

**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 14, 2016

The Council met at 7:03 P.M.

The Council President Nadrowski 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 14, 2016 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 9, 2016.”

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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

The Council President led the Pledge of Allegiance.

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**01.** Megan McNally addressed the council regarding animal control.

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**02.** Gail P. Godesky addressed the council on the subject of jaywalking and driving conditions.

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**03.** Peter Franco addressed the council on the subject of the animal control contract.

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**04.** Edward Grimes addressed the council regarding handicapped access on Broadway.

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**05.** Michele Burns addressed the council on the subject of medical cannabis that was turned over to police by hospital personnel.

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**06.** The clerk introduced:

AN ORDINANCE ENTITLED, “BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF AND THE PAYMENT OF A PORTION OF THE PURCHASE PRICE OF REAL PROPERTY AND VARIOUS 2016 CAPITAL IMPROVEMENTS, BY AND IN THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE “CITY”); APPROPRIATING \$4,730,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,500,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF,” which was introduced and passed a first reading at a meeting held November 9, 2016, 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 14, 2016, and was referred to the planning board for its review is now before the Council for its consideration and a public hearing.

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

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

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

The Clerk read the ordinance by title: “BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF AND THE PAYMENT OF A PORTION OF THE PURCHASE PRICE OF REAL PROPERTY AND VARIOUS 2016 CAPITAL IMPROVEMENTS, BY AND IN THE CITY OF

BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE “CITY”); APPROPRIATING \$4,730,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,500,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF,”

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.

The following persons spoke: Leonard R. Kantor – 102 West 3<sup>rd</sup> Street  
Dan Purcella – across the street from the property  
Diane Liming – 76 West 13<sup>th</sup> Street-BEOF Board Member

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

Council President Nadrowski motioned to close the hearing, seconded by Council Member Perez, which motion was adopted.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

Council Member Perez moved a resolution for final passage, seconded by Council Member Cotter, which was read by the Clerk and adopted.

WHEREAS, an ordinance entitled, “BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF AND THE PAYMENT OF A PORTION OF THE PURCHASE PRICE OF REAL PROPERTY AND VARIOUS 2016 CAPITAL IMPROVEMENTS, BY AND IN THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE “CITY”); APPROPRIATING \$4,730,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,500,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF,” was introduced and passed a first reading at a meeting held November 9, 2016, 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 14, 2016; 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-16-66.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**07.** The clerk introduced:

AN ORDINANCE ENTITLED, “AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 37, HISTORIC PRESERVATION” which was introduced and passed a first reading at a meeting held November 9, 2016, 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 14, 2016, and was referred to the planning board for its review is now before the Council for its consideration and a public hearing.

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

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

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

The Clerk read the ordinance by title: “AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 37, HISTORIC PRESERVATION”

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.

The following person spoke: Joe Ryan – Historic Preservation Commission

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

Council Member Perez motioned to close the hearing, seconded by Council President Nadrowski, which motion was adopted.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

Council Member LaPelusa moved a resolution for final passage, seconded by Council Member Gullace, 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 37, HISTORIC PRESERVATION" was introduced and passed a first reading at a meeting held November 9, 2016, 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 14, 2016; and

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

WHEREAS, said ordinance was referred to the to the County Planning Board pursuant to the provisions of N.J.S. 40:55D-15, and to the Bayonne Planning Board for its review and a report; and

WHEREAS, the Planning Board has reviewed the said ordinance and has forwarded a resolution approving same; 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-16-67.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**08.** The clerk introduced:

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 November 9, 2016, 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 14, 2016, and was referred to the planning board for its review is now before the Council for its consideration and a public hearing.

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

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

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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 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 made the following statement: "No protest against, objections to, or statements in favor of this ordinance or its passage have been filed with me."

Council Member Perez motioned to close the hearing, seconded by Council Member, which motion was adopted.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

Council Member LaPelusa moved a resolution for final passage, seconded by Council Member Perez, 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 9, 2016, 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 14, 2016; 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-16-68.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**09.** Council Member Perez 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

269. Michael Lowery, 71 West 55<sup>th</sup> Street

Beginning at a point on the north side of West 55<sup>th</sup> Street, 86 feet west of the northwest corner of West 55<sup>th</sup> Street and Avenue C, and extending to a point 17 feet west thereof.

322. Eugene K. Loughney, 873 Avenue C

Beginning at a point on the west side of Avenue C, 59 feet north of the northeast corner of West 39<sup>th</sup> Street and Avenue C, and extending to a point 20 feet north thereof.

##### ADD

389. Tabitha DeFazio, for her husband, Trillo Domingo, 87 West 12<sup>th</sup> Street

Beginning at a point on the north side of West 12<sup>th</sup> Street, 256 feet east of the northeast corner of West 12<sup>th</sup> Street and Kennedy Boulevard, and extending to a point 18 feet east thereof.

390. Eriny Kaldes, 32 West 26<sup>th</sup> Street

Beginning at a point on the south side of West 26<sup>th</sup> Street, 323 feet east of the southeast corner of Avenue C and West 26<sup>th</sup> Street, and extending to a point 18 feet east thereof.

391. Krzusztotf Kubiak

Beginning at a point on the north side of East 22<sup>nd</sup> Street, 47 feet west of the northwest corner of East 22<sup>nd</sup> Street and Avenue F, and extending to a point 18 feet west thereof.

392. Fresia Magana for her husband German Magana, 26 East 49<sup>th</sup> Street

Beginning at a point on the south side of East 49<sup>th</sup> Street, 325 feet east of the southeast corner of East 49<sup>th</sup> Street and , and extending to a point # feet # thereof.

393. Theresa Starks, 458 Avenue C

Beginning at a point on the east side of Avenue C, 77 feet south of the southeast corner of Avenue C and West 20<sup>th</sup> Street, and extending to a point 19 feet south thereof.

394. Edward Zileinski, 252 Avenue B

Beginning at a point on the east side of Avenue B, 53 feet north of the northeast corner of Avenue B and West 51<sup>st</sup> Street, and extending to a point 18 feet north thereof.

RELOCATE

048. ~~(232).~~ Kenneth Adelung, 84 West 9<sup>th</sup> Street

OLD LOCATION: 232. Beginning at a point on the south side of Kennedy Boulevard, 238 feet east of the southeast corner of West 9<sup>th</sup> Street and Kennedy Boulevard, and extending to a point 18 feet east thereof.

NEW LOCATION: 048. Beginning at a point on the north side of West 9<sup>th</sup> Street, 398 feet west of the northwest corner of West 9<sup>th</sup> Street and Avenue C, and extending to a point 19 feet west thereof.

266. Mrs. Germaine White from 861 Avenue C to 49 Lord Avenue

OLD LOCATION: Beginning at a point on the west side of Avenue C, 51 feet south of the southwest corner of Avenue C and West 39<sup>th</sup> Street, and extending to a point 22 feet south thereof.

NEW LOCATION: Beginning at a point on the east side of Lord Avenue, 62 feet north of the northeast corner of East 2<sup>nd</sup> Street and Lord Avenue, and extending to a point 17 feet north thereof.

Council Member Perez moved a resolution, seconded by Council Member LaPelusa, 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 18, 2017 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**10.** 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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

From Brandon Broderick, Esq., filing notice of tort claim on behalf of ELIJAH SKERRITTE, alleging injuries sustained August 31, 2016 in a basketball game at 788 Avenue E .

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

From Alexander Kushner, Esq., filing notice of tort claim on behalf of HNAZEIM McRAE, alleging injuries sustained August 24, 2016 in a basketball game at Mercer Park.

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

From Michael V. Gervasi, Esq., filing notice of tort claim on behalf of FRANK J. PETERS, alleging injuries sustained September 10, 2016 in a collision on the ramp to the NJ Turnpike from Route 440.

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

From Michael J. Forrester, Esq., filing notice of tort claim on behalf of SEAN COTTER, alleging injuries sustained October 16, 2016 in a fall in a hole in the street at 4<sup>th</sup> Street and Broadway.

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

From Athan M. Mergus, Esq., filing notice of tort claim on behalf of ASHLEY TRINIDAD, alleging injuries sustained September 21, 2016 in an assault at Bayonne High School.

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

From NADIA M. MALEK, filing notice of tort claim alleging property damage to the power lines attached to 694 Kennedy Boulevard on October 3, 2016 resulting from city workers removing a tree at 692 Kennedy Boulevard.

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**17.** 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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

From Terrence Malloy, Chief Financial Officer, reporting on vendor payments and recommending payment of same.

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**19.** The Council as a whole moved the following resolution, which was read by the Clerk and adopted.

DATE: NOVEMBER 30, 2016

TO: Terrence Malloy, CFO  
Robert Sloan, City Clerk

CC: Leo J. Smith, Jr., School Business Administrator

FROM: Janet Convery, Treasurer

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

\$5,239,669.98 CLAIMS & PAYROLL FOR DECEMBER 2016

Janet Convery  
(signed)

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**20.** The Council as a whole moved the following resolution, which was read by the Clerk and adopted.

BID REPORT  
FOR THE MUNICIPAL COUNCIL

Date: 11/29/16 Ad Date: 11/02/16 Date bids accepted: 11/15/16  
Attending: Amy Dellabella, Purchasing Agent

Bid titled: Snow Removal During Snow Emergency II

Bidder:

Total Price

Control Industries  
109 East 24<sup>th</sup> Street  
Bayonne, NJ 07002

1-3 feet \$391,054.20  
3-6 feet \$684,377.36

Control Services  
84 Harbor Drive  
Jersey City, NJ 07305

1-3 feet \$592,000.00  
3-6 feet \$968,000.00

After review by the Department Director, the Purchasing Department will prepare a request for contract award and forward it to the City Clerk for inclusion in future Council Agenda.

If other than the lowest bidder is recommended, an explanation will be provided with that report. If bids are to be rejected, an appropriate report will be prepared. Please retain this report, as the information above may not be repeated in the request for award documents or in the event of a bid rejection.

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

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**21.** 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**22.** 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 9, 2016 be and the same are hereby approved.

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

RESOLVED, That the official minutes of the council caucus meeting held Wednesday, November 2, 2016, be and the same are hereby approved.

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**24.** 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, that warrants be drawn to the order of the taxpayers listed, in the amounts indicated; and be it further

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

| BLOCK  | LOT   | PAYEE                  | AMOUNT    |
|--------|-------|------------------------|-----------|
| 98     | 44    | Mc Finsky Associates   | 6,666.51  |
| 105    | 37    | Bayonne Community Bank | 3,192.68  |
| 107    | 13.32 | Irina Tubin            | 278.05    |
| 112    | 22    | Santa Mangano, POA     | 397.33    |
| 119    | 16    | Michele Clarkin        | 3,434.01  |
| 129    | 5     | John & Eileen White    | 3,172.74  |
| 130    | 22.22 | Jillaine Maillet       | 881.09    |
| 134    | 15.14 | Sal & Theresa DeMarco  | 573.00    |
| 168    | 12    | Lereta, LLC            | 2,088.73  |
| 184    | 10    | Sami Shehata           | 953.60    |
| 186    | 25    | Michelle Castillo      | 2,214.53  |
| 228    | 7     | Abdelghany Wesam       | 387.75    |
| 249    | 4     | Khaled Moawad          | 2,334.18  |
| 270    | 14    | Nick Di Lullo          | 1,800.59  |
| 277    | 25    | Mostapha Alabsy        | 1,889.00  |
| 290    | 23.01 | Karen Logan            | 5,360.29  |
| 380    | 43    | James Lynch            | 1,248.26  |
| Total: |       |                        | 36,872.34 |

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**25.** The Council as a whole moved the following resolution, 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 annual support with upgrades for the POSS Enterprise Edition scheduling software, and VCS Evolution Exchange 2017 User Conference; and

WHEREAS, Visual Computer Solutions, Inc., 4400 US Highway 9 South, Suite 3500, Freehold, NJ 07728 is able to supply the aforesaid services for the period commencing January 1, 2017 and ending December 31, 2017 at a cost of \$5,747.60; and

WHEREAS, funds are certified as available in Account #PS-9/01-201-25-240-2-020 pending adoption of the CY 2017 budget; and

WHEREAS, N.J.S.A. 40A:11-3(a), allows for the award of a contract without the necessity of public advertising for bids where the municipality has a Qualified Purchasing Agent, and when the cost or price does not exceed \$29,000.00; now, therefore, be it

RESOLVED, that the Mayor and Clerk of the City of Bayonne are hereby authorized to enter into an agreement with Visual Computer Solutions, Inc., 4400 US Highway 9 South, Suite 3500, Freehold, NJ 07728 for annual support with upgrades for the POSS Enterprise Edition scheduling software in use in the Police Department and VCS Evolution Exchange 2017 User Conference for the period commencing January 1, 2017 and ending December 31, 2017 at a cost of \$5,747.60; and be it further

RESOLVED, that funds are certified available in Account #PS-9/01-201-25-240-2-020 pending adoption of the CY 2017 Budget; and be it further

RESOLVED, that the Municipal Treasurer be and is hereby authorized and directed to issue a warrant payable to Visual Computer Solutions, Inc., in the amount of \$5,747.60 in payment for said services.

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

WHEREAS, the Police Department of the City of Bayonne, pursuant to a grant received under the State Homeland Security Program (SHSP-FY 10), administered through the County of Hudson, purchased a policy management software package (DMS Software) from Innovative Data Solutions, Inc., P.O. Box 2468, Orlando, FL 32802, on March 9, 2011, which included two years of software maintenance; and

WHEREAS, Power DMS has provided the city with an invoice for software maintenance services for the one-year period commencing January 1, 2017 and ending December 31, 2017, for a total contract amount of \$2,240.30; and

WHEREAS, funds for said agreement have been certified as available in Account #PS-9/01-201-25-240-2-020 pending adoption of the CY 2017 budget; and

WHEREAS, N.J.S.A. 40A:11-3(a), allows for the award of a contract without the necessity of public advertising for bids where the municipality has a Qualified Purchasing Agent, and when the cost or price does not exceed \$29,000.00; now, therefore, be it

RESOLVED, that the Mayor and the City Clerk of the City of Bayonne are hereby authorized to enter into a service agreement with PowerDMS, 101 S. Garland Avenue Suite 300, Orlando, FL 32802, for annual software support services for the Police Department's policy management software package (DMS Software) for the one-year period commencing January 1, 2017 and ending December 31, 2017, for a total contract amount of \$2,240.30 and said funds have been certified available in Account #PS-9/01-201-25-240-2-020 pending adoption of the CY 2017 budget; and be it further

RESOLVED, that the Municipal Treasurer be and is hereby authorized and directed to issue a warrant payable to PowerDMS in the amount of \$2,240.30 in payment for such services.

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

WHEREAS, the City of Bayonne is in need of continuing maintenance services for Alchemy brand document-imaging software housed in the Police Department; and

WHEREAS, Open Text, Inc., c/o J.P. Morgan Lockbox, 24685 Network Place Chicago, IL 60673 has provided the City with an invoice for said services for the period commencing January 1, 2017 and ending December 31, 2017, for a total contract amount of \$4,414.00; and

WHEREAS, funds for said agreement have been certified as available in Account #PS-9/01-201-25-240-2-020 pending adoption of the 2017 budget; and

WHEREAS, N.J.S.A. 40A:11-3(a), allows for the award of a contract without the necessity of public advertising for bids where the municipality has a Qualified Purchasing Agent, and when the cost or price does not exceed \$29,000.00; now, therefore, be it

RESOLVED, that the Mayor and the City Clerk of the City of Bayonne are hereby authorized to enter into a service agreement with Open Text, Inc., c/o J.P. Morgan Lockbox, 24685 Network Place Chicago, IL 60673, for application software support services for Alchemy brand document-imaging software housed in the Police Department for a one year period commencing January 1, 2017 and ending December 31, 2017, for a total contract amount of \$4,414.00, and said funds have been certified available in Account #PS-9 01-201-25-240-2-020 pending adoption of the 2017 budget; and be it further

RESOLVED, that the Municipal Treasurer be and is hereby authorized and directed to issue a warrant payable to Open Text, Inc. in the amount of \$4,414.00 in payment for such services.

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**28.** The Council as a whole moved the following resolution, 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 83924(T-0109), at a cost of \$8,656.00, for a one year period commencing January 1, 2017 and ending December 31, 2017; and

WHEREAS, funds are certified available in various accounts pending adoption of the CY 2017 budget; 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 \$8,656.00, for a one year period commencing January 1, 2017 and ending December 31, 2017; and be it further

RESOLVED, that funds are certified available in account PS-9 pending adoption of the CY 2017 budget; 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 \$8,656.00 in payment of said services.

\* \* \* \* \*

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

WHEREAS, pursuant to Resolution No. 14-11-12-047 adopted by the Municipal Council on November 12, 2014 the Mayor and City Clerk entered into a short term Lease Agreement with Blue Apron, a corporate citizen of Jersey City, for a certain real property located in the vicinity of Center Street comprising a portion of what is commonly known as "Harbor Station North" within Block 600, Lot 1 for temporary employee parking for up to 200 privately-owned vehicles for the sole benefit of Blue Apron Employees commencing November 12, 2014 and terminating on May 11, 2015 with a thirty (30) day notice of termination, unless renewed thereafter on a month-to-month basis in the sole and absolute discretion of the City, and

WHEREAS, Blue Apron deposited the amount of \$3,500.00 with the City representing the security deposit pursuant to the terms of the aforesaid Lease Agreement, and

WHEREAS, the Municipal Council authorized extensions of the aforesaid Lease Agreement through September 30, 2016 by way of Resolution Nos. 15-04-22-062 adopted April 22, 2015; 15-07-22-072 adopted on July 22, 2015; 16-02-17-046 adopted on February 17, 2016 and 16-06-22-047 adopted on June 22, 2016; and,

WHEREAS, the Municipal Council adopted Resolution No. 16-09-21-048 on September 21, 2016 authorizing the extension to the aforesaid Lease Agreement through December 31, 2016; and

WHEREAS, subsequent thereto, Blue Apron advised that they would be executing the extension to the Lease Agreement and would be vacating the premises as of October 15, 2016; and

WHEREAS, Blue Apron did vacate the aforesaid premises as of October 15, 2016 and has faithfully performed and observed the terms, provisions and condition of the aforesaid Lease Agreement; and

WHEREAS, funds are certified as available in Account GL-220; now therefore be it

RESOLVED, by the Municipal Council that the Municipal Treasurer is hereby authorized to issue a warrant in the amount of \$3,500.00 payable to Blue Apron representing the return of the security deposit with the City in connection with the aforesaid Lease Agreement chargeable to Account GL-220.

\* \* \* \* \*

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

WHEREAS, Jose M. Robles tendered a check in the sum of \$1,050.00 to the City of Bayonne in connection with an application for a municipal limousine license, which sum has been confirmed as received by the City Clerk; and

WHEREAS, subsequent thereto it was determined that the application could not be processed and the application was withdrawn; and

WHEREAS, Jose M. Robles has requested that he be reimbursed the above noted application fee in the amount of \$1,050.00; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Comptroller and/or other appropriate officials of the City of Bayonne are hereby authorized to issue a reimbursement in the amount of \$1,050.00 payable to Jose M. Robles in connection with the above noted withdrawn application.

\* \* \* \* \*

**31.** 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 \$12.60 be drawn of the Bureau of Rabies Control, State Department of Health, Trenton, New Jersey, covering the issuance of licenses Nos. 1229-1231 inclusive, 3 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.

\* \* \* \* \*

**32.** 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 payment from Current Fund in the amount of \$ 6,627,837.68 payable to the County of Hudson for Fourth Quarter County Taxes of 2016 is hereby ratified and confirmed.

\* \* \* \* \*

**33.** 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 \$ 10,638.48 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 bills for quarter ending 9/30/2016.

\* \* \* \* \*

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

WHEREAS, by way of Resolution No. 16-02-17-050 adopted by the Municipal Council on February 17, 2016 the City accepted Title III Grant funds from the County of Hudson, Department of Health and Human Services, Area Agency on Aging in the amount of \$604,398.00 for CY2016 allocated as follows: for codes Care Management, Emergency and Eyeglasses \$148,256.00; for Congregate Nutrition - \$172,324.00; for Home Delivered Meals \$269,100.00; for State Weekend Home Delivered Meals - \$14,718.00 (the "Grant"); and

WHEREAS, the aforesaid Resolution No. 16-02-18-050 also authorized the City to enter into an agreement with the Bayonne Economic Opportunity Foundation (the "BEOF") for the administration of the nutrition programs funded by the Grant in the amount of \$456,142.00 for the one year period commencing January 1, 2016 and ending December 31, 2016 chargeable to account 02-213-41-737-2-199; and

WHEREAS, pursuant to the aforesaid Resolution No. 16-02-18-050 the City entered into Agreement No. CY16-024 with the BEOF; and

WHEREAS, the County of Hudson, Department of Health and Human Services, Area Agency on Aging has advised the City of a 2016 final allocation for the Bayonne Office on Aging in the amount of \$615,156.00 increasing the initial allocation in the amount of \$10,947.00 for Care Management and decreasing Congregate Meals in the amount of \$187.00; and

WHEREAS, funds are certified as available in account #02-213-41-737-2-199 pending the City's acceptance of the final allocation of said Grant funds; now, therefore, be it

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

1. The City of Bayonne hereby accepts the final allocation of said Grant funds from the County of Hudson, Department of Health and Human Services, Area Agency on Aging, increasing the initial allocation in the amount of \$10,947.00 for Care Management and decreasing Congregate Meals in the amount of \$187.00.

2. The Mayor and City Clerk are hereby authorized to enter into an amendment to Agreement No. CY16-024 with the Bayonne Economic Opportunity Foundation, 555 Kennedy Boulevard, Bayonne, New Jersey 07002 consistent with the final allocation of the aforesaid Grant from County of Hudson, Department of Health and Human Services, Area Agency on Aging.

3. Funds shall be charged to account 02-213-41-737-2-199.

\* \* \* \* \*

**35.** The Council as a whole moved the following resolution, which was read by the Clerk and adopted.

WHEREAS, PSE&G's Direct Install Program has already helped hundreds of city halls, firehouses, community service organizations and non-profits save energy and money by becoming more energy efficient; and

WHEREAS, PSE&G's Direct Install Program provides for the installation of new energy efficient equipment with PSE&G covering 100 percent of the upfront costs for the energy efficiency work and participating customers repaying only 30 percent of the total, interest free, over 36 months on their PSE&G bill, or in one lump sum payment; and

WHEREAS, the City of Bayonne is in receipt of an Energy Efficiency Upgrade Proposal from P.S.E.&G. for the installation of certain energy conservation measures ("ECMs") at the Bayonne Public Library located at 697 Avenue C for a total project amount of \$408,889.88 of which \$122,666.96 is payable by the City; and

WHEREAS, PSE&G has also provided the City with a Projected Three Year Monthly Cash Flow over a three (3) year period projecting a savings to the City of \$3,827 per month attached hereto and made a part hereof; and

WHEREAS, it is estimated that these energy efficiency measures will also result in a reduction in the production of greenhouse gases; and

WHEREAS, it is in the best interest of the citizens of Bayonne for the City to execute an Installation and Repayment Agreement with PSE&G for the installation of certain energy conservation measures at the Bayonne Public Library located at 697 Avenue C for the amount of \$122,666.96 payable at the monthly rate of \$3,407.00 for a thirty-six (36) month period; and

WHEREAS, funds are certified as available in Account FPL-2; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to execute an Installation and Repayment Agreement with PSE&G for the installation of certain energy conservation measures ("ECMs") at the Bayonne Public Library located at 697 Avenue C for a total project amount of \$408,889.88 of which \$122,666.96 is payable by the City.

2. Funds shall be charged to Account FPL-2.

\* \* \* \* \*

**36.** The Council as a whole moved the following resolution, which was read by the Clerk and adopted.

WHEREAS, FM Global offers fire grants to organizations working to combat fire including Fire departments and brigades, as well as national, state, regional, local and community organizations for funding to support a wide array of fire prevention, preparedness and control efforts, including pre-fire planning, fire prevention education/training and arson prevention/fire investigation; and

WHEREAS, FM Global has awarded the Bayonne Fire Department Four-thousand (\$4,000.00) Dollars to purchase fire prevention educational materials; now, therefore, be it

RESOLVED by the Municipal Counsel as follows:

The Mayor and/or his designee is hereby authorized to execute any and all documents and take any and all actions necessary to effectuate the receipt of the aforesaid award of Four Thousand (\$4,000.00) Dollars from FM Global to purchase fire prevention educational materials.

\* \* \* \* \*

**37.** The Council as a whole moved the following resolution, which was read by the Clerk and adopted.

WHEREAS, Municipal Council Resolution No. 16-06-22-075 adopted on June 22, 2016 authorized the Mayor and City Clerk to enter into an agreement with the Bayonne Family Community Center ("BFCC"), 259 Avenue E, Bayonne, New Jersey for the amount of \$26,240.00 to provide CDBG funds for the purpose of funding the removal of a 10,000 gallon oil tank (the "Project"); and

WHEREAS, pursuant to the aforesaid Resolution No. 16-06-22-075, the City of Bayonne entered into Agreement No. CY16-048 with the BFCC to provide the CDBG funds for the cost for the aforesaid removal of a 10,000 gallon oil tank; and

WHEREAS, Municipal Council Resolution No. 16-11-09-046 adopted by the Municipal Council on November 9, 2016 authorized an amendment to the aforesaid Agreement No. CY16-048 with the BFCC increasing same in the amount of \$20,331.66 representing an additional \$3,750.66 for soil removal/disposal and dewatering services necessary due to the effects of Hurricane Matthew and \$16,581.00 for the installation of a monitoring well for continual water sampling pursuant to the invoice dated October 31, 2016 and proposal dated October 31, 2016 submitted by the Contractor, making the total contract amount \$46,571.66; and

WHEREAS, due to unforeseen circumstances, the Project has extended well beyond the anticipated time for completion resulting in additional rental fees for required fencing in connection with said Project; and

WHEREAS, the Office of Community Development is in receipt of an invoice from the Pancoast Pump & Tank, Inc., (the "Contractor") in the amount of \$1,255.00 representing the cost of the aforesaid additional fence rental fees; and

WHEREAS, funds are certified as available in Account #971; now, therefore, be it

1. The Mayor and City Clerk are hereby authorized to execute a second amendment to Agreement No. CY16-048 with the Bayonne Family Community Center, 259 Avenue E, Bayonne, New Jersey increasing same in the amount of \$1,225.00 representing the cost of additional rental fees for fencing in connection with the Project pursuant to the invoice dated October 14, 2016 submitted by the Contractor, making the total contract amount \$47,826.66.

2. Funds shall be charged to Account CDBG-917.

3. All other terms and conditions of Agreement No. CY16-048 shall remain the same.

\* \* \* \* \*

**38.** The Council as a whole moved the following resolution, which was read by the Clerk and adopted.

Whereas, the Tax Assessor for the City of Bayonne had approved the exemption application dated July 7, 2016 by a 100% Disabled Veteran who occupies a ONE family home located at Block 223 Lot 33 (61 Parkside Lane), in the City of Bayonne, and

Whereas, the qualified veteran has filed an application with the Bayonne Tax Assessor along with proof of 100% disability as of 02/07/2008 as confirmed by letter from the Department of Veterans Affairs with respect to a one family house owned by the qualifying veteran and his wife as of July 14, 2016 as evidenced by a deed filed with the Hudson County Register in book 9139 page 265, and

Whereas, the Assessor asks the City Council to grant this request;

Now therefore be it resolved as follows:

1. The property taxes on the one family home located at Block 223 Lot 33 (61 Parkside Lane) in the City of Bayonne occupied by said qualifying veteran are hereby canceled effective July 14, 2016 with the assessor to revise the assessment going forward and the tax collector to calculate any resulting overpayment of the tax bills from that date to the date of passage of this resolution (estimated at approximately \$4,468.64 for the prorated portion of the 2016 tax year EXPRESSLY SUBJECT TO the Tax Collector's records and calculations based on the final tax rate and the amount of tax actually billed and paid for the period to which the exemption applies.
2. The Tax Collector upon performing the above calculations is authorized to refund any overpayment amount which exceeds such outstanding taxes, so as to assure that the exemption is fully effectuated. The Tax Collector is further authorized to credit or adjusting all future bills in conformance with this resolution for the duration of the veteran's qualified status with respect to this property.
3. The Tax Collector, Tax Assessor and City Treasurer are authorized to take any and all appropriate action to effectuate this resolution, including but not limited to, cancellation of taxes as set forth above and the refund or credit of any excess taxes which may have been paid by said qualifying veterans during the periods noted herein.

\* \* \* \* \*

**39.** The Council as a whole moved the following resolution, which was read by the Clerk and adopted.

Whereas, the Tax Assessor for the City of Bayonne had approved the exemption application dated March 11, 2016 by a 100% Disabled Veteran who occupies a TWO family home located at Block 356 Lot 19 (16 East 14<sup>th</sup> Street), in the City of Bayonne, and

Whereas, the qualified veteran has asked the City Council effectuate the exemption as of the date of confirmed 100% disability 07/20/2012 as confirmed by letter from the Department of Veterans Affairs Dated February 6, 2016, which disability date is in a year prior to the year of application; and

Whereas, the City Council desires to grant this request;

Now therefore be it resolved as follows:

1. The property taxes on 50% (one half) of the two family home located at Block 356 Lot 19 (16 East 14<sup>th</sup> Street) in the City of Bayonne occupied by said qualifying veteran are hereby canceled effective July 20, 2012 with the assessor to revise the assessment going forward and the tax collector to calculate any resulting overpayment of the tax bills from that date to the date of passage of this resolution (estimated at approximately \$5,863.97 for the prorated portion of the 2016 tax year AND an additional refund of any taxes actually paid on the property in prior years (estimated at \$23,755.23 for the first three quarters), EXPRESSLY SUBJECT TO the Tax Collector's records and calculations based on the final tax rate and the amount of tax actually billed and paid for the period to which the exemption applies.
2. The Tax Collector upon performing the above calculations is authorized to refund any overpayment amount which exceeds such outstanding taxes, so as to assure that the exemption is fully effectuated. The Tax Collector is further authorized to credit or adjusting all future bills in conformance with this resolution for the duration of the veteran's qualified status with respect to this property.
3. The Tax Collector, Tax Assessor and City Treasurer are authorized to take any and all appropriate action to effectuate this resolution, including but not limited to, cancellation of taxes as set forth above and the refund or credit of any excess taxes

which may have been paid by said qualifying veterans during the periods noted herein.

\* \* \* \* \*

**40.** The Council as a whole moved the following resolution, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in the process of purchasing the property located at 237-249 Avenue A, Bayonne, New Jersey, also known as the former Holy Family Academy High School, and

WHEREAS, the City intends on leasing said property to the Bayonne Economic Opportunity Foundation (BEOF), and

WHEREAS, the Bayonne Economic Opportunity Foundation owns properties located at 555 Kennedy Boulevard, 557 Kennedy Boulevard, and 7 West 9<sup>th</sup> Street, all located within the City of Bayonne, and

WHEREAS, as part of the consideration for the City leasing the former Holy Family Academy High School to the Bayonne Economic Opportunity Foundation, the BEOF will sell to the City of Bayonne the aforementioned three properties for one dollar for each property, and

WHEREAS, the City of Bayonne is desirous of retiring any outstanding debt issued for the purchase of the former Holy Family property in a fiscally prudent manner, now therefore, be it

RESOLVED, that all proceeds resulting from the future sale of the presently BEOF owned properties by the City be applied to any outstanding debt issued for the purchase of the former Holy Family Academy High School, and be it further

RESOLVED, that any proceeds received from a sale of the property located at 24 West 8<sup>th</sup> Street, Bayonne, NJ which is currently owned by the City of Bayonne and occupied by the BEOF, may be applied to any outstanding debt issue for the purchase of the former Holy Family Academy High School, and be it further

RESOLVED, that any proceeds resulting from the sale of all or part of the former Holy Family Academy High School by the City of Bayonne be applied to any outstanding debt issued for the purchase of the former Holy Family Academy High School.

\* \* \* \* \*

**41.** The Council as a whole moved the following resolution, which was read by the Clerk and adopted.

WHEREAS, the City has various reserves and receivable that are now inactive, and

WHEREAS, it has been recommended by the City’s independent auditors and the Division of Local Government Services that inactive receivables and reserves not be carried in the City’s General Ledger, now therefore be it

RESOLVED, that the City’s Chief Financial Officer is hereby authorized to undertake the necessary steps to meet the recommendations of the aforementioned entities.

\* \* \* \* \*

**42.** 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 2017 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 11  | - 7:00 P.M.-Wed. | January 18   | -7:00 P.M.-Wed. |
| February 8  | - 7:00 P.M.-Wed. | February 15  | -7:00 P.M.-Wed. |
| March 8     | - 7:00 P.M.-Wed. | March 15     | -7:00 P.M.-Wed. |
| April 12    | - 7:00 P.M.-Wed. | April 19     | -7:00 P.M.-Wed. |
| May 10      | - 7:00 P.M.-Wed. | May 17       | -7:00 P.M.-Wed. |
| June 14     | - 7:00 P.M.-Wed. | June 21      | -7:00 P.M.-Wed. |
| July 12     | - 7:00 P.M.-Wed. | July 19      | -7:00 P.M.-Wed. |
| August 9    | - 7:00 P.M.-Wed. | August 16    | -7:00 P.M.-Wed. |
| September 6 | - 7:00 P.M.-Wed. | September 13 | -7:00 P.M.-Wed. |
| October 11  | - 7:00 P.M.-Wed. | October 18   | -7:00 P.M.-Wed. |
| November 1  | - 7:00 P.M.-Wed. | November 8   | -7:00 P.M.-Wed. |
| December 6  | - 7:00 P.M.-Wed. | December 13  | -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.

\* \* \* \* \*

**43.** 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 BINGO LICENSE be granted:

| LICENSEE                                    | TIME & PLACE                                                                                                                                                      | LICENSE  |
|---------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|
| Blessed Miriam Teresa<br>Demjanovich Parish | 6:00-11:00 PM<br>19 West 13 <sup>th</sup> Street<br>Jan. 6, 13, 20, 27<br>Feb. 3,10,17,24<br>Mar. 3,10,17,24<br>Apr. 7,21,28<br>May 12,19,26<br>Jun. 2,9,16,23,30 | BL: 2413 |

\* \* \* \* \*

**44.** 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                                                  | LICENSE              |
|------------------------------------|---------------------------------------------------------------|----------------------|
| Nicholas Oresko<br>School, PTO #14 | 10:00 PM<br>400 Route 440<br>March 24, 2017                   | RL: 9142<br>RL: 9143 |
| St. John Paul II Parish            | 10:00 PM<br>39 East 22 <sup>nd</sup> Street<br>March 15, 2017 | RL: 9144             |

Hudson Hospice

9:00 PM  
1081 Broadway  
February 23, 2016

RL: 9145  
RL: 9146

Friendly Sons of St. Patrick

10:00 PM  
1075 Broadway  
March 3, 2017

RL: 9147

\* \* \* \* \*

**45.** Council Member LaPelusa moved the following resolution, seconded by Council President Nadrowski, which was read by the Clerk and adopted.

WHEREAS, the Director of Public Safety has demonstrated that there is a need to acquire a software license and Pro Phoenix brand suite of Computer Assist Dispatch and Records Management Software for the Police and Fire Departments; and

WHEREAS, PCM-G, 14120 Newbrook Drive, Suite 100, Chantilly, VA 20151 has provided the City of Bayonne with a proposal for said software license and Pro Phoenix brand suite of Computer Assist Dispatch and Records Management Software in the amount of \$545,932.51 under NJ State Contract #89854; and

WHEREAS, the Director of Public Safety has opined that the City would be best served by entering into an agreement with PCM-G for said software license and Pro Phoenix brand suite of Computer Assist Dispatch and Records Management Software; and

WHEREAS, funds are certified as available in Capital Bond Ordinance pending adoption of said Capital Bond Ordinance; now, therefore be it

1. The Mayor and City Clerk are hereby authorized to execute any and all documents necessary to effectuate the purchase of the aforesaid software license and Pro Phoenix brand suite of Computer Assist Dispatch and Records Management Software from PCM-G, 14120 Newbrook Drive, Suite 100, Chantilly, VA 20151 pursuant to the proposal provided by PCM-G for the amount of \$545,932.51 under State Contract #89854.

2. Funds shall be chargeable to Capital Bond Ordinance pending adoption of said Capital Bond Ordinance.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**46.** Council President Nadrowski moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the Director of Public Safety has demonstrated that there is a need to acquire Dell Brand computer hardware and the necessary operating software for the Police and Fire Department's Computer Assisted Dispatch and Records Management project; and

WHEREAS, SHI, 290 Davidson Avenue, Somerset, NJ 08873 has provided the City of Bayonne with a proposal for said Dell Brand computer hardware and the necessary operating software for the Police and Fire Department's Computer Assisted Dispatch and Records Management project in the amount of \$87,196.82 under NJ State Contract #89851; and

WHEREAS, the Director of Public Safety has opined that the City would be best served by entering into an agreement with SHI for said Dell Brand computer hardware and the necessary operating software for the Police and Fire Department's Computer Assisted Dispatch and Records Management project; and

WHEREAS, funds are certified as available in Capital Bond Ordinance pending adoption of said Capital Bond Ordinance; now, therefore be it

1. The Mayor and City Clerk are hereby authorized to execute any and all documents necessary to effectuate the purchase of the aforesaid Dell Brand computer hardware and software from SHI, 290 Davidson Avenue, Somerset, NJ 08873 pursuant to the proposal provided by SHI for the amount of \$87,196.82 under State Contract #89851.

2. Funds shall be chargeable to Capital Bond Ordinance pending adoption of said Capital Bond Ordinance.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**47.** Council Member Perez moved the following resolution, seconded by Council Member Cotter, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional legal services as Redevelopment/Land Use Attorney; and

WHEREAS, the law firm of Inglesino, Webster, Wyciskala & Taylor, LLC, 600 Parsippany Road, Suite 204, Parsippany, New Jersey 07054 has submitted formal written response to the City of Bayonne's Request for Qualifications for said professional legal 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 and .5; and

WHEREAS, the law firm of Inglesino, Webster, Wyciskala & Taylor, LLC is qualified, ready and able to provide said services; and

WHEREAS, these contracts constitute "Professional Service" contracts 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; 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 the law firm of Inglesino, Webster, Wyciskala & Taylor, LLC, 600 Parsippany Road, Suite 204, Parsippany, New Jersey 07054 for professional legal services as Redevelopment/Land Use Counsel for the period commencing January 1, 2017, and ending December 31, 2017, in accordance with its response to the City's Request for Qualifications.

2. Funds shall be charged to various accounts.

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.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**48.** Council President Nadrowski moved the following resolution, seconded by Council Member Cotter, which was read by the Clerk and adopted.

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

WHEREAS, Anthony R. Suarez, Esq., c/o Werner, Suarez & Moran, LLC, One University Plaza, Suite 117, Hackensack, New Jersey 07602 has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, Anthony R. Suarez, Esq. is qualified, ready, willing and able to provide said professional legal services; and

WHEREAS, funds have been certified as available in Account #M-19 01-201-20-100-2-020 pending adoption of the CY2017 budget; and

WHEREAS, this contract constitutes a "Professional Service" contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, this professional services contract was advertised under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; 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 Anthony R. Suarez, Esq., c/o Werner, Suarez & Moran, LLC, One University Plaza, Suite 117, Hackensack, New Jersey 07602 professional legal services on behalf of the City's Rent Control Board for the period commencing January 1, 2017 through December 31, 2017, for an amount not to exceed \$15,000.00.

2. Funds shall be charged to Account #M-19 01-201-20-100-2-020.

3. 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**49.** Council Member Perez moved the following resolution, seconded by Council Member Gullace, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of the professional legal services of a Municipal Public Defender in connection with the representation of indigent individuals coming before the Municipal Court of the City of Bayonne; and

WHEREAS, the law firm of Hughes & Finnerty, P.C., 25 West 8<sup>th</sup> Street, P. O. Box 65, Bayonne, N. J. 07002, has submitted to the City of Bayonne a formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, the law firm of Hughes & Finnerty, P.C. is qualified, ready and able to provide said services; and

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

WHEREAS, the response submitted by the law firm of Hughes & Finnerty, P.C. was the sole response received pursuant to the City's advertisement; 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, the City desires to retain the services of the law firm of Hughes & Finnerty, P.C. for professional legal services as Municipal Public Defender in connection with the representation of indigent individuals coming before the Municipal Court of the City of Bayonne for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$70,000.00; and

WHEREAS, funds are certified as available in Account #01-201-43-495-2-028 pending adoption of the CY 2017 Budget, 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 Hughes & Finnerty, P.C., 25 West 8th Street, P.O. Box 65, Bayonne, NJ 07002 to perform professional legal services as the Municipal Public Defender in connection with the representation of indigent individuals coming before the Municipal Court of the City of Bayonne, for a total amount not to exceed \$70,000.00 for the period commencing January 1, 2017 and ending December 31, 2017.

2. Funds shall be charged to Account #01-201-43-495-2-028.

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

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**50.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, 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 has submitted to the City a formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, Richard N. Campisano, Esq., is qualified, ready and able to provide said services; and

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

WHEREAS, this contract constitutes a "Professional Service" contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; 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, the City of Bayonne desires to retain the services of Richard N. Campisano, Esq., as attorney for the Planning Board for the period commencing January 1, 2017 and ending December 31, 2017 for an amount of \$10,800.00 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 \$5,000.00 for the period commencing January 1, 2017 and ending December 31, 2017, and

WHEREAS, funds are certified as available in Account #M-4 01-201-21-180-2-028; pending adoption of the CY2017 Budget; 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 \$10,800.00 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 \$5,000.00 for the period commencing January 1, 2017 and ending December 31, 2017.
2. Funds shall be charged to Account #M-4 01-201-21-180-2-028.
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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**51.** Council Member Perez moved the following resolution, seconded by Council Member Cotter, which was read by the Clerk and adopted.

WHEREAS, there exists a need for professional legal services to represent the Zoning 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 has submitted to the City a formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

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

WHEREAS, Richard N. Campisano, Esq., is qualified, ready and able to provide said services; and

WHEREAS, this contract constitutes a “Professional Service” contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; 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, the City of Bayonne desires to retain the services of Richard N. Campisano, Esq. as attorney for the Zoning Board for the period commencing January 1, 2017 and ending December 31, 2017 for an amount of \$13,200.00 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 \$9,000.00 for the period commencing January 1, 2017 and ending December 31, 2017, and

WHEREAS, funds are certified as available in Account #M-6 01-201-21-185-2-028; pending adoption of CY2017 Budget; 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 \$13,200.00 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 \$9,000.00 for the period commencing January 1, 2017 and ending December 31, 2017.
2. Funds shall be charged to Account M-4 01-201-21-185-2-028.
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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**52.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional legal services to conduct arbitration hearings, litigation before the courts, negotiations and PERC hearings involving various unions and the City of Bayonne; and

WHEREAS, the law firm of Roth D'Aquanni, LLC, 150 Morris Avenue, Suite 206, Springfield, New Jersey 07081 have submitted to the City of Bayonne formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, the law firm of Roth D'Aquanni, LLC IS qualified, ready, willing and able to provide said services for the period commencing January 1, 2017 and ending December 31, 2017 for a total contract amount not to exceed \$60,000.00 payable at the rate of \$165.00 per hour; and

WHEREAS, funds are certified as available in Account #01-201-20-156-2-020 pending adoption of the CY2017 budget; and

WHEREAS, this contract constitutes a “Professional Service” contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, this professional services contract was advertised under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; 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 the law firm Roth D'Aquanni, LLC, 150 Morris Avenue, Suite 206, Springfield, New Jersey 07081 to provide professional legal services to conduct arbitration hearings, litigation before the courts, negotiations and PERC hearings involving various unions and the

City of Bayonne for a maximum contract amount not to exceed \$60,000.00 payable at an hourly rate of \$165.00 per hour for the period commencing January 1, 2017 and ending December 31, 2017.

2. Funds shall be charged to Account #01-201-20-156-2-020.

3. 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**53.** Council Member Perez moved the following resolution, seconded by Council President Nadrowski, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional legal services to act as bond counsel; and

WHEREAS, the law firm of Archer & Greiner, P.C., 21 Main Street, Suite 353, Hackensack, New Jersey 07601-7095, has submitted a formal written response to the City's Request for Qualifications/Proposals for the aforesaid professional legal services to act as bond counsel; and

WHEREAS, the law firm of Archer & Greiner, P.C., is ready, willing and able to provide said services; and

WHEREAS, funds are certified as available from Various Capital Bond Ordinances, BA-2 and Various Other Accounts pending adoption of CY2017 Budget; 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, 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 the law firm of Archer & Greiner, P.C., 21 Main Street, Suite 353, Hackensack, New Jersey 07601-7095 to act as bond counsel for the period commencing January 1, 2017 and ending December 31, 2017, in accordance with their Response to the City's Request for Qualifications.

2. Funds are chargeable to Various Capital Bond Ordinances, BA-2 and Various Other Accounts.

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.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**54.** Council Member Perez moved the following resolution, seconded by Council Member Gullace, which was read by the Clerk and adopted.

WHEREAS, there exists a need for services to perform lead based paint inspections and risk assessments as required under CDBG regulations for residential properties being rehabilitated under the Block Grant Program; and

WHEREAS, Matrix New World Engineering, 442 State Route 35, 2nd Floor, Eatontown, NJ 07724, has submitted to the City a formal written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, Matrix New World Engineering is qualified, ready, willing and able to provide said services for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$20,000.00; 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, this professional services contract was determined under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; now, therefore, be it

WHEREAS, funds are certified as available in Account CDBG-919; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk of the City of Bayonne are hereby authorized to enter into an agreement with Matrix New World Engineering, 442 State Route 35, 2nd Floor, Eatontown, NJ 07724 to perform lead based paint inspections and risk assessments as required under CDBG regulations at a cost not to exceed \$20,000.00 for a period of one year commencing January 1, 2017 and ending December 31, 2017.

2. Funds shall be charged to Account CDBG-919.

3. 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**55.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, there exists a need for professional services to audit of books, accounts and financial transactions of the City of Bayonne for the Calendar Year 2016 as prescribed by N.J.S. 40A:5-4 et seq.; to audit the City's Public Assistance Trust Fund in compliance with State regulations of the Bureau of Welfare; to assist in the preparation of the Calendar Year 2017 budget preparation process, excluding department detail worksheets; to review the unaudited Calendar Year ended December 31, 2016, financial statements prior to submission to the State; to attend Municipal Council meetings, as required; to provide technical advice during the Calendar Year ending December 31, 2016, as needed, and to review the Employee's Deferred Compensation Plan; and

WHEREAS, Donohue, Gironda, Doria & Tomkins, LLC, 310 Broadway, Bayonne, New Jersey 07002, has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, Donohue, Gironda, Doria & Tomkins, LLC, 310 Broadway, Bayonne, New Jersey 07002, is ready, willing and able to provide said services; and

WHEREAS, the response submitted by Donohue, Gironda, Doria & Tomkins, LLC, was the sole response received pursuant to the City's advertisement; and

WHEREAS, Donohue, Gironda, Doria & Tomkins, LLC, is willing to perform these services for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$89,000.00, and

WHEREAS, funds are certified as available in Account 01-201-20-135-2-028; CDBG - 03-111-20-108-2-199; and 10-201-20-104-2-199 pending adoption of the CY 2017 Budget; now, and

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; 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; now, therefore, be it

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

1. That the Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Donohue, Gironda, Doria & Tomkins, LLC, 310 Broadway, Bayonne, New Jersey 07002 for the above mentioned services for the period commencing January 1, 2017 and ending December 31, 2017, for an amount not to exceed \$89,000.00.

2. Funds shall be charged to Account No.'s 01-201-20-135-2-028; CDBG - 03-111-20-108-2-199; and 10-201-20-104-2-199.
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because this service will be performed by persons recognized by law to practice such a profession, and bids are not required as per N.J.S.A. 4A: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.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**56.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional medical services for the City's Uniformed Employees; and

WHEREAS, John T. Dedousis, M.D., 1166 Kennedy Boulevard, Bayonne, New Jersey 07002 has submitted to the City of Bayonne a formal written response to the City's Request for Qualifications/Proposals for said professional medical services; and

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

WHEREAS, the response submitted by John T. Dedousis, M.D., was the sole response received pursuant to the City's advertisement; and

WHEREAS, John T. Dedousis, M.D. is qualified, ready and able to provide said services; and

WHEREAS, this contract constitutes a "Professional Service" contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; 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

WHEREAS, the City of Bayonne desires to retain the services of John T. Dedousis, M.D., for the period commencing January 1, 2017 and ending December 31, 2017 for maximum contract amount not to exceed \$36,000.00; and

WHEREAS, funds are available in Account #01-201-27-330-2-020 pending adoption of the CY2017 Budget; 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 John Dedousis, M.D., 1166 Kennedy Boulevard, Bayonne, New Jersey 07002 to provide professional medical services to the City's uniformed employees, for the period commencing January 1, 2017 and ending December 31, 2017 for a total amount not to exceed \$36,000.00.
2. Funds shall be charged to Account #01-201-27-330-2-020.
3. A notice of this award shall be published once in a newspaper of general circulation within the boundaries of the City of Bayonne.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**57.** Council Member Perez moved the following resolution, seconded by Council Member Cotter, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional consulting services relating to planning, administration and implementation of the City's Community Development Block Grant Program; and

WHEREAS, Triad Advisory Services, Inc., 1301 West Forest Grove Road, Vineland, New Jersey 08360 has submitted to the City of Bayonne a formal written response to the City's Request for Qualifications/Proposals for said professional consulting services; and

WHEREAS, Triad Advisory Services, Inc., is qualified, ready, willing and able to provide said services for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$50,000.00; and

WHEREAS, funds are certified as available in Account CDBG-919;

WHEREAS, this contract constitutes a "Professional Service" contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, this professional services contract was advertised under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; 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 Triad Advisory Services, Inc., 1301 West Forest Grove Road, Vineland, New Jersey 08360 for professional consulting services relating to the planning, administration and implementation of the City's Community Development Block Grant Program for a maximum contract amount not to exceed \$50,000.00 for the period commencing January 1, 2017 and ending December 31, 2017.

2. Funds are certified as available in Account #CDBG-919.

3. 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**58.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, there exists a need for professional planning services to act as the City's Town Planning Consultant; and

WHEREAS, CME Associated t/a Consulting and Municipal Engineers, 1460 Route 9 south, Howell, New Jersey 07731 has submitted to the City a formal written response to the City's Request for Qualifications/Proposals for said professional planning services; and

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

WHEREAS, CME Associated t/a Consulting and Municipal Engineers is qualified, ready and able to provide said services; and

WHEREAS, this contract constitutes a "Professional Services" contract under the provisions of the Local Public Contracts Law because the service is recognized profession, licensed and regulated by the State of New Jersey, and therefore, may be rewarded without competitive bidding pursuant to N.J.S.A.40A:11-1, et seq.; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 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, the City of Bayonne desires to retain the services of CME Associates t/a Consulting and Municipal Engineers as Town Planning Consultant for the period of one year commencing January 1, 2017 and ending December 31, 2017, and

WHEREAS, funds are certified as available in Various Escrow Accounts; now, therefore, be it

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

1. The Mayor and City Clerk are hereby authorized and directed to execute an agreement with CME Associates t/a Consulting and Municipal Engineers, 1460 Route 9 South, Howell, New Jersey 07731 for professional planning services as Town Planning Consultant for the period commencing January 1, 2017 and ending December 31, 2017.
2. Funds shall be charged to Various Escrow Accounts.

3. 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**59.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, 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, All Covered IT Services from Konica Minolta, 100 Dobbs Lane, Suite 208, Cherry Hill, New Jersey 08037 has submitted to the City of Bayonne a formal, written Response to the City's Request for Qualifications/Proposals for said information technology, computer systems and network administration and support services; 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 has provided a certification of extraordinary and unspecifiable services to the Municipal Council indicating the services to be provided by All Covered IT Services from Konica Minolta, 100 Dobbs Lane, Suite 208, Cherry Hill, New Jersey 08037 All Covered IT Services from Konica Minolta, 100 Dobbs Lane, Suite 208, Cherry Hill, New Jersey 08037 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, this extraordinary and unspecifiable services contract was advertised under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; now, therefore, be it

WHEREAS, All Covered IT Services from Konica Minolta, 100 Dobbs Lane, Suite 208, Cherry Hill, New Jersey 08037 is qualified, ready, willing and able to provide said services; and

WHEREAS, the maximum amount the contract is not to exceed \$50,000.00, the term of the contract is from January 1, 2017 through December 31, 2017, and

WHEREAS, funds are certified as available in Various Accounts pending adoption of the CY 2017 Budget; 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 All Covered IT Services from Konica Minolta, 100 Dobbs Lane, Suite 208, Cherry Hill, New Jersey 08037 to provide information technology, computer systems and network administration and support services for a maximum contract amount not to exceed \$50,000.00 for a period of one year commencing January 1, 2017 and ending December 31, 2017.

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

3. Funds shall be charged to Various Accounts.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**60.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne has a need for the administration, execution and oversight of the City of Bayonne's Community Development Block Grant Programs and/or other HUD programs: and

WHEREAS, the Bayonne Economic Opportunity Foundation, 555 Kennedy Boulevard, Bayonne, New Jersey 07002 has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said administration, execution and oversight of the City of Bayonne's Community Development Block Grant Programs and/or other HUD programs services; 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 Chief Financial Officer of the City of Bayonne has provided a certification of extraordinary and unspecifiable services to the Municipal Council indicating the services to be provided by the Bayonne Economic Opportunity Foundation are "unique, specialized and qualitative in nature requiring expertise, extensive training and a proven reputation in the field of administration, execution and oversight of the Community Development Block Grant Programs and/or other HUD programs; and

WHEREAS, this extraordinary and unspecifiable services contract was advertised under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; now, therefore, be it

WHEREAS, the Bayonne Economic Opportunity Foundation is qualified, ready, willing and able to provide said services; and

WHEREAS, the maximum amount the contract is not to exceed \$300,000.00, the term of the contract is from January 1, 2017 through December 31, 2017, and

WHEREAS, funds are certified as available in Account CDBG 919; 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 Bayonne Economic Opportunity Foundation, 555 Kennedy Boulevard, Bayonne, New Jersey 07002 to provide administration, execution and oversight of the City of Bayonne's Community Development Block Grant Programs and/or other HUD programs services for a maximum contract amount not to exceed \$300,000.00 for a period of one year commencing January 1, 2017 and ending December 31, 2017.

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

3. Funds shall be charged to Account CDBG - 919.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**61.** Council Member Perez moved the following resolution, seconded by Council Member Cotter, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional engineering services to for various special projects for the period commencing January 1, 2017 and ending December 31, 2017; and

WHEREAS, Matrix New World Engineering, 442 State Route 35, 2nd Floor, Eatontown, NJ 07724, has submitted to the City a formal written response to the City's Request for Qualifications/Proposals for said professional engineering services; and

WHEREAS, Matrix New World Engineering, 442 State Route 35, 2nd Floor, Eatontown, NJ 07724 is qualified, ready, willing and able to provide said professional engineering services; and

WHEREAS, funds have been certified as available in Various Accounts pending adoption of the CY2017 budget; and

WHEREAS, this contract constitutes a “Professional Service” contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, Matrix New World Engineering has qualified under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; 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 Matrix New World Engineering to act as in-house engineers including work on various projects and for various roads for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$465,000.00.

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

3. Funds shall be chargeable to Various Accounts.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**62.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional engineering services to act as in-house engineers including work on various projects and for various roads for the period commencing January 1, 2017 and ending December 31, 2017; and

WHEREAS, Consulting and Municipal Engineers, LLP, 1460 Route 9 South, Howell, New Jersey 07730 has submitted to the City a formal written response to the City’s Request for Qualifications/Proposals for said professional engineering services; and

WHEREAS, Consulting and Municipal Engineers, LLP, 1460 Route 9 South, Howell, New Jersey 07730 is qualified, ready, willing and able to provide said professional engineering services; and

WHEREAS, funds have been certified as available in Account #01-201-26-300-2-020 and various other accounts pending adoption of the CY2017 budget; and

WHEREAS, this contract constitutes a “Professional Service” contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, Consulting and Municipal Engineers, LLP has qualified under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; 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 Consulting and Municipal Engineers, LLP to act as in-house engineers including work on various projects and for various roads for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$750,000.00.

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

3. Funds shall be chargeable to Account #01-201-26-300-2-020 and various other accounts.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**63.** Council Member Perez moved the following resolution, seconded by Council Member LaPelusa, which was read by the Clerk and adopted.

WHEREAS, from time to time, the City of Bayonne is in need of skilled attorneys to act as Special Legal Counsel for criminal defense, administrative law, employment law, bankruptcy, and foreclosure matters in which the City is named as a party; and

WHEREAS, the City of Bayonne advertised a Request for Qualifications for qualified attorneys interested in acting as Special Legal Counsel to the City of Bayonne from time to time under the Fair & Open Contracting Requirements pursuant to N.J.S.A. 19:44A:20.4 and .5; and

WHEREAS, the following attorneys / law firms have submitted responses to the City's aforesaid Request for Qualifications; and

Triarsi, Betancourt, Wukovits & Dugan, LLC  
Centennial Plaza  
186 North Avenue, East  
P.O. Box 985  
Cranford, New Jersey 07016-0985; and

Florio, Kenny & Raval, L.L.P.  
5 Marine View Plaza  
Suite 109  
P.O. Box 771  
Hoboken, New Jersey 07030

; and

WHEREAS, the aforementioned law firms are qualified, ready, willing and able to provide said services; and

WHEREAS, the fee schedule for Panel Counsel is \$165 per hour for all matters except those matters involving the defense of City of Bayonne Police Officers, in which cases the fee schedule shall be \$100 per hour and worker's compensation matters will be paid at a flat fee of \$1,250; and

WHEREAS, this contract constitutes a "Professional Service" contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

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

WHEREAS, funds are certified as available from Various Accounts, pending adoption of the CY2017 budget; now, therefore, be it

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

1. The Law Director is hereby authorized to retain the services of and execute retainer agreements with the aforementioned law firms from time to time for the aforementioned professional legal services for the period commencing January 1, 2017 and ending December 31, 2017 pursuant to the aforementioned fee schedule.

2. Funds shall be charged to Various Accounts.

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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**64.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of website design, management and maintenance services; and

WHEREAS, Alpha Dog Solutions, Inc., 335 Union Avenue, Belleville, New Jersey 07109 has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said website design, management and maintenance services; 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 has provided a certification of extraordinary and unspecifiable services to the Municipal Council indicating the services to be provided by Alpha Dog 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, this extraordinary and unspecifiable services contract was advertised under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; now, therefore, be it

WHEREAS, Alpha Dog Solutions, Inc. is qualified, ready, willing and able to provide said services; and

WHEREAS, the maximum amount the contract is not to exceed \$54,900.00, the term of the contract is from January 1, 2017 through December 31, 2017, and

WHEREAS, funds are certified as available in 01-201-20-101-2-020, UEZ & SID pending adoption of the CY 2017 Budget; 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 Alpha Dog Solutions, Inc., 335 Union Avenue, Belleville, New Jersey 07109 to provide website design, management and maintenance services for a maximum contract amount not to exceed \$54,900.00 for the period commencing January 1, 2017 and ending December 31, 2017.

2. Funds shall be charged to Account 01-201-20-101-2-020, UEZ & SID.

3. 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**65.** Council Member Perez moved the following resolution, seconded by Council Member Cotter, 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, LLC, 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, this contract constitutes a “Professional Service” contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

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

WHEREAS, Millennium Strategies, LLC, is qualified, ready, willing and able to provide said services; and

WHEREAS, the maximum amount of the contract is not to exceed \$48,000.00 for the period commencing January 1, 2017 and ending December 31, 2017; and

WHEREAS, funds have been certified in Account No. BA-01-201-20-101-2-020 pending adoption of the CY2017 budget; 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, LLC, 60 Roseland Avenue, Caldwell, New Jersey 07006 for the period commencing January 1, 2017 and ending

December 31, 2017 for professional grant writing and management services for a total contract amount not to exceed \$48,000.00 .

- 2. Funds shall be charged to account BA-01-201-20-101-2-020.
- 3. 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**66.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City has a need to retain the services of a professional Licensed Site Remediation Specialist in connection with various upcoming potential projects during CY2017; and

WHEREAS, the City of Bayonne advertised a Request for Qualifications for a professional Licensed Site Remediation Specialist under the Fair & Open Contracting Requirements pursuant to N.J.S.A. 19:44A:20.4 and.5; and

WHEREAS, the firm of Remington, Vernick & Arango Engineers, 101 Route 130, Suite 600, Cinnaminson, New Jersey 08077 has submitted formal written response to the City's aforesaid Request for Qualifications/Proposals; and

WHEREAS, the firms of Remington, Vernick & Arango Engineers is qualified, ready, willing and able to provide said professional Licensed Site Remediation Services for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$17,500.00 each; and

WHEREAS, funds have been certified as available in Various Accounts pending adoption of the CY2017 budget; 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 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 Remington, Vernick & Arango Engineers, 101 Route 130, Suite 600, Cinnaminson, New Jersey 08077 for professional Licensed Site Remediation services in connection with various upcoming potential projects during CY2017 for the period commencing January 1, 2017 and ending December 31, 2017 for a total contract amounts not to exceed \$17,500.00.
- 2. Funds shall be charged to Various Accounts.
- 3. 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**67.** Council Member Perez moved the following resolution, seconded by Council Member LaPelusa, which was read by the Clerk and adopted.

WHEREAS, there exists a need for professional planning services as Counsel on Affordable Housing (COAH) Consultant; and

WHEREAS, Clarke, Caton, Hintz, 100 Barrack Street, 3rd Floor, Trenton, New Jersey 08608 has submitted to the City a formal written proposal for said professional planning services; and

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

WHEREAS, Clarke, Caton, Hintz is qualified, ready and able to provide said services; and

WHEREAS, this contract constitutes a “Professional Service” contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; 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, the City of Bayonne desires to retain the services of Clarke, Caton, Hintz for professional planning services as Counsel on Affordable (COAH) Consultant for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$36,000.00, and

WHEREAS, funds are certified as available in Affordable Housing Trust Fund Account; 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 Clarke, Caton, Hintz, 100 Barrack Street, 3rd Floor, Trenton, New Jersey 08608 for professional planning services as Counsel on Affordable Housing (COAH) Consultant for the period commencing January 1, 2017 and ending December 31, 2017 for a total contract amount not to exceed \$36,000.00.
2. Funds shall be charged to Affordable Housing Trust Fund Account.
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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**68.** Council Member Cotter moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of a licensed insurance broker to provide licensed insurance broker services; and

WHEREAS, the City advertised a Request for Qualifications for the aforesaid licensed insurance broker services; and

WHEREAS, the firm of Fairview Insurance Agency Associates, Inc., 25 Fairview Avenue, Verona, New Jersey 07044 has submitted a formal written response to the City’s Request for Qualifications/Proposals for the aforesaid licensed insurance broker services; and

WHEREAS, the firm of Fairview Insurance Agency Associates, Inc., 25 Fairview Avenue, Verona, New Jersey 07044 is qualified, ready, willing and able to provide said licensed insurance broker services at no cost to the City of Bayonne; and

WHEREAS, this contract constitutes a “Professional Service” contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, this professional services contract was advertised under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; 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 Fairview Insurance Agency Associates, Inc., 25 Fairview Avenue, Verona, New Jersey 07044 for licensed insurance broker services for the period commencing January 1, 2017 and ending December 31, 2017.
2. That this professional services contract is at no cost to the City of Bayonne.

3. 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**69.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City has a need to retain professional environmental consulting services in connection with various potential upcoming projects during CY2017; and

WHEREAS, the City advertised a Request for Qualifications for the aforesaid professional environmental consulting services; and

WHEREAS, the firm of Consulting and Municipal Engineers, 3141 Bordentown Avenue, Parlin, New Jersey 08859 has submitted a formal written Response to the City's Request for Qualifications/Proposals for the aforesaid professional environmental consulting services; and

WHEREAS, Consulting and Municipal Engineers, is ready, willing and able to provide said professional environmental consulting services; now, therefore, be it

RESOLVED, by the Municipal Council that Consulting and Municipal Engineers, 3141 Bordentown Avenue, Parlin, New Jersey 08859 is hereby designated a qualified professional consulting environmental consultant pursuant to the Fair and Open Contracting Requirements, N.J.S.A. 19:44A:20.4 and 5 for the period commencing January 1, 2017 and ending December 31, 2017.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**70.** Council President Nadrowski moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of financial advisory services for the preparation and selling of Municipal debt instruments such as Municipal Bonds, Refunding Bonds, Bond Anticipation Notes, and other Notes; assistance in the preparation of and review of the City's Official Statement; conducting and providing the necessary calculations for Bonds and Notes sales; providing assistance to and interacting with Bond Counsel with regard to all relevant past, present and future City of Bayonne Bonds and Notes issues, and all required financial matters; assist City personnel during Bonds and Notes rating processes; representation at any required Local Finance Board Meetings; assistance in the production of applications to the Local Finance Board; assistance in obtaining Bond Insurance; providing financial analyses when required by the City and with regard to the timing of Bond Refundings, Notes sales, and the permanent financing of temporary debt; and advising the City with regard to legislation affecting Municipal Finance Matters and

WHEREAS, NW Financial Group, LLC, 2 Hudson Place, 3rd Floor, Hoboken, New Jersey 07030 has submitted to the City of Bayonne a formal, written proposal for said financial advisory services; 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 has provided a certification of extraordinary and unspecifiable services to the Municipal Council indicating the services to be provided by NW Financial Group, LLC are "unique, specialized and qualitative in nature requiring expertise, extensive training and a proven reputation in the field of financial advisory services;" and

WHEREAS, this extraordinary and unspecifiable services contract was advertised under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; now, therefore, be it

WHEREAS, NW Financial Group, LLC is qualified, ready, willing and able to provide said services; and

WHEREAS, the term of the contract is for the period commencing January 1, 2017 and ending December 31, 2017, and

WHEREAS, funds are certified as available in Accounts BA-2 and Various Capital Ordinances pending adoption of the CY 2017 Budget; 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 NW Financial Group, LLC, 2 Hudson Place, 3rd Floor, Hoboken, New Jersey 07030 to provide financial advisory services for the period commencing January 1, 2017 and ending December 31, 2017.
2. A notice of this action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.
3. Funds shall be charged to Accounts BA-2 and Various Capital Ordinances.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**71.** Council Member Perez moved the following resolution, seconded by Council Member Gullace, which was read by the Clerk and adopted.

WHEREAS, the City is the recipient of Community Development Block Grant (CDBG) Funds from the U.S. Department of Housing and Urban Development (HUD) to benefit the City's low and moderate income families; and

WHEREAS, the American Legion Post 19, 683 Broadway, Bayonne, New Jersey 07002 is an organization which has among its objectives assisting persons of lower income households; and

WHEREAS, the American Legion Post 19 has requested and submitted a formal written application dated February 24, 2015 for said CDBG Grant Funds in the amount of \$8,845.00 for the purpose of providing the cost of electrical work to be completed by C.B. Electric, Inc., 88 West 39<sup>th</sup> Street, Bayonne, NJ 07002; and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing the cost of electrical work to be completed by C.B. Electric, Inc., 88 West 39<sup>th</sup> Street, Bayonne, NJ 07002; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-917; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the American Legion Post 19, 683 Broadway for the provision of providing the cost of electrical work to be completed by C.B. Electric, Inc., 88 West 39<sup>th</sup> Street, Bayonne NJ 07002 in the amount of \$8,845.00 for the period commencing September 1, 2015 and ending August 31, 2016.

2. Funds shall be charged to Account #CDBG-917

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**72.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City is the recipient of Community Development Block Grant (CDBG) Funds from the U.S. Department of Housing and Urban Development (HUD) to benefit the City's low and moderate income families; and

WHEREAS, the Jewish Community Center, 1050 Kennedy Blvd., Bayonne, New Jersey 07002 is an organization which has among its objectives assisting persons of lower income households; and

WHEREAS, the Jewish Community Center has requested and submitted a formal written application dated February 15, 2016 for said CDBG Grant Funds in the amount of

\$4,750.00 for the purpose of providing the cost of architectural plans from Alan Feld Architect, 215 Fourteenth Street, Jersey City, NJ 07310; and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing the cost of architectural plans from Alan Feld Architect, 215 Fourteenth Street, Jersey City, NJ 07310; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG- ; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Jewish Community Center, 1050 Kennedy Blvd, Bayonne, New Jersey 07002 for the provision of providing the cost of architectural plans from Alan Feld Architect, 215 Fourteenth Street, Jersey City, NJ 07310 in the amount of \$4,750.00 for the period commencing September 1, 2016 and ending August 31, 2017.

2. Funds shall be charged to Account #CDBG-

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**73.** Council Member Perez moved the following resolution, seconded by Council Member Cotter, which was read by the Clerk and adopted.

WHEREAS, Resolution No. 15-12-16-070 adopted by the Municipal Council on December 16, 2015 awarded a contract Roth D'Aquanni, LLC, 150 Morris Avenue, Suite 206, Springfield, NJ 07081 and for professional legal services to conduct arbitration hearings, litigation before the courts, and negotiations and PERC hearings involving various unions and the City of Bayonne for the period commencing February 1, 2016 and ending December 31, 2016; and

WHEREAS, subsequent thereto, the City entered into CY16-019 with Roth D'Aquanni, LLC for the aforesaid professional legal services, and

WHEREAS, the Municipal Council adopted Resolution 16-04-20-066 on April 20, 2016 authorizing the term of the aforesaid contract CY16-019 from February 1, 2016 ending December 31, 2016 to January 1, 2016 and ending December 31, 2016 for quantum meruit work performed by Roth D'Aquanni, LLC in the month of January, 2016 on behalf of the City of Bayonne; and

WHEREAS, by way of Resolution No. 16-06-22-054 the aforesaid Agreement CY16-019 with Roth D'Aquanni, LLC was increased in the amount of \$70,000.00 making the total contract amount not to exceed \$100,000.00 due to additional work that was not anticipated at the time of the original contract award; and

WHEREAS, the Business Administrator has advised that it is necessary to increase the aforesaid Agreement No. CY16-019 in the amount of \$75,000.00 due to additional work that was not anticipated at the time of the aforesaid increase, making the total contract amount not to exceed \$175,000.00; and

WHEREAS, funds have been certified in Accounts BA-2 and DL-4 (#01-201-20-156-2-020); now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to execute a third amendment to Agreement No. CY16-019 with Roth D'Aquanni, LLC for the aforesaid professional legal services increasing same in the amount of \$75,000.00, making the total contract amount not to exceed \$175,000.00.

2. Funds shall be charged to Account BA-2 and DL-4 (#01-201-20-156-2-020).

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**74.** Council President Nadrowski moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, by way of Municipal Council Resolution No. 15-08-19-046 adopted on August 19, 2015, the Mayor and City Clerk to entered into an agreement with the Bayonne Community Mental Health Center, 601 Broadway, Bayonne New Jersey (the "Subrecipient") to provide Community Development Block Grant ("CDBG") Funds in the amount of \$16,309.00 for the purpose of providing psychiatric and psychotherapeutic services for children and adolescents from low and moderate income families; and

WHEREAS, pursuant to the aforesaid Resolution No. 15-08-19-46, the City of Bayonne entered into Agreement No. CY15-060 with the Subrecipient; and

WHEREAS, the Subrecipient has indicated there is a need for additional funds for the purpose of providing the aforesaid psychiatric and psychotherapeutic services; and

WHEREAS, the Director of the Office of Community Development has advised that there are residual funds available for these purposes; and

WHEREAS, the City may use CDBG funds to assist the Subrecipient in accordance with the regulations governing the CDBG Program under Section 570:201(a)208(a)(2)(i)(A), paragraph (e), Public Services; and

WHEREAS, funds are certified as available in Account CDBG – 904; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to execute an amendment to Agreement No. CY15-060 with the Bayonne Community Mental Health Center increasing funds for the purpose of providing the aforesaid psychiatric and psychotherapeutic services in the amount of \$16,512.00 making the total contract amount \$32,821.00.

2. Funds shall be charged to Account CDBG-904.

2. All other terms and conditions of Agreement No. CY15-060 shall remain the same.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**75.** Council Member LaPelusa moved the following resolution, seconded by Council Member Gullace, which was read by the Clerk and adopted.

WHEREAS, pursuant to Resolution No. 15-11-10-044 adopted by the Municipal Council on November 10, 2015, the Municipal Council of the City of Bayonne entered into Agreement No. CY15-092 with Atlantic Coast Fibers, LLC, 101 7<sup>th</sup> Street, Passaic, New Jersey for a licensed recycling facility to receive and market certain recyclable materials from the City and from the City's private recycling collection contractor(s) for the period of time commencing November 10, 2016 through December 31, 2016; and

WHEREAS, pursuant to the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5, the Law Director advertised for proposals for a licensed recycling facility to receive and market the aforesaid Recycling Commodity to be submitted by November 30, 2016; and

WHEREAS, pursuant to the aforesaid advertisement three (3) proposals were received; and

WHEREAS, the Business Administrator has opined that it would be in the best interest of the citizens of the City of Bayonne to re-advertise for said licensed recycling facility due to the fact that the responses received proposed varying formulas based on inconsistent markets, making it difficult to compare; and

WHEREAS, it is necessary for the City to have a licensed recycling facility to receive and market the aforesaid Recycling Commodity to ensure the public health and welfare; and

WHEREAS, Atlantic Coast Fibers, LLC is agreeable to extending its existing contract with the City of Bayonne for the period commencing January 1, 2017 and ending January 31, 2017 under the same terms and conditions of their existing contract; now therefore be it

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

1. The Mayor and City Clerk are hereby authorized to execute an amendment to Agreement No. CY15-092 with Atlantic Coast Fibers, LLC for the aforesaid receipt of the City's

Recycling Commodity for the period commencing January 1, 2017 and ending January 31, 2017 under the same terms and conditions of the original contract.

2. All other terms and conditions of Agreement No. CY15-092 shall remain the same.

3. The Law Director is hereby authorized to re-advertise a Request for Proposals for a Licensed Recycling Facility to receive and market certain recyclable materials for a period commencing at the end of the current contract and any extensions and ending December 31, 2017.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**76.** Council President Nadrowski moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne was in need of a professional legal services to act as hearing officer for an ongoing employee disciplinary matter; and

WHEREAS, the law firm of Ruderman, Horn & Esmerado, P.C., 675 Morris Avenue, Suite 100, Springfield, New Jersey 07081 submitted a proposed contract for said services at an hourly rate of \$185.00; and

WHEREAS, the law firm of Ruderman, Horn & Esmerado, P.C. is able and learned in such matters, and well qualified to advise and assist City in connection with same; and

WHEREAS, the law firm of Ruderman, Horn & Esmerado, P.C. was ready, willing and able to provide said services; and

WHEREAS, the Law Director did retain the services of the law firm of Ruderman, Horn & Esmerado, P.C. to act as hearing officer for an ongoing disciplinary matter; now, therefore, be it

WHEREAS, the anticipated contract amount for the contract did not exceed \$17,500 and therefore is not subject to the Public Contracts Law, N.J.S.A. 40A:11-1 et seq. or the New Jersey Local Unit Pay to Play Law, N.J.S.A.19:44A:20.4. et seq.; and

WHEREAS, the maximum amount of the contract is \$10,000.00 payable at the rate of \$185.00 per hour;

WHEREAS, this contract constitutes a "Professional Service" contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; 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 are certified as available from Account No. 01-201-20-156-2-020; 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 the law firm of Ruderman, Horn & Esmerado, P.C., 675 Morris Avenue, Suite 100, Springfield, New Jersey 07081 submitted a proposed contract for said services at an hourly rate of \$185.00 for professional legal services to act as hearing officer in connection with an ongoing employee disciplinary matter for an amount not to exceed \$10,000.00 payable at the rate of \$185.00 per hour.

2. The actions of the Law Director in retaining the services of the law firm of Ruderman, Horn & Esmerado, P.C. to act as hearing officer are hereby ratified and affirmed.

3. Funds shall be charged to Account No. 01-201-20-156-2-020.

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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**77.** Council Member LaPelusa moved the following resolution, seconded by Council Member Gullace, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne had a need to acquire office and parking space at the Port Authority Marine Terminal for use by the Bayonne Police Department; and

WHEREAS, the Port Authority of New York and New Jersey (the “Port Authority”) was willing to grant the use and occupancy of approximately 390 square feet of space and two (2) parking spaces located in / adjacent to Building 51 at Port Jersey South for use by the Bayonne Police Department (the “Premises”) on a pro bono basis at no cost to the City; and

WHEREAS, as a condition of granting the use and occupancy of the Premises, the Port Authority required the City to execute a Space Permit Agreement setting forth the rights and obligations of both the Port Authority and the City in connection with said use and occupancy of the Premises; and

WHEREAS, in order to effectuate said use and occupancy of the Premises by the Police Department, the Director of Public Safety executed Space Permit Agreement - Permit No. PPJ-034 with Port Authority for the period commencing on or about December 1, 2015 through November 30, 2016; now, therefore, be it

RESOLVED, the Municipal Council hereby ratifies and affirms the actions of the Director of Public Safety in executing Space Permit Agreement – Permit No PPJ-034 with the Port Authority and further authorizes the Director of Public Safety to execute any documents required for the renewal of same.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**78.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY AUTHORIZING AND DIRECTING THE PLANNING BOARD TO CONDUCT A PRELIMINARY INVESTIGATION TO DETERMINE WHETHER CERTAIN PROPERTY LOCATED AT AVENUE E AND E 25<sup>TH</sup> STREET, WHICH PROPERTY IS IDENTIFIED AS BLOCK 191, LOT 5.02, AND CERTAIN PROPERTY LOCATED AT 306-322 AVENUE E, WHICH PROPERTY IS IDENTIFIED AS BLOCK 440, LOTS 3, 4, AND 5 WITHIN THE CITY CONSTITUTES A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A. 40A:12A-1 ET SEQ.*

WHEREAS, the City of Bayonne, in the County of Hudson, New Jersey (the “City”), a public body corporate and politic of the State of New Jersey (the “State”), is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “Redevelopment Law”), to determine whether certain parcels of land within the City constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, pursuant to the Redevelopment Law, the Municipal Council of the City (the “Municipal Council”) adopted Resolution No. 98-02-04-040, designating the entire City as an area in need of rehabilitation in accordance with *N.J.S.A. 40A:12A-14*; and

WHEREAS, *N.J.S.A. 40A:12A-6* authorizes the governing body of any municipality, by resolution, to have its Planning Board conduct a preliminary investigation to determine whether an area of the municipality is a non-condemnation “area in need of redevelopment” pursuant to the criteria contained in *N.J.S.A. 40A:12A-5*; and

WHEREAS, the Mayor and Municipal Council consider it to be in the best interest of the City to have the Planning Board of the City (the “Planning Board”) to conduct such an investigation to determine if certain properties located at Avenue E and E. 25<sup>th</sup> Street, which property is identified as Block 191, Lot 5.02 and commonly known as “317 Avenue E,” and certain property located at 306-322 Avenue E, which property is identified as Block 440, Lots 3, 4, and 5 as shown on the official Tax Map of the City (the “Study Area”), constitute a non-condemnation “area in need of redevelopment,” in accordance with the Redevelopment Law; and

WHEREAS, the City believes the Study Area is potentially valuable for contributing to, serving, and protecting the public health, safety and welfare and for the promotion of smart growth within the City: and

WHEREAS, the preliminary investigation will be designed to evaluate the area to determine whether designation of the Study Area as a non-condemnation “area in need of redevelopment” is appropriate and in conformance with the statutory criteria contained in *N.J.S.A. 40A:12A-5*; and

WHEREAS, the City is desirous of continuing revitalization and redevelopment efforts in the City.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, NEW JERSEY AS FOLLOWS:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Planning Board is hereby directed to conduct a preliminary investigation to determine whether the Study Area, or any portions thereof, constitute a non-condemnation “area in need of redevelopment” according to the criteria set forth in *N.J.S.A. 40A:12A-5*.

Section 3. The Planning Board is hereby directed to study the area known as Avenue E and E. 25<sup>th</sup> Street, which property is identified as Block 191, Lot 5.02 and commonly known as “317 Avenue E,” and certain property located at 306-322 Avenue E, which property is identified as Block 440, Lots 3, 4, and 5 on the City’s Tax Maps; to develop a map reflecting the boundaries of the proposed non-condemnation redevelopment area; to provide public notice and conduct public hearings pursuant to *N.J.S.A. 40A:12A-6*; and to draft a report/Resolution to the Mayor and Municipal Council containing its findings.

Section 4. The results of such preliminary investigation shall be submitted to the Mayor and Municipal Council for review and approval in accordance with the provisions of the Redevelopment Law.

Section 5. This Resolution shall take effect immediately.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**79.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY DESIGNATING MAHALAXMI BAYONNE, LLC AS REDEVELOPER FOR A PORTION OF THE PENINSULA AT BAYONNE HARBOR, REFERRED TO AS HARBOR STATION SOUTH, WHICH PROPERTY IS SHOWN AS PROPOSED BLOCK 751, LOT 1 ON A FINAL MAJOR SUBDIVISION PLAT, AND AUTHORIZING EXECUTION OF A REDEVELOPMENT AGREEMENT

WHEREAS, the Municipal Council of the City of Bayonne in its capacity as the redevelopment entity (the “Municipal Council”) for the City of Bayonne (the “City”) is responsible for implementing redevelopment plans and carrying out redevelopment projects pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “Redevelopment Law”); and

WHEREAS, in accordance with the criteria set forth in the Redevelopment Law, the City identified and designated the Bayonne Military Ocean Terminal (hereinafter referred to as the “Peninsula”) as an area in need of redevelopment referred to as Harbor Station South (the “Redevelopment Property”); and

WHEREAS, the City is the owner of the Redevelopment Property; and

WHEREAS, the Redevelopment Law authorizes the City to arrange or contract for the planning, construction or undertaking of any development project or redevelopment work in an area designated “as an area in need of redevelopment” pursuant to *N.J.S.A. 40A:12A-8*; and

WHEREAS, in February of 2016, the City approved the subdivision of the Redevelopment Property pursuant to a Final Major Subdivision Plat, prepared by Partner Engineering and Science, Inc., dated November 11, 2015 (“Major Subdivision Plat”), which

modified the existing lots within the Redevelopment Property for future sale and redevelopment purposes; and

WHEREAS, the Major Subdivision Plat was recorded with the Office of the Hudson County Register on November 14, 2016; and

WHEREAS, among other lots, the Major Subdivision Plat creates “Proposed Block 751, Lot 1” consisting of approximately 27.328 acres of land (the “Property”); and

WHEREAS, by Resolution adopted on April 20, 2016, the City authorized a Request for Qualification for redevelopers to submit proposals for the redevelopment of the Redevelopment Property; and

WHEREAS, MAHALAXMI BAYONNE, LLC, a limited liability company of the State of New Jersey with an office at 2449 Kennedy Blvd., Jersey City, NJ 07304 (“MBL”) informed the City of its interest in acquiring and redeveloping the Property, and

WHEREAS, the City and MBL negotiated and prepared a purchase proposal (the “Purchase Proposal”) for the Property setting forth the general terms of understanding with respect to moving forward with the redevelopment of the Property; and

WHEREAS, on November 9, 2016, the Municipal Council designated MBL as conditional redeveloper (“Conditional Redeveloper”) subject to the negotiation and preparation of a mutually agreeable Redevelopment Agreement; and

WHEREAS, the Municipal Council, through its attorneys and staff, have negotiated and prepared a mutually agreeable Redevelopment Agreement between MBL and the City of Bayonne; and

WHEREAS, the Municipal Council desires to designate MBL as redeveloper of the Property and enter into a Redevelopment Agreement with the Redeveloper, as provided for and in accordance with the provisions of the Redevelopment Law.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, NEW JERSEY AS FOLLOWS:

Section 1. The aforementioned recitals are incorporated herein as if fully set forth herein.

Section 2. The Municipal Council of the City of Bayonne hereby authorizes the execution of the “Redevelopment and Purchase and Sale Agreement By and Between the Mahalaxmi Bayonne, LLC and the City of Bayonne,” (the “Redevelopment Agreement”) concerning the Property identified as “Proposed Block 751, Lot 1” consisting of approximately 27.328 acres of land as shown on the Final Major Subdivision Plat, prepared by Partner Engineering and Science, Inc., dated November 11, 2015, and recorded with the Office of the Hudson County Register on November 14, 2016, in the City of Bayonne (the “Property”), in such a form deemed advisable by the City Attorney, subject to any and all conditions contained herein and such revisions as deemed advisable by the City Attorney or Special Redevelopment Counsel to the City; and

Section 3. The Municipal Council, upon the full execution of the Redevelopment Agreement recognizes Mahalaxmi Bayonne, LLC as redeveloper of the Property as provided for and in accordance with the provisions of the Local Redevelopment and Housing Law; and

Section 4. The Mayor and Clerk are hereby authorized to execute the Redevelopment Agreement, with such revisions as deemed advisable by the City Attorney or Special Redevelopment Counsel, on behalf of the City of Bayonne, acting as the redevelopment entity for the redevelopment of the Property by Mahalaxmi Bayonne, LLC.

Section 5. This Resolution shall take effect immediately.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**80.** Council President Nadrowski moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON,  
NEW JERSEY AUTHORIZING THE EXECUTION OF AN AFFORDABLE HOUSING  
AGREEMENT WITH HOBART HOUSING CORPORATION

WHEREAS, the Municipal Council of the City of Bayonne (the “Grantor”) is authorized to disburse public funds from the Grantor’s Affordable Housing Trust Fund; and

WHEREAS, Hobart Housing Corporation (the “Grantee”) is the owner of a certain parcel of land known as 180-186 Hobart Avenue, Bayonne, New Jersey, 07002, and designated as Block 322, Lots 1.01 and 3 on the official tax map of the City of Bayonne (the “Property”); and

WHEREAS, Grantee intends to construct, own, and operate an affordable housing development consisting of a total of eight (8) two-bedroom apartments (each a “Unit”), and associated amenities, including at least two (2) special needs Units to be licensed as community residences for the developmentally disabled, with supportive services and on-site supervision (the “Project”); and

WHEREAS, the Project will be occupied by low-and-moderate income residents, including developmentally disabled residents in at least two (2) of the eight (8) bedroom Units, and the Project shall be half low-income (including very low-income) and half moderate-income with at least two (2) of the special needs Units reserved for very low-income residents; and

WHEREAS, Grantee has requested that Grantor provide and Grantor has agreed to provide a disbursement in the amount of \$1,000,000.00 from Grantor’s Affordable Housing Trust Fund (the “Disbursement”) to aid in the construction costs of the Project; and

WHEREAS, Grantor’s authorization for the Disbursement is evidenced by Resolution No. 12-05-16-052 of the Municipal Council of the City of Bayonne, and the Court Order filed July 27, 2016, by the Honorable Mary K. Costello, J.S.C., approving Grantor’s Spending Plan, dated December 15, 2015, including the Disbursement to Grantee from Grantor’s Affordable Housing Trust Fund; and

WHEREAS, the Fair Housing Act, N.J.S.A. 52:27D-301, et seq., permits municipalities to make disbursements of public funds for the provision of housing for low and moderate income persons; and

WHEREAS, the City of Bayonne (the “City”), through its attorneys and staff, have negotiated and prepared a mutually agreeable affordable housing agreement between Hobart Housing Corporation and the City of Bayonne (the “Affordable Housing Agreement”); and

WHEREAS, the Municipal Council desires to enter into the Affordable Housing Agreement with Grantee.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, NEW JERSEY AS FOLLOWS:

Section 1. The aforementioned recitals are incorporated herein as if fully set forth herein.

Section 2. The Mayor and Clerk are hereby authorized to sign the Affordable Housing Agreement on behalf of the City of Bayonne and that their signature constitutes acceptance of the terms and conditions of the Affordable Housing Agreement and approve the execution of same.

Section 3. The City hereby authorizes the Municipal Council to disburse \$1,000,000.00 from the City’s Affordable Housing Trust Fund to Hobart Housing Corporation.

Section 4. This Resolution shall take effect immediately.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**81.** Council Member Cotter moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH 26 NORTH AVENUE URBAN RENEWAL, LLC FOR THE REDEVELOPMENT OF THE PROPERTY IDENTIFIED AS BLOCK 297, Lot 3 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE IN ACCORDANCE WITH THE REDEVELOPMENT PLAN

WHEREAS, the Municipal Council of the City of Bayonne in its capacity as the redevelopment entity (the “Municipal Council”) for the City of Bayonne is responsible for implementing redevelopment plans and carrying out redevelopment projects pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”); and

WHEREAS, on, the Municipal Council of the City (the “Municipal Council”) adopted 98-02-04-040, designated the entirety of the City of Bayonne as an area in need of rehabilitation in accordance with the provisions of *N.J.S.A. 40A:12A-14* of the Redevelopment Law; and

WHEREAS, the Municipal Council, pursuant to Resolution No. 15-02-18-046, directed the Planning board, to prepare and review a Rehabilitation Plan for 8<sup>th</sup> Street Station Area (the “Rehabilitation Area”) and make recommendations to the Municipal Council in accordance with the Redevelopment Law; and

WHEREAS, the City of Bayonne, Division of Planning & Zoning, Department of Municipal Services in conjunction with Local and Planning Services of the Department of Community Affairs, prepared a rehabilitation plan for the Rehabilitation Area titled “City of Bayonne 8<sup>th</sup> Street Station Rehabilitation Area Plan” revised through April 24, 2015 (the “Rehabilitation Plan”); and

WHEREAS, on February 25, 2015, the Planning Board adopted a Resolution recommending the 8<sup>th</sup> Street Station Rehabilitation Area Plan to the Municipal Council and concluding that the Rehabilitation Plan is consistent with the Master Plan of the City of Bayonne; and

WHEREAS, on May 20, 2015, the Municipal Council pursuant to Ordinance O-15-13 adopted the Rehabilitation Plan dated March 9, 2015 and revised through April 24, 2015; and

WHEREAS, 26 North Avenue Urban Renewal, LLC is the owner of property located within the Rehabilitation Area, which is designated as 26 North Street, Block 297, Lot 3 on the Tax Maps of the City of Bayonne (the “Property”); and

WHEREAS, 26 North Avenue Urban Renewal, LLC desires to construct a twenty-two (22)-story, 277,425 square foot mixed-use building consisting of one hundred and seventy (170) residential units, 3,900 square feet of ground floor retail space and a four and a half (4 ½)-story parking deck on vacant land, as well as related improvements and community benefits, in accordance with the Redevelopment Plan (the “Project”); and

WHEREAS, on September 8, 2015, the City of Bayonne Planning Board granted preliminary and final site plan approval for the Project; and

WHEREAS, on October 21, 2015, the Municipal Council designated 26 North Avenue, LLC (now formed as an urban renewal entity, “26 North Avenue Urban Renewal, LLC”) as redeveloper (the “Redeveloper”) of the Property and authorized the negotiation of a mutually agreeable redevelopment agreement between the Redeveloper and the City of Bayonne (the “Redevelopment Agreement”); and

WHEREAS, the Municipal Council, through its attorneys and staff, have negotiated and prepared a mutually agreeable Redevelopment Agreement between 26 North Avenue Urban Renewal, LLC, and the City of Bayonne; and

WHEREAS, the Municipal Council desires to designate 26 North Avenue Urban Renewal, LLC as redeveloper of the Property and enter into a Redevelopment Agreement with the Redeveloper, as provided for and in accordance with the provisions of the Redevelopment Law.

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, NEW JERSEY AS FOLLOWS:

Section 1. The Municipal Council of the City of Bayonne hereby authorizes the execution of the “Redevelopment Agreement By and Between the City of Bayonne and 26 North Avenue Urban Renewal, LLC,” concerning the Property identified as Block 297, Lot 3 in the City of Bayonne, in such a form deemed advisable by the City Attorney, subject to any and all conditions contained herein and such revisions as deemed advisable by the City Attorney or Special Redevelopment Counsel to the City; and

Section 2. The Municipal Council, upon the full execution of the Redevelopment Agreement recognizes 26 North Avenue Urban Renewal, LLC as redeveloper of Block 297, Lot 3 in the City of Bayonne as provided for and in accordance with the provisions of the New Jersey Local Redevelopment and Housing Law; and

Section 3. The Mayor and Clerk are hereby authorized to execute the Redevelopment Agreement, with such revisions as deemed advisable by the City Attorney or Special Redevelopment Counsel, on behalf of the City of Bayonne, acting as the redevelopment entity for the redevelopment of the Property by 26 North Avenue Urban Renewal, LLC.

Section 4. This Resolution shall take effect immediately.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**82.** Council Member Cotter moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY DESIGNATING CERTAIN PROPERTY LOCATED AT 16 BAYVIEW COURT AND 18-20 BAYVIEW COURT AND MORE SPECIFICALLY KNOWN AS BLOCK 333.01, LOTS 1 AND 2 WITHIN THE CITY AS A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT AND AUTHORIZING THE PREPARATION AND AMENDMENT OF THE REDEVELOPMENT PLAN PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A. 40A:12A-1 ET SEQ.*

WHEREAS, the City of Bayonne, in the County of Hudson, New Jersey (the “City”), a public body corporate and politic of the State of New Jersey (the “State”), is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “Redevelopment Law”), to determine whether certain parcels of land within the City constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, pursuant to the Redevelopment Law, the Municipal Council of the City (the “Municipal Council”) adopted Resolution No. 98-02-04-040, designating the entire City as an area in need of rehabilitation in accordance with *N.J.S.A. 40A:12A-14*; and

WHEREAS, on August 24, 2016, the Municipal Council by resolution authorized and directed the Planning Board to conduct a preliminary investigation to determine whether the properties located as 16 Bayview Court and 18-20 Bayview Court in the City, which properties are identified as Block 333.01, Lots 1 and 2 as shown on the official Tax Map of the City ( the “Study Area”) constituted a non-condemnation “area in need of redevelopment” according to the criteria set forth in *N.J.S.A. 40A:12A-5*; and

WHEREAS, on November 10, 2016, the Planning Board held a public hearing, duly noticed under the Redevelopment Law, and reviewed an investigation/report titled “Area in Need of Redevelopment Preliminary Investigation 16 Bayview Court (Block 333.01 Lot 1) 18-20 Bayview Court (Block 333.01 Lot 2) prepared by the City of Bayonne, Division of Planning & Zoning, Department of Municipal Services dated November 8, 2016 (the “Study”) and any persons interested in or affected by a determination that the Property is a non-condemnation redevelopment area were given an opportunity to be heard, and any objections to such a determination and evidence in support of those objections, were received and considered and made part of the public record; and

WHEREAS, on November 10, 2016, the Planning Board by resolution recommended that the Study Area be determined by the Municipal Council to be a non-condemnation “area in need of redevelopment” under the Redevelopment Law, *N.J.S.A. 40A:12A-1 et seq.*; and

WHEREAS, the Study further recommended that the Study Area should be incorporated into the redevelopment plan entitled “City of Bayonne: Scattered Site Redevelopment Project Phase II: Site 9” dated June 21, 2011 (the “Redevelopment Plan”), which was adopted by the Municipal Council on April 20, 2016, for certain properties in the City, designated as Block 301.01, Lot 7; Block 310, Lots 1-13; Block 311.01, Lot 1; Block 333.01, Lots 3-6; and Block 333.02, Lot 1 on the City’s Tax Maps; and

WHEREAS, the Municipal Council concurs and agrees with Planning Board’s recommendation, as supported by the reasons stated in the Study, that the Study Area constitutes and meets the criteria under the Redevelopment Law and that the Study Area should be determined and declared a non-condemnation “area in need of redevelopment”, which determination shall, among other things, authorize the City to use all of the powers provided by the Legislature for use in a redevelopment area, however, it shall not authorize the City to exercise the power of eminent domain to acquire all or any portion of such Property; and

WHEREAS, the Municipal Council now believes that it is in the best interests of the City to amend the Redevelopment Plan to include the Study Area and expand the scope of the revitalization and redevelopment efforts in the City; and

WHEREAS, in accordance with the Redevelopment Law the Municipal Council is desirous of directing the Planning Board to prepare an amendment to the Redevelopment Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, NEW JERSEY AS FOLLOWS:

Section 1. Block 333.01, Lot 1 and 2, as shown on the official Tax Map of the City is hereby designated a non-condemnation “area in need of redevelopment” under the Redevelopment Law, *N.J.S.A. 40A:12A-1 et seq.*

Section 2. The Municipal Council hereby directs the City Clerk to transmit a copy of the within resolution to the Commissioner of the Department of Community Affairs and to serve notice that Block 333.01, Lot 1 and 2 is designated a non-condemnation redevelopment area on the owners of such Property and other parties within ten (10) days of the date hereof, in accordance with *N.J.S.A. 40A:12A-6.b (5).*

Section 3. The Planning Board of the City of Bayonne is hereby authorized and directed to prepare an amendment to the Redevelopment Plan for the Study Area identified as Block 333.01, Lot 1 and 2, as shown on the official Tax Map of the City in accordance with the Redevelopment Law, *N.J.S.A. 40A:12A-1 et seq* (the “Amended Redevelopment Plan”).

Section 4. The Planning Board shall transmit the Amended Redevelopment Plan to the Municipal Council for further consideration and action upon completion of same.

Section 5. This Resolution shall take effect immediately.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**83.** Council Member Cotter moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

RESOLVED, that the budgetary transfers as set forth below pertaining to the CY 2016 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    |                         |            |                    |            |
|-----------------|-------------------------|------------|--------------------|------------|
| No.             | Account                 | Amount     | Account            | Amount     |
| 1               | Law Enforcement-Uniform |            | Fire Dept.-Uniform |            |
|                 | - S& W                  | \$507,000. | - S&W              | \$507,000. |
|                 | Streets & Road          |            | Building & Grounds |            |
|                 | Maint-S&W               | \$ 24,000. | - S&W              | \$ 24,000. |
|                 | Mun. Court S&W          | \$ 7,000.  | Mun. Court-O.E.    | \$ 7,000.  |
|                 | Pub. Health Ser.S&W     | \$ 50,000. | Group Insurance-OE | \$ 50,000. |
|                 | Bus. Admin.-S&W         | \$ 2,000.  | Tax Assessor-S&W   | \$ 2,000.  |
| PARKING UTILITY |                         |            |                    |            |
|                 | FROM                    |            | TO                 |            |
| No.             | Account                 | Amount     | Account            | Amount     |
| 1               | Group Insurance-OE      | \$3,000.   | Social Security    | \$3,000.   |

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**84.** Council discussed the best practice inventory.

\* \* \* \* \*

**85.** Council Member Perez moved the following resolution, seconded by Council President Nadrowski, which was read by the Clerk and adopted.

WHEREAS, Resolution 15-01-21-056 adopted by the Municipal Council on January 21, 2015 as amended by Resolution No. 15-02-18-049 adopted on February 18, 2016 awarded a contract for professional planning services as Town Planning Consultant to CME Associates t/a Consulting and Municipal Engineers,1460 Route 9 South, Howell, NJ 07731 for the period commencing February 1, 2015 and ending January 31, 2016; and

WHEREAS, pursuant to the aforesaid Resolution Nos. 15-01-21-056 and 15-02-18-049 the City entered into Agreement No. CY15-018 with CME Associates t/a Consulting and Municipal Engineers; and

WHEREAS, the Business Administrator has demonstrated there is a need to extend the aforesaid Agreement No. CY15-018 for an additional six (6) month period at no additional cost to the City; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized and directed to execute an amendment to Agreement No. CY15-018 with CME Associates t/a Consulting and Municipal Engineers, 1460 Route 9, South, Howell, New Jersey 07731 for professional planning services as Town Planning Consultant extending same for an additional six (6) month period commencing February 1, 2016 and ending July 31, 2016 at no additional cost.

2. All other terms and conditions of Agreement No. CY15-018 shall remain the same.

WHEREAS, the City seeks to explore the opportunities and viability and thereafter implement a bike share program that makes bicycles available to our citizens and visitors for shared use to individuals on a very short term basis. The program would allow people to borrow a bike from point "A" and return it at point "B" for free or at a very inexpensive rate encouraging the use of bicycles as a form of transportation and enhancing negative environmental effects of fossil fuels and encouraging the use of bicycles and its health benefits to those who opt for use of the bike share system, now therefore, be it

RESOLVED, the Municipal Council hereby authorizes the advertisement of Requests for Proposals for the aforesaid bike share program for the upcoming calendar year commencing January 1, 2017 and ending December 31, 2017 pursuant to the fair and open contracting provisions set forth in *N.J.S.A. 19:44A-20.4* and *N.J.S.A. 19:44A-20.5*.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**86.** Council Member LaPelusa moved the following resolution, seconded by Council President Nadrowski, which was read by the Clerk and adopted.

WHEREAS, the City seeks to explore the opportunities and viability and thereafter implement a bike share program that makes bicycles available to our citizens and visitors for shared use to individuals on a very short term basis. The program would allow people to borrow a bike from point "A" and return it at point "B" for free or at a very inexpensive rate encouraging the use of bicycles as a form of transportation and enhancing negative environmental effects of fossil fuels and encouraging the use of bicycles and its health benefits to those who opt for use of the bike share system, now, therefore, be it

RESOLVED, that the Municipal Council hereby authorized the advertisement of Request for Proposals for the aforesaid bike share program for the upcoming calendar year commencing January 1, 2017 and ending December 1, 2017 pursuant to the fair and open contracting provisions set forth in *N.J.S.A. 19:44a-20.4* and *N.S.J.A. 10:44a-20.5*.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**87.** Council Member Perez moved the following resolution, seconded by Council Member Gullace, which was read by the Clerk and adopted.

WHEREAS, Khinder and Blanche Jiji ("Applicant") are the owners in fee simple of real property located at 418 Broadway, designated as Block 226, Lot 36 in the City of Bayonne, County of Hudson, State of New Jersey shown on the official tax map of the City of Bayonne, currently used as a mixed use storefront with dwelling units on the second and third floors (the "Applicant's Property"); and

WHEREAS, the Applicant has applied to the Planning Board of the City of Bayonne (the "Planning Board") to convert the third floor of the Applicant's Property from a single dwelling unit into two (2) dwelling units (the "Project"); and

WHEREAS, the Planning Board adopted Resolution No. 16-035 on December 13, 2016 approving the Project subject to conditions including the extension of an existing fire escape approximately fifteen (15') feet over the City's sidewalk on East 19<sup>th</sup> Street, to serve as an emergency means of egress from the proposed third floor second dwelling unit; and

WHEREAS, the existing fire escape projects into the City's right of way on East 19<sup>th</sup> Street, as illustrated in the drawing attached hereto as Exhibit "A"; and

WHEREAS, the Applicant submitted a letter dated November 14, 2016, a copy of which is attached hereto as Exhibit “B”, requesting permission to extend the existing fire escape approximately fifteen (15) feet [in an easterly direction], to serve as an emergency egress by occupants of the Applicant’s Property and their invitees; and

WHEREAS, the City believes that the conveyance of a license over the City’s Property will allow the Applicant to go forward with the Project and make building improvements that offer an improved planning and zoning perspective and economic benefit to the Applicant, the City and its residents; now, therefore, be it

RESOLVED, the City of Bayonne is willing to grant a License to Khinder and Blanche Jiji allowing them to maintain the existing fire escape and extend it approximately fifteen (15’) feet easterly on 19<sup>th</sup> Street so as to serve as an emergency means of egress from the proposed third floor dwelling unit, to be constructed in accordance with the aforesaid Planning Board Resolution No. 16-035 adopted on December 13, 2016 and applicable state and local laws and ordinances, pursuant to the following conditions:

1. The sidewalk beneath the License area will at all times be maintained and kept clear and unobstructed, free of debris, snow and ice;
2. Khinder and Blanche Jiji and their successors and assigns will defend, indemnify and hold harmless the City of Bayonne from any and all claims for injury and damage to persons or property arising from the use of the License area;
3. Khinder and Blanche Jiji and their successors and assigns will at all times maintain liability insurance with limits of at least \$1,000,000 and provide the City of Bayonne with a Certificate of Insurance naming it as an additional insured;
4. The License Agreement may not be modified, amended or terminated without the prior written consent of the Municipal Council;
5. Failure to comply with the terms of the License Agreement may result in revocation of the License, zoning permit and/or building permit or certificate of occupancy; and

BE IT FURTHER RESOLVED that the Mayor and Clerk be and are hereby authorized to execute a License Agreement consistent with the dimensions (or portion thereof) set forth in the Planning Board Application and incorporating the terms and conditions of any Planning, Zoning and/or Building approvals necessary for the construction, renovation and expansion of the existing structure and in such form and content as may be deemed necessary by the Law Director for the City of Bayonne to secure these purposes both now and in the future.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**88.** Council Member Perez moved the following resolution, seconded by Council President Nadrowski, which was read by the Clerk and adopted.

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The City Council of the City of Bayonne, County of Hudson, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the City Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the City Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Hudson;

NOW, THEREFORE, BE IT RESOLVED by the City of Bayonne, County of Hudson, State of New Jersey hereby recognizes the following:

1. The City Council does hereby authorize submission of a strategic plan for the Bayonne Municipal Alliance grant year July 1, 2017 to June 30, 2018 in the amount of:

DEDR \$ 54,448.00  
Cash Match \$ 14,000.00  
In-Kind \$ 45,000.00

2. The City Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**89.** Council Member Perez moved the following resolution, seconded by Council Member Gullace, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional mental health services to Low Income and Public Assistance Clients residing in the City of Bayonne; and

WHEREAS, the Bayonne Community Mental Health Center, 601 Broadway, Bayonne, NJ 07002 has submitted to the City of Bayonne a formal written response to the City’s Request for Qualifications/Proposals for said professional mental health services; and

WHEREAS, the Bayonne Community Mental Health Center is qualified, ready and able to provide said services; and

WHEREAS, this contract constitutes a “Professional Service” contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, this professional services contract was advertised 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 \$30,000.00; the term of the contract is from January 1, 2017 through December 31, 2017; and

WHEREAS, funds are available in Account #HW-4 01-201-27-330-2-020 pending adoption of the CY2017 Budget, and have been certified by the Municipal Comptroller; 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 the Bayonne Community Mental Health Center, 601 Broadway, Bayonne, NJ 07002 to provide professional mental health services to Low Income and Public Assistance clients residing in the City of Bayonne, for a total amount not to exceed \$30,000.00 for a period of one year commencing January 1, 2017 and ending December 31, 2017.
2. Funds shall be charged to Account #HW-4 01-201-27-330-2-020 pending adoption of the CY2017 Budget.
3. A notice of this award shall be published once in a newspaper of general circulation within the boundaries of the City of Bayonne.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**90.** Council Member LaPelusa moved the following resolution, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, the City of Bayonne is in need of professional mental health services in connection with the City's Employee Assistance Program for City of Bayonne Municipal Employees; and

WHEREAS, the Bayonne Community Mental Health Center, 601 Broadway, Bayonne, NJ 07002 has submitted to the City of Bayonne a formal written response to the City’s Request for Qualifications/Proposals for said professional mental health services; and

WHEREAS, the Bayonne Community Mental Health Center is qualified, ready and able to provide said services; and

WHEREAS, this contract constitutes a "Professional Service" contract 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 therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, this professional services contract was advertised 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 \$27,000.00; the term of the contract is from January 1, 2017 through December 31, 2017; and,

WHEREAS, funds are available in Account #HW-4 01-201-27-330-2-020 pending adoption of the CY2017 Budget, and have been certified by the Municipal Comptroller; 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 the Bayonne Community Mental Health Center, 601 Broadway, Bayonne, NJ 07002 for professional mental health services in connection with the City's Employee Assistance Program, for a total amount not to exceed \$27,000.00 for a period commencing January 1, 2017 and ending December 31, 2017.
2. Funds shall be charged to Account #HW-4 01-201-27-330-2-020.
3. A notice of this award shall be published once in a newspaper of general circulation within the boundaries of the City of Bayonne.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**91.** Council President Nadrowski moved the following resolution, seconded by Council Member Cotter, which was read by the Clerk and adopted.

WHEREAS, there exists a need for real property appraisals and expert testimony services in tax appeals before the State Tax Court and Hudson County Tax Board and condemnation proceedings for residential, commercial, apartment buildings and warehouses; and

WHEREAS, Stack, Coolahan & Stack, LLC, 90 Hudson Street, Suite 200, Hoboken, New Jersey 07030, has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said real property appraisals and expert testimony services; and

WHEREAS, Stack, Coolahan & Stack, LLC, 90 Hudson Street, Suite 200, Hoboken, New Jersey 07030, is qualified, ready, willing and able to provide said services; and

WHEREAS, Stack, Coolahan & Stack, LLC is willing to perform these services for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$84,000.00, and

WHEREAS, funds are certified as available in Account #01-201-20-101-2-20 pending adoption of the CY 2017 Budget; and

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; 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; now, therefore, be it

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

1. That the Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Stack, Coolahan & Stack, LLC, 90 Hudson Street, Suite 200, Hoboken, New Jersey 07030, for the above mentioned real property appraisals and expert testimony services

for the period commencing January 1, 2017 and ending December 31, 2017, for an amount not to exceed \$84,000.00.

2. Funds are certified as available in Account #01-201-20-101-2-20.

3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because this service will be performed by persons recognized by law to practice such a profession, and bids are not required as per N.J.S.A. 4A: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.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**92.** Council Member Perez moved the following resolution, seconded by Council President Nadrowski, which was read by the Clerk and adopted.

WHEREAS, the City has been awarded Title III Grant funds from the Department of Health and Human Services, Area Agency on Aging in the amount of \$602,950.00 for CY2017 to be allocated as follows: Projects #001 Care Management - \$78,532, #011 Emergency - \$19,484, #561 Congregate Nutrition - \$171,352, #001 Care Management - \$28,664, and #58 Home Delivered Meals - \$269,100, #306 Physical Health-Eye Glasses - \$21,100; #59 State Weekend Home Delivered Meals -\$14,718; and

WHEREAS, it is the City's intention to utilize \$455,170.00 of said grant funds for the purpose of continuing to provide a Nutritional Feeding Program for Senior Citizens consistent with #561 Congregate Nutrition - \$171,352.00; #58 Home Delivered Meals - \$269,100.00; and #59 State Weekend Home Delivered Meals - \$14,718.00; and

WHEREAS, the Bayonne Economic Opportunity Foundation, 555 Kennedy Boulevard, Bayonne, New Jersey administers a Nutrition Program for Senior Citizens; and

WHEREAS, funds are certified as available in account #02-213-41-737-2-199 pending acceptance of the aforesaid Title III Grant funds; now, therefore, be it

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

1. The City of Bayonne hereby accepts \$609,439.00 grant funds from the County of Hudson, Department of Health and Human Services, Area Agency on Aging, Projects #001 Care Management - \$78,532, #011 Emergency - \$19,484, #561 Congregate Nutrition - \$171,352, #001 Care Management - \$28,664, and #58 Home Delivered Meals - \$269,100, #306 Physical Health-Eye Glasses - \$21,100; #59 State Weekend Home Delivered Meals -\$14,718.

2. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Bayonne Economic Opportunity Foundation, 555 Kennedy Boulevard, Bayonne, New Jersey 07002 for the amount of \$455,170.00 of said grant funds for the purpose of continuing to provide a Nutritional Feeding Program for Senior Citizens consistent with #561 Congregate Nutrition - \$171,352.00; #58 Home Delivered Meals - \$269,100.00; and #59 State Weekend Home Delivered Meals - \$14,718.00 for the period commencing January 1, 2017 and ending December 31, 2017.

3. Funds shall be charged to account 02-213-41-737-2-199.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**93.** Council Member LaPelusa moved the following resolution, seconded by Council Member Cotter, which was read by the Clerk and adopted.

WHEREAS, the City has a need to retain the services of a professional Environmental Consultant including Licensed Site Remediation Professional services in connection with various upcoming potential projects during CY2017; and

WHEREAS, the City of Bayonne advertised a Request for Qualifications for a professional Environmental Consulting and Licensed Site Remediation Specialist under the Fair & Open Contracting Requirements pursuant to N.J.S.A. 19:44A:20.4 and.5; and

WHEREAS, the firm of Matrix New World Engineering, 442 State Route 35, 2nd Floor, Eatontown, NJ 07724, has submitted formal written response to the City's aforesaid Request for Qualifications/Proposals; and

WHEREAS, the firms of Matrix New World Engineering, 442 State Route 35, 2nd Floor, Eatontown, NJ 07724, is qualified, ready, willing and able to provide said professional Licensed Site Remediation Services for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$17,500.00 each; and

WHEREAS, funds have been certified as available in Various Accounts pending adoption of the CY2017 budget; 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 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 Matrix New World Engineering, 442 State Route 35, 2nd Floor, Eatontown, NJ 07724 for professional environmental consulting including Licensed Site Remediation Professional services in connection with various upcoming potential projects during CY2017 for the period commencing January 1, 2017 and ending December 31, 2017 for a total contract amounts not to exceed \$17,500.00.
2. Funds shall be charged to Various Accounts.
3. 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**94.** Council President Nadrowski moved the following resolution, seconded by Council Member Cotter, which was read by the Clerk and adopted.

WHEREAS, the City has a need to retain professional engineering services in connection with various potential upcoming projects during CY 2017; and

WHEREAS, the City of Bayonne advertised a Request for Qualifications/Proposals for said professional engineering services under the Fair & Open Contracting Requirements pursuant to N.J.S.A. 19:44A:20.4 and.5; and

WHEREAS, the following engineering firms have submitted responses to the City's Request for Qualifications; and

WHEREAS, the following engineering firms are willing and are willing and able to provide said services for amounts to be negotiated pursuant to the fee schedules attached to their proposals; now, therefore, be it

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

1. The following engineering firms are hereby designated as qualified engineers general/special project engineers in connection with various upcoming potential projects during CY2017:

Jacobs Engineering Group, Inc.  
299 Madison Avenue  
P.O. Box 1936  
Morristown, New Jersey 07962-1936

Neglia Engineering Associates  
34 Park Avenue  
Lyndhurst, New Jersey 07071

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

**95. Council Member Perez introduced:**

ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A  
FINANCIAL AGREEMENT WITH BAYONNE PARTNERS URBAN RENEWAL LLC.

WHEREAS, the City of Bayonne, in the County of Hudson, New Jersey (the “City”), a public body corporate and politic of the State of New Jersey (the “State”), is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “Redevelopment Law”), to determine whether certain parcels of land within the City constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, the Municipal Council of the City (the “Municipal Council”) has designated the property now known as Block 830, Lot 1.05 (the “Property”) as an area in need of redevelopment pursuant to the provisions of the Redevelopment Law; and

WHEREAS, the City of Bayonne has determined to act directly as the “redevelopment entity” for the Peninsula, including that portion designated as Block 830, Lot 1.05 on the tax maps of the City of Bayonne; and

WHEREAS, on November 12, 2015 this Municipal Council designated Bayonne Partners Urban Renewal LLC to serve as redeveloper of the Property and approved a Redevelopment and Purchase and Sale Agreement providing for the acquisition and redevelopment of the Property, in phases, by Bayonne Partners Urban Renewal LLC; and

WHEREAS, Bayonne Partners Urban Renewal LLC proposes to redevelop the Property with a multi-phased development and construction of not less than five hundred (500) residential units and up to eight hundred fifty (850) residential units, common areas, up to ten thousand (10,000) square feet of retail space and associated common areas, amenities and facilities along with all other approved uses ancillary to the aforementioned principal use in three (3) phases; and

WHEREAS, Bayonne Partners Urban Renewal LLC has applied to the Municipal Council for tax exemption pursuant to the New Jersey Long Term Tax Exemption Law, *N.J.S.A. 40A:20-1 et. seq.* (the “Exemption Law”) with respect to the Project; and

WHEREAS, the Municipal Council finds that the requested tax exemptions will benefit the City and its inhabitants by furthering the redevelopment of the property which had remained vacant for many years, and that the benefits would substantially outweigh the costs, if any, associated with the tax exemptions; and

WHEREAS, the Municipal Council further finds that the requested tax exemptions are important to the City and that without the incentive of the tax exemptions, it is unlikely that the Project will be undertaken; and

WHEREAS, as part of its application for a tax exemption, Bayonne Partners Urban Renewal LLC has submitted a form of Financial Agreement (the “Financial Agreement”) providing for payments in lieu of taxes, a copy of which is attached to this Ordinance; and

WHEREAS, Bayonne Partners Urban Renewal LLC has presented to this body certain financial information, copies of which are attached as exhibits to this Ordinance; and

WHEREAS, the Municipal Council deems it to be in the best interest of the City to pass an Ordinance authorizing the City to enter into the proposed Financial Agreement with Bayonne Partners Urban Renewal LLC on the terms and conditions stated in the applicable form of Financial Agreement attached to this Ordinance;

NOW THEREFORE, be it ORDAINED that the Municipal Council of the City of Bayonne does hereby adopt the tax exemptions for Bayonne Partners Urban Renewal LLC as follows:

Section 1. The development of the Project is hereby approved for the grant of a tax exemption under the Exemption Law by virtue of, pursuant to, and in conformity with the provisions of the Exemption Law.

Section 2. The Mayor is hereby authorized to execute the Financial Agreement with Bayonne Partners Urban Renewal LLC in substantially the form attached hereto and subject to any further review, analysis or modifications that counsel may deem appropriate.

Section 3. During the term of the tax exemption with respect to Bayonne Partners Urban Renewal LLC there shall be paid to the City in lieu of any taxes to be paid on the improvements of the Project, an annual service charge determined as provided in the Financial Agreement.

Section 4. Counsel is authorized to prepare, and the Mayor is hereby authorized to execute, any additional documents that may be necessary to implement and carry out the intent of the Financial Agreement.

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

BE IT RESOLVED, that an ordinance entitled "ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT WITH BAYONNE PARTNERS URBAN RENEWAL LLC," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, January 18, 2017 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 Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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**96.** Council Member LaPelusa moved the following resolution, seconded by Council Member Gullace, which was read by the Clerk and adopted.

WHEREAS, the governing body of the City of Bayonne, in the County of Hudson, New Jersey (the "City") has previously passed an Ordinance dissolving the Bayonne Municipal Utilities Authority (the "Authority") effective December 31, 2016 ("dissolution date") as approved by application from the City to the State of New Jersey Local Finance Board, and

WHEREAS, said Ordinance provided for transfer of all Authority assets to the City of Bayonne and that the City would assume all contracts, obligations and services of the Authority;

Now therefore be it resolved:

1. The above recitals are incorporated herein by reference.
2. The Mayor is authorized and directed on behalf of the City of Bayonne to execute an "Assignment and Assumption Agreement" in accordance with the terms of the agreement attached to this resolution and incorporated herein by reference together with such changes or adjustments as to form that Counsel for the City of Bayonne may deem appropriate.
3. Counsel for the City of Bayonne, as well as the Mayor, Chief Financial Officer and or their designees are authorized to take any all action necessary to effectuate this resolution.
4. This resolution shall take effect immediately.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

\* \* \* \* \*

At 9:15 P.M., Council President Nadrowski motioned to adjourn, seconded by Council Member Perez, which motion was adopted.

Yeas - Council Members Cotter, Gullace, LaPelusa, Perez and President Nadrowski.

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