

The action taken by the municipal council at the Regular Meeting held on September 23, 2009 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



Mariano Vega, Jr., Council President
Peter M. Brennan, Councilperson-at-Large
Willie L. Flood, Councilperson-at-Large
Michael J. Sottolano, Councilperson, Ward A
Philip J. Kenny, 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, September 23, 2009 at 6:00 p.m.

Please Note: The next caucus meeting of Council is scheduled for **TUESDAY**, October 13, 2009, at **5:30 p.m.** in the Efrain Rosario Memorial Caucus Room, City Hall.

The next regular meeting of Council is scheduled for Wednesday, October 14, 2009 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: 6:21 p.m.

1. (a) **INVOCATION:**
- (b) **ROLL CALL:** At 6:21 p.m. eight (8) members were present.
Councilperson Gaughan: absent.

(c) **SALUTE TO THE FLAG:**

(d) **STATEMENT IN COMPLIANCE WITH SUNSHINE LAW:**

City Clerk Robert Byrne stated on behalf of Council President Mariano Vega, Jr., "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, November 25, 2008, indicating the schedule of Meetings and Caucuses of the Jersey City Municipal Council for the calendar year 2009.

The Agenda of this meeting was disseminated on **Thursday, September 17, 2009 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-8-0-
Gaughan: absent

- a. A franchise ordinance granting permission to the Ambriola Company, Inc. its successors and assigns, to make private improvements in and use of the public right of way adjacent to the property located at 2 Burma Road (a/k/a 95 Burma Road), Jersey City, New Jersey, also known on the tax map of the City of Jersey City as Block 2145, Lot 13.C.

Ord. 09-103

Introduced-8-0-
Gaughan: absent

- b. A franchise ordinance grant permission to Wells REIT II International Financial TW%M Calitower, LLC, its successors and assigns, to install decorative safety bollards approximately 3 feet 8 inches in length and no more than 1 foot-11 inches in depth along the public right of way of Columbus Drive, Marin Boulevard, and Wayne Street adjacent to Block 203, Lot 26 in accord with the site plan approved by the Jersey City Planning Board.

Ord. 09-104

Introduced-8-0-
Gaughan: absent

- c. A franchise ordinance granting permission to 782-784 Ocean Avenue LLC, its successors and assigns, to allow an encroachment along the south side of Ocean Avenue for two stoops as set forth in schedule with the proposed franchise area adjoining 782-784 Ocean Avenue a/k/a Lot 52 in Block 1970.

Ord. 09-105

*4.

ORDINANCE HEARING

SECOND READING

**CITY CLERK
FILE**

**Tabled-8-0-
after the close of
the public
hearing on a
motion by
Sottolano,
seconded by
Richardson;
Gaughan :
absent**

- a. Bond ordinance providing for the acquisition of certain property located in and by the City of Jersey City, in the County of Hudson, New Jersey, appropriating \$8,700,000 therefor and authorizing the issuance of \$8,700,000 bonds or notes of the city to finance part of the cost thereof.

Ord. 09-097

Adopted-8-0-
Gaughan: absent

- b. 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 169 Arlington Avenue; 71 Atlantic Street; 230 Bartholdi Avenue; 65 Bayview Avenue; 821 Bergen Avenue; 49 Bidwell Avenue; 480 Bramhall Avenue; 140 Franklin Street; 67 Grant Avenue; 2 Hampton Court Terrace; 54-56 Linden Avenue; 133 Sherman Place and 275 Webster Avenue and amend the reserved parking space at 304 Eighth Street; 131 Kensington Avenue; 267 Manhattan Avenue; 243 South Street and 324 Terrace Avenue and repeal the reserved parking space at 6 Poplar Street and 358 Stegman Parkway.

Ord. 09-098

Adopted-8-0-
Gaughan: absent

- c. An ordinance authorizing the City of Jersey City to lease from the Jersey City Parking Authority seven parking spaces in the Parking Authority lot number 32 located at 277 Central Avenue.

Ord. 09-099

Adopted-8-0-
Gaughan: absent

- d. An ordinance dedicating the northeast corner of Van Cleef Street and Armstrong Avenue also be known as Miles Alexander Johnson Way.

Ord. 09-100

Adopted-8-0-
Gaughan: absent

- e. A franchise ordinance granting permission to 141 Bright Monmouth, LLC, his successors and assigns, to make private improvements in the public right of way adjacent to the property located at 141 Bright Street, Jersey City, New Jersey also known on the tax maps of the City of Jersey City as Block 341, Lot P.1.

Ord. 09-101

Adopted-7-0-1-
Richardson:
abstained,
Gaughan: absent

- f. Ordinance approving a 30 year tax exemption for a very low and low income affordable housing project with three (3) commercial units to be constructed by the RAV Group, LLC, a qualified housing sponsor under the New Jersey Mortgage Housing Finance Agency Law N.J.S.A. 55:14K-1 et seq.

Ord. 09-102

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**** 5.**

PUBLIC REQUEST FOR HEARING

- | | |
|---------------|--|
| Spoke | 1. John Seborowski, Sr. |
| Spoke | 2. William Dorrity, 3060 Kennedy Boulevard, 3F, Jersey City |
| Spoke | 3. Yvonne Balcer, 283 York Street, Jersey City |
| Did not speak | 4. Michael Pfeifer, Jersey City |
| Spoke | 5. Catherine Grimm, Jersey City |
| Spoke | 6. Bernice Davis, 190 Pine Street, Jersey City |
| Spoke | 7. Jayson Burg, Jersey City |
| Did not speak | 8. Andrew Hubsch, Jersey City |
| Did not speak | 9. Notra Porter, Jersey City |
| Spoke | 10. Philip Carrington, 453 Martin Luther King Drive, Jersey City |
| Did not speak | 11. Telissa Dowling, Jersey City |
| Spoke | 12. Abdul Manzoor, Jersey City |

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

****6. PETITIONS AND COMMUNICATIONS**

- a. Letter dated August 19, 2009 from Don Cramer, Section Chief, Bureau of Underground Storage Tanks for the State of New Jersey, Department of Environmental Protection to Port Authority NY/NJ re: Port Authority NY/NJ, 13th & Provost Street, Jersey City.
- b. Letter dated August 19, 2009 from Don Cramer, Section Chief, Bureau of Underground Storage Tanks for the State of New Jersey, Department of Environmental Protection to Board of Chosen Freeholders re: Lincoln Park, Routes 1&9, Jersey City.
- c. Letter dated August 19, 2009 from Don Cramer, Section Chief, Bureau of Underground Storage Tanks for the State of New Jersey, Department of Environmental Protection to NJ Department of Military & Veterans Affairs, Jersey City Armory, 678 Montgomery Street, Jersey City.
- d. Letter dated August 27, 2009 from Adam Stretz, Environmental Scientist for Tyree Environmental Corp. to Robert Byrne, City Clerk re: Public notice for Getty Services Station #56889, 919 Montgomery Street, Jersey City.
- e. Letter dated August 13, 2009 from Paul Kareth, Project Manager for AECOM to Jersey City residents re: Notification of Environmental Investigation and Cleanup, 49 Fisk Street, Jersey City.
- f. Letter dated August 26, 2009 from Paul Kareth, Project Manager for AECOM to Jersey City residents re: Notification of Environmental Investigation and Cleanup, 301 West Side Avenue, Jersey City.
- g. Letter dated September 1, 2009 from PPG Industries to Tom Cozzi, New Jersey Department of Environmental Protection , Trenton re: Public Notification Chromic Sites.
- h. Letter dated August 31, 2009 from Douglas Neumann, Director for Dresdner Robin, Engineering Environmental, Planning Surveying to Jane TenEyck, New Jersey Department of Environmental Protection re: Grove Street Station Project, Block 205, Lot 35.
- i. Letter dated August 31, 2009 from Steven Papatrefon, Senior Project Manager for HL Petroleum, Co., Inc. to Robert Byrne, City Clerk re: 125-135 Amity Street, Jersey City.
- j. Letter dated August 28, 2009 from Roy Redmond, Senior Project Geologist for Hatch Mott MacDonald to Martha Goodwin, New Jersey Department of Environmental Protection re: New Jersey Turnpike Authority, District 7 Maintenance Facility, Jersey City.

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****6. PETITIONS AND COMMUNICATIONS**

- k. Letter from Charles DeFiglio, Environmental Scientist, GES Groundwater & Environmental Services, Inc. to Robert Byrne, City Clerk re: Public Notification, former Exxon Service Station #3-2722, 342 Johnston Avenue, Jersey City.
- l. Letter from Kevin Troutman, Environmental Scientist, GES Groundwater & Environmental Services, Inc. to Robert Byrne, City Clerk re: Public Notification, former Exxon Service Station #3-2006, 311 West Side Avenue, Jersey City.
- m. Letter dated September 2, 2009 from Molly B. Adams, Government Affairs Manager for Comcast to Robert Byrne, City Clerk re: Channel Changes.
- n. Letter dated September 2, 2009 from Michael Russo, Director, State of New Jersey, Department of Transportation to Jerramiah T. Healy, Mayor re: Transportation Enhancement (TE) Program.
- o. Letter dated August 28, 2009 from Angelena Edwards, Project Manager for PSE&G Services Corp. to Robert Byrne, City Clerk re: Hudson Generating Station.
- p. Letter dated August 28, 2009 from Angelena Edwards, Project Manager for PSE&G Services Corp. to Robert Byrne, City Clerk re: Former Halladay Street Gas Works.
- q. Letter dated September 2, 2009 from Peter W. Sawchuck, P.E., Principal Engineer for KEY Environmental Incorporated to Robert Byrne, City Clerk re: Notification of the NJDEP, permit application for 1025-1035 Belleville Tpk, Kearny, NJ.
- r. Letter dated September 1, 2009 from Edward Ho, Executor Director for Rockaway Valley Regional Sewerage Authority to Robert Byrne, City Clerk re: Treatment facility.
- s. Letter dated August 26, 2009 from John F. Kerber, Director, Engineering Services for Potomac-Hudson Environmental, Inc. to Frank Faranca, NJDEP, Bureau of Case Management re: Public Notification, Grand LHN-Block7, 225 Grand Street, Jersey City.
- t. Letter dated August 26, 2009 from John F. Kerber, Director, Engineering Services for Potomac-Hudson Environmental, Inc. to Ellen Hutchinson, NJDEP, Northern Regional Office re: Public Notification, Grand LHN-Block11, Marin Boulevard, Jersey City.

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****6. PETITIONS AND COMMUNICATIONS**

- u. Letter dated September 2, 2009 from John F. Kerber, Director, Engineering Services for Potomac-Hudson Environmental, Inc. to Ellen Hutchinson, NJDEP, Northern Regional Office re: Public Notification, LHN-Block24, Marin Boulevard, Jersey City.
- v. Letter dated August 28, 2009 from David J. Koury, Project Manager for PSE&G Services Corp. to Robert Byrne, City Clerk re: Former West End Gas Works.
- w. Letter dated August 27, 2009 from CTM, Environmental Services. Inc. to Robert Byrne, City Clerk re: Environmental services, 422-428 Hoboken Avenue, Jersey City.
- x. Letter dated August 25, 2009 from Jaime Werner, Project Manager, EnviroTrac Environmental Services to David Rubin, New Jersey Department of Environmental Protection re: Notification of Environmental Remedial Activities former Sunoco Service Station, 577 Tonnele Avenue, Jersey City.
- y. Letter dated August 27, 2009 from Adam Stretz, Environmental Scientist for Tyree Environmental Corp. to Robert Byrne, City Clerk re: Public notice for Getty Services Station #95738, 351 Marin Boulevard, Jersey City.
- z. Letter dated August 17, 2009 from Blake Thompson, Program Manager for Kleinfelder to Robert Byrne, City Clerk re: Public Notification, Exxon Facility #31334, 597 Marin Boulevard, Jersey City.
- z1. Letter dated August 21, 2009 from Blake Thompson, Program Manager for Kleinfelder to Robert Byrne, City Clerk re: Public Notification, Inactive Exxon Facility #34131, 384 Paterson Plank Road, Jersey City.
- z2. Letter dated August 25, 2009 from Blake Thompson, Program Manager for Kleinfelder to Robert Byrne, City Clerk re: Public Notification, former Exxon Facility #32008, 599 Palisade Avenue, Jersey City.
- z3. Letter dated August 17, 2009 from Blake Thompson, Program Manager for Kleinfelder to Robert Byrne, City Clerk re: Public Notification, Exxon Facility #31334, 597 Marin Boulevard, Jersey City.
- z4. Letter dated August 25, 2009 from Blake Thompson, Program Manager for Kleinfelder to Robert Byrne, City Clerk re: Public Notification, Exxon Facility #32731, 3140 Kennedy Boulevard, Jersey City.

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****6. PETITIONS AND COMMUNICATIONS**

- z5. Letter dated August 17, 2009 from Blake Thompson, Program Manager for Kleinfelder to Robert Byrne, City Clerk re: Public Notification, Exxon Facility #32009, 103 Howell Street, Jersey City.
- z6. Letter dated July 30, 2009 from Blake Thompson, Program Manager for Kleinfelder to Robert Byrne, City Clerk re: Public Notification, Inactive Exxon Facility #32005, 403 Tonnele Avenue, Jersey City.
- z7. Letter dated September 1, 2009 from Victor Melgar, Senior Staff Engineer for Langan Engineering & Environmental Services to Ralph Rodriguez, New Jersey Department of Environmental Protection re: Notice of ongoing Environmental activities at the former Flexi-Van leasing property, 360 County Road, Jersey City.
- z8. Letter dated September 2, 2009 from Thomas J. Brady, IV, President, PT Consultants, Inc. to Robert Byrne, City Clerk re: Notification of Environmental Remedial Activities, 888 Newark Avenue, Jersey City.
- z9. Letter dated September 4, 2009 from William Dorrity, Jersey City to Members of the Municipal Council re: Grandview Terrace, Jersey City.
- z10. Letter dated September 2, 2009 from Ronald T. Corcory, Assistant Director for the State of New Jersey Department of Environmental Protection to Dominic Fosu, Baby Galileo Preschool & Daycare re: Child Care /Educational Facility, No Further Action Letter and Covenant Not to Sue, 175 Newark Avenue, Jersey City.
- z11. Letter dated September 1, 2009 from David Oster, Section Chief, Bureau of Northern Field Operations for State of New Jersey, Department of Environmental Protection to Camille Destefano, Jersey City re: remedial Action Report Approval, 78-80 Hopkins Avenue, Jersey City.
- z12. Letter dated August 31, 2009 from Kathy Katz, Bureau of Underground Storage Tanks, State of New Jersey, Department of Environmental Protection to Motiva Enterprises, LLC re: Shell Service Station #10010, 12th & Erie Streets, Jersey City.
- z13. Letter dated September 4, 2009 from Richard D. Lev, C.P.G., Senior Associate for Melick-Tully & Assoc. to Frank Camera, New Jersey Department of Environmental Protection re: Biennial Certification Monitoring Report, Former Betz Brewery property, 180 9th Street, Jersey City.

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****6. PETITIONS AND COMMUNICATIONS**

- z14. Letter dated September 3, 2009 from Paul Schatz, Assistant Vice President for EWMA, Environmental Consulting to Ellen Hutchinson, New Jersey Department of Environmental Protection re: Public Notification, 14 -16 Burma Road, Jersey City.
- z15. Letter dated September 4, 2009 from Roy Redmond, Senior Project Geologist for Hatch Mott MacDonald to Colleen Bilodeau, Case Manager, New Jersey Department of Environmental Protection re: New Jersey Turnpike Authority, Hudson County Extension NB Milepost 5.3, Jersey City.
- z16. Letter dated September 2, 2009 from John F. Kerber, Director, Engineering Services for Potomac-Hudson Environmental, Inc. to Steve Urbanik, NJDEP, re: Public Notification, Liberty National, Jersey City.
- z17. Letter dated September 2, 2009 from John F. Kerber, Director, Engineering Services for Potomac-Hudson Environmental, Inc. to Carol Lynn Heck, NJDEP, Northern Bureau of Field Operation Site Remediation Program. re: Former Streichler Trucking, Jersey City.
- z18. Letter dated September 8, 2009 from Brian C. Grodzki, Project Manager for ERFSS, Pay-for-Performance Remediation Service to Jacqueline Bobko, New Jersey Department of Environmental Protection re: Former Hart Products Corp, Facility , 213 Van Vorst Street, Jersey City.
- z19. Letter dated September 8, 2009 from David Moreira, Sr. District Manager for Waste Management to Robert Byrne, City Clerk re: Environmental Investigation and Cleanup, PJP Landfill, Jersey City.
- z20. Minutes of the regular meeting of the ERS held August 19, 2009.
- z21. Agenda for the regular meeting of the ERS for Wednesday, September 16, 2009 in the Business Administrator Conference.
- z22. Letter dated September 8, 2009 from Jade Borowski, P.E., Project Manager for Roux Associates, Inc. to New Jersey Department of Environmental Protection re: Public Notification, Elementis Specialities, Inc., 400 Claremont Avenue, Jersey City.
- z23. Letter dated September 10, 2009 from Yacoub E. Yacoub, Bureau Chief for the State of New Jersey Department of Environmental Protection to Russell Low, R&D Sherman Associates, LLC re: Notice of Intent to Terminate, 93 Sherman Avenue, Jersey City.

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****6. PETITIONS AND COMMUNICATIONS**

- z24. Letter dated September 9, 2009 from Gloria Grant, Section Chief of Northern Bureau of Field Operations for the State of New Jersey Department of Environmental Protection to Daniel Woods & Nicole Percel, Jersey City re: Notice of Deficiency, 15 Bentley Avenue, Jersey City.
- z25. Letter dated September 9, 2009 from Kristofer B. Chiesa, Esquire for Cureton Clark to Robert Byrne, City Clerk re: Public Safety Communication Project, Jersey City, Modernfold Styles, Inc. v. Landmark Building System, LLC.
- z26. Letter dated September 1, 2009 from David A. Jones, Project Manager for Envirotrac, Environmental Services to Ted Zagorski, Case Manager for New Jersey Department of Environmental Protection re: Notification of Environmental Remedial Activities, Sunoco Service Station #0006-9583, Grand Street & Pacific Avenue, Jersey City.
- z27. Letter dated September 1, 2009 from, David A. Jones, Project Manager for Envirotrac, Environmental Services to Helen Capone, Case Manager for New Jersey Department of Environmental Protection re: Notification of Environmental Remedial Activities, Sunoco Service Station #0006-9351, 14th Street & Jersey Avenue, Jersey City.
- z28. Letter dated September 1, 2009 from, David A. Jones, Project Manager for Envirotrac, Environmental Services to Helen Capone, Case Manager for New Jersey Department of Environmental Protection re: Notification of Environmental Remedial Activities, Sunoco Service Station #0006-9682, 14th & Grove Streets, Jersey City.
- z29. Letter dated September 10, 2009 from Sean Monaghan, DrinkerBiddle&Reath, LLP, Law Firm to Gary Charyak, NJDEP, Bureau of Northern Field Operation re: Hudson County Harley Davidson, 859 Communipaw Avenue, Jersey City.
- z30. Letter dated September 1, 2009 from Sean Monaghan, DrinkerBiddle&Reath, LLP, Law Firm to Robert Byrne, City Clerk re: Public Notification and Outreach, Hudson County Harley Davidson, 859 Communipaw Avenue, Jersey City.
- z31. Letter dated August 26, 2009 from Eduardo Toloza, Tax Assessor to Robert Byrne, City Clerk re: Application for LHN III Urban Renewal, LLC., 225 Grand Street & Marin Boulevard.
- z32. Letter dated September 11, 2009 from John Wiley, Jr., Law Office to Robert Byrne, City Clerk re: Sigmond Liquor Beverages, Inc., 332 Martin Luther King Drive, Jersey City.

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****6. PETITIONS AND COMMUNICATIONS**

- z33. Letter dated September 10, 2009 from Chris Meehan, AESI, Project Manager for Atlantic Environmental Solutions, Inc. to Ralph Rodriguez, New Jersey Department of Environmental Protection re: Public Outreach Notification Signs, Schombury Charter School, 508 Grand Street, Jersey City.
- z34. Letter dated September 8, 2009 from Christopher Pittarese, Senior Project Manager, Motiva Enterprises, LLC to Donald Cramer, Case Manager, New Jersey Department of Environmental Protection re: Notification and Public Outreach, 1000 Communipaw Avenue, Jersey City.
- z35. Letter dated September 8, 2009 from Christopher Pittarese, Senior Project Manager, Motiva Enterprises, LLC to Thomas Grzynski, Case Manager, New Jersey Department of Environmental Protection re: Notification and Public Outreach, 3080 Kennedy Boulevard, Jersey City.
- z36. Letter dated September 8, 2009 from Christopher Pittarese, Senior Project Manager, Motiva Enterprises, LLC to Joe Goliszewski, Case Manager, New Jersey Department of Environmental Protection re: Notification and Public Outreach, 210 14th Street, Jersey City.
- z37. Resolutions from the Passaic Valley Sewerage Commissioners to Robert Byrne, City Clerk
1. Supplemental resolution No. 14 relating to the general bond resolution of Passaic Valley Sewerage Commissioners and authorizing not exceeding \$41,000,000 principal amount of sewer system refunding bonds, Series H of the commission.
 2. Supplemental resolution No. 15 relating to the general bond resolution of Passaic Valley Sewerage Commissioners and authorizing not exceeding \$30,000,000 principal amount of sewer system refunding bonds, Series I of the commission.
- z38. Letter dated August 26, 2009 from Andy Caltagirone, Manager of Industrial & Pollution Control for Passaic Valley Sewerage Commissioners to Robert Byrne, City Clerk re: Public Hearing, October 10, 2009 proposed change 13 to PVSC Rules & Regulation (R&R) .
- z39. Fax dated September 4, 2009 for Charles L. Smith, Director of Government and Community Affairs to Robert Byrne, City Clerk re: Cable Guide Update.

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****6. PETITIONS AND COMMUNICATIONS**

- z40. Letter dated September 10, 2009 from Michael J. Morris, Langer Engineering & Environmental Services to Kathy Katz, New Jersey Department of Environmental Protection re: Notification of ongoing Environmental Activities at the former Best Foods/Mueller Site, 180 Baldwin Avenue, Jersey City.
- z41. Letter dated September 2, 2009 from John F. Kerber, Director, Engineering Services for Potomac-Hudson Environmental, Inc. to Steve Urbanik, New Jersey Department of Environmental Protection re: Sensitive population and Resource Checklist and Public Notification, former Lot 12, Jersey City. (Linden Avenue)
- z42. Letter dated September 8, 2009 from Christopher Pittarese, Senior Project Manager, Motiva Enterprises, LLC to Bernard Meyer, Case Manager, New Jersey Department of Environmental Protection re: Notification and Public Outreach, 164 14th Street, Jersey City.
- z43. Letter dated September 4, 2009 from Richard Mailhot, Project Manager, Dresnder Robin to Stephen Kehayes, New Jersey Department of Environmental Protection re: Aetna Street, LLC.
- z44. Letter dated September 9, 2009 from Ronald T. Corcory, Assistant Director for the State of New Jersey Department of Environmental Protection to Marly S. Caro, Director, Happy Face Daycare II re: NJDEP Child Care Facility Approval Letter, 375 Palisade Avenue, Jersey City.
- z45. Letter dated September 14, 2009 from Michael B. Pague, Environmental Specialist, the Elm Group, Inc. to Michael Buriani, New Jersey Department of Environmental Protection re: Notification and Public Outreach, 195 Howell Street, Jersey City.
- z46. Public Notice for the regular meeting Board of Commissioners of the Jersey City Redevelopment Agency to be held Tuesday, September 15, 2009 at 6:00 p.m., 30 Montgomery Street, conference room.
- z47. Letter dated September 1, 2009 from Jeff Daly, Senior Project Manager, Sovereign Consulting, Inc., on behalf of Shell Oil Products to Carol Lynn Heck, Case Manager, New Jersey Department of Environmental Protection re: Notification and Public Outreach, 221 Route1, Jersey City.
- z48. Letter dated September 15, 2009 from Chris Esposito, Phoenix Environmental Management, Inc. to Victoria Potuchek, Case Manager, NJDEP re: Public Notification, 713-715 Bergen Avenue, Jersey City.

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****6. PETITIONS AND COMMUNICATIONS**

- z49. Letter dated September 15, 2009 from Chris Esposito, Phoenix Environmental Management, Inc. to Deborah Cowell, Case Manager, NJDEP re: Public Notification, 1865 Kennedy Boulevard, Jersey City.
- z50. Letter dated September 15, 2009 from Paul Schatz, Assistant Vice President for EWMA, Environmental Consulting to A.J. Joshi, Case Manager, New Jersey Department of Environmental Protection re: Public Notification, 2695-2701 Kennedy Boulevard, Jersey City.
- z51. Letter dated September 11, 2009 from William B. Gilchrist, Senior Hydrogeologist, Roux Associates, Inc. to New Jersey Department of Environmental Protection re: Public Notification, Teals Express, Inc., 85 Amity Street, Jersey City.
- z52. Letter date September 15, 2009 from Matthew Butler, Senior Scientist, First Environmental to Maurice Migliarino, NJDEP re: Rapid Industrial Plastics, 13 Linden Avenue East, Jersey City.
- z53. Letter dated September 16, 2009 from Elisa L. Buckley, Assistant Project Manager for Langan Engineering & Environmental Services to Robert Byrne, City Clerk re: 50 Dey Street Complex, Jersey City.
- z54. Letter dated September 15, 2009 from Chris Esposito, Phoenix Environmental Management, Inc. to Gary Greulich, Case Manager, NJDEP re: Public Notification, 29 Bentley Avenue, Jersey City.
- z55. Letter dated September 15, 2009 from William P. Call, P.G., Project Director, Birdsall Services Group to Division of Remediation Support, NJDEP re: Public Notification, Lincoln Park Maintenance Facility, Communipaw Avenue & Route 1, Jersey City.
- z56. Letter dated September 15, 2009 from John F. Kerber, Director, Engineering Services for Potomac-Hudson Environmental, Inc. to Ellen Hutchinson, Northern Field Office re: Public Notification, LHN-Block 24, Marin Boulevard, Jersey City.
- z57. Letter dated September 9, 2009 from Aaron Aska, Vice President for Administration and Finance, New Jersey City University to Robert Byrne, City Clerk re: Public Notification, 500 Route 440 North, Jersey City.
- z58. Letter from Charles DeFiglio, Environmental Scientist, GES Groundwater & Environmental Services, Inc. to Robert Byrne, City Clerk re: Public Notification, former Exxon Service Station #3-2722, 342 Johnston Avenue, Jersey City.

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

****6. PETITIONS AND COMMUNICATIONS**

- z59. Letter dated September 15, 2009 from Paul Schatz, Assistant Vice President for EWMA, Environmental Consulting to William Carp, Case Manager, New Jersey Department of Environmental Protection re: Public Notification, 360 9th Street, Jersey City.
- z60. Letter dated September 1, 2009 from Melanie O. Rogacki, Project Manager for Brinkerhoff, Environmental Services to Meg A. Manley, Whitlock Mills, LP re: Whitlock Mills Site, 160 Lafayette Street, Jersey City.
- z61. Letter from Kevin Troutman Environmental Scientist, GES Groundwater & Environmental Services, Inc. to Robert Byrne, City Clerk re: Public Notification, former Exxon Service Station #3-2006, 311 West Side Avenue, Jersey City.
- z62. Letter from Alexandria Flemming, Environmental Scientist, GES Groundwater & Environmental Services, Inc. to Robert Byrne, City Clerk re: Public Notification, former Exxon Service Station #3-2433, 1026 Summit Avenue, Jersey City.
- z63. Letter from Michael Holiday, Environmental Scientist, GES Groundwater & Environmental Services, Inc. to Robert Byrne, City Clerk re: Public Notification, former Exxon Service Station #3-2372, 775 West Side & Duncan Avenues, Jersey City.
- z64. Letter dated September 16, 2009 from Melinda K. Strahle, Project Manager, EnviroTrac Environmental Services to Bernard Meyer, New Jersey Department of Environmental Protection re: Public Notification, 590 Marin Boulevard, Jersey City.
- z65. Letter dated September 16, 2009 from Melinda K. Strahle, Project Manager, EnviroTrac Environmental Services to Dave Nickerson, Case Manager, New Jersey Department of Environmental Protection re: Public Notification, 701 Route 440, Jersey City.
- z66. Rockaway Valley Regional Sewerage Authority Minutes of a Board Meeting held August 13, 2009.
- z67. Minutes of the regular session of the Jersey City Municipal Utilities Authority held August 27, 2009.
- z68. Letter dated September 1, 2009 from Jeff Daly Senior Project Manager, Shell Oil Products, Inc. to Carol Lynn Heck, NJDEP, re: Public Notification, 221 Route 1, Jersey City.

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****6. PETITIONS AND COMMUNICATIONS**

- z69. Letter dated September 17, 2009 from Eugene T. Paolino, for Schulman Hanlon, LLC., Attorneys at Law to Jerramiah T. Healy, Mayor and President of the Municipal Council re: K. Hovnanian at 77 Hudson Street Urban Renewal Company, LLC.
- z70. Letter dated September 22, 2009 from Oren K. Dabney, Sr., Chief Executive Officer, Jersey City Incinerator Authority to Jerramiah T. Healy, Mayor re: Raj Vasan, to serve as his designee representing Jersey City Incinerator Authority in the Green Committee.

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

****7. OFFICERS COMMUNICATIONS**

- a. Letter dated August 31, 2009 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation- 09-066 Madison Avenue from Bramhall Avenue to Clinton Avenue will be closed for the preservation of Public Safety, Health & Welfare Noon to 8:00 p.m., Saturday, September 29, 2009 for block party.
- b. Letter dated August 31, 2009 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation- 09-077 Randolph Avenue from Myrtle Avenue to Claremont Avenue will be closed for the preservation of Public Safety, Health & Welfare Noon to 6:00 p.m., Saturday, September 12, (rain date Saturday, September 19) 2009 for end of the summer/intro of new officers.
- c. Letter dated August 31, 2009 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation- 09-077 Randolph Avenue from Myrtle Avenue to Claremont Avenue will be closed for the preservation of Public Safety, Health & Welfare Noon to 6:00 p.m., Saturday, September 12, (rain date Saturday, September 19) 2009 for end of the summer/intro of new officers. **(RAIN DATE TO BE USED)**
- d. Letter dated August 31, 2009 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation- 09-072 Martin Luther King Drive between McAdoo Avenue and Warner Avenue (relocated from Warner Avenue between Martin Luther King Drive and Kennedy Boulevard) will be closed for the preservation of Public Safety, Health & Welfare Noon to 6:00 p.m., Saturday, September 12, 2009 for youth rally.
- e. Letter dated September 14, 2009 from Joao D'Souza, Director of Traffic and Transportation to Robert Byrne, City Clerk re: Street Closing Regulation- 09-078 Columbia Avenue from Bleecker Street to North Street will be closed for the preservation of Public Safety, Health & Welfare Noon to 6:00 p.m., Saturday, September 19 (rain date Saturday, September 26), 2009 for a block party.
- f. Letter dated September 15, 2009 from James P. Bolden, Assistant Business Administrator to President and Members of the Municipal Council re: Cell Phone/Blackberry.
- g. Memo dated September 21, 2009 from Darice Toon, Director Affordable Housing to President and Members of the Municipal Council re: Affordable Housing Trust Fund (AHTF).

09/23/09

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

****8. REPORT OF DIRECTORS**

- a. Executive Order #2009-007 dated September 10, 2009 from the Jerramiah T. Healy, Mayor of the City of Jersey City, re: Mandatory Ethics Training for all City department Directors and Statutory Officers.
- b. Letter dated September 16, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing David Donnelly, of Jersey City, as the Mayor's Office Member of the Green Committee.
- c. Letter dated September 16, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Reappointing Walt Boraczek, of Jersey City, to serve as a Class 1 Member (Mayor's Designee) of the Jersey City Planning Board term expire on June 30, 2013.
- d. Letter dated September 17, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Brian O'Reilly, of Howell, NJ as the Business Administrator of the City of Jersey City.
- e. Letter dated September 17, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Armando Roman, of Jersey City, NJ as Director of Fire of the City of Jersey City.
- f. Letter dated September 17, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Reappointing Harry Melendez, of Jersey City, NJ as Director of Health & Human Services of the City of Jersey City.
- g. Letter dated September 17, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Carl Czaplicki, of Jersey City, NJ as Director of Housing, Economic Development & Commerce of the City of Jersey City.
- h. Letter dated September 17, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing William Matsikoudis, of Jersey City, NJ as Corporation Counsel of the City of Jersey City.
- i. Letter dated September 17, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Samuel Jefferson, of Jersey City, NJ as Director of Police of the City of Jersey City.

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

****8. REPORT OF DIRECTORS**

- j. Letter dated September 17, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Joseph Macchi, of Point Pleasant, NJ as Director of the Department of Recreation of the City of Jersey City.
- k. Letter dated September 21, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Application to amend the tax abatement for 77 Hudson Street.
- l. Letter dated September 21, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Tax Abatement Committee, Application to be filed with City Clerk.
- m. Letter dated September 21, 2009 from Carl S. Czaplicki, Director, Department of Housing, Economic Development and Commerce to Jerramiah T. Healy, Mayor re: Appointing Douglas Greenfeld to serve as his designee on the Green Committee.
- n. Letter dated September 23, 2009 from Jerramiah T. Healy, Mayor to President and Members of the Municipal Council re: Appointing Michael Sottolano, as Council Member Representative to the Tax Abatement Committee.

****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

Council as a whole approved all Claims and Addendum #1; -8-0-.
Councilperson Gaughan: absent.

Grand Total of Claims: \$18,681,397.43

Grand Total of Addendum #1 \$4,109,742.88

****10. RESOLUTIONS**

**CITY CLERK
FILE #**

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| Approved-8-0-
Gaughan: absent | a. Resolution authorizing an Emergency Temporary Appropriation. | Res. 09-771 |
| Approved-8-0-
Gaughan: absent | b. Resolution authorizing Fiscal Year 2009 Appropriation Reserve Transfers. | Res. 09-772 |
| Approved-8-0-
Gaughan: absent | c. Resolution authorizing the waiver of the twenty (20) day waiting period for Ordinance 09-098. 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 169 Arlington Avenue; 71 Atlantic Street; 230 Bartholdi Avenue; 65 Bayview Avenue; 821 Bergen Avenue; 49 Bidwell Avenue; 480 Bramhall Avenue; 140 Franklin Street; 67 Grant Avenue; 2 Hampton Court Terrace; 54-56 Linden Avenue; 133 Sherman Place and 275 Webster Avenue and amend the reserved parking space at 304 Eighth Street; 131 Kensington Avenue; 267 Manhattan Avenue; 243 South Street and 324 Terrace Avenue and repeal the reserved parking space at 6 Poplar Street and 358 Stegman Parkway. | Res. 09-773 |
| Approved-8-0-
Gaughan: absent | d. Resolution authorizing the city to enter into an agreement of indemnification and authorizing the Risk Manager to issue a letter of insurance to Liberty State Park. | Res. 09-774 |
| Approved-8-0-
Gaughan: absent | e. Resolution authorizing the city to enter into an agreement of indemnification with De Maximis, Inc. and authorizing the Risk Manager to issue a letter of insurance.(Kellogg Street) | Res. 09-775 |
| Approved-8-0-
Gaughan: absent | f. Resolution authorizing the award of contract to Dell Marketing, L.P., for software license maintenance support & related services for the Department of Information Technology under state contract without public bidding. | Res. 09-776 |
| Approved-8-0-
Gaughan: absent | g. Resolution authorizing the closing of a Municipal Street(s), Exchange Place beginning 10:00 a.m. and ending 7:00 p.m., Sunday, September 27, 2009 at the request of the African Americans in Action for the purpose of a festival. | Res. 09-777 |
| Approved-8-0-
Gaughan: absent | h. Resolution of support for the Jersey City Economic Development Corporation for a Pathway out of Poverty Grant from the United States Department of Labor American Recovery and Investment Act Fund. | Res. 778 |

****10. RESOLUTIONS**

**CITY CLERK
FILE #**

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| Approved-8-0-
Gaughan: absent | i. Resolution to submit an application to the U.S. Department of Transportation (USDOT) for the TIGER Discretionary Grant Program for funding the Jersey Avenue Extension Project for the Department of Administration, Division of Engineering Traffic and Transportation.(Transportation Investment Generating Economic Recovery) | Res.09-779 |
| Approved-8-0-
Gaughan: absent | j. Resolution supporting the State House Commission pre-application to the NJDEP Green Acres Program for a diversion in the form of 20x100 feet easement for ingress and egress of emergency vehicles. | Res. 09-780 |
| Approved-8-0-
Gaughan: absent | k. Resolution authorizing program contracts under the New Jersey Department of Community Affairs Neighborhood Stabilization Program (NSP). | Res. 09-781 |
| Approved-8-0-
Gaughan: absent | l. Resolution of the Municipal Council of the City of Jersey City amending an Affordable Housing Trust Fund (AHTF) agreement with C-Line Community Development, Inc. for the development of 120-122 Monticello Avenue. | Res. 09-782 |
| Approved-8-0-
Gaughan: absent | m. Resolution of the Municipal Council of the City of Jersey City authorizing an amendment to the Affordable Housing Trust Fund (AHTF) agreement with Whiton Street Associates, LLC for the Monticello Project. | Res. 09-783 |
| Approved-8-0-
Gaughan: absent | n. Resolution of the Municipal Council of the City of Jersey City authorizing an Affordable Housing Trust Fund (AHTF) agreement with Jersey City Community Housing Corporation for the rehabilitation of 299-301 Bergen Avenue and 108 Storms Avenue. | Res. 09-784 |
| Approved-8-0-
Gaughan: absent | o. Resolution of the Municipal Council of the City of Jersey City authorizing program contracts under the Community Services Block Grant (CSBG) American Recovery & Reinvestment Act Funds. | Res. 09-785 |
| Approved-8-0-
Gaughan: absent | p. Resolution of the Municipal Council of the City of Jersey City amending multiple Annual Action Plans to re-allocate Home Investment Partnerships Program (HOME) Funds. | Res. 09-786 |
| Approved-8-0-
Gaughan: absent | q. Resolution authorizing a refund/credit of \$362,610.46 and reduction in assessment to settle tax appeals filed by the owners of various properties. | Res. 09-787 |

****10. RESOLUTIONS**

**CITY CLERK
FILE #**

Approved-8-0- Gaughan: absent	r. Resolution authorizing the Business Administrator to discharge the mortgage and affordability controls affecting the property known as 136-138 Grant Avenue owned by Fairmount Housing Corporation.	Res. 09-788
Approved-8-0- Gaughan: absent	s. Resolution approving the appointment of a Chief Municipal Prosecutor and Municipal Prosecutors for the Jersey City Municipal Court to serve for terms of one year.	Res. 09-789
Approved-8-0- Gaughan: absent	t. Resolution of the Municipal Council of the City of Jersey City authorizing the Business Administrator to execute a discharge of a collateral mortgage on the property 4529 Bergenline Avenue, Union City, New Jersey which served as additional security for the mortgage affecting 1995 John F. Kennedy Boulevard, Jersey City, New Jersey and assigned to the City of Jersey City from the Jersey City Redevelopment Agency.	Res. 09-790
Withdrawn	u. Authorizing foreclosure by summary proceedings in rem tax sale certificates; in rem #2009-9/23/09.	Res. 09-791
Approved-8-0- Gaughan: absent	v. Resolution authorizing the City of Jersey City to enter into an agreement with the Afro-American Historical Society Museum, Inc., a non-profit corporation of the State of New Jersey, to operate the Afro-American Historical Society Museum.	Res. 09-792
Approved-8-0- Gaughan: absent	w. Resolution authorizing settlement of the lawsuit by Mirna Ruiz, Plaintiff, against the City of Jersey City.	Res. 09-793
Approved-8-0- Gaughan: absent	x. Resolution authorizing a professional services agreement with Thomas Jardim, Esq. to represent Police Officer Victor Vargas in matter of Mathais Bolton v. City of Jersey City.	Res. 09-794
Approved-7-1- Fulop: nay; Gaugahn: absent	y. Resolution authorizing a professional services agreement with Domenick Carmagnola, Esq. to represent former Chief Police Robert Troy and potentially other Municipal employees in various civil rights lawsuits.	Res. 09-795
Approved-8-0- Gaughan: absent	z. Resolution approving the reappointment of Brian O'Reilly as Business Administrator/Director of Administration.	Res. 09-796
Approved-7-1- Fulop: nay; Gaugahn: absent	z1. Resolution approving the reappointment of Armando Roman as Director of the Department of Fire.	Res. 09-797
Approved-8-0- Gaughan: absent	z2. Resolution approving the reappointment of Harry Melendez as Director of the Department of Health and Human Services.	Res. 09-798

****10. RESOLUTIONS****CITY CLERK
FILE #**

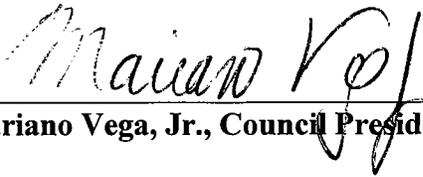
Approved-7-0-1- Fulop: abstained; Gaughan: absent	z3. Resolution approving the reappointment of Carl Czaplicki as Director of the Department of Housing Economic Development and Commerce.	Res. 09-799
Approved-8-0- Gaughan: absent	z4. Resolution approving the reappointment of William Matsikoudis as Corporation Counsel/Director of Law.	Res. 09-800
Approved-8-0- Gaughan: absent	z5. Resolution approving the reappointment of Samuel Jefferson as Director of the Department of Police.	Res. 09-801
Approved-8-0- Gaughan: absent	z6. Resolution approving the reappointment of Joseph Macchi as Director of the Department of Recreation.	Res. 09-802
Approved-8-0- Gaughan: absent	z7. Resolution of the Municipal Council of the City of Jersey City authorizing the submission acceptance of an application to the New Jersey Urban Enterprise Zone Authority for funding CCTV Maintenance Program Phase 4.	Res. 09-803
Approved-8-0- Gaughan: absent	z8. Resolution authorizing settlement of the suit of Gabriella Maldonado against the City of Jersey City, et als., Docket No. HUD-L-5413-07.	Res. 09-804
Approved-8-0- Gaughan: absent	z9. Resolution honoring Pastor Henry Cannon, Jr. on the occasion of his 25 th Pastoral Anniversary at Grace Christian Church and Ministries, Inc.	Res. 09-805
Approved-8-0- Gaughan: absent	z10. Resolution celebrating the 28 th Annual Women's Day at Jerusalem Temple H.P. Church.	Res. 09-806
Approved-8-0- Gaughan: absent	z11. Resolution commemorating the Massacre at the Katyn Forest.	Res. 09-807
Approved-8-0- Gaughan: absent	z12. Resolution honoring Melissa Surach.	Res. 09-808
Approved-8-0- Gaughan: absent	z13. Resolution honoring the Sisters of St. Joseph of Peace during Blindness Awareness Month.	Res. 09-809
Approved-8-0- Gaughan: absent	z14. Resolution authorizing the award of contract to Dimension Data for furnishing and delivering installation of VOIP Phone System at City Hall under state contract without public bidding for the Department of Administration, Division of Information Technology.	Res. 09-810

****10. RESOLUTIONS**

**CITY CLERK
FILE #**

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|----------------------------------|---|-------------|
| Approved-8-0-
Gaughan: absent | z15. Resolution authorizing the award of contract to Dimension Data for providing Voice Over IP telephone equipment for City Hall under state contract without public bidding for the Department of Administration, Division of Information Technology. | Res. 09-811 |
| Approved-8-0-
Gaughan: absent | z16. Resolution rescinding resolution 09-623 approved on July 29, 2009 and awarding a contract to American Wear, Inc. to furnish and deliver uniforms to the Department of Public Works | Res. 09-812 |

A motion to adjourn at 8:15 p.m. was made by Councilperson Brennan and seconded by Councilperson Sottolano and Approved-8-0-. Councilperson Gaughan: absent.

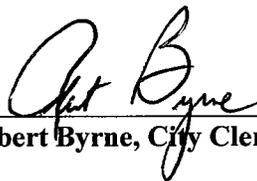


Mariano Vega, Jr., Council President



**Renee Jackson,
City Clerk Office**

Reviewed and found to be correct as to text and content.



Robert Byrne, City Clerk

Note: The meeting was stenographically as well as tape recorded.

07/29/09