobil Refining & Supply Co. & Kevin Shea, Getty Properties Corp., re: Exxon, 384 Paterson Plank Road, Jersey City & Getty, 450 New York Avenue & Paterson Plank Road, Jersey City.
- f. Letter dated March 9, 2010 from Yacoub E. Yacoub, Bureau Chief for the State of New Jersey Department of Environmental Protection to Lance Lucarelli, Block 329 LLC, re: Notice of Intent to Terminate, 258-282 16<sup>th</sup> Street & 286-300 Coles Street, Jersey City.
- g. New Jersey Transit Corporation Fiscal Year 2010 request for Federal Financial Assistance.
- h. Agenda of the Regular Meeting of the Employee's Retirement System of Jersey City held on March 17, 2010.
- i. Minutes of the Employees' Retirement System of Jersey City meeting held February 17, 2010.
- j. Letter dated March 3, 2010 from Suzanne U. Dietrick, Chief, for State of New Jersey, Department of Environmental Protection to Donald Stevens, PE, The Louis Berger Group, Inc. re: Waterfront Development Permit/Water Quality Certificate Lincoln Park Wetlands Restoration, Jersey City.

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- k. Hoboken Zoning Board of Adjustment Notice of hearing to property owners, scheduled for March 16, 2010 at 7:00 p.m.at Hoboken, City Hall.
- l. Letter dated March 11, 2010 from Henry E. Klingeman, LLC., to Robert Byrne, City Clerk re: Resolution regarding Joseph Caldwell.
- m. Letter dated March 10, 2010 from Allen J. Magrini, Senior Vice President for Hartz Caven Point Urban Renewal Assoc., LLC. to Stephen Skrocki, Director, Office of Abatement Management re: 90 Hudson Street Urban Renewal Assoc., LLC, Financial Statement.
- n. Letter dated March 8, 2010 from Peter DeMeo, P.E., for State of New Jersey, Department of Environmental Protection to Carmine DeNicola, PSE&G Services Corp., re: Permit Revision, Block 681 & 1200, Lots 9 and 10C; 1, 3B, 4A and 24, Jersey City.
- o. Letter dated March 10, 2010 from John F. King, Supervising Environmental Specialist, Bureau of Urban Growth and Redevelopment, State of New Jersey, Department of Environmental Protection to Thomas C. Zetkolic, Paulus Sokolowski and Sartor, LLC re: Waterfront Development, Freshwater Wetlands and Flood Hazard Area Permit (Lincoln Park Golf Course), Jersey City.
- p. Application 10-013 dated March 15, 2010 from Walter J. Wasilewski, Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.
- q. Letter dated March 3, 2010 from Kenneth Kloo, Administrator, Office of Brownfield Reuse for the State of New Jersey, Department of Environmental Protection to Olga Labrador, Jersey City re: One 550 gallon #2 heating oil underground storage tank system, 248 Suydam, Jersey City.
- r. Letter dated March 4, 2010 from Kenneth Kloo, Administrator, Office of Brownfield Reuse for the State of New Jersey, Department of Environmental Protection to Gina Eknoian, Jersey City re: One 550 gallon #2 heating oil underground storage tank system, 68 Paterson Street, Jersey City.
- s. Letter dated March 11, 2010 from Yacoub E. Yacoub, Bureau Chief for the State of New Jersey Department of Environmental Protection to Daniel Woods & Nicole Percel, Jersey City re: No Further Action Letter, 1500 gallon #2 heating oil underground storage tank, 15 Bentley Avenue, Jersey City.

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- t. Letter dated March 10, 2010 from Tara Rowley, RMC, Municipal Clerk, Township of Cranford to Robert Byrne, City Clerk re: Resolution adopted by the Municipal Council on March 9, 2010.  
  
Resolution requesting that the State establish municipal services fees to be paid by students attending colleges and universities within the Municipality.
- u. Letter dated March 10, 2010 from Brian McKay, Project Manager, EnviroTrac, Environmental Services to Office of Community Relations, NJ Department of Environmental Protection re: Notification of Environmental Remedial Activities, Sunoco Station #0006-9112, 470 Communipaw Avenue, Jersey City.
- v. Letter dated March 15, 2010 from William Dorrity, 3060 Kennedy Boulevard, Jersey City to Anne Richardson re: Bedbugs.
- w. Letter dated March 8, 2010 from J. Mark Mutter, RMC, CMR, Township of Toms River to Robert Byrne, City Clerk re: PARIS Grant Funding 2010 and beyond.
- x. Letter dated March 4, 2010 from Diane Solomon, Accounts Manager, Hauptman Floor Covering, Co., Inc. to Robert Byrne, City Clerk re: Council Chambers renovations project.
- y. Letter dated February 24, 2010 from Robert P. Koska, Director, Local Programs & Minibus Support, NJ Transit to Robert Byrne, City Clerk re: FTA Section 5310 Grant Program.
- z. Letter dated March 12, 2010 from Yacoub E. Yacoub, Bureau Chief for the State of New Jersey Department of Environmental Protection to Samuel Friedler, Claremont Realty, LLC., re: Notice of Intent to Terminate, 71 Claremont Avenue, Jersey City.
- z1. Rockaway Valley Regional Sewerage Authority Minutes of the Re-Organization Meeting held February 11, 2010.
- z2. Permit dated March 15, 2010 from Becky Ehrenfeld, Project Manager for State of New Jersey, Department of Environmental Protection to Arthur Silber, NJ Transit re: Waterfront Development and other approvals regarding the access to Region's Core (A.R.C.) project).
- z3. Letter dated March 18, 2010 from Christopher M. Walrath, Gluck Walrath, LLP, to Brian O'Reilly, Business Administrator re: Tramz Hotel Project-HUD Section 108 Loan.

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

- z4. Letter dated March 15, 2010 from Rosalyn Browne, CABA President to President and Members of the Municipal Council re: The Glenn D. Cunningham History Trail in Webb Park.
- z5. Minutes of the Annual Reorganization Meeting and regular session of the Jersey City Municipal Utilities Authority held March 4, 2010.
- z6. Letter dated March 19, 2010 from John H. Moyle, P.E., Manager, Bureau of Dam Safety and Flood Control, State of New Jersey, Department of Environmental Protection to Daniel Becht, Esq., Executive Director, Jersey City Municipal Utilities Authority re: Boonton Dam (NJDEP Dam File No. 25-4) Parsippany Dike (NJDEP Dam File 25-5).
- z7. Letter from Gary Greulich, Section Chief, Bureau of Northern Field Operations, State of New Jersey, Department of Environmental Protection to Paul Hennessy, 20 Aquarium Drive, LLC., re: Notice of Deficiency, 2525 Secaucus Road, Jersey City.
- z8. Letter dated March 10, 2010 from Kenneth Kloo, Administrator, Office of Brownfield Reuse for the State of New Jersey, Department of Environmental Protection to Robert Teitelbaum, re: One 1000 gallon #2 heating oil underground storage tank system, 44 Charles Street, Jersey City.
- z9. Minutes of the regular meeting of the Board of Commissioners of the Jersey City Redevelopment Agency held January 19, 2010.
- z10. Minutes of the regular meeting of the Board of Commissioners of the Jersey City Redevelopment Agency held February 16, 2010.
- z11. Agenda from Peter Soriero, Risk Manager, Jersey City Insurance Fund Commission meeting to be held on Wednesday, March 24, 2010 at 4:00 p.m., in Room B-6, City Hall.
- z12. Letter dated March 15, 2010 from Yacoub E. Yacoub, Bureau Chief for the State of New Jersey Department of Environmental Protection to Joshua Serles, Jersey City, re: Monitoring Requirements Associated with the NJDEPS Permit by Rule Discharge Authorization , 7 Cator Avenue, Jersey City.
- z13. Letter dated March 15, 2010 from Yacoub E. Yacoub, Bureau Chief for the State of New Jersey Department of Environmental Protection to Joshua Serles, Jersey City, re: Remedial Action Work Plan Approval, 7 Cator Avenue, Jersey City.

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- z14. Letter dated March 17, 2010 from Mark J. Pedersen, Bureau Chief, Bureau of Industrial Site Remediation, State of New Jersey, Department of Environmental Protection to Stewart Osborne, Director, Vacant Parking Lot Parcel, LLC., c/o Coalco New York, re: Conditional No Further Action Letter w/Requirements for Biennial Certifications, 1-41 Senate Place, 45-47 Dey Street, 170-82 Van Winkle Avenue, 165 Tonnele Avenue, 184 Van Winkle Avenue, 182 Van Winkle Avenue, Jersey City.
- z15. Letter dated March 24, 2010 from Loren Schonhaut, Controller, 74 Grand Street Urban Renewal, LLC to Robert Byrne, City Clerk re: 74 Grand Street Urban Renewal, LLC., Financial Statement for the year ended December 31, 2009.

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

- a. Memo dated March 16, 2010 from Donna Mauer, Chief Financial Officer to Jerramiah T. Healy, Mayor re: FY 2009 Annual Report of Audit.
- b. Memo dated march 11, 2010 from Douglas Greenfeld, AICP, PP, Supervising Planner, to President and Members of the Municipal Council re: Route 440/Routes 1&9T Multi-Urban Boulevard and through Truck Diversion Concept Development Study-Briefing Materials.
- c. Memo dated March 23, 2010 from Darice Toon, Director of Community Development to Robert Byrne, City Clerk re: Draft 2010-2014 Consolidation Plan and Annual Action Plan.

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

- a. Memo dated March 10, 2010 from Rodney W. Hadley, Director of Public Works to President and Members of the Municipal Council re: Public meeting will be held Tuesday, March 30, 2010 at 6:00 p.m., in the Anna Cucci Memorial Council Chambers, City Hall.
- b. Memo dated March 3, 2010 from Brian O'Reilly, Business Administrator to Thomas Comey, Chief of Police & Samuel Jefferson, Director of Police re: US Army Facility-Caven Point.
- c. Letter dated March 17, 2010 from William Matsikoudis, Corporation Counsel to President and Members of the Municipal Council re: Opinion Retroactive Bed Bug Ordinance.
- d. Letter dated March 18, 2010 from Brian O'Reilly, Business Administrator to potential retirees re: Payment of accrued terminal leave.

**\*\*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

