


The action taken by the municipal council at the Regular Meeting held on April 14, 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  
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

### Minutes of the Regular Meeting of the Municipal Council Wednesday, April 14, 2010 at 6:00 p.m.

**Please Note:** The next caucus meeting of Council is scheduled for Monday, April 26, 2010 at 5:30 p.m. in the Efrain Rosario Memorial Caucus Room, City Hall.

The next regular meeting of Council is scheduled for Wednesday, April 28, 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: 6:10 p.m.

1. (a) **INVOCATION:**
- (b) **ROLL CALL:**
  - At 6:10 p.m. seven (7) members were present. Councilpersons Donnelly and Fulop: absent.
  - At 6:13 p.m. eight (8) members were present. Councilperson Donnelly: absent.
  - At 6:16 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 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, April 8, 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 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 establishing public television programming guidelines and coverage of public meetings.  | Ord. 10-052 |
| Introduced-9-0-  | b. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Tidewater Basin Redevelopment Plan-Grand and Marin subdistrict, for height, bulk and use.  | Ord. 10-053 |
| Introduced-9-0-  | c. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance expanding the R-1A Zoning District.   | Ord. 10-054 |
| Introduced-9-0-  | d. | Ordinance authorizing the conveyance of certain properties to the Jersey City Redevelopment Agency and rescinding Ordinance 08-018.   | Ord. 10-055 |
| Introduced-9-0-  | e. | An ordinance supplementing Chapter 26 (Vehicles and Traffic) Article X (Schedules) of the Jersey City Code amending Schedule 13 (Multi Way Stop Intersections) designating Erie Street and Tenth Street as a multi way stop intersection and amending Schedule 13 (Stop Intersections) repealing Erie and Tenth Streets as a stop intersection. | Ord. 10-056 |
| <b>Withdrawn</b> | f. | Ordinance amending Chapter 26 (Vehicles and Traffic) Article VII (Traffic) Sub-Article IX (Prohibited or Restricted Street Parking) of the Municipal Code of Jersey City. (Zone 7)  | Ord. 10-057 |

**\*3.**

**ORDINANCE HEARING**

**FIRST READING**

**CITY CLERK  
FILE**

Introduced-9-0-

- g. An Ordinance Supplementing Chapter 26 (Vehicles and Traffic) amending Article V (Parking Meters) designating an on-street permit Parking Zone on both sides of Douglas and Arthur Skinner Memorial Drive (FKA: Jersey Avenue) between Grand Street and the Southern Terminus from 7:00 a.m. to 3:00 p.m., Monday through Friday; designate metered parking on both sides of Douglas and Arthur Skinner Memorial Drive between Grand Street and the Southern Terminus from 3:00 a.m. to 8:00 p.m., Monday through Friday and 9:00 a.m. to 8:00 p.m. on Saturday, except holidays; amending Article X(Schedules) Schedule 2 (Angle Parking) designating thirty-seven (37) parking spaces on the east side of Douglas and Arthur Skinner Memorial Drive between Grand Street and the Southern Terminus at 60 degree angle parking; amending Schedule 3 (No Parking Any Time) designating four hundred two (402) feet on the east side of Douglas and Arthur Skinner Memorial Drive between Grand Street and the Southern Terminus as No Parking Any Time; amending Schedule 6 (Parking Restrictions for Street Cleaning Purposes) designate both sides of Douglas and Arthur Skinner Memorial Drive between Grand Street and the Southern Terminus as No Parking for Street Cleaning purposes, Monday and Thursday, 6:00 a.m. to 7:00 a.m. and amend Chapter 160 (Fees and Charges) of the Jersey City Code, designating the fee for the on-street permit parking zone and the fee for the parking meter zones on Douglas and Arthur Skinner Memorial Drive between Grand Street and the Southern Terminus.

Ord. 10-058

Introduced-9-0-

- h. An ordinance supplementing Chapter 26 (Vehicles and Traffic) Article X (Schedules) of the Jersey City Code amending Schedule 1 (One Way Streets) repealing the one way southbound on Colgate Street between Montgomery Street and the Brunswick Estate Driveway; amending Schedule 3 (No Parking Any Time) designating both sides of Colgate Street between Montgomery Street and York Street as No Parking Any Time and amending Schedule 8 (Right-Turn Prohibited) prohibiting the right turn for traffic exiting westbound at the Brunswick Estates Driveway to northbound on Colgate Street.

Ord. 10-059

Introduced-9-0-

- i. Ordinance authorizing the execution of an agreement between the City of Jersey City and Light Tower Fiber Long Island, LLC., to permit the installation, use and maintenance of telecommunications facilities within certain public rights-of-way for purposes of providing telecommunication services.

Ord. 10-060

**\*3.**

**ORDINANCE HEARING**

**FIRST READING**

**CITY CLERK  
FILE**

**Withdrawn**

j. Ordinance amending Chapter 160 (Fees and Charges) Article I (Fee Schedule Established) of the Municipal Code of Jersey City. ( Zone 7 Residential Permit Parking Fee). Ord. 10-061

Introduced-9-0-

k. Ordinance naming the Ice Skating Rink at Pershing Field The Charlie Heger Ice Skating Rink. Ord. 10-062

\*4.

**ORDINANCE HEARING**

**SECOND READING**

**CITY CLERK  
FILE**

Adopted-7-2-  
Lopez and Fulop:  
nay

- 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  
Intro. 03/24/10

**Defeated-0-9-**

- b. Ordinance establishing Policies and Procedures for JC1TV.

Ord. 10-045  
Intro. 03/24/10

Adopted-9-0-

- c. An ordinance amending Chapter 163 (Firearms and Weapons) Article II (Toy Guns) of the Jersey City Code.

Ord. 10-049  
Intro. 03/24/10

Adopted-9-0-

- d. 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  
Intro. 03/24/10

**\*\* 5.**

**PUBLIC REQUEST FOR HEARING**

- |               |     |  |
|---------------|-----|--|
| Spoke         | 1.  | William Dorrity, 3060 Kennedy Boulevard, Jersey City   |
| Did not speak | 2.  | John Seborowski, Sr., Jersey City                      |
| Did not speak | 3.  | Jessie Dardar, Jersey City                             |
| Did not speak | 4.  | Anthony Cucci, Jersey City                             |
| Spoke         | 5.  | Felicia Collis, Jersey City                            |
| Did not speak | 6.  | Teresa Patterson, Jersey City                          |
| Spoke         | 7.  | Yvonne Balcer, Jersey City                             |
| Spoke         | 8.  | Clinton Frazier, Jersey City                           |
| Spoke         | 9.  | Catherine Grimm, Jersey City                           |
| Spoke         | 10. | Omar Dyer, Jersey City                                 |
| Spoke         | 11. | Jerry DeCicco, Jersey City                             |
| Spoke         | 12. | Craig Primiani, 60 Roseland Avenue, Caldwell, NJ       |
| Spoke         | 13. | Gerry McCann, Jersey City                              |
| Spoke         | 14. | Lee Barile, 82 Newkirk Street, Jersey City             |
| Spoke         | 15. | Pat Barile, 82 Newkirk Street, Jersey City             |
| Did not speak | 16. | Ricky Garrison, Bayonne, NJ                            |
| Did not speak | 17. | Vanessa Smith, 96 Randolph Avenue, Jersey City         |
| Spoke         | 18. | Jayson, Burg, Jersey City                              |
| Spoke         | 19. | Fred DiMase, Jersey City                               |
| Spoke         | 20. | Rolando Lavarro, Jersey City                           |
| Spoke         | 21. | Philip Carrington, Jersey City                         |
| Spoke         | 22. | Mike Meyers, 576 Communipaw Avenue, Jersey City        |
| Spoke         | 23. | John Melendez, 2039 Kennedy Boulevard, Jersey City     |
| Spoke         | 24. | Carlos Hernandez, 100-12 Shearwater Court, Jersey City |
| Spoke         | 25. | Cheng Tan, 195 Grand Avenue, Jersey City               |
| Spoke         | 26. | Douglas Carlucci, 286 Pacific Avenue, Jersey City      |
| Spoke         | 27. | Sheila Kirven, Jersey City                             |

**\*\* 5.**

**PUBLIC REQUEST FOR HEARING**

- |               |     |  |
|---------------|-----|--|
| Spoke         | 28. | Anthony Hicks, 351 7 <sup>th</sup> Street, Jersey City |
| Did not speak | 29. | John Curley, Jersey City                               |
| Did not speak | 30. | Johnny Lira, 169 W. 17 <sup>th</sup> Bayonne, NJ       |
| Spoke         | 31. | Veronica Garcia, 174 Sapphire Lane, Franklin Park, NJ  |
| Spoke         | 32. | Joseph W. Krajnik, Jersey City                         |

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

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

- a. E-mail dated March 24, 2010 from Robert Ferraiuolo, Hudson Regional Health Commission to Robert Byrne, City Clerk re: Reliable Recycling.
- b. Letter dated March 23, 2010 from Gary Greulich, Section Chief, Bureau of Northern Field Operations, Department of Environmental Protection to Rajanikant Solanki, Jersey City re: Notice of Deficiency, 50 Beach Street, Jersey City.
- c. Letter dated March 23, 2010 from Mark Bednarz, Donohue, Gironda & Doria, Certified Public Accountants to Robert Byrne, City Clerk re: City of Jersey City Dog Report, Annual Audit Report Municipal Court for the City of Jersey City & Deferred Compensation Plan.
- d. Letter dated March 25, 2010 from Keith W. Cartnick, Director-Water Quality Assurance, United Water to Robert Byrne, City Clerk re: Consumer Confidence Report (CCR).
- e. Letter dated March 22, 2010 submitted by William Dorrity, Jersey City to Robert Byrne, City Clerk re: Grandview Terrace Inc.
- f. Letter dated March 24, 2010 from Ron Rosenberg, Brinkerhoff Environmental Services, Inc. to Robert Byrne, City Clerk re: Liberty Harbor North Deed Notice.
- g. New Jersey Meadowlands Commission Meeting to be held Wednesday, March 24, 2010 at 10:00 a.m., Lyndhurst, NJ.
- h. Letter dated March 5, 2010 from Eamonn Long, Vice President, Alliant, Franey MUHA Commercial Group to Robert Byrne, City Clerk re: Brass Works Urban Renewal Company, LLC.
- i. Minutes of the Annual Reorganization Meeting of the Jersey City Incinerator Authority Board of Commissioners held on Tuesday, February 23, 2010.
- j. Minutes of the regular board meeting of the Jersey City Incinerator Authority Board of Commissioners held on Tuesday, February 23, 2010.
- k. Petitions from Business Owners to President and Members of the Municipal Council re: City Ordinance 10-010. (Liquor License Distance Transfer)

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

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

- l. Letter dated March 24, 2010 from Ron Rosenberg, Brinkerhoff Environmental Services, Inc. to Jeffrey Zak, Liberty Harbor Holding, LLC re: Sensitive Population Survey, Liberty Harbor North.
- m. City of Jersey City Deferred Compensation Plan, review of Financial Statement June 30, 2009.
- n. Fax dated March 29, 2010 from Molly B. Adams, Government Affairs Manager, Comcast to Mayor and Members of the Municipal Council re: Free Preview Masters 3D.
- o. Letter dated March 29, 2010 from Debbie Ang, Hoboken, NJ, to Robert Byrne, City Clerk re: Fire House on the Auction Block.
- p. Letter dated March 22, 2010 from Kenneth Kloo, Administrator, Office of Brownfield Reuse for the State of New Jersey, Department of Environmental Protection to Mary Kotsopoulos, Manasquan, NJ re: One 550 gallon #2 heating oil underground storage tank system, 152 Central Avenue, Jersey City.
- q. Letter dated March 22, 2010 from Kenneth Kloo, Administrator, Office of Brownfield Reuse for the State of New Jersey, Department of Environmental Protection to William Schaefer, Globe Spec. re: One 550 gallon #2 heating oil underground storage tank system, 356.5 8<sup>th</sup> Street, Jersey City.
- r. Letter dated March 30, 2010 from Angel Alvarado, Project Manager to Peter Folgado, Acting Director Division of Purchasing re: Resurfacing of Sip Avenue from Kennedy Boulevard to Bergen Avenue, Jersey City.
- s. Fax dated March 30, 2010 from Amy Goldsmith, State Director, New Jersey Environmental Federation to Jerramiah T. Healy, Mayor re: 24<sup>th</sup> Annual Conference 2010.
- t. Letter dated March 29, 2010 from Alberto G. Santos, Clerk, Board of Chosen Freeholders to Robert Byrne, City Clerk re: Ordinance introduced by the Board of Chosen Freeholders of Hudson County held March 25, 2010.

Amending Chapter 200, Article 8.11 of the Administrative Code to establish a reserved Handicap parking space at 433 John F. Kennedy Boulevard, Bayonne for Anna Santiago.

- u. Letter dated March 29, 2010 from Elisa Kruger, Project Manager, (GES), Groundwater & Environmental Services, Inc. to Ms. Sarah Kinsel, State of New Jersey, Department of Environmental Protection re: Classification Exception Area, (CEA) Biennial Certification with revised CEA, former Exxon Station #3-2433 1026 Summit Avenue, Jersey City.

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

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

- v. Letter dated March 29, 2010 from Rich Rodack, Exxon Mobil Environmental Services Co., to Mr. Jack Tarantula, Jersey City re: Biennial Certification, Monitoring Report for Ground Water Classification Exception Area, (CEA) with a revised CEA, Former Exxon Service Station #3-2433. 1026 Summit Avenue, Jersey City.
- w. Letter dated March 29, 2010 from Rich Rodack Exxon Mobil Environmental Services Co., to Ihab and Wagieh Botros, Jersey City re: Biennial Certification, Monitoring Report for Ground Water Classification Exception Area, (CEA) with a revised CEA, Former Exxon Service Station #3-2433. 1026 Summit Avenue, Jersey City.
- x. Letter dated March 31, 2010 from Richard L. Rudin, Weiner Lesniak, LLP Attorneys at Law to Paul Soyka & Stephen Skrocki, Tax Exemption re: Cal-Harbor V Urban Renewal Associates, LP (Plaza 5).
- y. Letter dated March 31, 2010 from Richard L. Rudin, Weiner Lesniak, LLP Attorneys at Law to Paul Soyka & Stephen Skrocki, Tax Exemption re: Cal-Harbor So. Pier Urban Renewal Associates, LP (Hyatt Hotel).
- z. Letter dated March 31, 2010 from Richard L. Rudin, Weiner Lesniak, LLP Attorneys at Law to Paul Soyka & Stephen Skrocki, Tax Exemption re: Cal-Harbor VII Urban Renewal Associates, LP (Plaza 4A).
- z1. Letter dated March 30, 2010 from Elizabeth Cecere, Vice President of Accounting and Finance for LeFrak Organization to Robert Byrne, City Clerk re: Various Financial Agreements between City of Jersey City.
- z2. Letter dated March 30, 2010 from John F. King, Supervising Environmental Specialist, Bureau of Urban Growth and Redevelopment, State of New Jersey, Department of Environmental Protection to William Wisseman, Newport Associates Development Co., re: Waterfront Development Permit Modification, Block 20, Lot 2.43, part of 2.25.
- z3. Letter from Robert Ceberio, Executive Director, New Jersey Meadowlands Commission to Robert Byrne, City Clerk re: 2009 Annual Report.
- z4. Letter dated March 29, 2010 Wallace L. Scruggs, Managing Member of the Storms Ave. Elderly Apartments, LP., to Municipal Council re: 2009 Audited Financial Statements.

04/14/10

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

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

- z5. Letter dated March 29, 2010 from Yacoub E. Yacoub, Bureau Chief for the State of New Jersey Department of Environmental Protection to Sandra Skoglund, Jersey City re: No Further Action Letter, 550 gallon No. 2 fuel oil underground tank, 214 Webster Avenue, Jersey City.
- z6. Letter dated March 31, 2010 from Jason S. Grentus, Environmental Scientist, Kleinfelder East, Inc., to Robert Byrne, City Clerk re: Exxon Facility #34131, 384 Paterson Plank Road, Jersey City.
- z7. Letter dated March 31, 2010 from Ronald T. Corcory, Assistant Director for the State of New Jersey Department of Environmental Protection, Enforcement & Assignment Element Child Care/Educational Facility Unit to Ivette Vigo, Director, Kiddee Corner Child Care Center- Expansion re: NJDEP Child Care Facility Approval Letter for Kiddee Corner Child Care Center located at 308 Martin Luther King Drive, Jersey City.
- z8. Letter dated April 1, 2010 from Gary Greulich, Section Chief, Bureau of Northern Field Operations, Department of Environmental Protection to Andrew Zhu, Pine Brook, NJ re: Notice of Deficiency, 3463 Kennedy Boulevard, Jersey City.
- z9. Fax dated April 6, 2010 from Joseph W. Krajnik, President, Local 1066 to Marc H. Pfeiffer, Acting Director, Division of Local Government Services re: Review and conclusions related to the Jersey City Fire Department, July of 2003 hiring crisis.
- z10. Letter dated March 31, 2010 from Marc H. Pfeiffer, Acting Director of Local Government Services re: Police & Firefighters Contract.
- z11. Letter dated April 7, 2010 from Jay Hamill, Jersey City, to Walt Borazcek, re: Mr. Borazcek's resignation as a Class I (Mayor's Designee) for the Jersey City Planning Board. .
- z12. Letter dated April 8, 2010 from Walt Borazcek,, Planning Board to Jerramiah T. Healy, Mayor re: Resignation as a Class I (Mayor's Designee) for the Jersey City Planning Board.
- z13. Letter dated April 7, 2010 from Daniel J. McGinley, Journal Square Restoration Corporation to Robert Byrne, City Clerk re: District FY09 Audit.