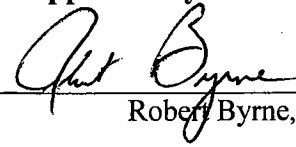


The action taken by the municipal council at the Regular Meeting held on January 13, 2010 at 6:00 p.m. is listed below. The minutes, as recorded in the minute book, are available for perusal and approval. Unless council advises the City Clerk to the contrary, these minutes will be considered approved 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, January 13, 2010 at 6:00 p.m.

**Please Note:** The next caucus meeting of Council is scheduled for Monday, January 25, 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, January 27, 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: 6:13 p.m.**

1. (a) **INVOCATION:**
- (b) **ROLL CALL:** At 6:13 p.m. 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, January 7, 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 of the Municipal Council of the City of Jersey City accepting a dedication of certain land and improvements located within the Powerhouse Arts District Redevelopment Area.   | Ord. 10-001 |
| Introduced-9-0-  | b. | 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. | Ord. 10-002 |
| <b>Defeated-2-7-<br/>Fulop and<br/>Richardson: aye</b> | c. | Ordinance amending and supplementing Chapter 304 (Taxation) Article II (Delinquent conventional taxes) of the Jersey City Code.   | Ord. 10-003 |
| Introduced-9-0-  | d. | Ordinance of the Municipal Council of the City of Jersey City adopting the second set of amendments to the New Jersey City University West Campus Redevelopment Plan.   | Ord. 10-004 |
| Introduced-9-0-  | e. | An ordinance vacating the paper street known as Dudley Street from its intersection with Greene Street and extending easterly.  | Ord. 10-005 |
| Introduced-9-0-  | f. | Ordinance supplementing Chapter 257 (Property Transfers and Leases) of the Jersey City Code.(Disclosure of Zone Parking).   | Ord. 10-006 |
| Introduced-9-0-  | g. | Ordinance of the Municipal Council of the City of Jersey City adopting amendments to Article I (Definitions), Article III (Procedures and Checklists), and Article V (Supplemental Zoning Regulations). (Art Murals)  | Ord. 10-007 |
| Introduced-9-0-  | h. | Ordinance to exceed the Municipal Budget appropriation limits and to establish a Cap Bank (N.J.S.A.40A:4-45.14).  | Ord. 10-008 |

**\*4.**

**ORDINANCE HEARING**

**SECOND READING**

**CITY CLERK  
FILE**

- |                 |    |   |                                |
|-----------------|----|---|--------------------------------|
| Introduced-9-0- | a. | Ordinance authorizing the conveyance of 90 Virginia Avenue to the Jersey City Community Housing Corporation, a non-profit corporation, to rehabilitate the property as fourteen units of low and moderate income condominium units.   | Ord. 09-128<br>Intro. 12/16/09 |
| Introduced-9-0- | b. | Ordinance amending Ordinance 04-123 approved on October 27, 2004 authorizing the conveyance of 108 Storms Avenue to the Jersey City Community Housing Corporation to rehabilitate the property as low and moderate income rental housing.   | Ord. 09-129<br>Intro. 12/16/09 |
| Introduced-9-0- | c. | Ordinance amending Ordinance 04-124 approved on October 27, 2004 authorizing the conveyance of 299-301 Bergen Avenue to the Jersey City Community Housing Corporation to rehabilitate the property as low and moderate income rental housing.   | Ord. 09-130<br>Intro. 12/16/09 |
| Introduced-9-0- | d. | An ordinance supplementing Chapter 332(Vehicles and Traffic) Article XI (Schedules) Schedule 14 (Parking Prohibited At All Times) of the Jersey City Code prohibiting parking for 53 feet on the west side of Warren Street at the entrance to the Gotham, 255 Warren Street.   | Ord. 09-131<br>Intro. 12/16/09 |
| Introduced-9-0- | e. | An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article XI (Schedules) Schedule 21 (Parking Restrictions for Street Cleaning Purposes) amending the parking prohibition for street cleaning purposes on Morris Street between Warren Street and Greene Street; Sussex Street between Washington Street and Greene Street and on Washington Street between Essex Street and Sussex Street to Mondays and Tuesdays only from 1:00 p.m. to 3:00 p.m. for each respective side of the street.             | Ord. 09-132<br>Intro. 12/16/09 |
| Introduced-9-0- | f. | An ordinance supplementing Chapter 332(Vehicles and Traffic) Article VI (Schedules) Article XI (Schedules) of the Jersey City Code amending Schedule 16 (Parking Prohibited During Certain Hours, Daily, Except Saturdays, Sundays and Holidays) designating the south side of the Khaleidoscope Health Center on Harrison Avenue beginning 35 feet west of Monticello Avenue and extending 25 feet westerly as no parking Monday through Friday, 7:00 a.m. to 3:00 p.m. and Saturday and Sunday, 7:00 am. to noon. | Ord. 09-133<br>Intro. 12/16/09 |

01/13/10

**\*\* 5.**

**PUBLIC REQUEST FOR HEARING**

- |               |  |
|---------------|--|
| Did not speak | 1. Allen Cobb, Jersey City                                       |
| Did not speak | 2. Annamarie Bethea, Jersey City                                 |
| Did not speak | 3. Rex Jones, Jersey City  |
| Spoke         | 4. William Dorrity, 3060 Kennedy Boulevard, Apt 4D, Jersey City  |
| Spoke         | 5. Omar Dyer, Jersey City  |
| Spoke         | 6. Jessie Dardar, Hoboken, NJ                                    |
| Spoke         | 7. Maureen Castellon, 3703 Kennedy Boulevard, Jersey City        |
| Spoke         | 8. Telissa Dowling, Jersey City                                  |
| Did not speak | 9. John Seborowski, Sr. Jersey City                              |
| Spoke         | 10. Joseph W. Krajnik, Jersey City                               |
| Spoke         | 11. Jayson Burg, 85 Neptune Avenue, Jersey City                  |
| Spoke         | 12. Jan Demczur, Jersey City                                     |
| Spoke         | 13. Nadia Demczur, Jersey City                                   |
| Spoke         | 14. Catherine Grimm, Jersey City                                 |
| Did not speak | 15. Theresa Castro, 881 Tonnele Avenue, Jersey City              |
| Spoke         | 16. Robert Allen, 69 ½ Wayne Street, Jersey City                 |
| Spoke         | 17. Yvonne Balcer, Jersey City                                   |
| Spoke         | 18. Natalia Caicego, Jersey City                                 |
| Did not speak | 19. Helen Kamel, 500 Central Avenue, Union City                  |
| Did not speak | 20. Philip Carrington, 453 Martin Luther King Drive, Jersey City |
| Spoke         | 21. Lidya Radin, Jersey City                                     |
| Did not speak | 22. John Thieroff, Jersey City                                   |

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

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

- a. Letter dated December 8, 2009 from Dave Oster, Section Chief, Bureau of Northern Field Operations, State of New Jersey, Department of Environmental Protection to Jersey City Housing Authority re: Remedial Action Work Plan Approval/Soil Reuse Plan, Woodward Homes/Ocean Pointe Development, 306-356 Woodward Street, Ocean Avenue and Dwight Street, Jersey City.
- b. Chromium Cleanup Partnership meeting to be held Thursday, December 17, 2009 at 6:30 p.m, in Hepburn Hall, New Jersey City University, 2039 Kennedy Blvd., Jersey City.
- c. Passaic Valley Sewerage Commissioners from Anthony Ardis, Clerk to Robert Byrne, City Clerk re: Passaic Valley Sewerage Commissioners Meeting dates for year 2010.
- d. Letter dated December 11, 2009 from Andy Caltagirone, Manager of Industrial & Pollution Control for Passaic Valley Sewerage Commissioners to Robert Byrne, City Clerk re: Sewer Use Permit, Langer Transport Corp., Rt. 440 & Danforth Avenue, Jersey City.
- e. Letter dated December 11, 2009 from Bricil Madero, Executive Assistant of Jersey City Employment & Training Program re: Regular Board Meeting to be held Thursday, December 17, 2009 at 10:00 a.m., at Hudson Community College, Culinary Conference Center Rooms 214, 215, & 216, 161 Newkirk Street, Jersey City.
- f. New Jersey Meadowlands Commission Meeting to be held Wednesday, December 16, 2009 at 10:00 a.m., Lyndhurst, NJ.
- g. New Jersey Department of Environmental Protection, Biennial Certification Monitoring Report for a Ground Water Classification Exception Area CEA, Shell Station #100156, 1000 Communipaw Avenue, Jersey City.
- h. Application 09-013 dated December 15, 2009 from Thomas Gibbons, Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.
- i. Letter dated December 8, 2009 from Kevin F. Kratina, Chief, Bureau of Underground Storage Tanks, State of New Jersey, to Mr. Paul D'Ambrosio, Saddle River, NJ, re: Notice of denial of extension request, 264 Broadway, Jersey City.

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

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

- j. Letter dated November 16, 2009 from Chris A. Purvis, Environmental Division Manager for Pennoni Associates to Department of Environmental Protection, Division of Remediation Management and Response re: Deed restriction Biennial Certification Report, Early Childhood Center #9, Block 1366, Lot 34D, Jersey City. (218 Ocean Avenue)
- k. Letter dated December 15, 2009 from Haiyesh Shah, State of New Jersey, Department of Environmental Protection to David Moreira, Waste Management re: Approval, September 23, 2009, revised Vapor Intrusion Assessment Report PJP Landfill Site, 400 Sip Avenue, Rte. 1&9, Jersey City.
- l. Letter dated December 16, 2009 from John Coyne, Chief License Inspector, Division of Commerce, to Prestsige Parking, 265 Route #36, West. Long Branch, NJ.
- m. Memo dated December 14, 2009 from Department of Community Affairs, Bureau of Homeowner Protection Landlord-Tenant Information Service, to Municipal Clerk re: Protected Tenancy figures and Qualifying County Protected Tenancy Figures for 2010.
- n. Letter dated December 14, 2009 from Michael Russo, Director Department of Transportation to Jerramiah T. Healy, Mayor re: Jersey City has been selected to receive funding from the NJDOT FY2010 Transportation Trust Fund.
- o. Letter dated December 16, 2009 from Christopher Rossi, Manager, Environmental Quality & Resources for New Jersey Turnpike Authority to Ms. Martha Goodwin, NJ Department of Environmental Protection re: New Jersey Turnpike Authority, District 7 Maintenance Facility, Jersey City.
- p. Rockaway Valley Regional Sewerage Authority minutes of a Board Meeting held November 12, 2009.
- q. Letter dated December 14, 2009 from Yacoub E. Yacoub, Bureau Chief for the State of New Jersey Department of Environmental Protection to Mr. James Hagan, Glaxo-Smith Kline, Philadelphia re: No Further Action Letter with Requirements for Biennial Certification, Block Drug Co., Inc., Baldwin Parcel, Trenton Street, Jersey City.
- r. City of Jersey City Employees Retirement System Financial Statements June 30, 2009 and 2008.

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

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

- s. Minutes of the regular board meeting of the Jersey City Incinerator Authority Board of Commissioners held on November 24, 2009.
- t. Public notice from Hudson County Open Space Trust Fund Advisory Board Mandatory Pre-submission Conference, January 20, 2010 @ 10:00 a.m. to 12:00 noon, Lincoln Park Administration Building, Jersey City.
- u. Letter dated December 23, 2009 from Michele Alonso, PP, AICP, Principal Planner for City of Newark to Robert Byrne, City Clerk re: Central Planning Board Meeting to be held Monday, January 4, 2010 at 6:30 p.m. in the Newark Council Chambers, 2<sup>nd</sup> Floor, 920 Broad Street, Newark, NJ.
- v. Letter dated August 26, 2009 from John F. Kerber, Director, Engineering Services for Potomac-Hudson Environmental, Inc. to Mr. Steve Urbanik , Site Remediation Program, Responsible Party Remediation Element, Bureau Case Management, Liberty National Development Co., 35 Caven Point Road, Jersey City.
- w. Fax dated December 23, 2009 from Jayson Burg, Jersey City to Joe D'Souza, Director of Traffic Engineering and Mary Spinello, Jersey City Parking Authority re: Street Sweeping & No Parking Anytime signs on Stegman Place, Jersey City.
- x. Letter dated December 24, 2009 from Patricia Parkin McNamara, Executive Secretary, Local Finance Board to Robbi S. Acampora, Capital Financial Advisors, Inc. re: Board meeting held on Wednesday, November 12, 2009.
- y. Fax dated January 4, 2010 from Marilyn Manzo, J. Manzo Recycling Co., LLC. to New Jersey Department of Environmental Protection re: 2009 Annual Report of Incoming Recyclable Material Facility.
- z. Letter dated December 29, 2009 from Kenneth Kloo, Administrator, Office of Brownfield Reuse for the State of New Jersey, Department of Environmental Protection to Pablo Santiago, Jersey City, re: One 1000 gallon #2 heating oil Underground Storage Tank System, 69 Webster Avenue, Jersey City.

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

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

- z1. Letter dated December 22, 2009 from Kenneth Kloo, Administrator, Office of Brownfield Reuse for the State of New Jersey, Department of Environmental Protection to Michael S. Chew, Bank of America, re: One 550 gallon #2 heating oil Underground Storage Tank System, 3280 Kennedy Boulevard, Jersey City.
- z2. Application 09-014 dated November 9, 2009 from Joyce Watterman, Jersey City to Robert Byrne, City Clerk re: Municipal Public Service.
- z3. Notice dated December 29, 2009 from Daniel F. Becht, Esq., Executive Director of the Jersey City Municipal Utilities Authority to Robert Byrne, City Clerk re: Annual Meeting Notice for year 2010.
- z4. Letter from Gerard T. Remsen, III, P.E., Senior Engineer, Jersey City Municipal Utilities Authority to Joseph Messina, PLS, Medina Consultants re: Jersey City Aqueduct Survey.
- z5. Letter dated December 30, 2009 from Yacoub E. Yacoub, Bureau Chief for the State of New Jersey Department of Environmental Protection to Brian Fisher, Second Street Waterfront Urban Renewal, LLC re: No Further Action Letter with Requirement for Biennial Certification, 2 2<sup>nd</sup> Street , Jersey City.
- z6. Letter dated December 31, 2009 from James A. Glozzy, Vice President and General Manager for SUEZ Environment, United Water to Daniel F. Becht, Esq., Executive Director of the Jersey City Municipal Utilities Authority re: Jersey City Municipal Utilities Authority Professional Operations Services Agreement with United Water Jersey City Inc., for Municipal Water System.
- z7. Letter dated December 17, 2009 from Stephen D. Marks, Planning Director for Meadowlands Campus Building 1, Fl 2 Secaucus to Jerramiah T. Healy, Mayor re: "Draft" Comprehensive Economic Development Strategy 30 Day Public Comment Period and Public hearing to be held Wednesday, January 20, 2010 at 6:30 p.m. in the Meeting Room 304 of Hudson County Plaza, 257 Cornelison Avenue, Jersey City.
- z8. Letter dated December 30, 2009 from Ravi Gupta, Project Director, Sovereign Consulting, Inc. to Andrew Dillman, New Jersey Department of Environmental Protection re: Akzo Nobel Salt, Inc. 1 Caven Point Road, Jersey City.
- z9. Letter dated January 5, 2010 from Rose DeLorenzo, Aquatek Environmental Consulting, Inc., to Robert Byrne, City Clerk re: Former New Jersey Art Foundry, 435 Tonnelles Avenue, Jersey City.

