


The action taken by the municipal council at the Regular Meeting held on May 12, 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, May 12, 2010 at 6:00 p.m.

Please Note: The next caucus meeting of Council is scheduled for Monday, May 24, 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, May 26, 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: 6:06 p.m.

1. (a) **INVOCATION:**
- (b) **ROLL CALL:** At 6:06 p.m. seven (7) members were present. Councilpersons Fulop and Richardson: absent.
At 6:23 p.m. eight (8) members were present. Councilperson Richardson: 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, May 6, 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-7-1-
Vega: nay;
Richardson:
absent

- a. Ordinance abolishing the Ellis Island Commission, Human Rights Commission, The Municipal Drug & Alcohol Abuse Alliance and The Tourist Commission.

Ord. 10-069

Introduced-8-0-
Richardson:
absent.

- b. An ordinance supplementing Chapter 26 (Vehicles and Traffic) amending Article V (Parking Meters) designating metered parking on the south side of Grand Street between River Street (Private Roadway) and Tidewater Street (Private Roadway) from 9:00 a.m. to 9:00 p.m., Monday through Friday and 9:00 a.m. to 5:00 p.m. on Saturday, except holidays; amending Article X(Schedules) Schedule 17(No Stopping or Standing) repealing the No Stopping or Standing Prohibition on the south side of Grand Street between River Street (Private Roadway) and Tidewater Street (Private Roadway) and amend Schedule 4(No Parking Daily, Except Sundays and Holidays) designating No Parking 7:00 a.m. to 9:00 a.m. Monday through Friday on the south side of Grand Street between River Street (Private Roadway) and Tidewater Street (Private Roadway).

Ord. 10-070

***4.**

ORDINANCE HEARING

SECOND READING

**CITY CLERK
FILE**

Adopted-8-0-
Richardson:
absent

- a. Ordinance amending and supplementing Chapter A350 (Council Rules of Order) Rule V, Section 6 (Agenda - Consent Agenda).

Ord. 10-063
Intro. 04/28/10

Amended-8-0- on
a motion by
Fulop, seconded
by Brennan;
Richardson:
absent

- b. Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Morris Canal Redevelopment Plan to create Transit Oriented Development (TOD) Subdistricts.

Ord. 10-064
Intro. 04/28/10

Adopted-8-0- as
amended
Richardson:
absent

Adopted-8-0-
Richardson:
absent

- c. Ordinance amending City Ordinance 04-004 adopted on February 11, 2004 authorizing a forty-five (45) year lease of 235 Jersey City Boulevard to Liberty Humane Society, Inc., a Non-Profit Corporation, for a public purpose.

Ord. 10-065
Intro. 04/28/10

Adopted-8-0-
Richardson:
absent

- d. An ordinance supplementing Chapter 26 (Vehicles and Traffic) Article X (Schedules) of the Jersey City Code amending Schedule 13A (Multi Way Stop Intersections) designating Monmouth Street and Bright Street as a multi way stop.

Ord. 10-067
Intro. 04/28/10

Adopted-8-0-
Richardson:
absent

- e. An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article XI (Schedules) Schedule 25 (Parking for the Disabled) of the Jersey City Code designating a reserved parking space at 289 Claremont Avenue; 61 Clarke Avenue; 202 Clendenny Avenue; 97A Congress Street; 182 Congress Street; 219 Grant Avenue; 207 Linden Avenue; 127 Myrtle Avenue; 98 North Street; 146 Prospect Street; 55 Randolph Avenue; 152 Seaview Avenue; 164 Seaview Avenue; opposite 14 Smith Street; 21 Stevens Avenue; 95 Stevens Avenue; 147 Terrace Avenue and 158 Van Reipen Avenue and amend the reserved parking space at 169 Armstrong Avenue; 311 Cator Avenue; 190 Clendenny Avenue; 130 Congress Street; 64 Sherman Place; 248 Stegman Street and 161 Van Horne Street and repeal the reserved parking space at 112 Bergen Avenue and 52-50 Nelson Avenue

Ord. 10-068
Intro. 04/28/10

04/28/10

**** 5.**

PUBLIC REQUEST FOR HEARING

- | | |
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| Spoke | 1. William Dorrity, 3060 Kennedy Boulevard, Jersey City |
| Spoke | 2. Esther Wintner, Jersey City |
| Spoke | 3. John Seborowski, Sr., Jersey City |
| Spoke | 4. Maureen Walliser, 780 Montgomery Street, Jersey City |
| Did not speak | 5. Reynaldo Perdomo, Jersey City |
| Did not speak | 6. Robert Ramos, Jersey City |
| Did not speak | 7. Ashley West, 102 Astor Place, Jersey City |
| Did not speak | 8. Frederick Bradley, 1052 Garfield Avenue, Jersey City |
| Did not speak | 9. Izel Wells, 124 Storms Avenue, Jersey City |
| Did not speak | 10. Jaime Traverdo, 161 Palisades Avenue, Jersey City |
| Did not speak | 11. Giovanni Martinez, 46 |
| Did not speak | 12. Dennis Reilly, Jersey City |
| Did not speak | 13. Joseph Holmes, Jersey City |
| Did not speak | 14. Onita Johnson, Jersey City |
| Did not speak | 15. Lee Kelly, Jersey City |
| Did not speak | 16. Reynaldo Rivera, Jersey City |
| Did not speak | 17. Corey Salters, Jersey City |
| Did not speak | 18. Jewel Bethea, Jersey City |
| Did not speak | 19. Joann Wescoat, Jersey City |
| Did not speak | 20. Camilla Rambert, Jersey City |
| Did not speak | 21. Noe Rodriguez-Regnoso, Jersey City |
| Did not speak | 22. Dashawn Carter, Jersey City |
| Did not speak | 23. German Santiago, Jersey City |
| Did not speak | 24. Michael Rodriguez, Jersey City |
| Did not speak | 25. Jonnie J. Garnica, Jersey City |
| Did not speak | 26. Keith Maxwell, Jersey City |
| Did not speak | 27. Kevin Allen, Jersey City |

**** 5.**

PUBLIC REQUEST FOR HEARING

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| Did not speak | 28. | Eddie Cowherd, Jersey City |
| Did not speak | 29. | Curtis Larkin, Jersey City |
| Did not speak | 30. | Donnie Blane, Jersey City |
| Did not speak | 31. | Lakeisha Richardson, Jersey City |
| Did not speak | 32. | Rolando Santiago, Jersey City |
| Did not speak | 33. | Jiovani Martinez, Jersey City |
| Did not speak | 34. | Chris Walinski, Jersey City |
| Did not speak | 35. | Pedro Fuentes, Jersey City |
| Spoke | 36. | Christine McDaniel, 158 1 st Street, Jersey City |
| Did not speak | 37. | Carmilla Rambert, Jersey City |
| Did not speak | 38. | Della Womack, Jersey City |
| Spoke | 39. | William Connell, 142 Central Avenue, Jersey City |
| Did not speak | 40. | Mary Gleaton, 114 Neptune Avenue, Jersey City |
| Spoke | 41. | Jeff Kaplowitz, 56 Cherry Street, Jersey City |
| Spoke | 42. | Yvonne Balcer, Jersey City |
| Did not speak | 43. | Lycel Villanueva, Jersey City |
| Did not speak | 44. | Melvin Robinson, 591 Montgomery Street, Jersey City |
| Spoke | 45. | Jayson Burg, Jersey City |
| Spoke | 46. | Dale Hardman, 235 3 rd Street, Jersey City |
| Did not speak | 47. | Harriet Atkins, 60 Fisk Street, Jersey City |
| Did not speak | 48. | Fuquan Gleaton, 114, Neptune Avenue, Jersey City |
| Did not speak | 49. | Bertha Gleaton, 114 Neptune Avenue, Jersey City |
| Did not speak | 50. | Philip Carrington, 453 Martin Luther King Drive, Jersey City |
| Spoke | 51. | Diana Jeffrey, 6 Long Street, Jersey City |
| Spoke | 52. | Dorothy Wilson, Jersey City |
| Did not speak | 53. | Arelis Colon, Jersey City |

**** 5.**

PUBLIC REQUEST FOR HEARING

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| Spoke | 54. Darren Burgess, Jersey City |
| Spoke | 55. Riaz Wahid, Jersey City |
| Spoke | 56. Catherine Grimm, Jersey City |

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

****6. PETITIONS AND COMMUNICATIONS**

- a. Minutes of the regular board meeting of the Jersey City Incinerator Authority Board of Commissioners held on March 23, 2010.
- b. Letter dated Spring, 2010 from Liberty Humane Society to Robert Byrne, City Clerk re: Adoption.
- c. Letter dated April 23, 2010 from John F. Kerber, P.E., Director, Engineering Services, Potomac-Hudson Environmental Inc., to Steve Urbanik, Site Remediation Program re: Liberty National Development Co., 35 Caven Point Road, Jersey City.
- d. Letter dated April 22, 201 from Dr. Charles T. Epps, Jr., Superintendent, Jersey City Public School to Donald Kenny, County Tax Administrator re: Certificate and Report of School Taxes for the 2010-2011 school year.
- e. Letter dated April 20, 2010 from Kenneth Kloo, Administrator, Office of Brownfield Reuse for the State of New Jersey, Department of Environmental Protection to Nancy Witzel, Jersey City re: One 550 gallon #2 heating oil underground storage tank system, 216 Jewett Avenue, Jersey City.
- f. Application 10-025 dated April 28, 2010 from Matt Schapiro, Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.
- g. Letter dated April 27, 2010 from Alberto G. Santos, Clerk, Board of Chosen Freeholders to Robert Byrne, City Clerk re: Resolution approved by the Board of Chosen Freeholders of Hudson County held April 22, 2010.

Resolution authorizing the use of the county parking lot located at the intersection of Central and Hoboken Avenues, Jersey City for the Everything Jersey City Festival-Saturday, May 22, 2010.

- h. Grandview Tenants Association Treasury Report submitted by William Dorrity.
- i. Permit dated April 28, 2010 from Kimberly Kerkuska, Senior Geologist, State of New Jersey, Department of Environmental Protection to New Jersey Transit Corporation re: Permit, Block 20, Lot 3.09, Jersey City. (Hoboken Rail Yard Southern Border Bulkhead)

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****6. PETITIONS AND COMMUNICATIONS**

- j. Letter dated April 29, 2010 from Daniel J. McGinley, Assistant District Administrator, Journal Square Restoration Corporation to Robert Byrne, City Clerk re: JSSID Budget for FY 2011.
- k. Letter dated April 22, 2010 from Roch Baamonde, Chief, Grant and Contacts Management Branch, United States Environmental Protection Agency to Assistance Agreement Recipient re: Federal Financial Assistance Program for Grant Management Webinars.
- l. Letter dated April 26, 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 Kimberly Conyers, Small World Academy Daycare Center re: NJDEP Child Care Facility Approval Letter, 740 Bergen Avenue, Jersey City.
- m. Application 10-026 dated April 29, 2010 from Angelica M. Harrison, Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.
- n. Letter dated April 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 April 22, 2010.

Rescinding the reserved handicap parking space at 772 Kennedy Boulevard, Bayonne for Jose M..Lago.
- o. Letter dated April 30, 2010 from Warren J. Newman, P.E., Vice President, Sailer Environmental, Inc. to Robert Byrne, City Clerk re: Public Notification and Outreach Leszczynski Auto Repair (Formerly) 267 New York Avenue, Jersey City.
- p. Letter dated April 2010 from Rich Boornazian, Administrator, State of New Jersey, Department of Environmental Protection to Robert Byrne, City Clerk re: 2009 Open Space Referendum.
- q. Biennial Certification Monitoring Report for Ground Water Classification exception Area, from MACTEC prepared for Honeywell.
- r. Application 10-027 dated March 15, 2010 from Christine Goodman, Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.

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

****6. PETITIONS AND COMMUNICATIONS**

- s. Application 10-028 dated May 3, 2010 from Amable Bueno, Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.
- t. Application 10-029 dated May 4, 2010 from Patricia DeFazio, Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.
- u. Letter dated May 3, 2010 from Allen J. Magrini, Senior Vice President, Hartz to Stephen Skrocki, Office of Abatement re: Hudson Hospitality Services Urban Renewal Associates, LLC, Annual Financial Reports.
- v. Memo dated May 6, 2010 from Mary F. Spinello-Paretti, CEO, Jersey City Parking Authority to Jerramiah T. Healy, Mayor re: Increasing Citywide Meter Rates (from \$.50 p/hr to \$.75 p/hr).
- w. Notice dated May 6, 2010 from Donna Mauer, Chief Financial Officer, City of Jersey City to Robert Byrne, City Clerk re: Site Preparation Escrow Account.
- x. Fax from Deana Maietta, Verizon FIOS Franchise Management to Robert Byrne, City Clerk re: Verizon FIOS TV Service channel charges.
- y. Fax from Deana Maietta, Verizon FIOS Franchise Management to Robert Byrne, City Clerk re: Verizon FIOS TV Service.
- z. Fax dated May 10, 2010 from Lycel Villanueva, Jersey City to Robert Byrne, City Clerk re: Morris Canal TOD amendments.
- z1. Fax dated May 10, 2010 from Koby Ben, Jersey City to Robert Byrne, City Clerk re: Morris Canal TOD amendments.
- z2. Letter dated May 6, 2010 from Christopher Jones, Manager, Bureau of Urban Growth and Redevelopment, State of New Jersey, Department of Environmental Protection to Kevin Coakley, Connell Foley, LLC re: Waterfront Development IP Upland-Modification, Block 15, Lot 32, Jersey City.
- z3. Letter dated May 7, 2010 from Gary Greulich, Section Chief, Bureau of Northern Field Operations, State of New Jersey, Department of Environmental Protection to Steve Provenzano, R&S Parts & Service Inc., re: Notice of Deficiency, Rte 440 (Hudson Mall), Jersey City.

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

****7. OFFICERS COMMUNICATIONS**

- a. Letter dated April 30, 2010 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation - 10-009 Brunswick Street from Columbus Drive to Montgomery Street with the east curb lane kept open for safety reasons will be closed for the preservation of public safety, health & welfare 3:00 p.m. to 10:00 p.m., Friday, June 25, 2010; Saturday, 11:00 a.m. to 10:00 p.m., June 26, and Sunday, June 27, 2010 for fund raiser to support the parish and school.
- b. Letter dated April 30, 2010 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation - 10-010 Bleecker Street from Passaic Avenue to Central Avenue; Bowers Street from Cambridge Avenue to Summit Avenue Central Avenue from Hutton Street to Congress Street; Charles Street from Central Avenue to Summit Avenue; Griffith Street from Cambridge Avenue to Summit Avenue; Lincoln Street from Central Avenue to Summit Avenue; Paterson Street from Central Avenue to Passaic Avenue,; South Street from Cambridge Avenue to Passaic Avenue; Thorne Street from Summit Avenue to Central Avenue; Zabriskie Street from Summit Avenue to Central Avenue will be closed for the preservation of public safety, health & welfare 5:00 a.m. to 8:00 p.m. Saturday, May 22, 2010. for Everything Jersey City Community Festival.
- c. Letter dated April 30, 2010 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation - 10-011 Fourth Street from Newark Avenue to Merseles Street will be closed for the preservation of public safety, health & welfare 8:00 a.m. to 8:00 p.m., Saturday, May 15 (rain date Sunday, May 16), 2010 for neighborhood art & flea market.
- d. Letter dated April 30, 2010 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation - 10-012 Second Street from Marin Boulevard to Erie Street with Manila Avenue will be closed for the preservation of public safety, health & welfare 8:00 a.m. to 9:00 p.m., Sunday, May 30, 2010 for street fair & religious procession.
- e. Letter dated April 30, 2010 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation - 10-013 Exchange Place will be closed for the preservation of public safety, health & welfare 1:00 p.m. to 5:00 p.m., Saturday, May 15, 2010 for memorial service & wreath laying @ Katyn Memorial.

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

****7. OFFICERS COMMUNICATIONS**

- f. Letter dated April 30, 2010 from Glenn A. Wrigley, AIA, Chief Architect to Raymond Reddington, Supervisor. Asst. Corporation Counsel re: Ordinance 134- City of Jersey City.(Bonds for Public Works Projects)
- g. Letter dated May 4, 2010 from David P. Donnelly to Jerramiah T. Healy, Mayor re: Resignation as a trustee of the Jersey City Free Public Library.

