

City Clerk File No. Ord. 15.185

Agenda No. 3.M 1st Reading

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



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 15.185

TITLE:

**ORDINANCE AMENDING CHAPTER 3 (ADMINISTRATION OF GOVERNMENT)
ARTICLE IV (DEPARTMENT OF ADMINISTRATION) ABOLISHING THE DIVISION
OF ARCHITECTURE, ENGINEERING, TRAFFIC AND TRANSPORTATION AND
CREATING THE DIVISION OF ARCHITECTURE AND THE DIVISION OF
ENGINEERING, TRAFFIC AND TRANSPORTATION OF THE JERSEY CITY CODE**

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

A. The following supplements to Chapter 3 (Administration of Government) Article IV (Department of Administration) of the Jersey City Code are adopted:

**CHAPTER 3
ADMINISTRATION OF GOVERNMENT**

**ARTICLE IV
Department of Administration**

§3-42. Organization of Department

The Department of Administration shall consist of the following divisions and offices:

- A. Division of Management and Budget.
- B. Office of Municipal Public Defender.
- C. Division of Purchasing and Central Services.
- D. Division of Communications.
- E. Reserved
- F. ~~Division of Architecture, Engineering, Traffic and Transportation~~
Division of Architecture.
- G. Division of Engineering, Traffic and Transportation
- H. Division of Information Technology.
- I. Reserved.
- J. Reserved.
- K. Reserved
- L. Reserved.
- M. Office of Utility Management.
- N. Division of Real Estate.
- O. Division of Economic Opportunity.
- P. Office of Risk Management.
- Q. Division of Collections.
- R. Division of Treasury and Debt Management
- S. Division of Accounts and Control.

T. Division of Internal Audit.
 U. Office of Tax Abatement.

§ 3-43 through §3-44 No Change

§ 3-45. - Division of Architecture, ~~[Engineering, Traffic and Transportation.]~~

A. Creation of the Division of Architecture, ~~[Engineering, Traffic and Transportation;~~ Director of Architecture, ~~Engineering, Traffic and Transportation]~~ in charge. There is hereby created within the Department of Administration a Division of Architecture, ~~[Engineering, Traffic and Transportation]~~, the head of which shall be the Director of Architecture, ~~[Engineering, Traffic and Transportation]~~, which shall:

~~[B. Functions. Within the Division there shall be an Office of Architecture which reports to the Director of the Division and which shall:]~~

- (1) Provide architectural services for the construction, reconstruction, maintenance, rehabilitation and demolition of public buildings, parks and related facilities. Produce plans and specifications under signature and seal of a licensed architect;
- (2) Provide for the structural maintenance, repair and alteration of all public buildings and parks owned or operated by the City;
- (3) Establish standards and procedures for the control, use and care of all City-owned equipment, materials and supplies in the custody of the Office;
- (4) Supervise the performance of all contracts for public works-related capital improvement projects and certify the amounts due and payable thereunder;
- (5) Provide for the preparation of plans and specifications for the construction, repair, alteration and demolition of all City buildings and structures;
- (6) Set standards for the construction, reconstruction and maintenance of all facilities in and/or on public lands;
- (7) Be responsible for grant coordination and control and preparation of all plans and specifications for public works and capital improvements;
- (8) Enforce the following section of the City Code and issue summonses for violation of this section:

- (a) Chapter 134 Contractors

Sec. 3-46 Engineering Functions. Within the Division there shall be an Office of Engineering, which reports to the Director of the Division. The Office Within the Department of Administration, there shall be a Division of Engineering, the head of which shall be the Municipal Engineer. The Division of Engineering shall comply with N.J.S.A. 45:8-27 et seq., governing the licensing and practice of professional engineers and all other applicable laws. Under the Director of the [Division, the Office]. The Division of Engineering [would] shall perform or oversee the performance of the following:

- (1) Grant coordination and control and preparation of all plans and specifications for public works and capital improvements, including those funded under NJDOT administered grants (undertaken by the City);
- (2) The performance of all contracts for public works and transportation-related capital improvement projects and certify the amounts due and payable thereunder;
- (3) Provide and maintain surveys, maps, specifications and operating records with respect to all property, works and facilities under the jurisdiction of the Division;
- (4) Establish standards and procedures for the control, use and care of all City-owned equipment, materials and supplies in the custody of the Division;
- (5) Provide, supervise and coordinate engineering and technical activities and services of all departments;
- (6) Perform or supervise land surveys of public land and rights-of-way and maintain the official tax assessment maps for the City;
- (7) Enforce the following sections of the City Code and issue summonses for violation of these sections:
 - (a) Article I of Chapter 287, Solid Waste;
 - (b) Chapter 340 Waterfront;
- (8) The Director shall designate an inspector(s) who shall have the authority and duties as provided by the Jersey City Municipal Code but shall report to the Division Director;
- (9) The ~~{Office}~~ Division of Engineering under the direction of the department director shall have plenary authority and control over transportation-related capital improvement projects and the coordination and control over NJDOT-administered grants and aid for capital construction.

B. Traffic and Transportation Functions.

- (1) Administer and enforce Chapter 332, Vehicles and Traffic, and such other provisions of the Jersey City Code relating to traffic, transportation and traffic engineering, except as otherwise provided by federal, state, county or local laws;
- (2) Assure that all signs conform to federal, state, county and local laws, rules and regulations governing traffic signs, marking or pavements and related markings for such purposes. All traffic control devices shall conform, insofar as practicable, with the standards set forth in the Manual of Uniform Traffic Control Devices for Streets and Highways, United States Department of Transportation, Federal Highway Administration;
- (3) Designate the location and design of highway lighting devices, poles and fixtures and the type and intensity of illumination for streets and ways;
- (4) Collect and compile traffic data and prepare engineering studies and surveys in regard to vehicular and pedestrian traffic;
- (5) Establish parking meter zones and determine the design, type, size, location and use of parking meters;

- (6) Make and promulgate regulations designating curb loading zones, taxi stands and bus stops pursuant to N.J.S.A. 39:4-197(3)b;
- (7) Conduct studies of the causes of accidents and determine remedial measures to prevent their future occurrence;
- (8) Maintain a suitable system of filing traffic accident reports and prepare an annual traffic report, which report shall contain the following information: the number of traffic accidents; number of persons killed; number of persons injured; and other similar pertinent traffic accident data;
- (9) Plan the operation and movement of traffic on the streets and highways of the City;
- (10) Establish rates and regulations governing the use of public highways by vehicles and pedestrians within the limits established by state law and Chapter 332, Vehicles and Traffic, of the Jersey City Code, including, but not to the exclusion of other regulatory powers conferred, the installation of traffic control devices, designations of through streets and stop streets, of curb parking zones and the manner of their use, including areas for the installation of parking meters, designation of public carrier stands and areas for the installation of parking meters, designation of public carrier stands and stops, curb loading zones, crosswalks, safety zones and streets at which drivers shall not make right or left turns, speed of vehicles and time of loading and unloading;
- (11) Review all requests for street openings and public utility work plans which in any way would affect traffic within the City, issue street opening permits to municipal and utility excavators, establish rules and regulations governing construction and maintenance work zones on public rights-of-way and assure that such zones conform to established standards for the protection of traffic and pedestrians and review and approve all curb cuts on the municipal right-of-way;
- (12) cooperate with other City officials in the development of ways to improve traffic conditions;
- (13) carry out additional duties imposed by this Code;
- (14) Provide by regulation for the closing of any street or portion thereof to motor vehicle traffic on any ways whenever such closing is necessary for the preservation of the public safety, health and welfare; said regulations shall be promulgated in accordance with N.J.S.A. 40:67-16.7 and 40:67-16.9;
- (15) The Division of [~~Architecture,~~ Engineering, Traffic and Transportation shall, concurrently with the Division of Police and the Division of Parking Enforcement within the Department of Public Safety, enforce all laws and regulations regulating the parking of vehicles:
 - (a) In on-street and off-street parking metered areas in the City;
 - (b) On the roadway side of any vehicle stopped or parked at the curb;
 - (c) Within ten (10) feet of a fire hydrant;
 - (d) Within no stopping and no standing zones where signs indicate the existence for such zones;
 - (e) In a bus stop or in a taxi stand zone where signs indicate the existence of such zones;
 - (f) On a roadway within twelve (12) inches of the curb;

(g) In an off-street parking area operated by the City.

(16) Drawings for construction of proposed traffic facilities to be submitted to the Division Director. All design drawings prepared by other agencies, departments or divisions for the construction of proposed highways, bridges, parking terminals and other traffic handling facilities shall be submitted to the Division Director for a review and recommendation, but nothing in this section shall be construed to prevent the City Council from acting on such matter without such review or recommendation.

- 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 *italic*.

APPROVED AS TO LEGAL FORM

Corporation Counsel

APPROVED: _____

APPROVED: _____
Business Administrator

Certification Required ☐

Not Required ☐

ORDINANCE FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the ordinance.

Full Title of Ordinance/Resolution

ORDINANCE AMENDING CHAPTER 3 (ADMINISTRATION OF GOVERNMENT) ARTICLE IV (DEPARTMENT OF ADMINISTRATION) ABOLISHING THE DIVISION OF ARCHITECTURE, ENGINEERING, TRAFFIC AND TRANSPORTATION AND CREATING THE DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION OF THE JERSEY CITY CODE

Initiator

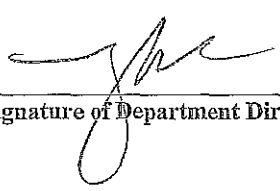
Department/Division	Business Administration	
Name/Title	Robert Kakoleski, Business Administrator	
Phone/email	(201) 547-5147	RJKakoleski@jenj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

With the appointment of a Municipal Engineer, the Business Administrator, with the concurrence of the Mayor, recommends that the Division of Architecture, Engineering, Traffic and Transportation be abolished and two new divisions be created, a Division of Architecture and a Division of Engineering, Traffic and Transportation headed by the Municipal Engineer.

I certify that all the facts presented herein are accurate.


Signature of Department Director

12/11/15
Date

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



ORDINANCE NO. Ord. 15.185

TITLE: 3.M DEC 16 2015 4.I JAN 13 2016

Ordinance amending Chapter 3 (Administration of Government)
Article IV (Department of Administration) abolishing the Division
of Architecture, Engineering, Traffic and Transportation and
creating the Division of Architecture and the Division of
Engineering, Traffic and Transportation of the Jersey City Code.

RECORD OF COUNCIL VOTE ON INTRODUCTION DEC 16 2015 7-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	ABS	ENT	
RAMCHAL	✓			OSBORNE	ABS	ENT		WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING JAN 13 2016 8-0											
Councilperson <u>WATTERMAN</u> moved, seconded by Councilperson <u>LAVARRO</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	ABS	ENT		YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

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.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE JAN 13 2016 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on DEC 16 2015
Adopted on second and final reading after hearing on JAN 13 2016

This is to certify that the foregoing Ordinance was adopted by
the Municipal Council at its meeting on JAN 13 2016

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s)

APPROVED:

Rolando R. Lavarro, Jr., Council President
Date JAN 13 2016

APPROVED:

Steven M. Fulop, Mayor
Date JAN 15 2016

Date to Mayor

JAN 14 2016