

REGULAR MEETING

OF THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, NEW JERSEY, HELD IN THE COUNCIL CHAMBER, MUNICIPAL BUILDING, 630 AVENUE C, ON WEDNESDAY, DECEMBER 12, 2012

The Council met at 7:07 P.M.

The Council President Ruane announced: "I would like to advise all those present that notice of this regular meeting of the Municipal Council of the City of Bayonne of December 12 2012 has been provided to the public in accordance with the provisions of the Open Public Meetings Act of the State of New Jersey. Notice of time and place of the meeting has been included in the annual notice of meetings, which was posted and filed with the City Clerk, and with the Jersey Journal and the Star Ledger. An additional Notice of time and place was posted and filed with the City Clerk and was forwarded to the Jersey Journal and the Star Ledger by on December 7, 2012."

The Regular Meeting of the Municipal Council of the City of Bayonne is now in session.

The Clerk called the roll.

Present were: Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

The Council President led the Pledge of Allegiance.

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01. The clerk announced:

AN ORDINANCE ENTITLED, "CAPITAL IMPROVEMENT ORDINANCE TO PROVIDING FUNDING FOR THE PURCHASE OF VARIOUS PUBLIC WORKS VEHICLES AND THE PAVING OF VARIOUS STREET IN THE AMOUNT OF \$265,000.00 which was introduced and passed a first reading at a meeting held November 7, 2012, was published in the Jersey Journal and posted on the bulletin board as required by law, with notice that it would be further considered for final passage following a public hearing at this meeting of December 12, 2012, is now before the Council for its consideration and a public hearing.

Council Member Czerwienski moved that the following resolution of second reading be adopted, seconded by Council Member Greaves, which motion was adopted.

BE IT RESOLVED, that the foregoing ordinance be given a second reading.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

The Clerk read the ordinance by title, "CAPITAL IMPROVEMENT ORDINANCE TO PROVIDE FUNDING FOR THE PURCHASE OF VARIOUS PUBLIC WORKS VEHICLES AND THE PAVING OF VARIOUS STREETS IN THE AMOUNT OF \$265,000.00"

The Clerk announced, "The Council is now ready to give all persons interested in this ordinance an opportunity to be heard concerning it. The council president will recognize anyone who wishes to speak."

There was no response - no person appearing to protest against or object to the ordinance or to its passage.

The Clerk announced, "No protest against, objections to, or statements in favor of this ordinance or its passage have been filed with me."

Council Member Czerwienski moved to close the hearing, seconded by Council Member Greaves, which motion was adopted.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

Council Member Gillespie moved the following resolution, seconded by Council Member Greaves, which was read by the Clerk and adopted.

WHEREAS, an ordinance entitled, "CAPITAL IMPROVEMENT ORDINANCE TO PROVIDE FUNDING FOR THE PURCHASE OF VARIOUS PUBLIC WORKS VEHICLES AND THE PAVING OF VARIOUS STREETS IN THE AMOUNT OF \$265,000.00" was

introduced and passed a first reading at a meeting held November 7, 2012, and was published and posted as required by law, with notice that it would be considered for final passage following a public hearing at this meeting of December 12, 2012 ; and

WHEREAS, said ordinance was given a second reading at this meeting; and

WHEREAS, a hearing was held and such ordinance was considered as required by law; and

WHEREAS, no legal objections to said ordinance or to its passage were made at the said hearing; now therefore, be it

RESOLVED, that the said ordinance be passed and designated as Ordinance No. O-12-39.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

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02. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC" which was introduced and passed a first reading at a meeting held October 10, 2012, was published in the Jersey Journal and posted on the bulletin board as required by law, with notice that it would be further considered for final passage following a public hearing at this meeting of November 7, 2012, is now before the Council for its consideration and a public hearing.

Council Member Hurley moved that the following resolution of second reading be adopted, seconded by Council Member Gillespie, which motion was adopted.

BE IT RESOLVED, that the foregoing ordinance be given a second reading.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

The Clerk read the ordinance by title, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC"

The Clerk announced, "The Council is now ready to give all persons interested in this ordinance an opportunity to be heard concerning it. The council president will recognize anyone who wishes to speak."

There was no response - no person appearing to protest against or object to the ordinance or to its passage.

The Clerk announced, "No protest against, objections to, or statements in favor of this ordinance or its passage have been filed with me."

Council Member Hurley moved to close the hearing, seconded by Council Member Greaves, which motion was adopted.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

Council Member Czerwienski moved the following resolution, seconded by Council Member Ruane, which was read by the Clerk and adopted.

WHEREAS, an ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC" was introduced and passed a first reading at a meeting held November 7, 2012, and was published and posted as required by law, with notice that it would be considered for final passage following a public hearing at this meeting of December 12, 2012; and

WHEREAS, said ordinance was given a second reading at this meeting; and

WHEREAS, a hearing was held and such ordinance was considered as required by law; and

WHEREAS, no legal objections to said ordinance or to its passage were made at the said hearing; now therefore, be it

RESOLVED, that the said ordinance be passed and designated as Ordinance No. O-12-40.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

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03. The Clerk announced

AN ORDINANCE ENTITLED, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC" which was introduced and passed a first reading at a meeting held October 10, 2012, was published in the Jersey Journal and posted on the bulletin board as required by law, with notice that it would be further considered for final passage following a public hearing at this meeting of November 7, 2012, is now before the Council for its consideration and a public hearing.

Council Member Gillespie moved that the following resolution of second reading be adopted, seconded by Council Member Greaves, which motion was adopted.

BE IT RESOLVED, that the foregoing ordinance be given a second reading.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

The Clerk read the ordinance by title, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC"

The Clerk announced, "The Council is now ready to give all persons interested in this ordinance an opportunity to be heard concerning it. The council president will recognize anyone who wishes to speak."

There was no response - no person appearing to protest against or object to the ordinance or to its passage.

The Clerk announced, "No protest against, objections to, or statements in favor of this ordinance or its passage have been filed with me."

Council Member Greaves moved to close the hearing, seconded by Council Member Gillespie, which motion was adopted.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

Council Member Gillespie moved the following resolution, seconded by Council Member Ruane, which was read by the Clerk and adopted.

WHEREAS, an ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC" was introduced and passed a first reading at a meeting held November 7, 2012, and was published and posted as required by law, with notice that it would be considered for final passage following a public hearing at this meeting of December 12, 2012; and

WHEREAS, said ordinance was given a second reading at this meeting; and

WHEREAS, a hearing was held and such ordinance was considered as required by law; and

WHEREAS, no legal objections to said ordinance or to its passage were made at the said hearing; now therefore, be it

RESOLVED, that the said ordinance be passed and designated as Ordinance No. O-12-41.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

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04. Council Member Gillespie introduced:

AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC

BE IT ORDAINED, by the Municipal Council of the City of Bayonne, as follows:

Section 1. That the Revised General Ordinances of the City of Bayonne Chapter 7, Traffic, Section 7-37.3, Handicapped Parking on Street for Private Residences, be and is hereby amended and supplemented as follows:

RESTRICTIVE PARKING ZONES

DELETE

104. Deborah Pavlak for her brother-in-law Dennis Pavlak, 105 North Street
Beginning at a point on the north side of North Street, 83 feet west of the northwest corner of North Street and Hartley Place, and extending to a point 22 feet west thereof.

222. Desiree Knight, 390 Avenue C
Beginning at a point on the east side of Avenue C, 60 feet south of the southeast corner of Avenue C and West 17th Street, and extending to a point 22 feet south thereof.

289. Kenneth Zielinski, 249 Avenue B
Beginning at a point on the north side of West 51st Street, 35 feet west of the northwest corner of Avenue B and West 51st Street, and extending to a point 22 feet west thereof.

ADD

313. Donna T. Lockard, 72 East 32nd Street
Beginning at a point on the south side of East 32nd Street, 158 feet east of the southeast corner of East 32nd Street and Prospect Avenue, and extending to a point 18 feet east thereof.

314. Linda Mackiewicz, 23 Cottage Street
Beginning at a point on the north side of Cottage Street, 206 feet west of the northwest corner of Cottage Street and Orient Avenue, and extending to a point 20 feet west thereof.

315. Mary Jane Sheehan for her mother Jane A. Heriot, 152 West 18th Street
Beginning at a point on the south side of West 18th Street, 76 feet west of the southwest corner of West 18th Street and Avenue A, and extending to a point 17 feet west thereof.

316. Helen P. Donovan, 6 Story Court
Beginning at a point on the east side of Story Court, 71 feet north of the northeast corner of Story Court and West 3rd Street, and extending to a point 18 feet north thereof.

317. Emeil S. Shenouda, 523 Kennedy Boulevard
Beginning at a point on the south side of West 20th Street, 55 feet west of the southwest corner of West 20th Street and Kennedy Boulevard, and extending to a point 20 feet west thereof.

318. Joseph La Scala, 100 West 21st Street
Beginning at a point on the south side of West 21st Street, 88 feet east of the southeast corner of Kennedy Boulevard and West 21st Street, and extending to a point 18 feet east thereof.

Council Member Gillespie moved the following resolution, seconded by Council Member Czerwienski, which was read by the Clerk and adopted.

BE IT RESOLVED, that an ordinance entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, January 23, 2013 at 7:00 P.M., or as soon thereafter as the matter can be reached, and the Dorothy E. Harrington Council Chamber, Municipal Building, 630 Avenue, Bayonne, New Jersey, are hereby fixed as the time and place when and where such ordinance will be further considered for final passage, at which time and place all persons interested shall be given an opportunity to be heard concerning the same; and, be it further

RESOLVED, that the City Clerk be and is hereby authorized and directed to publish said ordinance according to law, with a notice of its introduction and passage on first reading, and the time and place when and where said ordinance will be further considered for final passage.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

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05. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

WHEREAS, Section 2-1.3 of the Revised General Ordinances of the City of Bayonne permits the Municipal Council, by an affirmative vote of the members present at a council meeting, to approve a consent agenda consisting of one or more communications or resolutions: now, therefore, be it

RESOLVED, That the following items which have been included on the agenda for this regular meeting as COMMUNICATIONS and which follow this resolution shall constitute a consent agenda for communications and that they be received and filed and included in the official minutes of this meeting as having been so ordered.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

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06. The council as a whole moved the following communication be received and filed, which motion was adopted.

From NELSON FIGUEROA, filing notice of tort claim alleging property damage to his automobile on August 29, 2012 resulting from a collision with a police vehicle at the Route 440 exit ramp to the Turnpike.

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07. The council as a whole moved the following communication be received and filed, which motion was adopted.

From ARTHUR A. CIEMIECKI, filing notice of tort claim alleging property damage to his automobile on October 30, 2012 resulting from being struck by a city owned truck on Broadway north of West 32nd Street.

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08. The council as a whole moved the following communication be received and filed, which motion was adopted.

From the Superior Court of New Jersey, Law Division, Summons and Complaint in matter entitled, “GALGANO vs. ASE DEVELOPERS, LLC, et al. vs. THE CITY OF BAYONNE, et al.” (Premises injury on August 27, 2009 at 200 Broadway)

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09. The council as a whole moved the following communication be received and filed, which motion was adopted.

From the Superior Court of New Jersey, Chancery Division, Summons and Complaint in matter entitled, “WELLS FARGO BANK, N.A. vs. JOHNSON, et al, incl. THE CITY OF BAYONNE.” (Mortgage foreclosure – city has a judgment against the property owner)

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10. The council as a whole moved the following communication be received and filed, which motion was adopted.

From the Tax Court of New Jersey, complaint in matter entitled, “AVENUE C REALTY, LLC vs. CITY OF BAYONNE.” (1011 Avenue C, Block 63, lot 2.202 – 1-4 family)

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11. The council as a whole moved the following communication be received and filed, which motion was adopted.

From the Tax Court of New Jersey, complaint in matter entitled, “STUDZINSKI vs. CITY OF BAYONNE.” (150 North Street, Block 299, lot 1 – 1-4 family)

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12 The council as a whole moved the following communication be received and filed, which motion was adopted.

From the Tax Court of New Jersey, complaint in matter entitled, “BAYONNE BLANKET 444 AVENUE C, LLC vs. CITY OF BAYONNE.” (444 Avenue C, Block 225, lot 44 - commercial)

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13. The council as a whole moved the following communication be received and filed, which motion was adopted.

From the Tax Court of New Jersey, complaint in matter entitled, “BAYONNE BLANKET 80, LLC vs. CITY OF BAYONNE.” (403 Avenue C, Block 237, lot 22 - commercial)

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14. The council as a whole moved the following communication be received and filed, which motion was adopted.

From the Tax Court of New Jersey, complaint in matter entitled, “1200 KENNEDY BLVD. LLC vs. CITY OF BAYONNE.” (1200-1206 Kennedy Boulevard, Block 33, lot 1 – multi-family)

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15. The council as a whole moved the following communication be received and filed, which motion was adopted.

From the Tax Court of New Jersey, complaint in matter entitled, “RICHMOND COUNTY SAVINGS BANK vs. CITY OF BAYONNE.” (949-955 Broadway, Block 81, lot 18 – commercial)

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16. The council as a whole moved the following communication be received and filed, which motion was adopted.

From the Tax Court of New Jersey, complaint in matter entitled, “MAYFAIR APARTMENTS, LLC vs. CITY OF BAYONNE.” (85-87 West 32nd Street, Block 144, lot 14 – multi-family residential)

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17. The council as a whole moved the following communication be received and filed, which motion was adopted.

From the BOARD OF COUNTY CANVASSERS, COUNTY OF HUDSON, certifying the results of the Public Question in the City of Bayonne on November 6, 2012. (Rent Control Initiative Ordinance: Yes – 6,824; No – 6,965)

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18. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

WHEREAS, Section 2-1.3 of the Revised General Ordinances of the City of Bayonne permits the Municipal Council, by an affirmative vote of the members present at a council meeting, to approve a consent agenda consisting of one or more communications or resolutions: now, therefore, be it

RESOLVED, That the following items which have been included on the agenda for this regular meeting as OFFICERS’ REPORTS and which follow this resolution shall

constitute a consent agenda for officers’ reports and that they be received and filed and that any resolution incorporated within them be adopted and included in the official minutes of this meeting as having been so ordered.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

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19. The council as a whole moved the following communication be received and filed, which motion was adopted.

From Terrence Malloy, Chief Financial Officer, reporting on vendor payments and recommending payment of same, and a resolution adopting the recommendation and ordering payment of claims.

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20. The council as a whole moved the following communication be received and filed, which motion was adopted.

DATE: NOVEMBER 9, 2012

TO: Terrence Malloy, CFO
Robert Sloan, City Clerk

FROM: Janet Convery, Treasurer

Please be advised that I have transferred the following to the Board of Education:

\$ 4,852,326.00 CLAIMS & PAYROLL FOR NOVEMBER 2012

JANET CONVERY

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21. The council as a whole moved the following communication be received and filed, which motion was adopted.

BID REPORT

Date: 12/04/12 Ad Resolution #12-09-19-060 Ad Date: 11/21/12

Date bids accepted: 12/04/12 Attending: Amy Dellabella, Anthony DeSalvo, Esq.

Bid titled: Abandoned Building Board Up II

Adirondack Contracting
1520 Meetinghouse Road
Sea Girt, NJ 08750 ***Schedule of pricing under separate cover***

Respectfully submitted,

Amy Dellabella, R.P.P.O., Q.P.A. Legal Approval
Purchasing Agent Anthony DeSalvo, Esq.

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22. The council as a whole moved the following communication be received and filed, which motion was adopted.

BID REPORT

Date: 12/04/12 Ad Resolution #12-09-19-062 Ad Date: 11/21/12

Date bids accepted: 12/04/12 Attending: Amy Dellabella, Anthony DeSalvo, Esq.

Bid titled: Snow Removal During Snow Emergency II

<u>Bidder</u>	<u>Amount</u>
Control Industries	(1-3 feet not to exceed \$828,000.00)
109 East 24 th Street	(3-6 feet not to exceed \$1,365,000.00)

Bayonne, NJ 07002

Respectfully submitted,
Amy Dellabella, R.P.P.O., Q.P.A.
Purchasing Agent

Legal Approval
Anthony DeSalvo, Esq.

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23. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

WHEREAS, Section 2-1.3 of the Revised General Ordinances of the City of Bayonne permits the Municipal Council, by an affirmative vote of the members present at a council meeting, to approve a consent agenda consisting of one or more communications or resolutions: now, therefore, be it

RESOLVED, That the following items which have been included on the agenda for this regular meeting as RESOLUTIONS and which follow this resolution shall constitute a consent agenda for resolutions and that they be adopted and included in the official minutes of this meeting as having been so ordered.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

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24. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

RESOLVED, That the official minutes of the regular council meeting held Wednesday, November 7, 2012 be and the same are hereby approved.

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25. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

RESOLVED, That the official minutes of the adjourned regular council meeting held Wednesday, November 14, 2012, be and the same are hereby approved.

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26. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

RESOLVED, that the Municipal Council hereby appoints Council Members Debra Czerwinski and Raymond Greaves to the Board of School Estimate for the period commencing January 1, 2013 through December 31, 2013.

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27. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

WHEREAS, on October 11, 2012, an application to retire Plenary Retail Consumption License No. 0901-33-030-003 held by Thomas Foley, deceased, was filed by Lisa Horan, Guardian of Katy Marie Foley, for the Estate of Thomas Foley, deceased, to whom said license was extended by the Alcoholic Beverage Control Board; and

WHEREAS, funds are available for such purpose; now, therefore, be it therefore

RESOLVED, that the offer of Lisa Horan, Guardian of Katy Marie Foley, holder of Plenary Retail Consumption License No. 0901-33-030-003 to retire said license in accordance with section 6-4 of the Revised General Ordinances of the City of Bayonne, be and is hereby accepted; and be it further

RESOLVED, that a warrant be drawn to the order of Lisa Horan, Guardian of Katy Marie Foley in the amount of \$20,000.00, in payment of same; and be it further

RESOLVED, that the aforesaid warrant be charged against Account No. UN-2 - Retirement of Liquor Licenses.

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28. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

RESOLVED, That a warrant in the amount of \$ 46.20 be drawn of the Bureau of Rabies Control, State Department of Health, Trenton, New Jersey, covering the issuance of Licenses No's 1714-1729 inclusive, 16 dog licenses, representing One Dollar per License for the State Fee, Twenty Cents per license for the State Clinic and Three Dollars per license for non-spayed and non-neutered dogs.

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29. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

WHEREAS, the properties set forth below all carry overpayments on their property tax accounts in the amounts indicated; and

WHEREAS, these taxpayers have requested refunds of the overpayments indicated; and

WHEREAS, the Director of Finance has recommended that these amounts be refunded to the taxpayers; now therefore be it

RESOLVED, the action of the Tax Collector in issuing warrants drawn to the order of the taxpayers listed, in the amounts indicated; are hereby ratified and confirmed

RESOLVED, that the warrants be forwarded to the Tax Collector for delivery to the payees.

BLOCK	LOT	PAYEE	AMOUNT
15	25	Cesar & Eleanor Rivada	711.40
29	30	T. & S. Rollan	1,124.01
31	37	James & Rosemary Ciriello	2,176.89
33	3.03	Evangeline Espinosa	6,780.74
40	25	S. & R. Tariq	2,532.58
60	15	Alfredo & Celestina Tomate	1,131.13
60	28	Ciro & Angelika Benanti	1,529.51
64	30	Thomas Ballweg	1,650.45
78	14	Alicia Pineiro	2,205.34
82	23	Anthony & Rosemary Galella	604.70
85	18.22	Gary & Joyce Bielan	2,511.24
85	34	Joseph & Kathleen Nichols	3,051.91
101	26	Purzycki & Micewicz	1,045.76
102	7	John & Joanna Travelino	697.17
104	13	William & Rosanne O'Brien	4,289.74
108	13	Pachmayr & Chen	2,063.06
108	20	Ciro Benanti	2,923.85
111	8	Jeffrey & Melissa McCullough	2,283.59
112	22	Rosa Calderone	135.38

113	19	Nancy Novembrino	2,489.90
117	14	John & Catherine Grywalski	2,112.86
131	23	Juan Gonzalez	114.95
134	17	Khaliq	2,027.49
134	18	Jeffrey & Jennifer Van Sant	2,219.57
137	10	Mellakh & Rivera	2,055.94
137	15.23	Crisanta Link	2,269.37
137	15.35	Joseph Clarke	35.60
138	26	Laila & Nabil Ghaly	1,230.72
138	50	John & Monica D'Alessio	1,124.01
139	7	Harry Vaswani	3,749.08
142	34	Shokralla	1,259.18
144	35.201	Charles Walewski	1,636.22
144	35.202	Natalie Frazer, Trustee	1,856.75
144	35.204	Joan Srednicki	1,707.36
149	5	Michael & Barbara Lynch	1,600.65
149	7	Anthony & Tracy D'Alessandro	1,757.16
150	11	Farid Elshafie	3,030.56
151	2	Najmi & Parvindokht	1,062.63
151	10	Juan Gonzalez	172.19
151	26	Kathleen & Charles Mendez	3,834.45
153	6	Susan & Bennett Klausner	1,935.00
154	35	Nicholas Errico	2,176.89
155	20	David Curiazza	1,664.68
156	5	Lefke Rodrigues	752.89
156	45	Joseph & Judith Dicesare	1,045.44
157	37	Florentina Lago	356.28
159	18.11	Erica & Katherine Warnock	2,710.43
160	25.03	Richard & Paulette Campisano	4,119.01
161	43	Maria Polera	1,629.11
167	5	D. & J. Bargielski	739.85
169	2	Maritza Camilo	2,226.68
169	9	Octavio & Yvette Rivera	101.79
170	20	Frank & Patricia Cerbone	2,155.54
180	19	Pileggi & Martinez	1,024.42

181	12.21	D. Acevedo & I. Lebron	512.21
181	12.22	Arleen Bores	441.07
181	22	Purzycki & Micewicz	782.54
183	24	Bruno, Dawn, Thomas Boudmer	1,330.32
186	18	Maria Formoso	4,609.87
194	11	M. & R. Sorbara	3,315.12
199	9	Cecilia Mikula	1,600.65
210	28	Ciro & Angelika Benanti	2,297.82
213	27	EIG Real Estate Management	2,213.72
223	39	Shehata & Hanan Beshai	2,176.88
227	1	Evette & Kamal Girgis	4,759.27
227	19	Walter & Lourdes Barrett	248.99
230	28	Manuel Sambade	2,027.49
236	26	Raymond Bing	2,539.70
236	44	Stanley & Wieslawa Karulski	1,678.90
240	43	Milad Kelada	1,422.80
244	16	Yosry Basel	704.29
244	25	Michele & Anthony Menafo	1,927.89
245	47	Jeanette & Thomas Cannella	1,434.30
247	25	Pileggi & Martinez	4,012.30
249	21	Mokhles Awadalla	4,353.77
256	41	Francisco & Miesoti Hernandez	1,486.83
257	13	Laura & Terry Young	1,600.65
261	17	Elizabeth Jessen	2,376.07
263	25.0113	Rosary & Andrea Volpe	562.01
265	21	Debra Hudson	1,273.40
269	6	Emad Ghaly	661.60
275	22	Tara & Roberto Ayala	1,493.94
277	1	Raymond & Barbara Torres	1,038.65
277	56	Albert & Remonda Abdy	675.83
290	3.01	Vincent & Catherine Stravato1	1,849.64
292	3	Anita & Stephen Gaeta	3,386.27
295	4	S. & J. Esposito-Richardson	1,422.80
295	17.01	Dominic Lamberti	2,226.68
296	6	Angel Obregon	2,561.04
299	3	Joseph & Ava Finnerty	2,617.95

300	4.31	Lia Dudine	732.75
308	19	Stefania & Gianfranco Calderone	882.13
309	5.0106	Flora Paris	2,255.13
313	4	Gregory & Jane Roberts	1,081.33
320	9	Essam & Naglaa Mekhail	4,631.21
323	18.01	Eileen Konecko	3,194.19
327	23.01	Boubacar Ndiaye	2,055.94
338	8	Anthony & Lorraine Quintela	1,586.42
345	15	Brian & Judy Campbell	910.59
347	8	Joanne & James Sisk	508.52
356	29	Carolyn Nese	553.22
358	32	Barbara & Raymond Torres Trust	775.43
363	15	James & Helen Costello	867.91
366	4	Steven Lascale	2,084.40
369	52	Robert & Maria Kaniewski	1,330.32
375	35	Stephanie Kuzmick	1,458.37
406	21	M. O'Rourke & M. Policastro	1,188.03
18	2	Raymond & Bonita Sperling	2,148.43
52	8	Jose Lopes & Gilda Rochi	3,293.78
61	29	Anthony & Mary Ann Campano	1,636.22
66	2	Mohammad & Tabassum Khalid	2,048.83
79	3.31	Stacey Drogin	875.02
79	3.33	Jennifer Greaves	1,124.02
79	3.64	Louis Squitieri	875.02
84	31	Raul Menendez	3,770.42
85	33	Michael & Karyl Sheridan	1,152.47
91	2	John McAlary	190.54
97	31	Henry, Linda, & Davis Klimkowski	2,397.42
127	22	Mina & Mariana Abdeldhahed	2,084.40
130	27	Ralph & Concetta Campano	4,780.61
136	25	Spyros & Helen Tsielepas	661.60
138	18	Sara Iaat	1,771.38
144	28	Aly-Hani & Nilsa Bushrui	1,686.01
144	35.105	Mary Dickerson	1,088.44
151	23	Juan & James Mingo	3,315.12

192	9	Andrew Polkowski ETALS	3,926.92
227	9	Francis & Omaiky Inirio	1,778.50
236	50	Jose & Rogerai Jauregui	1,828.30
239	1.07	Bernard & Mary Flowers	1,586.42
261	12	James & Catherine Minarick	2,440.10
295	11	Dominador & Wilma Ado	2,518.36
308	13	Sharon Hitlan	739.85
314	9	Donna Russo	3,229.76
369	40	Stanley & Barbara Kasper	2,205.34
380	26	Maged Bekiet & Gina Morgan	1,501.06
30	11	Kathleen Zarichny	169.77
51	20	Brandon Arce	1,528.02
52	14	Marco Scarabaggio	1,140.10
53	37	Janina Czernik	498.81
69	4.11	John & Eileen Cassidy	152.95
79	3.31	Stacey Drogin	2,549.37
79	3.33	Jennifer Greaves	1,667.28
79	3.64	Louis Squitieri	583.65
85	25	Barbara Oldakowska	3,642.63
85	33	Michael & Karyl Sheridan	1,600.00
91	2	John McAlary	134.86
92	34.01	Joy Benito	1,500.00
113	32	Kenneth & Trinidad Walter	1,549.98
127	22	Mina & Mariana Abdeldhahed	1,781.88
131	8	Robert Bubnis	3,423.50
136	25	Spyros & Helen Tsielepas	1,475.51
138	18	Sara Iaat	41.97
172	6.01	Saint Mary & Pope Cyril	9,554.26
180	19	Danielle Pileggi	2,043.29
227	1	Kamal Girgis	839.85
231	37	Mark Alegre	1,426.23
247	4	George Flores	1,952.27
249	21	Mokhles Awadalla	193.10
257	13	Laura Young	3,761.57
263	43	Pamela Singer	108.04
277	16.01	Mark Nese	1,721.31

285	20	Antoinette Bottino	2,480.51
290	3.01	Catherine Stravato	1,242.33
327	23.01	Boubacar Ndiaye	3,500.84
334	18	Brian Cotter	38.22
343	18.01	BAC Tax Services	1,576.96
349	1	Fady Gadalla	3,849.17
434	5	Walter Rogers	53.85
Total:			309,588.67

* * * * *

30. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

RESOLVED, that the actions of the Municipal Treasurer in issuing a warrant from the Current Fund in the amount of \$ 7,632,875.05 payable to the County of Hudson for payment of Fourth Quarter County Taxes of 2012 is hereby ratified and confirmed.

* * * * *

31. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

RESOLVED, that the actions of the Municipal Treasurer in issuing a warrant from the Unemployment Trust Fund in the amount of \$18,771.22 payable to the State of New Jersey Division of Employer Accounts is hereby ratified and confirmed. Said warrant is for the City of Bayonne unemployment bill for quarter ending 9/30/2012.

* * * * *

32. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

WHEREAS, pursuant to N.J.S.A. 10:4-6, et seq., known as the Open Public Meetings Act, all meetings of all public bodies wherein formal action, decisions or discussion relating to the public business of said bodies may take place, are required to be publicly announced and schedules posted of regular meetings for the calendar year; now, therefore be it

RESOLVED, as follows:

1. The City Council of the City of Bayonne shall meet for the calendar year 2013 according to the following schedule; the meetings are hereby designated as Caucus Meetings and Regular Meetings as indicated and shall be held in the Dorothy Harrington Council Chambers, 630 Avenue C, Bayonne, New Jersey, on the dates and at the times listed:

CAUCUS MEETINGS: REGULAR MEETINGS:

January 16	- 3:30 P.M.-Wed.	January 23	-7:00 P.M.-Wed.
February 13	- 3:30 P.M.-Wed.	February 20	-7:00 P.M.-Wed.
March 13	- 3:30 P.M.-Wed.	March 20	-7:00 P.M.-Wed.
April 17	- 3:30 P.M.-Wed.	April 24	-7:00 P.M.-Wed.
May 15	- 3:30 P.M.-Wed.	May 22	-7:00 P.M.-Wed.
June 12	- 3:30 P.M.-Wed.	June 19	-7:00 P.M.-Wed.
July 10	- 3:30 P.M.-Wed.	July 17	-7:00 P.M.-Wed.
August 14	- 3:30 P.M.-Wed.	August 21	-7:00 P.M.-Wed.
September 11	- 3:30 P.M.-Wed.	September 18	-7:00 P.M.-Wed.
October 9	- 3:30 P.M.-Wed.	October 16	-7:00 P.M.-Wed.
November 6	- 3:30 P.M.-Wed.	November 13	-7:00 P.M.-Wed.
December 4	- 3:30 P.M.-Wed.	December 11	-7:00 P.M.-Wed.

2. Caucus meetings are for the purpose of discussing matters of council business for inclusion on the agenda for the regular meeting, along with any other Council business. The public may attend but may not participate; formal action will not be taken at Caucus meetings. Formal action will be taken at Regular Meetings, which may include action on new business items not presented or discussed at the caucus meeting.
3. The City Council may adjourn any regular or adjourned meeting to a future date and may schedule such other meetings during the calendar year as its business may require. Proper notice to the public shall be given by the City Clerk regarding adjourn meetings, if any.
4. The City Clerk is hereby directed to insure that proper notice of City Council meetings of all types is provided to the public as follows:
- a) Posting a copy of the Annual Schedule (this resolution) and appropriate notices of meetings on the bulletin board in the lobby of the Municipal Building.
 - b) Filing a copy of said notices in the City Clerk's Office.
 - c) Mailing, faxing, or otherwise delivering copies of said notices to the Jersey Journal and the Star Ledger within the time prescribed by the Open Public Meetings Act.
 - d) Complying with any additional statutory requirements not specified herein.

* * * * *

33. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

RESOLVED, That the applications of the below listed organizations for BINGO License be granted:

LICENSEE	TIME & PLACE	LICENSE NO
Holy Name Society, St. Mary	7:30-10PM 19 West 13 th St Jan.4, 11, 18, 25 Feb. 1, 8, 15, 22 Mar. 1, 8, 15, 22 Apr. 5, 12, 26 May 3, 10, 17, 24, 31 Jun. 7,14, 21, 28	BL: 2404
St. John’s Senior Citizen Org.	7:30 – 10 PM 14 East 27 th St. Jan. 8, 15, 22, 29 Feb. 5, 12, 19, 26 Mar. 5, 12, 19, 26 Apr. 2 9, 16, 23, 30 May 7, 14, 21, 28 Jun. 4, 11, 18, 25	BL: 2405

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34. The Council as a whole moved the following resolution, which was read by the clerk and adopted.

RESOLVED, That the application of the below listed organizations for RAFFLE LICENSE be granted:

LICENSEE	TIME & PLACE	LICENCE
Hudson Hospice	10:00 P.M. 1081 Broadway February 7, 2013	RL: 8803
Hudson Hospice	6:00 – 10:00 PM 1081 Broadway	RL: 8804

	February 7, 2013	
St. John’s Senior Citizen Org.	8:30-10:00 P.M. 14 East 27 th St. Jan 8, 15, 22, 29 Feb. 5,12,19,26 Mar. 5,12,19,26 Apr. 2,9,16,23,30 May 7,14,21,28 Jun 4,11,18,25 Jul 2,9,16,23,30 Aug. 6,13,20,27 Sept. 3,10,17.24 Oct. 1,8,15,22,29 Nov. 5,12,19,26 Dec. 3,10,17	RL: 8805
Chiefs of Police Association of Hudson County	1:00 P.M. 414 Broadway March 15, 2013	RL: 8806
Simpson Baber Foundation	7:00 P.M. 1081 Broadway June 12, 2013	RL: 8807
Rotary Club of Bayonne	8:00 P.M. 1081 Broadway June 25, 2013	RL: 8808
St. Michael’s/St. Joseph’s Church	12-6 P.M. 15 East 23 rd St. May 18, 2013	RL: 8809 RL: 8810
Lincoln School PTO	7-11 P.M. 1081 Broadway March 15, 2013	RL: 8811 RL: 8812
PTO P.S. #14	2:00 P.M. 33 East 24 th St. December 20, 2012	RL: 8813
St. Mary, Star of the Sea	6-11 PM 19 West 13 th St April 16, 17, 18, 19 4-11 PM April 20 2-6 PM April 21, 2013	RL: 8814
St. Mary, Star of the Sea	6:00 PM 19 West 13 th St. April 21, 2013	RL: 8815
Mt. Carmel Lyceum Inc.	11:00 A.M Parish Center March 17, 2013	RL: 8816
Knights of Columbus	12:00 P.M. 660 Avenue C March 24, 2013	RL: 8817
All Saints Catholic Academy	6-11 PM 1081 Broadway March 14, 2013	RL: 8818 RL: 8819

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35. Council Member Gillespie moved the following resolution, seconded by Council Member Greaves, which was read by the Clerk and adopted.

WHEREAS, the city clerk, in accordance with a resolution adopted on September 19, 2012 advertised in the Jersey Journal on November 21, 2012 that sealed bids for abandoned building board up would be received on December 4, 2012; and

WHEREAS, pursuant to such advertisement, one (1) proposal was received from:

Bidders
Adirondack Contracting
1520 Meetinghouse Road
Sea Girt, NJ 08750

and

WHEREAS, Amy Dellabella, R.P.P.O., Q.P.A. and Joseph A. Waks, Director of Municipal Services, have examined the bids or proposals and have determined that the bid of Adirondack Contracting is a regular bid and is most advantageous to the City of Bayonne for abandoned building board up; and

WHEREAS, the Municipal Comptroller has filed a certification with the city clerk that funds are available; now, therefore, be it

RESOLVED, that the contract for abandoned building board up be awarded to:

Adirondack Contracting
1520 Meetinghouse Road
Sea Girt, NJ 08750

for the bid prices submitted for an amount not to exceed \$50,000.00 for a term of one (1) year commencing January 1, 2013 and ending December 31, 2013, and that the contract be executed in the name of the City of Bayonne by the proper city officials and that the said sum be charged to account: RPI 12-286-56-308-2-199.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

36. Council Member Greaves moved the following resolution, seconded by Council Member Gillespie, which was read by the Clerk and adopted.

WHEREAS, the city clerk, in accordance with a resolution adopted September 19, 2012, advertised in the Jersey Journal on November 21, 2012, that sealed bids for Snow Removal During Snow Emergency would be received on October 23, 2012; and

WHEREAS, pursuant to such advertisement, one (1) proposal was received from:

Bidders:
Control Industries
109 East 24th Street
Bayonne, NJ 07002; and

WHEREAS, Amy Dellabella, R.P.P.O., Q.P.A. and Gary Chmielewski, Director of Public Works and Parks have examined the bid or proposal and have determined that it substantially exceeds the contracting unit's appropriation for the goods or services; now, therefore, be it

RESOLVED, that the bids for Snow Removal During Snow Emergency be rejected.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

37. Council Member Gillespie moved the following resolution, seconded by Council Member Hurley, which was read by the Clerk and adopted.

WHEREAS, there exists a need for professional legal services to represent the Planning Board of the City of Bayonne at all meetings, defend any and all actions and other matters impacting on the Zoning Board; and

WHEREAS, Richard N. Campisano, Esq., 34-36 Jones Street, Jersey City, New Jersey 07306 is willing to provide such services; and

WHEREAS, Richard N. Campisano, Esq. has qualified pursuant to the Fair and Open process; and

WHEREAS, the City of Bayonne desires to retain the services of Mr. Campisano as attorney for the Zoning Board for a period of six months commencing July 1, 2012 and ending December 31, 2012 for an amount of \$6,600.00 payable at the rate of \$1,100.00 per month for all legal and administrative duties associated with his function as Board attorney. There shall be additional compensation of \$150.00 per hour for escrow billings and in the event the Zoning Board is involved in litigation, said amount not to exceed \$4,500.00 for a period of six month commencing July 1, 2012 and ending December 31, 2012, and

WHEREAS, funds are certified as available in Account #M-6 01-201-21-180-2-020; and

WHEREAS, the Local Public Contract Law (N.J.S. 40A:11-1, et seq.) requires that the resolution authorizing the award of a contract for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, this professional services contract was determined under the Fair & Open Contracting Requirements pursuant to N.J.S.A. 19:44A:20.4 and 5; now, therefore, be it

RESOLVED, By the Municipal Council of the City of Bayonne, as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Richard N. Campisano, Esq., 34-36 Jones Street, Jersey City, New Jersey 07306 to act as attorney for the Zoning Board, for an amount of \$6,600.00 payable at the rate of \$1,100.00 per month for all legal and administrative duties associated with his function as Board attorney. There shall be additional compensation of \$150.00 per hour for escrow billings and in the event the Zoning Board is involved in litigation, said amount not to exceed \$4,500.00 for a period of six months commencing July 1, 2012 and ending December 31, 2012. Funds are certified as available from Account M-6 01-201-21-180-2-020.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40:11-5(1)(a) of the Local Public Contracts Law because the service will be performed by persons in a recognized profession and bids are not required per N.J.S.A. 40A:11-1, et seq..
3. Notice of the action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

38. Council Member Greaves moved the following resolution, seconded by Council Member Ruane, which was read by the Clerk and adopted.

WHEREAS, there exists a need for professional legal services to represent the Planning Board of the City of Bayonne at all meetings, defend any and all actions and other matters impacting on the Planning Board; and

WHEREAS, Richard N. Campisano, Esq., 34-36 Jones Street, Jersey City, New Jersey 07306 is willing to provide such services; and

WHEREAS, Richard N. Campisano, Esq. has qualified pursuant to the Fair and Open process; and

WHEREAS, the City of Bayonne desires to retain the services of Mr. Campisano as attorney for the Planning Board for a period of one year commencing July 1, 2012 and ending December 31, 2012 for an amount of \$5,400.00.00 payable at the rate of \$900.00 per month for all legal and administrative duties associated with his function as Board attorney. There shall be additional compensation of \$150.00 per hour for escrow billings and in the event the Planning Board is involved in litigation, said amount not to exceed \$2,500.00 for a period of six months commencing July 1, 2012 and ending December 31, 2012, and

WHEREAS, funds are certified as available in Account #M-4 01-201-21-180-2-020; and

WHEREAS, the Local Public Contract Law (N.J.S. 40A:11-1, et seq.) requires that the resolution authorizing the award of a contract for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, this professional services contract was determined under the Fair & Open Contracting Requirements pursuant to N.J.S.A. 19:44A:20.4 and .5; now, therefore, be it

RESOLVED, By the Municipal Council of the City of Bayonne, as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Richard N. Campisano, Esq., 34-36 Jones Street, Jersey City, New Jersey 07306 to act as attorney for the Planning Board, for an amount of \$5,400.00 payable at the rate of \$900.00 per month for all legal and administrative duties associated with his function as Board attorney. There shall be additional compensation of \$150.00 per hour for escrow billings and in the event the Planning Board is involved in litigation, said amount not to exceed \$2,500.00 for a period of six months commencing July 1, 2012 and ending December 31, 2012. Funds are certified as available from Account M-4 01-201-21-180-2-020.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40:11-5(1)(a) of the Local Public Contracts Law because the service will be performed by persons in a recognized profession and bids are not required per N.J.S.A. 40A:11-1, et seq..
3. Notice of the action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

39. Council Member Gillespie moved the following resolution, seconded by Council Member Greaves, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne's Ethical Standards Board is in need of legal representation; and

WHEREAS, Donna D. Marki, Esq., 89 Headquarters Plaza North, Suite 1211, Morristown, N.J. 07960 is ready, willing and able to provide said legal services for an amount not to exceed \$1,000.00 per month for each month that the Ethics Board holds a meeting, for the period July 1, 2012 through December 31, 2012; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, funds have been certified as available in Account #BA-2 ; and

WHEREAS, this professional services contract was determined under the Fair & Open Contracting Requirements pursuant to N.J.S.A. 19:44A:20.4 and 5; now, therefore, be it

RESOLVED, by the Municipal Council of the City of Bayonne as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Donna D. Marki, Esq., 89 Headquarters Plaza North, Suite 1211, Morristown, N.J. 07960, for legal services on behalf of the City's Ethical Standard's Board for the period covering July 1, 2012 through December 31, 2012, for an amount not to exceed \$1,000.00 per month for each month that the Ethics Board holds a meeting or subcommittee meeting.
2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because the

service is a recognized profession, licensed and regulated by the State of New Jersey, and bids are not required as per N.J.S.A. 40A:11-1, et. seq.

3. A notice of this action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.

4. Funds have been certified as available in Account #BA-2.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

40. Council Member Gillespie moved the following resolution, seconded by Council Member Ruane, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional legal services in defense of the City of Bayonne in connection with State Tax Court Appeals;

WHEREAS, the Law Firm of Nowell, Amoroso, Klein, Bierman, P.A., 155 Polifly Road, Hackensack, N. J. 07601, and has provided such services since June, 2008, and is desirous of continuing as attorney for the City of Bayonne in its State Tax Court Appeals; and

WHEREAS, said firm has agreed to perform such services at an hourly rate of \$165.00 with the maximum amount of the contract at \$55,000.00, and funds are available in Accounts #DL-4 and Tax Appeals, and have been certified by the Municipal Comptroller; and

WHEREAS, this professional services contract was determined under the Fair & Open Contracting Requirements pursuant to N.J.S.A. 19:44A:20.4 and 5; now, therefore be it

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; now, therefore, be it

RESOLVED, by the Municipal Council of the City of Bayonne as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with the Law Firm of Nowell, Amoroso, Klein, Bierman, P.A., 155 Polifly Road, Hackensack, N. J. 07601, for a six month period commencing July 1, 2012 and ending December 31, 2012 to provide professional legal services in defense of the City of Bayonne in matters before the State Tax Court of the State of New Jersey, for a maximum contract amount not to exceed \$27,500.00, at an hourly rate of \$165.00 to be charged to Accounts #DL-4 and Tax Appeals.

2. The contract amount is not to exceed \$27,500.00 without the prior approval of the City of Bayonne. The law Firm of Nowell, Amoroso, Klein, Bierman, P.A. is to advise the City of Bayonne in writing when 75% of the contract ceiling has been reached.

3. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because the service is a recognized profession, licensed and regulated by the State of New Jersey, and bids are not required as per N.J.S.A. 40A:11-1, et seq.

4. A notice of this action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.

5. Funds are certified as available in Accounts #DL-4 and Tax Appeals.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

41. Council Member Greaves moved the following resolution, seconded by Council Member Gillespie, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of information technology, computer systems and network administration and support services; and

WHEREAS, on October 16, 2012, pursuant to N.J.S.A. 19:44A-20.4 and to N.J.S.A. 19:44A-20.5, the City of Bayonne publicly posted notice that it would be entertaining requests for proposals and qualifications for such services; and

WHEREAS, on October 29, 2012, in response to the "Fair and Open" posting, TQS Solutions, Inc. located at 704 Ginisi Drive, Suite 11A, Morganville, New Jersey 07051, submitted a proposal and qualifications to the Law Division evidencing that TQS Solutions, Inc. is ready, willing and able to provide said professional services; and

WHEREAS, following the submission of responses to the above noted Fair and Open posting, the City of Bayonne undertook a comprehensive analysis of each proposal and qualifications and the Business Administrator determined that TQS Solutions, Inc. is qualified to perform such services on behalf of the City of Bayonne; and

WHEREAS, N.J.S.A. 40A:11-2(7) provides that a contract for extraordinary and unspecifiable services may be awarded by a public entity upon certification that the services are unique, specialized, and qualitative in nature, and

WHEREAS, the Business Administrator for the City of Bayonne, Stephen J. Gallo, has provided a certification of extraordinary and unspecifiable services to the Municipal Council indicating the services to be provided by TQS Solutions, Inc. are "unique, specialized and qualitative in nature requiring expertise, extensive training and a proven reputation in the field of information technology, computer systems and network administration and support services;" and

WHEREAS, funds are certified as available in Account BA-2 01-201-20-101-2-020 pending adoption of the TY 2011 and FY 2012 budgets; now therefore be it

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires the resolution authorizing the award of contracts for "Extraordinary Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; now, therefore, be it

RESOLVED, by the Municipal Council the Mayor and the City Clerk are hereby authorized to enter into an agreement for the provision of information technology, computer systems and network administration and support services with TQS Solutions, Inc. located at 704 Ginisi Drive, Suite 11A, Morganville, New Jersey 07051, and be it further

RESOLVED, the term of the contract is to be from October 1, 2012 to December 31, 2013 and the compensation shall be at an hourly rate of \$135.00 for a total amount not to exceed \$62,500.00, and be it further

RESOLVED, that funds are certified as available in Account BA-2 01-201-20-101-2-020 pending and subject to the adoption of the FY 2013 budget; and be it further

RESOLVED, that a notice of this action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

42. Council Member Gillespie moved the following resolution, seconded by Council Member Ruane, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of information technology, computer systems and network administration and support services; and

WHEREAS, on October 16, 2012, pursuant to N.J.S.A. 19:44A-20.4 and to N.J.S.A. 19:44A-20.5, the City of Bayonne publicly posted notice that it would be entertaining requests for proposals and qualifications for such services; and

WHEREAS, on October 29, 2012, in response to the "Fair and Open" posting, BC Systems, Inc., 885 Broadway, Bayonne, New Jersey 07002 submitted a proposal and qualifications to the Law Division evidencing that BC Systems, Inc. is ready, willing and able to provide said professional services; and

WHEREAS, following the submission of responses to the above noted Fair and Open posting, the City of Bayonne undertook a comprehensive analysis of each proposal and qualifications and the Business Administrator determined that BC Systems, Inc. is qualified to perform such services on behalf of the City of Bayonne; and

WHEREAS, N.J.S.A. 40A:11-2(7) provides that a contract for extraordinary and unspecifiable services may be awarded by a public entity upon certification that the services are unique, specialized, and qualitative in nature, and

WHEREAS, the Business Administrator for the City of Bayonne, Stephen J. Gallo, has provided a certification of extraordinary and unspecifiable services to the Municipal Council indicating the services to be provided by BC Systems, Inc. are "unique, specialized and qualitative in nature requiring expertise, extensive training and a proven reputation in the field of information technology, computer systems and network administration and support services;" and

WHEREAS, funds are certified as available in various accounts pending adoption of the FY 2013 budgets; now therefore be it

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires the resolution authorizing the award of contracts for "Extraordinary Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; now, therefore, be it

RESOLVED, by the Municipal Council the Mayor and the City Clerk are hereby authorized to enter into an agreement for the provision of information technology, computer systems and network administration and support services, and for additional services as may be required on an "as needed" basis" with BC Systems, Inc. located at 885 Broadway, Bayonne; New Jersey 07002, and be it further

RESOLVED, the term of the contract is to be from January 1, 2013 to December 31, 2013 and the compensation shall be at an hourly rate of \$135.00 for a total amount not to exceed \$15,000.00, and be it further

RESOLVED, that funds are certified as available in various accounts pending and subject to the adoption of the FY 2013 budget; and be it further

RESOLVED, that a notice of this action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

43. Council Member Gillespie moved the following resolution, seconded by Council Member Czerwienski, which was read by the Clerk and adopted.

WHEREAS, the Police Department of the City of Bayonne has established that there is a need for yearly maintenance of the citywide communications system infrastructure; and

WHEREAS, Motorola Corporation is capable of supplying such services under State Contract #A-53804 for a one year period commencing January 1, 2013 and ending December 31, 2013 at a cost of \$205,429.92, pursuant to a Services Agreement dated March 28, 2012 (Contract Number S00001012749); and

WHEREAS, funds are certified as available in various municipal accounts; now, therefore, be it

RESOLVED, that the Mayor and City Clerk are hereby authorized to enter into an agreement with Motorola Corporation, for maintenance of the citywide communications system infrastructure, pursuant to State Contract #A-53804, at a cost of \$205,429.92; and be it further

RESOLVED, that funds are certified available in various accounts; and be it further

RESOLVED, that the Treasurer be and is hereby authorized to issue a warrant or warrants in the amount of \$205,429.92 in payment.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

44. Council Member Gillespie moved the following resolution, seconded by Council Member Hurley, which was read by the Clerk and adopted.

WHEREAS, the Police Department of the City of Bayonne has established that there is a continuing need for maintenance of eight Zetron brand 3200 9-1-1 Telephone Consoles in the communication center; and

WHEREAS, Mobile Techtronics, Inc., 1127 Lake Avenue, Clark, N. J. 07066, has previously been awarded a contract for such services, and is willing to provide this service under state contract number A-53824, at a cost of \$8,385.53, for a one year period commencing January 1, 2013 and ending December 31, 2013; and

WHEREAS, funds are certified available in Account #PS-9/01-201-25-240-2-020; now, therefore, be it

RESOLVED, that the Mayor and City Clerk are hereby authorized to enter into an agreement with Mobile Techtronics, Inc., 1127 Lake Avenue, Clark, NJ 07066, for maintenance of eight Zetron brand 3200 9-1-1 Telephone Consoles in the communication center, at a cost of \$8,385.53, for a one year period commencing January 1, 2013 and ending December 31, 2013; and be it further

RESOLVED, that funds are certified available in Account #PS-9/01-201-25-240-2-020; and be it further

RESOLVED, that the Municipal Treasurer be and is hereby authorized and directed to issue a warrant payable to Mobile Techtronics, Inc., in the amount of \$8,385.53 in payment of said services.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

45. Council Member Czerwienski moved the following resolution, seconded by Council Member Hurley, which was read by the Clerk and adopted.

RESOLVED, that pursuant to an application made by the Bayonne Economic Opportunity Foundation (B.E.O.F.), 555 Kennedy Boulevard, Bayonne, N.J. 07002 for Community Development Block Grant Funds for funding for repairs at their facility, the Mayor, on behalf of the City of Bayonne, be and is hereby authorized to enter into an agreement with the Bayonne Economic Opportunity Foundation (B.E.O.F.), 555 Kennedy Boulevard, Bayonne, N.J. 07002, in the amount of \$75,000.00, for a one year period commencing January 1, 2013 and ending December 31, 2013, for the aforementioned repairs; and be it further

RESOLVED, that this expenditure be charged against Account CDBG-Non-profit Rehab-BEOF.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

46. Council Member Czerwienski moved the following resolution, seconded by Council Member Greaves, which was read by the Clerk and adopted.

WHEREAS, Hurricane/Tropical Storm Sandy caused significant damage and destruction in the City of Bayonne, requiring assistance in evaluating sites damaged by the storm, as well as in preparing insurance claims, FEMA claims, and FEMA mitigation grants for storm related damages; and

WHEREAS, Stephen J. Gallo, Business Administrator, was able to obtain a proposal from Maser Consulting, 200 Valley Road, Suite 400, Mount Arlington, NJ 07856, dated November 19, 2012, for assistance in the above described tasks, and retained the firm for such services for the costs outlined in their proposal for a total amount not to exceed \$20,000.00; now, therefore, be it

RESOLVED, that the above described actions of Stephen J. Gallo, Business Administrator, in retaining Maser Consulting, 200 Valley Road, Suite 400, Mount Arlington, NJ 07856 for assistance in evaluating sites damaged by the storm, as well as

in preparing insurance claims, FEMA claims, and FEMA mitigation grants for storm related damages, and such other actions as are appropriate, pursuant to their proposal dated November 19, 2012, at the costs outlined therein, for an amount not to exceed \$20,000.00, be and the same are hereby ratified and confirmed; and be it further

RESOLVED, that funds have been certified as available for such purpose and shall be charged to Account – Emergency Appropriation – Sandy.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

47. Council Member Greaves moved the following resolution, seconded by Council Member Hurley, which was read by the Clerk and adopted.

WHEREAS, Hurricane/Tropical Storm Sandy caused significant damage and destruction in the City of Bayonne, including rendering people without shelter, food, electricity, and other necessities; and

WHEREAS, Stephen J. Gallo, Business Administrator, arranged and coordinated the provision of shelter, food, and supplies for displaced and otherwise needy Bayonne residents; now, therefore, be it

RESOLVED, that the above described actions of Stephen J. Gallo, Business Administrator, in arranging for the provision of shelter, food, supplies, and other necessities for residents of Bayonne who were in need be and the same are hereby ratified and confirmed; and be it further

RESOLVED, that funds have been certified as available for such purpose and shall be charged to Account – Emergency Appropriation – Sandy.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

48. Council Member Ruane moved the following resolution, seconded by Council Member Czerwinski, which was read by the Clerk and adopted.

WHEREAS, Hurricane/Tropical Storm Sandy caused significant damage and destruction in the City of Bayonne, including rendering people without shelter, food, electricity, and other necessities; and

WHEREAS, the Federal Emergency Management Administration has been on the scene in Bayonne to assist its citizens in disaster recovery; and

WHEREAS, FEMA needs a location in which to adequately conduct interviews, intake information and claims, and advise residents and businesses of available services; and

WHEREAS, Stephen J. Gallo, Business Administrator, has granted FEMA permission to use the Bayonne Community Museum as a Disaster Recovery Center until December 31, 2012; now, therefore, be it

RESOLVED, that the above described actions of Stephen J. Gallo, Business Administrator, in granting FEMA permission to use the Bayonne Community Museum as a Disaster Recovery Center until December 31, 2012 be and the same are hereby ratified and confirmed.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

49. Council Member Gillespie moved the following resolution, seconded by Council Member Hurley, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne Fire Department, has submitted a grant application under the FY 2012 Port Security Grant Program, which grant has been approved as Agreement Number EMW-2012-PU-00385-SD01 in the amount of \$25,000.00, with no local match; and

WHEREAS, the Municipal Council agrees that the grant is necessary and beneficial to the mission of the Fire Department; now, therefore, be it

RESOLVED, that the Mayor and/or an appropriate Fire Department official be and is hereby authorized to execute the Agreement Number EMW-2012-PU-00385-SD01, and any and all other documentation, and to take any steps on-line or otherwise that are required in connection with obtaining said grant.

Yeas - Council Members Czerwinski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

50. Council Member Ruane moved the following resolution, seconded by Council Member Czerwinski, which was read by the Clerk and adopted.

RESOLUTION AUTHORIZING A SIX (6) MONTH PERIOD OF AMNESTY AND THE ISSUANCE OF CERTIFICATES OF OCCUPANCY FOR CERTAIN RESIDENTIAL DWELLINGS, NOT TO EXCEED FOUR (4) UNITS, WITHIN THE CITY OF BAYONNE DURING THE 2013 CALENDAR YEAR.

WHEREAS, pursuant to N.J.S.A. 40:48-1 *et seq.*, the City of Bayonne (the "City") is authorized to take action to ensure the health, safety and welfare of its residents; and

WHEREAS, this administration has recognized the serious threat to the health, safety and welfare of its residents posed by illegal apartments and unregistered dwelling units that exist within the City; and

WHEREAS, this administration has undertaken various efforts to enforce the City's zoning laws, the Uniform Commercial Code, the Uniform Fire Code, the building and fire sub codes and the Property Maintenance Code as they relate to illegal apartments and unregistered dwelling units; and

WHEREAS, in furtherance of the City's enforcement efforts, the Municipal Council has determined that is in the best interest of the City's residents to further encourage property owners to bring illegal apartments and unregistered dwelling units into compliance with applicable laws by establishing a six (6) month period of amnesty from January 1, 2013 through June 30, 2013 during which owners of illegal apartments and unregistered residential units may apply to the City for a Certificate of Occupancy without consequence, provided they comply with the requirements and conditions set forth herein; now therefore be it

RESOLVED by the Municipal Council of the City of Bayonne that the City will, for a period of six (6) months commencing January 1, 2013 and terminating June 30, 2013, be permitted to accept and act on applications for a Certificate of Occupancy from owners of certain residential properties not exceeding four (4) units within the City, provided that the owners of the residential properties comply with the following requirements and conditions:

1. The owner of the residential unit(s) must apply in writing to the City Building Department, within the 2013 calendar year, for the issuance of a Certificate of Occupancy for no more than four (4) unit(s), which application shall be granted upon proper completion and satisfaction of the requirements set forth in paragraphs 2 through 7 below, as determined by the City;
2. The owner of the residential unit(s) for which a Certificate of Occupancy is requested must provide proof, satisfactory to the City, that such unit(s) existed prior to January 1, 2013.
3. The total number of residential units within a structure that will result if the written application is approved and a Certificate of Occupancy granted must be permitted within the zone in which the property is located as of the date of the application or, where the total number of residential units within a structure that will result is not permitted within the zone in which the property is located as of the date of the application, the owner must obtain municipal approval for the number of units by obtaining a Certificate of Non-Conformity or Common Use Variance from the Zoning Board of Adjustment, prior to issuance of the Certificate of Occupancy.
4. Prior to the issuance of a Certificate of Occupancy, the owner of the residential unit(s) must bring the unit(s) into compliance with the Uniform Commercial Code, the Uniform Fire Code, the building and fire sub codes and the Property

Maintenance Code that are required to be enforced by the City. Upon receipt of an application, the Building Department and Fire Prevention Bureau will undertake an inspection of the unit(s) to determine existing code violations, if any, and scope of work required to bring the requested numbered of unit(s), not to exceed four (4), into compliance. All construction work must be performed by licensed professionals and pursuant to permit(s) where required by law. Fines will not be issued as long as property owners bring the unit(s) into compliance within a reasonable time period relative to the nature of work, to be determined jointly by the Construction Official and Fire Official.

5. All owners of properties consisting of three (3) or more units are required to register with the State of New Jersey, Department of Community Affairs, under the Hotel and Multiple Dwelling Act. (N.J.S.A. 55:13A-1 et seq) Each owner seeking a Certificate of Occupancy during the amnesty period must provide his / her Registration Statement, Green Card or other acceptable proof of registration of the property with the State.
6. The owner of the property for which a Certificate of Occupancy is requested must acknowledge in writing that he / she understands that the additional unit(s) may result in an added assessment by the City Tax Assessor and a corresponding property tax increase; and it is further
7. If the owner's application is denied because the owner cannot satisfy the requirements set forth herein or if the owner decides to withdraw his / her application because he / she is financially or otherwise unable to bring the additional unit(s) into compliance within the allotted time period or any extension granted by the City, then the property owner must provide proof that the illegal unit has been abandoned, dismantled and any existing tenant vacated. The owner must further execute an Affidavit of Zoning Compliance confirming the existing number of legal unit(s). Failure to do so will result in imposition of fines and penalties in accordance with applicable State and local laws.

RESOLVED, that the City Planner, Construction Official and other appropriate City Official(s), together with Corporation Counsel, are hereby directed to take any and all action required to formulate the necessary procedure and documentation required to facilitate the action authorized herein.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

51. Council Member Hurley moved the following resolution, seconded by Council Member Gillespie, which was read by the Clerk and adopted.

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq., authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, in order to determine whether certain parcels of land constitute areas in need of redevelopment, the City Council must authorize the Planning Board to conduct a preliminary investigation of the area and make recommendations to the City Council; and

WHEREAS, the City Council believes it is in the best interest of the City of Bayonne that an investigation occur and therefore authorizes and directs the Planning Board to conduct an investigation of the properties commonly known as Tax Map Block 407, Lots 1, 2, 3 and 4 and Block 408, Lots 1 and 2 located at the intersection of Prospect Avenue and East 32nd Street (hereinafter the "Study Area"), to determine whether the Study Area meet the criteria set forth in N.J.S.A. 40A:12A-5 and should be designated as an area in need of redevelopment; and

WHETHER, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-7 requires that no redevelopment project be undertaken or carried out except in accordance with a Redevelopment Plan adopted by ordinance of the City Council; and

WHETHER, the Local Redevelopment and Housing Law requires that prior to the adoption of the Redevelopment Plan the City Council authorize the Planning Board in prepare and review said Redevelopment Plan for the Study Area.

NOW THEREFORE, BE IT RESOLVED by the City Council:

1. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to N.J.S.A. 40A:12A-6 to determine whether the Study Area satisfies the criteria set forth in N.J.S.A. 40A:12A-5 to be designated as an area in need of redevelopment.
2. As part of its investigation, the Planning Board shall prepare a map showing the boundaries of the proposed redevelopment area and the location of the various parcels contained therein.
3. The Planning Board shall conduct a public hearing, after giving due notice of the proposed boundaries of the proposed area and the date of the hearing to any persons who are interested in or would be affected by a determination that the area delineated in the notice is a redevelopment area.
4. At the hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the area delineated in the notice is a redevelopment area. All objections to a determination that an area is an area in need of redevelopment and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record.
5. After conducting its investigation, preparing a map of the proposed redevelopment area and conducting a public hearing at which all objections to the designation are received and considered, the Planning Board shall make a recommendation to the City Council as to whether the City Council should designate all or some of the area identified above as an area in need of redevelopment.
6. If the Planning Board recommends that the City Council designate all or a portion of the Study Area as an area in need of redevelopment, the Planning Board shall hereby also prepare and review a Redevelopment Plan in connection with the proposed redevelopment of the Study Area pursuant to N.J.S.A. 40A:12A-7(5) e-f for consideration by the City Council.
7. This Resolution shall take effect immediately.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

52. Council Member Czerwienski moved the following resolution, seconded by Council Member Ruane, which was read by the Clerk and adopted.

RESOLVED, that the budgetary transfers as set forth below pertaining to the CY 2012 appropriations be and the same are hereby authorized, and be it further

RESOLVED, That the Comptroller be, and is hereby authorized and directed to make the said transfers in accordance herewith:

CURRENT FUND				
FROM		TO		
No.	Account	Amount	Account	Amount
1.	Parks & Recreation-S&W	\$ 56,500.	Law Dept.-S&W	\$ 38,000.
			Collection of Taxes-S&W	17,000.
			Office of the Mayor-S&W	1,500.
2.	Building & Grounds-S&W	\$ 15,000.	Gen. Liability /Workers	
	Swimming Pool-S&W	15,000.	Compensation	\$ 228,000.
	Consolidated P&F Pension Fund	8,000.		
	Streets & Road Mtn-O.E.	150,000.		
	Parks & Playgrounds-S&W	40,000.		
3.	Law Enforcement Non-Uniform		Law Enforcement	
	-S&W	\$280,000.	Uniform- S&W	\$ 320,000.
	Law Enforcement Uniform-OE	80,000.	Fire Dept.Uniform S&W	10,000.
	Fire Dept.-Non-Uniform-S&W	10,000.	Health Dept. -O.E.	40,000.

4. Primary & General Election-S&W	8,000.	City Clerk-O.E.	1,500.
Primary & General Election-O.E.	3,000.	Parks & Playgrounds-O.E.	3,000.
Other Public Works-S&W	16,000.	Other Public Works-O.E.	2,000.
Municipal Council-S&W	6,000.	Law Dept.-Contracts	10,000.
Swimming Pool-S&W	10,000.	Social Security-O.E.	25,000.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

53. Council Member Greaves moved the following resolution, seconded by Council Member Ruane, which was read by the Clerk and adopted.

CHAPTER 159 NO. 19

WHEREAS, N.J.S., 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount

SECTION 1

NOW THEREFORE BE IT RESOLVED that the City of Bayonne hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the Calendar Year Budget of 2012 in the sum of \$5,000 which has been received from Poster Contest Donations.

SECTION II

BE IT FURTHER RESOLVED that a like sum of \$5,000 be and the same is hereby appropriated under the caption of

POSTER CONTEST DONATIONS

SECTION III

BE IT FURTHER RESOLVED that the above is the result of monies received from Poster Contest Donations.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

54. Council Member Greaves moved the following resolution, seconded by Council Member Gillespie, which was read by the Clerk and adopted.

CHAPTER 159 NO. 20

WHEREAS, N.J.S., 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount

SECTION 1

NOW THEREFORE BE IT RESOLVED that the City of Bayonne hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the Calendar Year Budget of 2012 in the sum of \$65,250 which has been received from State of New Jersey for Police Overtime - DMV.

SECTION II

BE IT FURTHER RESOLVED that a like sum of \$65,250 be and the same is hereby appropriated under the caption of

Police Overtime - DMV

SECTION III

BE IT FURTHER RESOLVED that the above is the result of monies received from State of New Jersey for Police Overtime - DMV.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

55. Council Member Gillespie moved the following resolution, seconded by Council Member Hurley, which was read by the Clerk and adopted.

CHAPTER 159 NO. 21

WHEREAS, N.J.S., 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount

SECTION 1

NOW THEREFORE BE IT RESOLVED that the City of Bayonne hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the Calendar Year Budget of 2012 in the sum of \$25,000 which has been received from the Department of Homeland Security.

SECTION II

BE IT FURTHER RESOLVED that a like sum of \$25,000 be and the same is hereby appropriated under the caption of

2012 HOMELAND SECURITY PORT GRANT

SECTION III

BE IT FURTHER RESOLVED that the above is the result of monies received from the Department of Homeland Security.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

56. Council Member Greaves moved the following resolution, seconded by Council Member Gillespie, which was read by the Clerk and adopted.

CHAPTER 159 NO. 22

WHEREAS, N.J.S., 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount

SECTION 1

NOW THEREFORE BE IT RESOLVED that the City of Bayonne hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the Calendar Year Budget of 2012 in the sum of \$79,235.85 which has been received from the State of New Jersey

SECTION II

BE IT FURTHER RESOLVED that a like sum of \$79,235.85 be and the same is hereby appropriated under the caption of

CLEAN COMMUNITIES

SECTION III

BE IT FURTHER RESOLVED that the above is the result of monies received from the State of New Jersey

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

57. Council Member Gillespie moved the following resolution, seconded by Council Member Czerwienski, which was read by the Clerk and adopted.

RESOLUTION OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, NEW JERSEY AUTHORIZING EXECUTION OF A PRIVATIZATION IMPACT AGREEMENT AND OTHER AGREEMENTS WITH THE VARIOUS GOVERNMENTAL ENTITIES RELATING TO WATER SUPPLY AND WASTEWATER TREATMENT SERVICES

WHEREAS, the City of Bayonne (the "City") is a contracting municipality owning proprietary allotments of water made available by the North Jersey District Water Supply Commission's (the "NJDWSC") Wanaque South Project (the "WSP") pursuant to a Service Contract entered into by and between the Commission and Bayonne, dated as of April 13, 1982, as amended by the Allotment Reallocation Agreement dated November 1, 1998; and

WHEREAS, the City is a party to an agreement with the Passaic Valley Sewerage Commission (the "PVSC") dated as of November 25, 1986, for the provision of wastewater treatment services; and

WHEREAS, the City has determined to execute agreements related to certain future debt obligations of the NJDWSC and the PVSC.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY AS FOLLOWS:

SECTION 1. The above recitals are incorporated herein by reference.

SECTION 2. The City Council hereby approves the negotiation, preparation and execution of agreements with the NJDWSC, PVSC and other State and required entities as required substantially in the form attached hereto as Exhibit A (the "Agreements") and the Mayor is hereby authorized to execute the Agreements with such amendments, modifications, changes or revisions deemed necessary in the discretion of the Mayor, in consultation with the Law Department and City professionals and consultants.

SECTION 3. The Mayor is hereby authorized to negotiate, prepare and execute any and all other documents and agreements with any require parties as deemed necessary to effectuate the Agreements and this resolution in the discretion of the Mayor, in consultation with the Law Department and City professionals and consultants.

SECTION 4. This resolution shall take effect immediately.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

58. Council Member Greaves moved the following resolution, seconded by Council Member Gillespie, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional grant writing and management services; and

WHEREAS, Millennium Strategies, 60 Roseland Avenue, Caldwell, New Jersey 07006 has submitted to the City of Bayonne a formal written proposal for said professional grant writing and management services; and

WHEREAS, the Millennium Strategies is ready to provide said services; and

WHEREAS, this professional services contract was determined under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A-20.4.5; and

WHEREAS, the maximum amount of the contract is \$37,500.00 for the period commencing July 1, 2012 and ending December 31, 2012;and

WHEREAS, funds have been certified in Account No. BA-2; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; now, therefore, be it

RESOLVED, by the Municipal Council of the City of Bayonne as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Millennium Strategies, 60 Roseland Avenue, Caldwell, New Jersey 07006 for a six month period commencing July 1, 2012 and ending December 31, 2012 for professional grant writing and management services for the City and affiliated agencies for a monthly fee of \$6,250.00 for a total contract amount not to exceed \$37,500.00.

2. Funds shall be charged to account BA-2.

4. A notice of this action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

59. Council Member Gillespie moved the following resolution, seconded by Council Member Greaves, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional legal services in connection with Federal and State Grants and also Funding; and

WHEREAS, Krivit & Krivit, P.C., 1000 Potomac Street, N.W. Suite 250, Washington, D.C. 20007-3501 has submitted to the City of Bayonne a formal written proposal for said professional grant writing and management services; and

WHEREAS, the Krivit & Krivit, P.C. is ready to provide said services; and

WHEREAS, this professional services contract was determined under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A-20.4.5; and

WHEREAS, the maximum amount of the contract is \$25,000.00 for the period commencing July 1, 2012 and ending December 31, 2012; and

WHEREAS, funds have been certified in Account No. PS-9 01-201-25-240-2-020; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; now, therefore, be it

RESOLVED, by the Municipal Council of the City of Bayonne as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Krivit & Krivit, P.C., 1000 Potomac Street, N.W., Suite 250, Washington, D.C.20007-3501 for a six month period commencing July 1, 2012 and ending December 31, 2012 for professional legal services in connection with Federal and State Grants and Funding for the City and affiliated agencies for a total contract amount not to exceed \$25,000.00.

2. Funds shall be charged to account PS-9 01-201-25-240-2-020.

4. A notice of this action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

60. Council Member Czerwienski moved the following communication be received and filed, seconded by Council Member Greaves, which motion was adopted.

December 11, 2012

City of Bayonne
Bayonne Municipal Building
630 Avenue C
Bayonne, NJ 07002

Attn: Robert F. Sloan, Esq., RMC
Municipal Clerk

RE: Bayonne Free Public Library and Cultural Center
Board of Trustees Appointments

Dear Mr. Sloan,

Pursuant to the authority vested in me by the laws of the State of New Jersey and under the authority of the people, I do hereby make the following direct appointments to the Bayonne Free Public Library Board:

- Reappoint Carmine Borzelli 36 West 32nd Street Term expires 12/31/2015
- Reappoint Mary Ann Rowland 40 East 37th Street Term expires 12/31/2016
- Reappoint P. Gerard Nowicki 124 West 25th Street Term expires 12/31/2017

Please adjust your records accordingly.

Very truly yours,
Mark A. Smith, Mayor
(signed)

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

61. Council Member Czerwienski moved the following resolution, seconded by Council Member Gillespie, which was read by the Clerk and adopted.

December 11, 2012

City of Bayonne
Bayonne Municipal Building
630 Avenue C
Bayonne, NJ 07002

Attn: Robert F. Sloan, Esq., RMC
Municipal Clerk

RE: Bayonne Local Redevelopment Authority
Board Appointments

Dear Mr. Sloan,

Pursuant to the authority vested in me by the laws of the State of New Jersey and under the authority of the people, I do hereby make the following appointments to the Bayonne Local Redevelopment Authority Board:

- Reappoint Henry Sanchez 11 JFK Memorial Blvd. Term expires 9/16/2017
- Reappoint Hon. Terrence P. Ruane 14 West 44th Street Term expires 9/16/2013
- Reappoint Hon. Raymond Greaves 35 East 38th Street Term expires 9/16/2016

I respectfully request your consent to these appointments.

Very truly yours,
Mark A. Smith, Mayor
(signed)

BE IT RESOLVED, that the Municipal Council of the City of Bayonne hereby consents to and confirms the foregoing appointments.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

* * * * *

62. Council Member Ruane moved the following resolution, seconded by Council Member Gillespie, which was read by the Clerk and adopted.

WHEREAS, the Department of Housing and Urban Development has conducted an audit of the activities concerning the Bayonne Community Development Block Grant program for the period covering July 1, 2006 to June 30, 2008 administration; and determine certain expenditures to be ineligible.

WHEREAS, the City wishes to enter into an agreement with the U.S. Department of Housing and Urban Development which will establish a letter of credit with the Community Development Block Grant (CDBG) program equivalent to the amount of the ineligible expenditures; and

WHEREAS, the aforementioned letter of credit will increase the availability of future funds available to the City through the Community Development Block Grant; now, therefore, be it

RESOLVED, that the Mayor is hereby authorized to execute an agreement which will allow an increase into the letter of credit for various projects to be appropriated through the Community Development Block Grant.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

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63. Council Member Ruane moved the following resolution, seconded by Council Member Hurley, which was read by the Clerk and adopted.

WHEREAS, Resolution No. 12-01-18-033 adopted by the Municipal Council on January 18, 2012 authorized an Agreement with the Bayonne Community Mental Health Center, 601 Broadway, Bayonne, N.J. 07002 for the provision of mental health services to low income and public assistance clients from Bayonne for the period commencing January 1, 2012 and ending December 31, 2012 for a total cost not to exceed \$30,000.00; and

WHEREAS, pursuant to the aforesaid Resolution No. 12-01-18-033, the City entered into Agreement No. CY12-001 with the Bayonne Community Mental Health Center; and

WHEREAS, the Director of Municipal Services has requested the aforesaid Agreement No. CY12-001 be extended for an additional three month period commencing January 1, 2013 and ending March 31, 2013 for an additional amount of \$7,500.00; now, and

WHEREAS, funds are certified as available in Account therefore be it HW-4 01-201-27-330-2020; now therefore be it

RESOLVED, that the Mayor and City Clerk are hereby authorized to execute an amendment to Agreement No. CY12-001 between the City of Bayonne and the Bayonne Community Mental Health Center extending same for an additional three month period commencing January 1, 2013 and ending March 31, 2013 for an additional amount of \$7,500.00 making the total contract amount not to exceed \$37,500.00; and be it further

RESOLVED, that funds are chargeable to Account HW-4 01-201-27-330-020.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

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64. Council Member Czerwienski moved the following resolution, seconded by Council Member Hurley, which was read by the Clerk and adopted.

WHEREAS, Resolution No. 12-01-18-032 adopted by the Municipal Council on January 18, 2012 authorized an Agreement with the Bayonne Community Mental Health Center, 601 Broadway, Bayonne, N.J. 07002 for the provision of the Employee Assistance Program for municipal employees commencing January 1, 2012 and ending December 31, 2012 for a total cost not to exceed \$24,000.00; and

WHEREAS, pursuant to the aforesaid Resolution No. 12-01-18-032, the City entered into Agreement No. CY12-002 with the Bayonne Community Mental Health Center; and

WHEREAS, the Director of Municipal Services has requested the aforesaid Agreement No. CY12-002 be extended for an additional three month period commencing January 1, 2013 and ending March 31, 2013 for an additional amount of \$6,000.00; now, and

WHEREAS, funds are certified as available in Account therefore be it HW-4 01-201-27-330-2020; now therefore be it

RESOLVED, that the Mayor and City Clerk are hereby authorized to execute an amendment to Agreement No. CY12-002 between the City of Bayonne and the Bayonne Community Mental Health Center extending same for an additional three month period commencing January 1, 2013 and ending March 31, 2013 for an additional amount of \$6,000.00 making the total contract amount not to exceed \$30,000.00; and be it further

RESOLVED, that funds are chargeable to Account HW-4 01-201-27-330-020.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

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65. Richard Barba addressed the council on Hurricane Sandy price gauging.

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At 8:02 P.M., Council Member Gillespie moved to adjourn, seconded by Council Member Ruane, which motion was adopted.

Yeas - Council Members Czerwienski, Gillespie, Greaves, Hurley, and President Ruane.

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Present – Terrence Ruane

City Clerk – Robert F. Sloan