



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 10-043

TITLE: ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 53 (PERSONNEL) ARTICLE II (EMPLOYEE REGULATIONS) AND ARTICLE XII (COMPENSATION SCHEDULE AMENDMENTS; LONGEVITY INCREASES AND PERSONAL USE OF MUNICIPAL VEHICLES) OF THE JERSEY CITY CODE

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

A. The following amendments and supplements to Chapter 53 (Personnel) Article II (Employee Regulations) of the Jersey City Code are adopted:

~~{Sec. 53-26 Use of city-owned vehicles Repealed}~~

~~[Vehicles assigned to city employees for use in connection with their duties may be used for city business only. No city employee may use a city vehicle for any personal or unauthorized purpose. Any employee who uses a city vehicle for any personal or unauthorized purpose may be subject to discipline and shall be required to reimburse the city for the equivalent rental value of the vehicle.~~

~~B. Every employee who is assigned a city vehicle for use in connection with his or her duties must return the vehicle to the Department of Public Works compound or a facility designated by his or her Department Director at the end of his or her work day. Employees who are on call on a twenty-four hour basis shall be exempt from this requirement. Vehicles which are not returned to city facilities during non-business hours may not be used for personal or non-business purposes.~~

~~C. Each Department Director shall file with the city Clerk the names of employees within his or her department who are assigned city vehicles, the make, model and license plate number of the vehicle and the purpose for which the vehicle is assigned. As to each employee the Department Director shall indicate whether the assigned vehicle bears the Jersey City identification required by Subsection D and whether the employee is subject to duty twenty-four hours (24) hours per day.~~

~~D. Each city vehicle assigned to an employee, unless exempted by the Mayor and Business Administrator, shall bear the following identification on each side in letters at least three (3) inches high:~~

CITY OF JERSEY CITY

FOR OFFICIAL USE ONLY

B. The following amendments and supplements to Chapter 53 (Personnel) Article XII (Compensation Schedule Amendments; Longevity Increase and Personal Use of Municipal Vehicles) of the Jersey City Code are adopted:

Sec. 53-82 No Change

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 53 (PERSONNEL) ARTICLE II (EMPLOYEE REGULATIONS) AND ARTICLE XII (COMPENSATION SCHEDULE AMENDMENTS; LONGEVITY INCREASES AND PERSONAL USE OF MUNICIPAL VEHICLES) OF THE JERSEY CITY CODE

Sec. 53-83 Longevity Increases and personal use of municipal vehicles assigned by the mayor¹

- A. No Change.
- B. No Change.
- C. No Change.
- D. Compensation shall include the incidental personal use of motor vehicles assigned by the Mayor to the following employees:
 - (1) Members of the City Council;
 - (2) Department Directors;
 - (3) Officers whose salaries are required by law to be fixed by ordinance².
- E. For the purpose of this section, the term "managerial executive" shall be defined in accordance with the New Jersey Employer-Employee Relations Act, N.J.S.A. 34:13A-1 et seq.
- C. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- D. This ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- E. This ordinance shall take effect at the time and in the manner as provided by law.
- F. The City Clerk and the Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note: New matter is underlined; deleted matter in {brackets} For purposes of advertising only, new matter is indicated by **bold face** and repealed matter by *italic*.

3/17/10

¹Subsection A superseded by Collective Bargaining Agreement; Subsection B superseded by Executive Order 2008-009.

²Pursuant to N.J.S.A. 40:69A-43a.

APPROVED AS TO LEGAL FORM



Corporation Counsel

APPROVED: _____

APPROVED: _____
Business Administrator

Certification Required

Not Required

Ordinance of the City of Jersey City, N.J.

ORDINANCE NO. Ord. 10-043
3.A. MAR 24 2010 4.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.

| RECORD OF COUNCIL VOTE ON INTRODUCTION | | | | | | | | | | | |
|--|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| | | | | MAR 24 2010 | | | | 7-2 | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | ✓ | | | GAUGHAN | ✓ | | | BRENNAN | ✓ | | |
| DONNELLY | ✓ | | | FULOP | | ✓ | | FLOOD | ✓ | | |
| LOPEZ | | ✓ | | RICHARDSON | ✓ | | | VEGA | ✓ | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

| RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING | | | | | | | | | | | |
|--|-----|-----|------|----------------------------------|-----|-----|------|---------------|-----|-----|------|
| Councilperson | | | | moved, seconded by Councilperson | | | | to close PH. | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | FLOOD | | | |
| LOPEZ | | | | RICHARDSON | | | | VEGA | | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

| RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY | | | | | | | | | | | |
|--|-----|-----|------|--|-----|-----|------|---------------|-----|-----|------|
| Councilperson | | | | moved to amend* Ordinance, seconded by Councilperson | | | | & adopted | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | FLOOD | | | |
| LOPEZ | | | | RICHARDSON | | | | VEGA | | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

| RECORD OF FINAL COUNCIL VOTE | | | | | | | | | | | |
|------------------------------|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | FLOOD | | | |
| LOPEZ | | | | RICHARDSON | | | | VEGA | | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on MAR 24 2010

Adopted on second and final reading after hearing on _____

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on

APPROVED:

 Robert Byrne, City Clerk

 Peter M. Brennan, Council President

*Amendment(s):

Date: _____

APPROVED: _____

 Jerramiah T. Healy, Mayor

Date _____

Date to Mayor _____

City Clerk File No. Ord. 10-045

Agenda No. 3.C 1st Reading

Agenda No. 4.B. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 10-045

TITLE: **ORDINANCE ESTABLISHING POLICIES AND PROCEDURES FOR JC1TV**

COUNCIL AS A WHOLE OFFERED AND MOVED ADOPTION OF THE FOLLOWING
ORDINANCE:

WHEREAS, the City of Jersey City creates a digital video recording of all Council Meetings;
and

WHEREAS, the goal of JC1TV is to create greater awareness of local government and facilitate community's participation in local decision making process; and

WHEREAS, the goal is to make public proceedings and events more accessible to Jersey City residents by providing coverage of City Council meetings and other Boards via cable television; and

WHEREAS, JC1TV can promote special events in the community sponsored by the City and civic affiliated organizations; and

WHEREAS, JC1TV can provide supplement public safety and disaster preparedness activities/information pertaining to the City of Jersey City; and

WHEREAS, JC1TV can serve as an invaluable tool to document and archive City events and activities.

THEREFORE, BE IT ORDAINED, by the Municipal Council of the City of Jersey City hereby enacts policies and procedures for JC1TV.

A. The following amendments to Chapter 116 (Cable Television) are hereby adopted:

§ 116.1 through 116.3 No change

§ 116.4 Introduction

JC1TV is a cable channel granted to the City for the purpose of cable casting government television programming, including but not limited to coverage of the City Council meetings and relevant public board meetings.

§ 116.5 Purpose

JC1TV exists to provide citizens of Jersey City with local government information and to assist the City departments with video production services. Specific objectives include:

- (a) provide information about programs and services offered by City departments, agencies, boards, commissions and government supported agencies.
- (b) expand citizens' awareness of government and its decision-making processes by exposing them to government meetings and civic events.

- (c) enhance existing public information materials by using cable television as a public information tool.
- (d) provide and distribute programming of interest to the residents that will inform, educate and enlighten, as well as encourage participation in government services, activities and decision making.
- (e) increase the cost efficiency of service delivery by departments and agencies.

§ 116.6 Programming Priorities

- A. In the event of an emergency, JC1TV will be available as needed, and emergency information shall have priority over all other programming. JC1TV will work with the Director of Emergency Services to coordinate the use and programming of the channel during emergencies.
- B. Coverage of City Council meetings from commencement to time of adjournment.
- C. Meetings and programs sponsored by regional, state and federal agencies dealing with topics pertaining to the City of Jersey City and of general interest.
- D. The dissemination of information generated by the programs, services and functions of City departments and other governmental agencies.
- E. Reoccurring programs and information series or one-time special or non-regular informational programs.
- F. Public service announcements for City services and programs.

§ 116.7 Programming Formats and Scheduling

- A. City Council coverage will be televised according to the following guidelines:
 - (1) coverage of City Council meetings shall be covered gavel-to-gavel excluding non-public agenda items and sessions which by law, exclude the public;
 - (2) public meeting coverage shall not be edited or subject to editorial comment. Editing for technical difficulties is permitted;
 - (3) coverage will be focused on a primarily recognized speaker, and on any visually displayed information that may be showing;
 - (4) a City-operated character message may indicate the name of the officially recognized speaker and may include the identification of the matter being considered and the date;
 - (5) public City Council meetings are to be televised at least four times before the next City Council meeting and with two showings beginning between the times of 6 p.m. and 9 p.m. Council meetings will take priority over other regular scheduled programming;
 - (6) In consultation with Comcast, which televises City Council meetings, City Council caucus coverage will be televised at least twice between the time of the caucus and time of the regularly scheduled subsequent Council meeting. One caucus showing will be aired during the times of 9 a.m.-5 p.m. and subsequent showing beginning between the times of 6 p.m.-9 p.m.

§ 116.8 Channel Policies

JC1TV shall be guided by the following policies:

- A. Non-editorial: the channel shall provide direct, non-editorial information concerning the operations, services and deliberations of government to the citizens of Jersey City;
- B. Non-political: the channel is not intended as a mechanism for building support for a particular ballot issue or candidate for public office. This provision does not preclude the cable casting of non-partisan programs sponsored by a neutral third party designed to inform the citizens of election issues and candidates. Declared candidates for any elective office and persons advocating any cause, viewpoint or proposed policy of a partisan nature will not be eligible to appear on the channel 130 days prior to an election, unless they appear in a forum in which all candidates or sides of an issue are given equal time. For purposes of policy, a person is considered to be a candidate from the time of announcing publicly for any public office until the election has been held. This policy does not apply to persons who receive incidental air time as part of a public meeting being televised, nor to officials acting as part of the regular duties when such actions do not involve partisan policies;
- C. Neutrality: in any program concerning subjects that may be interpreted to be materially controversial, JC1TV will maintain a position of neutrality, providing unbiased information. Requests for presentation of an opposing viewpoint during a legislative meeting will be directed to the appropriate agency for action on their agenda;
- D. Non-commercial: JC1TV will not televise any paid advertising or any program that depicts a product, business and/or service that has the purpose of benefitting a profit-making enterprise;
- E. Non-discriminatory: JC1TV shall not discriminate in the delivery of its services on the basis of race, color, creed, national origination, sex, sexual orientation or mental or physical ability or any other protected category;
- F. Non-sectarian Programming: JC1TV will not televise any program that exposes or promotes any particular religious group or belief;
- G. Live Coverage: JC1TV will give priority to live coverage of meetings;
- H. Acquired or Pre-produced Programming: to minimize resources, JC1TV will seek out high quality pre-produced programming that addresses the needs and interests of the citizens of Jersey City and that meets the priorities spelled out in §116.6

§ 116.9 Programming Restriction:

The following programming is restricted:

- A. any obscene or salacious material;
- B. any material which violates Federal, State or Local laws

§ 116.10 Copyright of Programs

Programs containing copyrighted materials will be used only if copyright clearance has been obtained. The ownership and copyright for any program produced by the City of Jersey City shall be held by the City.

- B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- C. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- D. This ordinance shall take effect at the time and in the manner as provided by law.

E. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note: All new material is underlined; words in [brackets] are omitted. For purposes of advertising only, new matter is **boldface** and repealed matter by *italics*.

3/24/10

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____
Business Administrator

Certification Required

Not Required

Ordinance of the City of Jersey City, N.J.

ORDINANCE NO. Ord. 10-045
3.C. MAR 24 2010 *4.B.*



Ordinance establishing Policies and Procedures for JCITV.

| RECORD OF COUNCIL VOTE ON INTRODUCTION | | | | | | | | | | | |
|--|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| | | | | MAR 24 2010 | | | | 5-4 | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | ✓ | | | GAUGHAN | | ✓ | | BRENNAN | ✓ | | |
| DONNELLY | ✓ | | | FULOP | ✓ | | | FLOOD | ✓ | | |
| LOPEZ | ✓ | | | RICHARDSON | ✓ | | | VEGA | ✓ | | |

✓ Indicates Vote N.V.-Not Voting (Abstain)

| RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING | | | | | | | | | | | |
|--|-----|-----|------|----------------------------------|-----|-----|------|---------------|-----|-----|------|
| | | | | moved, seconded by Councilperson | | | | to close PH. | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | FLOOD | | | |
| LOPEZ | | | | RICHARDSON | | | | VEGA | | | |

✓ Indicates Vote N.V.-Not Voting (Abstain)

| RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY | | | | | | | | | | | |
|--|-----|-----|------|--|-----|-----|------|---------------|-----|-----|------|
| | | | | moved to amend* Ordinance, seconded by Councilperson | | | | & adopted | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | FLOOD | | | |
| LOPEZ | | | | RICHARDSON | | | | VEGA | | | |

✓ Indicates Vote N.V.-Not Voting (Abstain)

| RECORD OF FINAL COUNCIL VOTE | | | | | | | | | | | |
|------------------------------|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | FLOOD | | | |
| LOPEZ | | | | RICHARDSON | | | | VEGA | | | |

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on MAR 24 2010

Adopted on second and final reading after hearing on _____

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on

APPROVED:

 Robert Byrne, City Clerk

 Peter M. Brennan, Council President

*Amendment(s):

Date: _____

APPROVED:

 Jerramiah T. Healy, Mayor

Date _____

Date to Mayor _____

City Clerk File No. Ord. 10-049

Agenda No. 3.6 1st Reading

Agenda No. 4.C. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 10-049

TITLE: **AN ORDINANCE AMENDING CHAPTER 163 (FIREARMS AND WEAPONS) ARTICLE II (TOY GUNS AND BOX CUTTERS) OF THE JERSEY CITY CODE**

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY HEREBY ORDAINS:

A. The following amendments to Chapter 163 (Firearms and Weapons) Article II (Toy Guns and Box Cutters) of the Jersey City Code is hereby adopted:

ARTICLE II Toy Guns and Box Cutters

§163-3. Sale, distribution and use restricted.

- A. It shall be unlawful for any person to sell, expose for sale, distribute, possess or use toy guns in the City of Jersey City.
- B. "Toy gun" means any toy facsimile of an actual firearm that ~~does not bear any visible characteristics to identify it as a toy~~ **can reasonably be perceived to be an actual firearm.**

§163-4 through §163-6. [No Change - pertains to box cutters]

§163-7. Violations and penalties.

Any person, firm or corporation who shall violate any of the provisions of this Article shall, upon conviction, be punishable as provided in Chapter 1, General Provisions, §1-25; except that the minimum penalty for any violation shall be a fine of one hundred dollars (\$100.).

B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.


C. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City code.

D. This ordinance shall take effect at the time and in the manner as provided by law.

E. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note: New matter is underlined; deleted matter in [brackets]. For purposes of advertising only, new matter is indicated by boldface and repealed matter by italic.

APPROVED AS TO LEGAL FORM



Corporation Counsel

APPROVED: _____

APPROVED: _____

Business Administrator

Certification Required

Not Required

2010045

Ordinance of the City of Jersey City, N.J.

ORDINANCE NO. Ord. 10-049
3.G. MAR 24 2010 *4.C.*



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

| RECORD OF COUNCIL VOTE ON INTRODUCTION | | | | | | | | MAR 24 2010 9-0 | | | |
|--|-----|-----|------|---------------|-----|-----|------|-----------------|-----|-----|------|
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | ✓ | | | GAUGHAN | ✓ | | | BRENNAN | ✓ | | |
| DONNELLY | ✓ | | | FULOP | ✓ | | | FLOOD | ✓ | | |
| LOPEZ | ✓ | | | RICHARDSON | ✓ | | | VEGA | ✓ | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

| RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING | | | | | | | | | | | |
|--|-----|-----|------|--|-----|-----|------|---------------|-----|-----|------|
| Councilperson _____ | | | | moved, seconded by Councilperson _____ | | | | to close P.H. | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | FLOOD | | | |
| LOPEZ | | | | RICHARDSON | | | | VEGA | | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

| RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY | | | | | | | | | | | |
|--|-----|-----|------|--|-----|-----|------|---------------|-----|-----|------|
| Councilperson _____ | | | | moved to amend* Ordinance, seconded by Councilperson _____ | | | | & adopted | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | FLOOD | | | |
| LOPEZ | | | | RICHARDSON | | | | VEGA | | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

| RECORD OF FINAL COUNCIL VOTE | | | | | | | | | | | |
|------------------------------|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | FLOOD | | | |
| LOPEZ | | | | RICHARDSON | | | | VEGA | | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on MAR 24 2010

Adopted on second and final reading after hearing on _____

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on

APPROVED:

 Robert Byrne, City Clerk

 Peter M. Brennan, Council President

*Amendment(s):

Date: _____

APPROVED: _____

 Jerramiah T. Healy, Mayor

Date _____

Date to Mayor _____