

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, MAY 16, 2018

The Council met at 7:10 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 May 16, 2018, 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 May 11, 2018."

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 on the subject of animal control services.

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02. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 117-121 PROSPECT AVENUE, AND IDENTIFIED AS BLOCK 441, LOT 10 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," which was introduced and passed a first reading at a meeting held March 14, 2018, 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 of April 18, 2018, at which time it was tabled for further consideration at this meeting of May 16, 2018, and which 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 a resolution, seconded by Council Member Perez, which was read by the Clerk and 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 ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 117-121 PROSPECT AVENUE, AND IDENTIFIED AS BLOCK 441, LOT 10 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ."

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: Peter Franco – 127 West 12th Street

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 LaPelusa 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 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 ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 117-121 PROSPECT AVENUE, AND IDENTIFIED AS BLOCK 441, LOT 10 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.” was introduced and passed a first reading at a meeting held March 14, 2018, and was published and posted as required by law, with notice that it would be considered for final passage following a public hearing at the meeting of April 18, 2018, at which time it was tabled for further consideration at this meeting of May 16, 2018; and

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

WHEREAS, said ordinance was referred to the Planning Board as required by the Municipal Land Use Law for 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-18-22.

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

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03. The Clerk announced:

AN ORDINANCE ENTITLED, “AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 130-134 AVENUE F, EAST 23RD STREET, MECHANIC STREET, 136 AVENUE F, 37 MECHANIC STREET, 39 MECHANIC STREET, AND 41 MECHANIC STREET, AND IDENTIFIED AS BLOCK 450, LOTS 1, 10.01, 10.02, 22, 23, AND 24 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.” which was introduced and passed a first reading at a meeting held March 14, 2018, 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 of April 18, 2018, at which time it was tabled for further consideration at this meeting of May 16, 2018, and which was referred to the planning board for its review is now before the Council for its consideration and a public hearing.

Council Member Perez moved a resolution, seconded by Council Member Gullace, which was read by the Clerk and 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 ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 130-134 AVENUE F, EAST 23RD STREET, MECHANIC STREET, 136 AVENUE F, 37 MECHANIC STREET, 39 MECHANIC STREET, AND 41 MECHANIC STREET, AND IDENTIFIED AS BLOCK 450, LOTS 1, 10.01, 10.02, 22, 23, AND 24 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.”

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: Peter Franco – 127 West 12th Street

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 LaPelusa 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 President Nadrowski moved a resolution to amend, seconded by Council Member Perez, which was read by the Clerk and adopted.

RESOLVED, that the fourth WHEREAS paragraph of the foregoing ordinance be amended to include “130-134 Avenue F, East 23rd Street, Mechanic Street, 37 Mechanic Street, 39 Mechanic Street, and 41 Mechanic Street, Block 450, Lots 1, 10.01, 10.02, 22, 23, and 24 City of Bayonne, Hudson County, NJ’ dated March 13, 2018,” in place of the blank spaces in the introduced version of said ordinance.

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

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

WHEREAS, an ordinance entitled, “AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 130-134 AVENUE F, EAST 23RD STREET, MECHANIC STREET, 136 AVENUE F, 37 MECHANIC STREET, 39 MECHANIC STREET, AND 41 MECHANIC STREET, AND IDENTIFIED AS BLOCK 450, LOTS 1, 10.01, 10.02, 22, 23, AND 24 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.” was introduced and passed a first reading at a meeting held March 14, 2018, and was published and posted as required by law, with notice that it would be considered for final passage following a public hearing at the meeting of April 18, 2018, at which time it was tabled for further consideration at this meeting of May 16, 2018; and

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

WHEREAS, said ordinance was referred to the Planning Board as required by the Municipal Land Use Law for 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, said ordinance was amended at this meeting; 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-18-23.

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

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04. The Clerk announced:

AN ORDINANCE ENTITLED, “ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR THE PENINSULA AT BAYONNE HARBOR, AND REFERRED TO AS ‘HARBOR STATION SOUTH’,” which was introduced and passed a first reading at a meeting held March 14, 2018, 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 of April 18, 2018, at which time it was tabled for further consideration at this meeting of May 16, 2018, and which was referred to the planning board for its review is now before the Council for its consideration and a public hearing.

Not moved for second reading.

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05. The Clerk announced:

AN ORDINANCE ENTITLED, “ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT

43-45 W 32ND ST, WHICH PROPERTY IS IDENTIFIED AS BLOCK 145, LOT 1, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," which was introduced and passed a first reading at a meeting held March 14, 2018, 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 of April 18, 2018, at which time it was tabled for further consideration at this meeting of May 16, 2018, and which was referred to the planning board for its review is now before the Council for its consideration and a public hearing.

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

BE IT RESOLVED, that further consideration of the foregoing ordinance be tabled to the meeting of June 20, 2018 at 7:00 P.M. or as soon thereafter as the matter can be reached, in the Dorothy E. Harrington Council Chamber, Municipal Building, 630 Avenue, Bayonne, New Jersey; 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 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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06. The Clerk announced:

AN ORDINANCE ENTITLED, "ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 43-45 W 32ND ST, WHICH PROPERTY IS IDENTIFIED AS BLOCK 145, LOT 1, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," which was introduced and passed a first reading at a meeting held March 14, 2018, 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 of April 18, 2018, at which time it was tabled for further consideration at this meeting of May 16, 2018, and which was referred to the planning board for its review is now before the Council for its consideration and a public hearing.

Council Member Perez moved a resolution, seconded by Council President Nadrowski, which was read by the Clerk and 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: "ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 43-45 W 32ND ST, WHICH PROPERTY IS IDENTIFIED AS BLOCK 145, LOT 1, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.,"

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

WHEREAS, an ordinance entitled, "ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR CERTAIN PROPERTY

LOCATED AT 43-45 W 32ND ST, WHICH PROPERTY IS IDENTIFIED AS BLOCK 145, LOT 1, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," was introduced and passed a first reading at a meeting held April 18, 2018, 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 May 16, 2018; and

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

WHEREAS, said ordinance was referred to the Planning Board as required by the Municipal Land Use Law for 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-18-24.

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

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07. The Clerk announced:

AN ORDINANCE ENTITLED, "ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN OVERLAY AS AN AMENDMENT TO THE REDEVELOPMENT PLAN FOR CERTAIN PROPERTY IDENTIFIED AS BLOCK 1180, LOTS 1 AND 2, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," which was introduced and passed a first reading at a meeting held March 14, 2018, 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 April 18, 2018, is now before the Council for its consideration and a public hearing.

Council Member LaPelusa moved a resolution, seconded by Council Member Perez, which was read by the Clerk and 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: "ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN OVERLAY AS AN AMENDMENT TO THE REDEVELOPMENT PLAN FOR CERTAIN PROPERTY IDENTIFIED AS BLOCK 1180, LOTS 1 AND 2, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.,"

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 objects 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 LaPelusa 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 Perez moved a resolution to amend, seconded by Council President Nadrowski, which was read by the Clerk and adopted.

RESOLVED, that the fourth WHEREAS paragraph of the foregoing ordinance be amended to include " 'Amendment to Peninsula at Bayonne Harbor' dated April 11, 2018" in place of the blank spaces in the introduced version of said ordinance,

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

WHEREAS, an ordinance entitled, "ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN OVERLAY AS AN AMENDMENT TO THE REDEVELOPMENT PLAN FOR CERTAIN PROPERTY IDENTIFIED AS BLOCK 1180, LOTS 1 AND 2, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," was introduced and passed a first reading at a meeting held April 18, 2018, 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 May 16, 2018; and

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

WHEREAS, said ordinance was referred to the Planning Board as required by the Municipal Land Use Law for 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, said ordinance was amended at this meeting; 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-18-25.

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

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08. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 13, SWIMMING POOL, DOCKS, DON AHERN VETERANS MEMORIAL STADIUM, PUBLIC BOAT RAMP, MUNICIPAL PARKS AND PLAYGROUNDS AND BAYONNE PUBLIC LIBRARY AND BAYONNE MUSEUM," which was introduced and passed a first reading at a meeting held March 14, 2018, 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 April 18, 2018, is now before the Council for its consideration and a public hearing.

Council Member Perez moved a resolution, seconded by Council President Nadrowski, which was read by the Clerk and 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 13, SWIMMING POOL, DOCKS, DON AHERN VETERANS MEMORIAL STADIUM, PUBLIC BOAT RAMP, MUNICIPAL PARKS AND PLAYGROUNDS AND BAYONNE PUBLIC LIBRARY AND BAYONNE MUSEUM,"

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 objects 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 LaPelusa 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 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 13, SWIMMING POOL, DOCKS, DON AHERN VETERANS MEMORIAL STADIUM, PUBLIC BOAT RAMP, MUNICIPAL PARKS AND PLAYGROUNDS AND BAYONNE PUBLIC LIBRARY AND BAYONNE MUSEUM," was introduced and passed a first reading at a meeting held April 18, 2018, 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 May 16, 2018; 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-18-26.

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

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09. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 2, ADMINISTRATION," which was introduced and passed a first reading at a meeting held March 14, 2018, 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 April 18, 2018, is now before the Council for its consideration and a public hearing.

Council Member LaPelusa moved a resolution, seconded by Council President Nadrowski, which was read by the Clerk and 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 2, ADMINISTRATION,"

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 objects 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 LaPelusa 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 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 2, ADMINISTRATION," was introduced and passed a first reading at a meeting held April 18, 2018, 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 May 16, 2018; 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-18-27.

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

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10. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE AUTHORIZING THE GRANTING OF A PERPETUAL NON-EXCLUSIVE EASEMENT OVER LANDS LOCATED IN NORTH ARLINGTON, BERGEN, OWNED BY THE CITY OF BAYONNE AND DESIGNATED AS LOTS 3 AND 4 IN BLOCK 167 TO CARCAMO REAL ESTATE HOLDINGS LLC, A NEW JERSEY LIMITED LIABILITY COMPANY, BJ PORETE LLC, A NEW JERSEY LIMITED LIABILITY COMPANY AND THE BOROUGH OF NORTH ARLINGTON, A MUNICIPAL CORPORATION IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY FOR PURPOSES OF INGRESS AND EGRESS FROM THE CARCAMO AND PORETE PROPERTIES TO THE BELLEVILLE TURNPIKE," which was introduced and passed a first reading at a meeting held March 14, 2018, 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 April 18, 2018, is now before the Council for its consideration and a public hearing.

Council Member Cotter moved a resolution, seconded by Council Member Gullace, which was read by the Clerk and 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 AUTHORIZING THE GRANTING OF A PERPETUAL NON-EXCLUSIVE EASEMENT OVER LANDS LOCATED IN NORTH ARLINGTON, BERGEN, OWNED BY THE CITY OF BAYONNE AND DESIGNATED AS LOTS 3 AND 4 IN BLOCK 167 TO CARCAMO REAL ESTATE HOLDINGS LLC, A NEW JERSEY LIMITED LIABILITY COMPANY, BJ PORETE LLC, A NEW JERSEY LIMITED LIABILITY COMPANY AND THE BOROUGH OF NORTH ARLINGTON, A MUNICIPAL CORPORATION IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY FOR PURPOSES OF INGRESS AND EGRESS FROM THE CARCAMO AND PORETE PROPERTIES TO THE BELLEVILLE TURNPIKE,"

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 objects 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 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 LaPelusa moved a resolution for final passage, seconded by Council President Nadrowski, which was read by the Clerk and adopted.

WHEREAS, an ordinance entitled, "AN ORDINANCE AUTHORIZING THE GRANTING OF A PERPETUAL NON-EXCLUSIVE EASEMENT OVER LANDS LOCATED IN NORTH ARLINGTON, BERGEN, OWNED BY THE CITY OF BAYONNE AND DESIGNATED AS LOTS 3 AND 4 IN BLOCK 167 TO CARCAMO REAL ESTATE HOLDINGS LLC, A NEW JERSEY LIMITED LIABILITY COMPANY, BJ PORETE LLC, A NEW JERSEY LIMITED LIABILITY COMPANY AND THE BOROUGH OF NORTH ARLINGTON, A MUNICIPAL CORPORATION IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY FOR PURPOSES OF INGRESS AND EGRESS FROM THE CARCAMO AND PORETE PROPERTIES TO THE BELLEVILLE TURNPIKE," was introduced and passed a first reading at a meeting held April 18, 2018, 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 May 16, 2018; 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-18-28.

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

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05. The Clerk announced:

AN ORDINANCE ENTITLED, "ORDINANCE TO AUTHORIZE THE ADDENDUM TO AND PARTIAL RELEASE OF THAT CERTAIN DEED OF EASEMENT FROM THE CITY OF BAYONNE TO THE BAYONNE MUNICIPAL UTILITIES AUTHORITY ("BMUA") DATED OCTOBER 5, 2006, RECORDED ON OCTOBER 18, 2006, IN THE HUDSON COUNTY CLERK/REGISTRARS OFFICE IN DEED BLOCK 8028 AT PAGE 56 ("EASEMENT") GRANTING THE BMUA RIGHTS TO INSTALL, OPERATE, MAINTAIN, REPAIR AND REPLACE WATER AND SEWER SYSTEMS SERVING REDEVELOPMENT THROUGHOUT THE FORMER BAYONNE MILITARY OCEAN TERMINAL, FORMERLY BLOCKS 404, LOT 1 ("PENINSULA") SO AS TO EXTINGUISH THE RIGHTS AND OBLIGATIONS OF THE PARTIES WITH THE EXCEPTION OF A 20-FOOT-WIDE SANITARY SEWER EASEMENT LOCATED AT BLOCK 700, LOT 1, A PORTION OF HARBOR STATION SOUTH, IN FAVOR OF BAYONNE REDEVELOPERS URBAN RENEWAL BLOCK 700 LLC, THE SUCCESSOR PURCHASER OF A PORTION OF THE PROPERTY COMPRISING THE PENINSULA," which was introduced and passed a first reading at a meeting held March 14, 2018, 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 April 18, 2018, is now before the Council for its consideration and a public hearing.

Council Member LaPelusa moved a resolution, seconded by Council Member Cotter, which was read by the Clerk and 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: "ORDINANCE TO AUTHORIZE THE ADDENDUM TO AND PARTIAL RELEASE OF THAT CERTAIN DEED OF EASEMENT FROM THE CITY OF BAYONNE TO THE BAYONNE MUNICIPAL UTILITIES AUTHORITY ("BMUA") DATED OCTOBER 5, 2006, RECORDED ON OCTOBER 18, 2006, IN THE HUDSON COUNTY CLERK/REGISTRARS OFFICE IN DEED BLOCK 8028 AT PAGE 56 ("EASEMENT") GRANTING THE BMUA RIGHTS TO INSTALL, OPERATE, MAINTAIN, REPAIR AND REPLACE WATER AND SEWER SYSTEMS SERVING REDEVELOPMENT THROUGHOUT THE FORMER BAYONNE MILITARY OCEAN TERMINAL, FORMERLY BLOCKS 404, LOT 1 ("PENINSULA") SO AS TO EXTINGUISH THE RIGHTS AND OBLIGATIONS OF THE PARTIES WITH THE EXCEPTION OF A 20-FOOT-WIDE SANITARY SEWER EASEMENT LOCATED AT BLOCK 700, LOT 1, A PORTION OF HARBOR STATION SOUTH, IN FAVOR OF BAYONNE REDEVELOPERS URBAN RENEWAL BLOCK 700 LLC, THE SUCCESSOR PURCHASER OF A PORTION OF THE PROPERTY COMPRISING THE PENINSULA,"

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 – Peter Franco – 127 West 12th Street

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 LaPelusa 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 Perez, which was read by the Clerk and adopted.

WHEREAS, an ordinance entitled, "ORDINANCE TO AUTHORIZE THE ADDENDUM TO AND PARTIAL RELEASE OF THAT CERTAIN DEED OF EASEMENT FROM THE CITY OF

BAYONNE TO THE BAYONNE MUNICIPAL UTILITIES AUTHORITY ("BMUA") DATED OCTOBER 5, 2006, RECORDED ON OCTOBER 18, 2006, IN THE HUDSON COUNTY CLERK/REGISTRARS OFFICE IN DEED BLOCK 8028 AT PAGE 56 ("EASEMENT") GRANTING THE BMUA RIGHTS TO INSTALL, OPERATE, MAINTAIN, REPAIR AND REPLACE WATER AND SEWER SYSTEMS SERVING REDEVELOPMENT THROUGHOUT THE FORMER BAYONNE MILITARY OCEAN TERMINAL, FORMERLY BLOCKS 404, LOT 1 ("PENINSULA") SO AS TO EXTINGUISH THE RIGHTS AND OBLIGATIONS OF THE PARTIES WITH THE EXCEPTION OF A 20-FOOT-WIDE SANITARY SEWER EASEMENT LOCATED AT BLOCK 700, LOT 1, A PORTION OF HARBOR STATION SOUTH, IN FAVOR OF BAYONNE REDEVELOPERS URBAN RENEWAL BLOCK 700 LLC, THE SUCCESSOR PURCHASER OF A PORTION OF THE PROPERTY COMPRISING THE PENINSULA," was introduced and passed a first reading at a meeting held April 18, 2018, 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 May 16, 2018; 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-18-29.

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

* * * * *

05. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC," which was introduced and passed a first reading at a meeting held March 14, 2018, 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 April 18, 2018, is now before the Council for its consideration and a public hearing.

Council Member LaPelusa moved a resolution, seconded by Council Member Gullace, which was read by the Clerk and 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 objects 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 LaPelusa 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 President Nadrowski moved a resolution to amend, seconded by Council Member Perez, which was read by the Clerk and adopted.

RESOLVED, that restrictive parking zone 058 assigned to Alice Dahl in said ordinance be amended to number 061.

Council Member LaPelusa moved a resolution for final passage, seconded by Council Member Cotter, 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 April 18, 2018, 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 May 16, 2018; 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, said ordinance was amended at this meeting; 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-18-30.

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

* * * * *

13. Council Member LaPelusa introduced:

ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY
ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR THE MILITARY
OCEAN TERMINAL/PENINSULA AT BAYONNE HARBOR 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, pursuant to the provisions of *N.J.S.A. 40A:12A-7(e)* of the Redevelopment Law, the Planning Board, through the City’s staff and/or Planning Board professionals, are permitted to amend a redevelopment plan; and

WHEREAS, the Municipal Council by Resolution Number 98-03-18-065, has previously authorized the City Planning Board to review the redevelopment plan for the Military Ocean Terminal/Peninsula at Bayonne Harbor (the “Redevelopment Plan”), which consists of the property formerly known as Block 404, Lot 1, which was acquired from the U.S. Army, was found to be an area in need of redevelopment pursuant to *N.J.S.A. 40A:12A-1* and confirmed by Resolution Number 99-11-23-078 adopted by the Municipal Council of the City on November 23, 1999, and has been subdivided into various blocks and lots, (hereinafter referred to as the “Property”); and

WHEREAS, the Redevelopment Plan was originally adopted by the Municipal Council of the City by Ordinance Number O-01-45 on August 24th, 2001, and became effective on September 14, 2001; and

WHEREAS, said Redevelopment Plan has been amended several times, consistent with statutory mandates, since its original adoption; and

WHEREAS, the most recent amendment to the Redevelopment Plan was adopted on September 24, 2008 by Ordinance O-08-22 (the “Amended Redevelopment Plan”); and

WHEREAS, the City of Bayonne, Division of Planning & Zoning, Department of Administration has prepared an amended and expanded redevelopment plan to the Amended Redevelopment Plan for the Property titled “Amendment to the Peninsula at Bayonne Harbor Redevelopment Plan”, dated April 18, 2018 (the “Amended and Expanded Redevelopment Plan”); and

WHEREAS, the Municipal Council desires to adopt the Amended and Expanded Redevelopment Plan in order to effectuate a plan that is consistent with the goals and objectives of the City for the redevelopment of the Property; and

WHEREAS, the Municipal Council believes that the adoption of the Amended and Expanded Redevelopment Plan is in the best interest of the City for the redevelopment of the Property.

NOW THEREFORE, BE IT ORDAINED 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 Amended and Expanded Redevelopment Plan is hereby adopted pursuant to the terms of *N.J.S.A. 40A:12A-7* of the Redevelopment Law. Further, the Amended and Expanded Redevelopment Plan shall amend, replace and supersede any prior redevelopment plans with respect to the Property.

Section 3. The zoning district map in the zoning ordinance of the City is hereby amended to include the Property per the boundaries described in the Amended and Expanded Redevelopment Plan and the provisions thereon.

Section 4. The City hereby transfers the Amended and Expanded Redevelopment Plan to the Planning Board for further consideration and to determine same is consistent with the City's Master Plan and in accordance with the Redevelopment Law.

Section 5. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

Section 6. A copy of this Ordinance and the Amended and Expanded Redevelopment Plan shall be available for public inspection at the office of the City Clerk during regular business hours.

Section 7. This Ordinance shall take effect in accordance with all applicable laws.

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

BE IT RESOLVED, that an ordinance entitled "ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR THE PENINSULA AT BAYONNE HARBOR, AND REFERRED TO AS "HARBOR STATION SOUTH," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, June 20, 2018 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, and to forward a copy of said ordinance to the planning board for its review of and a report regarding same pursuant to *NJSA 40:55D-26*.

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

* * * * *

14. Council Member Perez introduced:

ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 122 AVENUE E, 124 AVENUE E, 126 AVENUE E, 126 ½ AVENUE E, 128 AVENUE E, 130 AVENUE E, 132 AVENUE E, 134-136 AVENUE E, 138 AVENUE E, 140 AVENUE E, 165 AVENUE E, 167 AVENUE E, 169 AVENUE E, 170-180 AVENUE E, AND 157-163 AVENUE E WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 467, LOTS 17, 18, 19, 20, 21, 22, 23, 24, 25, & 26, BLOCK 234, LOTS 8.01, 11, 12, & 13, AND BLOCK 458, LOT 1 & 1.01, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE 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, the State designated several blocks in the City as an “Urban Renewal Zone” pursuant to the *New Jersey Urban Enterprise Zone Act, N.J.S.A. 52:27H-60 et seq.* (the “UEZ Act” and those parcels located within the designated Urban Enterprise Zone shall hereinafter be the “UEZ”); and

WHEREAS, on May 20, 2009, the State approved expansions to the City’s UEZ map, to encompass additional properties including the properties commonly known as Block 458, Lot 1, Block 467, Lots 27, 28, & 29 on the Official Tax Map of the City (the “Zone Area”); and

WHEREAS, Block 467, Lots 27, 28, & 29, were consolidated into Block 458, Lot 1; and

WHEREAS, Block 234, Lots 8, 9, & 10, were consolidated into Block 234, Lot 8.01; and

WHEREAS, on October 11, 2011, the Planning Board reviewed a report prepared by John D. Fussa, P.P., planner for the Planning Board (the “Planner”) and a redevelopment plan prepared by the Planner, dated October 11, 2011 and entitled, “Redevelopment Plan Maidenform Redevelopment Area” (the “Redevelopment Plan”), at which hearing the Planning Board discussed the report and the Redevelopment Plan as presented and then resolved to recommend to the City Council that the Zone Area be designated a redevelopment area and the Redevelopment Plan be adopted; and

WHEREAS on November 9, 2011, the Municipal Council adopted the Redevelopment Plan with amendments for the property and designated the Zone Area as an area in need of redevelopment; and

WHEREAS, on May 17, 2017, by Resolution 17-05-17-055, the Municipal Council authorized and directed the Planning Board of the City (the “Planning Board”) to conduct such an investigation to determine if certain properties located at 122 Avenue E, 124 Avenue E, 126 Avenue E, 126 ½ Avenue E, 128 Avenue E, 130 Avenue E, 132 Avenue E, 134-136 Avenue E, 138 Avenue E, 140 Avenue E, 165 Avenue E, 167 Avenue E, 169 Avenue E, 170-180 Avenue E, and 157-163 Avenue E, which property is identified as Block 467, Lots 17, 18, 19, 20, 21, 22, 23, 24, 25, & 26, Block 234, Lots 8.01, 11, 12, & 13, and Block 458, Lots 1 & 1.01 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, on July 11, 2017, the Planning Board held a public hearing, duly noticed under the Redevelopment Law, and reviewed an investigation/report titled “City of Bayonne: Preliminary Investigation Non-Condensation Area in Need of Redevelopment Silklofts Expansion Study” prepared by the City of Bayonne, 630 Avenue C Bayonne, NJ 07002, dated June 19, 2017 (the “Study”) and any persons interested in or affected by a determination that the Study Area 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 July 11, 2017, the Planning Board further adopted the resolution recommending 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, on July 19, 2017, the Municipal Council by resolution designated the Study Area as a non-condemnation “area in need of redevelopment” (the “Redevelopment Area”) and authorized the Planning Board to prepare and review an amendment and expansion to the Redevelopment Plan, which includes the Redevelopment Area pursuant to *N.J.S.A. 40A:12A-7*; and

WHEREAS, an amended Redevelopment Plan titled “Silk Lofts Redevelopment Plan and an Overlay of a Portion of the Maidenform Plan,” (the “Amended Redevelopment Plan”) dated October 3, 2017, was prepared by the City Planning Department which incorporates the Redevelopment Area to the Redevelopment Plan; and

WHEREAS, on November 8, 2017, the Municipal Council by ordinance adopted the Amended Redevelopment Plan; and

WHEREAS, the Municipal Council now believes that it is in the best interest of the City to reopen and amend the Amended Redevelopment Plan in order to expand the scope of the revitalization and redevelopment efforts in the City and to make modifications to the Amended

Redevelopment Plan necessary to further the goals and objectives of the Master Plan (the “Amended and Expanded Redevelopment Plan”); and

WHEREAS, the City of Bayonne, Division of Planning & Zoning, Department of Administration has prepared an amended redevelopment plan for the Redevelopment Area titled “The Silk Lofts Redevelopment Plan and Overlay of a Portion of the Maidenform Plan,” dated May 9, 2018 (the “Amended and Expanded Redevelopment Plan”); and

WHEREAS, on May 15, 2018, the Planning Board reviewed the Amended and Expanded Redevelopment Plan and recommended the adoption of the Amended and Expanded Redevelopment Plan to the Municipal Council and concluded that said Amended and Expanded Redevelopment Plan is consistent with the Master Plan of the City of Bayonne; and

WHEREAS, upon receipt and review of the Planning Board’s recommendations relating to the Amended and Expanded Redevelopment Plan, the Municipal Council desires to adopt the Amended and Expanded Redevelopment Plan in order to effectuate a plan that is consistent with the goals and objectives of the City for the redevelopment of the Redevelopment Area; and

WHEREAS, the Municipal Council believes that the adoption of the Amended and Expanded Redevelopment Plan is in the best interest of the City for the redevelopment of the Redevelopment Area.

NOW THEREFORE, BE IT ORDAINED 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 Amended and Expanded Redevelopment Plan is hereby adopted pursuant to the terms of *N.J.S.A. 40A:12A-7* of the Redevelopment Law.

Section 3. The zoning district map in the zoning ordinance of the City is hereby amended to include the Redevelopment Area per the boundaries described in the Amended and Expanded Redevelopment Plan and the provisions thereon.

Section 4. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

Section 5. A copy of this Ordinance and the Amended and Expanded Redevelopment Plan shall be available for public inspection at the office of the City Clerk during regular business hours.

Section 6. This Ordinance shall take effect in accordance with all applicable laws.

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

BE IT RESOLVED, that an ordinance entitled “ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR CERTAIN PROPERTY LOCATED AT 122 AVENUE E, 124 AVENUE E, 126 AVENUE E, 126 ½ AVENUE E, 128 AVENUE E, 130 AVENUE E, 132 AVENUE E, 134-136 AVENUE E, 138 AVENUE E, 140 AVENUE E, 165 AVENUE E, 167 AVENUE E, 169 AVENUE E, 170-180 AVENUE E, AND 157-163 AVENUE E WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 467, LOTS 17, 18, 19, 20, 21, 22, 23, 24, 25, & 26, BLOCK 234, LOTS 8.01, 11, 12, & 13, AND BLOCK 458, LOT 1 & 1.01, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A. 40A:12A-1 ET SEQ.*; just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, June 20, 2018 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, and to forward a copy of said ordinance to the planning board for its review of and a report regarding same pursuant to *NJSA 40:55D-26*.

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

* * * * *

15. Council Member Perez introduced:

CALENDAR YEAR 2018
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Municipal Council of the City of Bayonne in the County of Hudson finds it advisable and necessary to increase its CY 2018 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Municipal Council of the City of Bayonne hereby determines that a 3.5% increase in the budget for said year, amounting to \$3,717,140.00 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law and prior to additional exceptions, is advisable and necessary; and,

WHEREAS the Municipal Council of the City of Bayonne hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years,

NOW THEREFORE BE IT ORDAINED, by the Municipal Council of the City of Bayonne, in the County of Hudson, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the City of Bayonne shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5% amounting to \$3,717,140.00 (exclusive of additional exceptions), and that the CY 2018 municipal budget for the City of Bayonne be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon; be filed with said Director within 5 days after such adoption.

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

BE IT RESOLVED, that an ordinance entitled "CALENDAR YEAR 2018 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, June 20, 2018 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.

* * * * *

16. Council Member LaPelusa 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

137. Barbara Benedetto, 33 East 17th Street
Beginning at a point on the north side of East 17th Street, 35 feet west of the northwest corner of East 17th Street and Trembley Court, and extending to a point 22 feet west thereof.

228. Helena Zabicka, 56 East 34th Street
Beginning at a point on the south side of East 34th Street, 83 feet west of the southwest corner of Avenue E and East 34th Street, and extending to a point 22 feet west thereof.

245. Eleanor Hajduk, 84 East 23rd Street
Beginning at a point on the south side of East 23rd Street, 112 feet west of the southwest corner of East 23rd Street and Avenue F, and extending to a point 22 feet east thereof.

256. Bebawy M. Aziz, 177 West 48th Street
Beginning at a point on the south side of West 48th Street, 343 feet west of the southwest corner of West 48th Street and Kennedy Boulevard, and extending to a point 8 feet west thereof.

307. Mary Rushnak, 170 West 31st Street
Beginning at a point on the south side of West 31st Street, 41 feet west of the southwest corner of West 31st Street and Avenue A, and extending to a point 22 feet west thereof.

336. John Diaz, 207 Avenue B
Beginning at a point on the west side of Avenue B, 114 feet south of the southwest corner of West 49th Street and Avenue B, and extending to a point 20 feet south thereof.

ADD

129. Jennifer Agostini, 92 West 24th Street
Beginning at a point on the south side of West 24th Street, 192 feet east of the northeast corner of West 24th Street and Kennedy Boulevard, and extending to a point 17 feet east thereof.

133. Krzysztof Orlowski, 46 East 18th Street
Beginning at a point on the south side of East 18th Street, 144 feet south of the southeast corner of East 18th Street and Avenue E, and extending to a point 19 feet west thereof.

137. Agnes Hogan, 4 Story Court
Beginning at a point on the east side of Story Court, 54 feet north of the northeast corner of Story Court and West 3rd Street, and extending to a point 18 feet north thereof.

144. James Cody, 64 Humphrey Avenue
Beginning at a point on the east side of Humphrey Avenue, 137 feet north of the northeast corner of Humphrey Avenue and West 3rd Street, and extending to a point 17 feet north thereof.

145. Gerald Grimmeyer, 21 Dodge Street
Beginning at a point on the south side of Dodge Street, 247 feet east of the southeast corner of Dodge Street and Broadway, and extending to a point 18 feet east thereof.

RELOCATE

194. Elaine Fischer, from 93 Avenue E to 27 East 32nd Street
OLD LOCATION: Beginning at a point on the south side of Avenue E, 93 feet south of the southeast corner of 15th Street and Avenue E, and extending to a point 17 feet south thereof.
NEW LOCATION: Beginning at a point on the north side of East 32nd Street, 364 feet west of the northeast corner of Avenue E and West 32nd Street, and extending to a point 17 feet west thereof.

Council Member LaPelusa moved a resolution, seconded by Council Member Cotter, 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, June 20, 2018 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.

* * * * *

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 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.

* * * * *

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

From Michael I. Berliner, Esq., filing notice of tort claim on behalf of JOANNA SMITH alleging personal injuries resulting from a fall on the sidewalk on February 15, 2018 at 90-92 West 14th Street.

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

From Michael Wittenberg, Esq., filing notice of tort claim on behalf of TAMER HEBAYSH alleging property damage to his automobile resulting from being struck by a city owned vehicle on January 5, 2018 at Newark Bay Court.

* * * * *

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

From STEPHEN L. SCARANO, filing notice of tort claim alleging property damage to his automobile on February 11, 2018 resulting potholes on West 46th Street between Broadway and Avenue C.

* * * * *

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

From KAREEM A. RIVERS, filing notice of tort claim alleging property damage to his automobile on February 10, 2018 resulting pot holes at LeFante Way west of Avenue J.

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

From JENNIFER SILVEY, filing notice of tort claim alleging property damage to her automobile on March 24, 2018 resulting from being struck by a snow plow at the corner of Meadow Street and East 19th Street.

* * * * *

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

From Superior Court of New Jersey, Law Division Summons and Complaint in matter entitled, “NAPOLITANO vs. EUROPEAN CONSTRUCTION PRO-FESSIONALS, LLC, et al., incl. THE CITY OF BAYONNE.” (Defective home construction in 2014, at 73 West 21st Street)

* * * * *

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

From the United States District Court, District of New Jersey, Summons and Complaint in matter entitled, “KHAN vs. THE CITY OF BAYONNE et al.” (Civil rights violations stemming from sewer line backup)

* * * * *

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

From the BAYONNE BOARD OF EDUCATION, resolution adopting the tentative budget for the 2018-2019 school year.

* * * * *

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

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

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

DATE: May 3, 2018

TO: Terrence Malloy, CFO
Robert Sloan, City Clerk

FROM: Janet Convery, Treasurer

Please be advised that a transfer to the Board of Ed will be made on May 4, 2018

\$ 5,533,471.00 CLAIMS & PAYROLL FOR MAY 2018

Janet Convery
(signed)

* * * * *

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

BID REPORT
FOR THE MUNICIPAL COUNCIL

Date: 05/14/18 Ad Date: 4/25/18 Resolution #18-02-14-0380

Date bids accepted: 05/10/18

Attending: Amy Dellabella, Purchasing Agent and Darren Mazzei, CME

Bid titled: Improvements to Neil A. DeSena Park

Bidders:	Total Base Bid	Del 1A	Add 1A	Total Using Del/Add
		RECIRCULATION, FILTER WATER TO AND CHEMICAL SYSTEM, INCLUDING WASTE 'RAIN MAKER' CONTROL SYSTEM SYSTEM (INCLUDING PIPING AND UTILITY CONNECTIONS) COMPONENT SYSTEM INSTALLATION AND ACTIVATION		

PICERNO-GIORDANO CONSTRUCTION, LLC
200 MARKET STREET
KENILWORTH, NJ 07033

\$784,138.00	-\$121,000.00)	\$60,000.00	\$723,138.00
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APPLIED LANDSCAPING TECHNOLOGIES
P.O. BOX 608
MONTVILLE, NJ 07045

\$990,500.00	-\$293,620.00)	\$7,200.00	\$704,080.00
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ZENITH CONSTRCTION SERVICES INC.
365 THOMAS BLVD
ORANE, NJ 07050

\$1,049,953.00	-\$125,000.00)	\$20,000.00	\$944,953.00
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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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30. The Council as a whole moved the following communication be received and filed, which motion was adopted.

BID REPORT
FOR THE MUNICIPAL COUNCIL

Date: 05/11/18 Ad Date: 04/19/18 Resolution #18-04-18-055

Date bids accepted: 05/10/18

Attending: Amy Dellabella, Purchasing Agent and Darren Mazzei, CME

Bid titled: IMPROVEMENTS TO THE 16TH ST MINIATURE GOLF COURSE

Bidders:	Total Base Bid	Del 1A (Site Lighting)	Total Using Del 1A
Picerno-Giordano Construction 200 Market Street Kenilworth, NJ 07033	\$912,361.00	-\$50,000.00)	\$862,361.00
Applied Landscape Technology PO Box 608 Montville, NJ 07045	\$1,056,315.00	-\$57,000.00)	\$999,315.00

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)

* * * * *

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

BID REPORT
FOR THE MUNICIPAL COUNCIL

Date: 05/16/18 Ad Date: 04/25/188 Resolution #17-07-16-068
Date bids accepted: 05/16/18 Attending: Amy Dellabella, Purchasing Agent
Bid titled: VEHICLE COLLISION REPAIRS

Bidders: Price Schedule (Attached)

Russell’s Auto Body LLC
487-493 Avenue C.
Bayonne, NJ 07002

Elizabeth Truck Center
878 North Avenue
Elizabeth, NJ 07201

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

BID REPORT
FOR THE MUNICIPAL COUNCIL

Date: 05/10/18 Ad Date: 04/11/8 Resolution #17-07-19-050

Date bids accepted: 05/03/18
Attending: Amy Dellabella, Purchasing Agent and Darren Mazzei, CME

Bid titled: 57TH ST FIREHOUSE BAY FLOOR REPLACEMENT, DRIVEWAY AND SIDEWALK REPAIRS

Bidders:	Base Bid	Alt#1 Utility Lighting in Basement	Alt.#2 Removal & Replacement of two new stair cases
Three Sons Restoration LLC 1232 Morris Avenue Union, NJ 07083	\$340,000.00	\$50,000.00	\$9,000.00
J.G. Drywall LLC 303 Molnar Drive Suite 101 Elmwood Park, NJ 07407	\$421,430.00	\$7,000.00	\$6,000.00

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)

* * * * *

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

BID REPORT
FOR THE MUNICIPAL COUNCIL

Date: 05/14/18 Ad Date: 4/16/18 Resolution #18-03-14-050

Date bids accepted: 05/03/18

Attending: Amy Dellabella, Purchasing Agent and Darren Mazzei, CME

Bid titled: 2018 Roadway Improvements

Bidders:	Total Amt Bid.	Alt. A Improvements To Broadway E 15th St, E 23rd St, W 23 rd St E 42 nd St, George St, Public Lane, Trask Ave	Alt B Improvements to Ave B	Alt. C Polymer Cement Slurry Surfacing
4 Clean-Up, Inc. PO Box 5098 North Bergen, NJ 07047	\$707,672.45		\$209,224.31	\$64,980.00
J A Alexander Inc. 130-158 John F. Kennedy Drive North Bloomfield, NJ 07003	\$684,601.63		\$211,823.02	\$96,900.00
AJM Contractors Inc. 300 Kuller Road Clifton, NJ 0701	\$796,571.25		\$242,071.00	\$68,400.00
Black Rock Enterprises, LLC 1316 Englishtown Road Old Bridge, NJ 08857	\$793,038.00		\$259,706.75	\$79,800.00
Top Line Construction Corp. 22 Fifth Street Somerville, NJ 08876	\$941,391.52		\$263,529.30	\$68,229.00

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)

* * * * *

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

CERTIFICATION OF ELECTION RESULTS

I, ROBERT F. SLOAN, City Clerk of the City of Bayonne, in the County of Hudson and State of New Jersey, HEREBY CERTIFY that, on the 14th day of May, 2018, I canvassed the results of the Municipal Election held May 8, 2018, which statements of canvass were filed with me by the members of the District Boards of Registry and Election on May 13, 2018, and further canvassed the results of the vote of vote by mail voters and provisional voters as certified to me by the Hudson County Board of Election;

I FURTHER CERTIFY that, on the 14th day of May, 2018, I made and filed in my office the result of said canvass and it is my determination that the following were elected to the respective office listed or determined to be candidates in a runoff election:

- JAMES M. DAVIS was elected mayor;
- SHARON ASHE NADROWSKI, and JUAN M. PEREZ were elected to the two council member-at-large offices;
- THOMAS J. COTTER was elected to the office of council member for the first ward;
- SALVATORE GULLACE was elected to the office of council member for the second ward;
- GARY LA PELUSA, SR. was elected to the office of council member for the third ward;

each being elected for a term of four years commencing July 1, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Bayonne, this 14th day of May, 2018.

ROBERT F. SLOAN
CITY CLERK

* * * * *

35. 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.

* * * * *

36. 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, April 18, 2018 be and the same are hereby approved.

* * * * *

37. 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, April 11, 2018, be and the same are hereby approved.

* * * * *

38. 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
26	18	Barbara Goldberg	213.75
47	8 Q, C1106	Kenneth & Linda Aiello	250.00
85	3	Peter Desjardin	2,000.00
88	5	Rocco Barone	2,146.81
92	41	John Peluso	596.39
102	17	Vittoria Ruocco	300.45
156	7	George D. Elenberg	500.00
216	10	Mohamed Sherif	1,008.90
228	10	Elaine Kelly	2,294.33
242	28	Nancy Fares	2,675.84
315	19	Mildred Daghli	397.31
349	19	Amalia Barreiro	2,748.63
351	35	Michael Baran	489.87
379	8	Daniel L. Donald	2,153.63
Total:			17,775.91

* * * * *

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

WHEREAS, Baron & Sons roofing, Inc., 108 West 7th Street, Bayonne, New Jersey 07002 (the “Contractor”) submitted an application for a Building Permit in connection with the removal and replacement of the roof located at 79 East 28th Street (the “Premises”) and paid the permit fee in the amount of \$374.00 to the City of Bayonne; and

WHEREAS, the Contractor was issued a permit for said roof removal and replacement on June 29, 2016; and

WHEREAS, upon review of its books, the Contractor discovered it submitted a duplicate application for said roof removal and replacement and again paid a permit fee of \$374.00 and was issued a duplicate permit on August 29, 2016; and

WHEREAS, the Contractor has requested a refund of the duplicate permit fee paid by the Contractor in the amount of \$374.00; and

WHEREAS, funds are certified as available in Account #12-286-56-366-2-199; 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 warrant in the amount of \$374.00 payable to Baron & Sons Roofing, Inc., 108 West 7th Street, Bayonne, New Jersey 07002 representing reimbursement of the Building Permit fee associated with the aforesaid removal and replacement of the roof at 79 East 28th Street, Bayonne, New Jersey
2. Funds shall be charges to Account #12-286-56-366-2-199

* * * * *

40. 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 \$ 43.80 drawn of the Bureau of Rabies Control, State Department of Health, Trenton, New Jersey, covering the issuance of licenses Nos. 896-914 inclusive, 19 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.

* * * * *

41. 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 \$ 6,711,166.84 payable to the County of Hudson for Second Quarter County Taxes of 2018 and County Open Space Tax is hereby ratified and confirmed.

* * * * *

42. 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 a software license maintenance agreement for the Police Department's VeriPic digital photo management software; and

WHEREAS, VeriPic, Inc., is willing and able to supply said service for a one year period commencing July 1, 2018 and ending June 30, 2019 at a cost of \$2,140.00; and

WHEREAS, funds are certified as available in Account #PS-9/01-201-25-240-2-020 pending approval of the CY 2018 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 City Clerk are hereby authorized to enter into an agreement with VeriPic, Inc., 2360 Walsh Avenue, Santa Clara, CA 95051-1301 for a software license maintenance agreement for the Police Department's VeriPic digital photo management software for a one year period commencing July 1, 2018 and ending June 30, 2019 at a cost of \$2,140.00, and funds are certified available in account #PS-9/01-201-25-240-2-020 pending approval of the CY 2018 Budget; and be it further

RESOLVED, that the Municipal Treasurer be and is hereby authorized and directed to issue a warrant payable to VeriPic, Inc., in the amount of \$2,140.00 in payment for said services.

* * * * *

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

WHEREAS, the individual vendors of the New Jersey Council of Farmers and communities (“Individual Vendors”) have requested permission to operate the 2018 Bayonne Farmers’ Market within the municipal lands designated as Fitzpatrick Park located as Avenue C between 26th and 27th Street (“Fitzpatrick Park”); and

WHEREAS, the Farmer’s Market has proven a successful and desirable event in the City since 2012; and

WHEREAS, the City intends on undertaking renovations of the Fitzpatrick park sometime in the fall; and

WHEREAS, the City is agreeable to entering into a License Agreement with the Individual Vendors every Tuesday, from 2:00 p.m., until 7:00 p.m. commencing May 22, 2017 and ending the earlier of November 20, 2018 or upon written notice from the City as to commencement of renovations at Fitzpatrick Park, for a sum not to exceed \$35/week; now, therefore, be it

RESOLVED, that the Mayor and the City Clerk are hereby authorized and directed to take all steps necessary to execute License Agreements in form and substance as is approved by the Law Director with the individual vendors of the New Jersey Council of Farmers to permit the use of municipal lands designated as Fitzpatrick Park located at Avenue C between 26th and 27th Street pursuant to License Agreement, for the purpose of the Bayonne Farmer’s Market every Tuesday from 2:00 PM until 7:00 PM commencing May 22, 2018, and ending the earlier of November 20, 2018 or upon written notice from the City as to commencement of renovations at the Park, for a sum not to exceed \$35/week.

* * * * *

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

WHEREAS, the Bayonne Hometown Fair Association (the “BHFA”), an association duly formed and existing under the laws of the State of New Jersey, has requested permission to hold a Fourth Annual Hometown Fair on Saturday, June 9th and Sunday, June 10th, 2018 to be located along Broadway, from 21st Street to 25th Street; and

WHEREAS, the First, Second and Third Annual Bayonne Hometown Fairs held in June of 2015; June of 2016 and June of 2017 proved to be successful and desirous events in the City of Bayonne, now, therefore, be it

RESOLVED, that the Mayor and the City Clerk are hereby authorized and directed to take all steps necessary to execute any and all documents to effectuate the Fourth Annual Bayonne Hometown Fair to be held on Saturday, June 9th and Sunday, June 10th.

* * * * *

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

WHEREAS, the Bayonne Hometown Fair is being held on June 9th and June 10th of 2018, and

WHEREAS, said event requires the Bayonne Urban Enterprise Zone to oversee and coordinate various actions required in managing this event, and

WHEREAS, The Bayonne Urban Enterprise Zone will be sponsoring activities during the event, now therefore, be it

RESOLVED that the Bayonne Urban Enterprise Zone Coordinator is hereby authorized to undertake all actions required to effectuate the goal of successfully hosting the Bayonne Hometown Fair, including but not limited to coordinating activities with the Hometown Fair Committee, waiving permit fees for participating vendors, creating a UEZ project entitled Bayonne Hometown Fair, and coordinating activities with the various municipal departments that are involved with the event.

* * * * *

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

WHEREAS, the Bayonne Community Day Nursery leases the property located at 591 Broadway, Bayonne, New Jersey that had serious code violations which were detrimental to public health and safety (the “Premises”); and

WHEREAS, Municipal Council Resolution No. 17-12-13-045 adopted on December 13, 2017 authorized the Mayor and City Clerk to enter into an agreement with the Bayonne Community Day Nursery, 591 Broadway, Bayonne, New Jersey in the amount of \$186,525.00 for the purpose of providing the cost of interior renovations to the Premises to correct the aforesaid code violations (the “Project”) for the period commencing September 1, 2016 and ending August 31, 2017; and

WHEREAS, pursuant to the aforesaid Resolution No. 17-12-13-045, the City of Bayonne entered into Agreement No. CY17-080 with the Bayonne Community Day Nursery; and

WHEREAS, the Contractor, AA-ABCO Construction, advised the City’s Community Development Block Grant (“CDBG”) Administrator, the Bayonne Economic Opportunity Foundation (the “BEOF”), that, upon demolition of the existing ceiling, it was discovered that insulation existed throughout the classrooms and hallways that had to be removed and stored during the renovation, and reinstalled into the new ceilings; and

WHEREAS, said removal, storage, and reinstallation of the existing insulation (“Additional Work”) was not reflected on the architectural plans nor included in the Contractor’s original proposal; and

WHEREAS, the City’s CDBG Administrator, the BEOF, performed an inspection of the Premises and approved said Additional Work; and

WHEREAS, in order to expedite the completion of the Project, the City’s CDBG Administrator, the BEOF, authorized the Contractor to perform said Additional Work prior to the adoption of this resolution; and

WHEREAS, the City’s CDBG Administrator, the BEOF, is in receipt of an invoice from AA-ABCO Construction in the amount of \$11,500.00 representing the cost of the Additional Work; and

WHEREAS, 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 execute an amendment to Agreement No. CY17-080 with the Bayonne Community Day Nursery increasing same in the amount of \$11,500.00 for the purpose of providing the cost of the Additional Work required pursuant to the Contractor’s invoice for same making the total contract amount \$198,025.00.
2. Funds shall be charged to Account CDBG-917.
3. All other terms and conditions of Agreement No. CY17-080 shall remain the same.
4. The actions of the City’s CDBG Administrator, the BEOF, in authorizing the Additional Work are hereby ratified and affirmed.

* * * * *

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

WHEREAS, Resolution No. 16-12-14-062 adopted by the Municipal Council on December 14, 2016 awarded a contract to Consulting and Municipal Engineers, LLC, having an address at 1460 Route 9 South, Howell, New Jersey 07731 for 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 for an amount not to exceed \$750,000.00; and

WHEREAS, subsequent thereto, the City entered into Agreement No. CY17-004 with Consulting and Municipal Engineers, LLC for the aforesaid professional engineering services, and

WHEREAS, the Business Administrator has advised that it is necessary to increase the contract in the amount of \$5,932.00 to cover outstanding invoices submitted by Consulting and Municipal Engineers, LLC, for additional work performed through December 31, 2017, the end of the contract term; and

WHEREAS, funds are certified as available in Account 7-01-20-156-0000-028; 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. CY17-004 with Consulting and Municipal Engineers, LLC, for the aforesaid professional engineering services increasing same in the amount of \$5,932.00 making the total contract amount not to exceed \$755,932.00.
2. Funds shall be charged to Account 7-01-20-156-0000-028.
3. All other terms of the contract shall remain the same.

* * * * *

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

WHEREAS, Resolution No. 16-12-14-065 adopted by the Municipal Council on December 14, 2016 awarded a contract to Millennium Strategies, LLC, 60 Roseland Avenue, Caldwell, New Jersey 07006 for professional grant writing and management services for the period commencing January 1, 2017 and ending December 31, 2017 for an amount not to exceed \$48,000.00.

WHEREAS, subsequent thereto, the City entered into Agreement No. CY17-00018 with Millennium Strategies, LLC for the aforesaid professional grant writing and management services, and

WHEREAS, the Business Administrator has advised that it is necessary to increase the contract in the amount of \$4,447.50 to cover outstanding invoices submitted by Millennium Strategies, LLC for additional work performed through December 31, 2017, the end of the contract term; and

WHEREAS, funds are certified as available in Account 7-01-20-101-0000-029; 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. CY17-018 with Millennium Strategies for the aforesaid professional grant writing and management services increasing same in the amount of \$4,447.50 making the total contract amount \$52,447.50.
2. Funds shall be charges to Account 7-01-20-101-0000-029.
3. All other terms of the contract shall remain the same.

* * * * *

49. 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
John M. Bailey	8:00 – 9:00 AM 75 West 10 th Street June 15, 2018	RL: 9282
Bayonne PAL	10:00 PM 667 Avenue C October 27, 2018	RL: 9283
Trinity Parish in Bergen Point	6:00 – 10:00 PM 141 Broadway October 26, 2018	RL: 9284
Sodality of the Children of Mary of St. Teresa	10:00 October 12, 2018 1081 Broadway	RL 9285 RL: 9286

* * * * *

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

WHEREAS, pursuant to Resolution No. 18-04-18-055 adopted by the Municipal Council on April 18, 2018, the City Clerk advertised in the Jersey Journal on April 19, 2019 that sealed bids for Improvements to the 16th St. Miniature Golf Course would be received on May 10, 2018; and

WHEREAS, pursuant to said advertisement, two (2) bids were received as follows:

Bidders:	Total Base Bid	Del 1A (Site Lighting)	Total Using Del 1A
Picerno-Giordano Construction 200 Market Street Kenilworth, NJ 07033	\$912,361.00	-\$50,000.00)	\$862,361.00
Applied Landscape Technology PO Box 608 Montville, NJ 07045	\$1,056,315.00	-\$57,000.00)	\$999,315.00

as reported on the Municipal Council Bid Report; and

WHEREAS, Amy Dellabella, Purchasing Agent, and Gary Chmielowski the Director of Public Works and Parks have reviewed the bids and have recommended that the City Council consider rejecting the bids pursuant to N.J.S.A. 40A:11-13.2 in that the bids received, exceed the City’s appointment for the goods or services; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

- 1. The Municipal Council hereby rejects the following bids for the reason stated above:

Bidders:	Total Base Bid	Del 1A (Site Lighting)	Total Using Del 1A
Picerno-Giordano Construction 200 Market Street Kenilworth, NJ 07033	\$912,361.00	-\$50,000.00)	\$862,361.00
Applied Landscape Technology PO Box 608 Montville, NJ 07045	\$1,056,315.00	-\$57,000.00)	\$999,315.00

- 2. The City Clerk be and is hereby authorized to re-advertise for bids for Improvements to the 16th St. Miniature Golf Course.

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

* * * * *

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

WHEREAS, pursuant to Resolution No. 17-07-16-068 adopted by the Municipal Council on July 16, 2017, the city clerk, advertised in the Jersey Journal that sealed bids for Vehicle Collision Repairs would be received on May 11, 2018 (“Advertisement”); and

WHEREAS, on May 5, 2018 the City Clerk advertised a Bid Postponement and Addendum #1 in connection with said Advertisement extending the date that said sealed bids for Vehicle Collision Repairs from May 11, 2018 at 11:00 a.m. to May 16, 2018 at 11:00 a.m. and requiring bidders to submit a copy of an Auto Body Heavy Duty Vehicle Endorsement required by the New Jersey Motor Vehicle Commission for repairs of vehicles with a gross weight of 14,000 pounds or more if Vendor possesses said endorsement; and

WHEREAS, the aforesaid Bid Postponement and Addendum #1 is attached hereto and made a part hereof; and

WHEREAS, pursuant to said Advertisement, Bid Postponement and Addendum #1, two (2) proposals were received from:

Bidders	Bid Amount
Russell's Auto Body, LLC 487-493 Avenue C Bayonne, NJ 07002	See Schedule A attached
Central Jersey Collision d/b/a Elizabeth Truck Center 878 North Avenue Elizabeth, NJ 07201	See Schedule B attached

; and

WHEREAS, Central Jersey Collision d/b/a Elizabeth Truck Center's bid did not include submissions for vehicles for Automobiles and Trucks (Class 3 Vehicles or Smaller than 14,000 GVW); and

WHEREAS, Amy Dellabella, R.P.P.O., Q.P.A. and Law Director have examined the bids or proposals and have determined that the bids of Russell's Auto Body, LLC and Central Jersey Collision d/b/a Elizabeth Truck Center are regular bids with the exception that Russell's Auto Body, LLC, does not have the required qualification of an Auto Body Heavy Duty Vehicle Endorsement required by the New Jersey Motor Vehicle Commission for repairs of vehicles with a gross weight of 14,000 pounds; and

WHEREAS, the bid of Central Jersey Collision d/b/a Elizabeth Truck Center was the sole qualified bid received for Loaders, Backhoes, and Full Size Buses (Class 4 Vehicles or Larger than 14,000 GVW); and

WHEREAS, funds are certified as available in Various Accounts pending adoption of the CY2018 Budget; now, therefore be it

RESOLVED, by the Municipal Council as follows:

1. The contract for Vehicle Collision Repairs - Automobile and Trucks (Class 3 vehicles or smaller than 14,000 GVW) be awarded to Russell's Auto Body, LLC 487-493 Avenue C, Bayonne, NJ 07002 pursuant to its bid for same attached hereto and made a part hereof as Schedule A.
2. The contract for Vehicle Collision Repairs - Loaders, Backhoes, Full Size Buses (Class 4 Vehicles or Larger than 14,000 GVW) be awarded to Central Jersey Collison d/b/a Elizabeth Truck Center, 878 North Avenue, Elizabeth, NJ 07201 pursuant to its bid for same attached hereto and made a part hereof as Schedule B.
3. Funds shall be chargeable to Various Accounts.

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

* * * * *

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

WHEREAS, the city clerk, advertised in the Jersey Journal on April 16, 2018 that sealed bids for 2018 Roadway Improvements would be received on May 3, 2018; and

WHEREAS, pursuant to such advertisement, five (5) proposals were received from:

Bidders: Total Amt Bid, Alt. A	Alt B	Alt C
Improvements to Broadway E 15th St, E 23rd St, W 23rd St E 42nd St, George St, Public Lane, Trask Ave.	Improvements to Ave B Surfacing	Polymer Cement Slurry
4 Clean-Up, Inc. PO Box 5098 North Bergen, NJ 07047	\$707,672.45	\$209,224.31
		\$64,980.00
J A Alexander Inc. 130-158 John F. Kennedy Drive North Bloomfield, NJ 07003	\$684,601.63	\$211,823.02
		\$96,900.00

AJM Contractors Inc. 300 Kuller Road Clifton, NJ 0701	\$796,571.25	\$242,071.00	\$68,400.00
Black Rock Enterprises, LLC 1316 Englishtown Road Old Bridge, NJ 08857	\$793,038.00	\$259,706.75	\$79,800.00
Top Line Construction Corp. 22 Fifth Street Somerville, NJ 08876	\$941,391.52	\$263,529.30	\$68,229.

and

WHEREAS, Amy Dellabella, R.P.P.O., Q.P.A. has examined the bids or proposals and have determined that the bid of J A Alexander is a regular bid and is most advantageous to the City of Bayonne for 2018 street improvements ; and

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

RESOLVED, that the contract for street improvements be awarded to:

J A Alexander Inc.
130-158 John F. Kennedy Drive North
Bloomfield, NJ 07003

for the following bid price: \$684,601.63, and that the contract be executed in the name of the City of Bayonne by the proper city officials and that the said sum be charged to account: DOT Trust Fund Grant (subject to approval by the NJDOT, pending Temporary Emergency Appropriation #4 in the CY18 Budget.

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

* * * * *

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

#4 TEMPORARY EMERGENCY APPROPRIATION CY 2018

WHEREAS, an emergency condition has arisen with respect to providing appropriations to pay various costs, as per attached schedule, and no adequate provision has been made in the CY 18 Temporary Budget for the aforesaid purposes and N.J.S.:4-20 provides for the creation of an emergency temporary appropriation for the purposes above mentioned, and

WHEREAS, the total emergency resolution adopted in the CY 18 budget pursuant to the provisions of Chapter 96, P.L. 1951 (NJS 40A:4-20) including this resolution total

Current Fund	\$	43,621,202.77
Parking Utility	\$	463,000.00

NOW THEREFORE, BE IT RESOLVED (not less than two-thirds of all members therefore affirmatively concurring) that in accordance with NJS 40A:4-20

1- An emergency temporary appropriation be and the same is hereby made as per attached schedule:

Current Fund	\$	10,455,349.95
Parking Utility	\$	90,000.00

2- That said emergency temporary appropriation will be provided for the CY 18 budget under the title of, as per attached schedule:

Current Fund	\$	10,455,349.95
Parking Utility	\$	90,000.00

3- That one certified copy of this resolution be filed with the Director of Local Government Services.

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

* * * * *

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

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2018

Be it Further Resolved, that said Budget be published in the Jersey Journal in the issue of June 6, 2018

The Governing Body of the City of Bayonne does hereby approve the following as the Budget for the Year 2018. Notice is hereby given that the Budget and Tax Resolution was approved by the Municipal Council of the City of Bayonne, County of Hudson, on May 16, 2018

A Hearing on the Budget and Tax Resolution will be held at 630 Avenue C, on June 20, 2018 at 7:00 P.M. at which time and place objections to said Budget and Tax Resolution for the year 2018 may be presented by taxpayers or other interested persons.

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

* * * * *

55. Council 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 EOM REALTY, LLC AS REDEVELOPER OF THE PROPERTY LOCATED AT 554-556 BROADWAY & 11 EAST 25TH STREET, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 184, LOTS 5 & 10 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE AND AUTHORIZING THE NEGOTIATION AND PREPARATION OF A REDEVELOPMENT AGREEMENT WITH EOM REALTY, LLC FOR THE REDEVELOPMENT OF SUCH PROPERTY IN ACCORDANCE WITH THE REDEVELOPMENT PLAN

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, pursuant to the provisions of *N.J.S.A. 40A:12A-7(e)* and *N.J.S.A. 40A:12A-15* of the Redevelopment Law, the Planning Board, through the City's staff and/or Planning Board professionals, is permitted to prepare a redevelopment plan; and

WHEREAS, on December 13, 2017, the Municipal Council directed the Planning Board, to prepare and review a redevelopment plan for the properties located at 554-556 Broadway & 11 East 25th Street, which properties are identified as Block 184, Lots 5 & 10 (the "Property") on the official tax map of the City of Bayonne 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 Administration has prepared a redevelopment plan for the Property titled "Redevelopment Plan Block 184 Lot 5 (554-556 Broadway) Block 184 Lot 10 (11 East 25th St) (Mandeess)," dated March 6, 2018 (the "Redevelopment Plan"); and

WHEREAS, on March 13, 2018, the Planning Board reviewed the Redevelopment Plan and recommended the adoption of the Redevelopment Plan to the Municipal Council and concluded that said Redevelopment Plan is consistent with the Master Plan of the City of Bayonne; and

WHEREAS, on April 18, 2018, the Municipal Council by ordinance adopted the Redevelopment Plan, and set forth their reasons on the record; and

WHEREAS, EOM Realty, LLC a limited liability company of the State of New Jersey, with an office address of PO Box 630217, Bronx, NY 10463 (the "Entity") is the owner of the Property; and

WHEREAS, the Entity is interested in redeveloping the Property; and

WHEREAS, the Entity wishes to develop the Property and use it for the purpose of implementing the Redevelopment Plan; and

WHEREAS, the Entity has requested that the Municipal Council, as a redevelopment entity, prepare a redevelopment agreement with the Entity providing for the development of the Property in accordance with the Redevelopment Plan (the “Redevelopment Agreement”); and

WHEREAS, the Municipal Council desires to designate the Entity as redeveloper of the Property subject to the negotiation and preparation of a Redevelopment Agreement with the Entity for redevelopment of the aforesaid Property which will set forth the rights and obligations of the respective parties as well as the anticipated time frame for the completion of certain tasks.

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

Section 1. EOM Realty, LLC is hereby conditionally designated as the redeveloper of the Property, which is designated as Block 184, Lots 5 & 10 on the Tax Maps of the City of Bayonne (the “Redeveloper”) subject to the execution of a mutually agreeable Redevelopment Agreement.

Section 2. The Municipal Council, through its attorneys and staff, is hereby authorized to negotiate and prepare a mutually agreeable Redevelopment Agreement between EOM Realty, LLC and the City of Bayonne, which Redevelopment Agreement shall be subject to the review and approval of this Municipal Council.

Section 3. The Mayor and/or his designees is/are authorized to take all necessary steps to negotiate any additional terms, conditions and/or or agreements as are necessary in connection with and in furtherance of this resolution.

Section 4. This Resolution shall take effect immediately.

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

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

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY DESIGNATING NOVA GROUP, LLC AS REDEVELOPER OF THE PROPERTY LOCATED AT 474-476 BROADWAY, WHICH PROPERTY IS IDENTIFIED AS BLOCK 205, LOT 10.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE AND AUTHORIZING THE NEGOTIATION AND PREPARATION OF A REDEVELOPMENT AGREEMENT WITH NOVA GROUP, LLC FOR THE REDEVELOPMENT OF SUCH PROPERTY IN ACCORDANCE WITH THE REDEVELOPMENT PLAN

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 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 March 16, 2005, the Bayonne Municipal Council (the “Municipal Council”) adopted Resolution 05-03-16-048 requesting the Planning Board of the City (the “Planning Board”) to conduct a preliminary investigation pursuant to *N.J.S.A. 40A:12A-6* to determine whether the subject area, which consists of 34 sites including the Property identified as Block 205, Lot 10.01 on the official tax map of the City of Bayonne (the “Scattered Site Study Area”), qualified as ‘an area in need of redevelopment’ in accordance with the criteria set forth in *N.J.S.A. 40A: 12A-5*, and if so, to prepare a redevelopment plan; and

WHEREAS, H2M Associates, Inc., on behalf of the Planning Board, prepared a report entitled the ‘Scattered Site Redevelopment Study’ dated December 7, 2005 (the “Scattered Site Redevelopment Study”) for the Municipal Council’s consideration; and

WHEREAS, on December 14, 2005, the Municipal Council adopted Resolution 05-12-14-064 designating the Scattered Site Study Area, which included the Property, as an area in need of redevelopment (the “Scattered Site Redevelopment Area”); and

WHEREAS, on January 25, 2006, the Municipal Council passed Ordinance O-06-02 which adopted the Scattered Site Redevelopment Plan prepared by H2M Associates, Inc. for the Scattered Site Redevelopment Area in accordance with the Redevelopment Law (the “Redevelopment Plan”); and

WHEREAS, pursuant to the provisions of N.J.S.A. 40A:12A-7(e) of the Redevelopment Law, the Planning Board, through the City's staff and/or Planning Board professionals, is permitted to amend a redevelopment plan; and

WHEREAS, the Municipal Council believed that it was in the best interest of the City to reopen and amend the Redevelopment Plan for the property identified as Block 205, Lot 10.01 (the "Property") on the City's Tax Maps in order to expand the scope of the revitalization and redevelopment efforts in the City and make modifications to the Redevelopment Plan necessary to further the goals and objectives of the Master Plan; and

WHEREAS, on June 21, 2017, the Municipal Council directed the Planning Board, to prepare and review an amended Redevelopment Plan for the Property and make recommendations to the Municipal Council in accordance with the Redevelopment Law; and

WHEREAS, an amended Redevelopment Plan, which includes the Property titled "For a Portion Scattered Site Redevelopment Plan for Block 205 Lots 10.01 (formerly Lot 10 and 11) 474-476 Broadway (Irwin's)," dated March 6, 2018, was prepared by the City Planning Department (the "Amended Redevelopment Plan"); and

WHEREAS, on March 13, 2018, the Planning Board reviewed the Amended Redevelopment Plan and recommended the adoption of the Amended Redevelopment Plan to the Municipal Council and concluded that said Amended Redevelopment Plan is consistent with the Master Plan of the City of Bayonne; and

WHEREAS, on April 18, 2018, the Municipal Council by ordinance adopted the Amended Redevelopment Plan, and set forth their reasons on the record; and

WHEREAS, the Nova Group, LLC, a limited liability company of the State of New Jersey, with an office address of 1 New Dorp Plaza North, Staten Island, NY 10306 (the "Entity") is the owner of the Property; and

WHEREAS, the Entity is interested in redeveloping the Property; and

WHEREAS, the Entity wishes to develop the Property and use it for the purpose of implementing the Amended Redevelopment Plan; and

WHEREAS, the Entity has requested that the Municipal Council, as a redevelopment entity, prepare a redevelopment agreement with the Entity providing for the development of the Property in accordance with the Amended Redevelopment Plan (the "Redevelopment Agreement"); and

WHEREAS, the Municipal Council desires to designate the Entity as redeveloper of the Property subject to the negotiation and preparation of a Redevelopment Agreement with the Entity for redevelopment of the aforesaid Property which will set forth the rights and obligations of the respective parties as well as the anticipated time frame for the completion of certain tasks.

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

Section 1. The Nova Group, LLC is hereby conditionally designated as the redeveloper of the Property, which is designated as Block 205, Lot 10.01 on the Tax Maps of the City of Bayonne (the "Redeveloper") subject to the execution of a mutually agreeable Redevelopment Agreement.

Section 2. The Municipal Council, through its attorneys and staff, is hereby authorized to negotiate and prepare a mutually agreeable Redevelopment Agreement between the Nova Group, LLC, and the City of Bayonne, which Redevelopment Agreement shall be subject to the review and approval of this Municipal Council.

Section 3. The Mayor and/or his designees is/are authorized to take all necessary steps to negotiate any additional terms, conditions and/or or agreements as are necessary in connection with and in furtherance of this resolution.

Section 4. This Resolution shall take effect immediately.

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.

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY
DESIGNATING RAM DEVELOPMENT, LLC AS REDEVELOPER OF THE PROPERTY LOCATED
AT 130-134 AVENUE F, EAST 23RD ST, MECHANIC ST, 37 MECHANIC ST, 39 MECHANIC ST,
AND 41 MECHANIC ST, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 450, LOTS 1,
10.01, 10.02, 22, 23 AND 24 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF
BAYONNE AND AUTHORIZING THE NEGOTIATION AND PREPARATION OF A
REDEVELOPMENT AGREEMENT WITH RAM DEVELOPMENT, LLC FOR THE
REDEVELOPMENT OF SUCH PROPERTY IN ACCORDANCE WITH THE REDEVELOPMENT
PLAN

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 considered it to be in the best interest of the City to have the Planning Board of the City (the "Planning Board") conduct such an investigation to determine if certain properties located at 130-134 Avenue F, East 23rd St, Mechanic St, 136 Avenue F, 37 Mechanic St, 39 Mechanic St, and 41 Mechanic St, which properties are identified as Block 450, Lots 1, 10.01, 10.02, 21, 22, 23, and 24, 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, on January 9, 2018, the Planning Board held a public hearing, duly noticed under the Redevelopment Law, and reviewed an investigation/report for the properties identified as Block 450, Lots 1, 10.01, 10.02, 22, 23, and 24 (the "Redevelopment Area"), which was entitled "Preliminary Investigation Non-Condensation Area in Need of Redevelopment 130-134 Avenue F, East 23rd St, Mechanic St, 37 Mechanic St, 39 Mechanic St, and 41 Mechanic St, Block 450, Lots 1, 10.01, 10.02, 22, 23 and 24 " prepared by Suzanne Mack, PPAICP, City of Bayonne, Division of Planning & Zoning, Department of Administration, (the "Study") and any persons interested in or affected by a determination that the Redevelopment Area 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 January 9, 2018, the Planning Board further adopted a resolution recommending that the Redevelopment 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, on January 17, 2018, the Municipal Council by resolution designated the Redevelopment Area as a non-condemnation area in need of redevelopment and authorized and directed the Planning Board to prepare and review a redevelopment plan for the property located at 130-134 Avenue F, East 23rd St, Mechanic St, 37 Mechanic St, 39 Mechanic St, and 41 Mechanic St, which properties are identified as Block 450, Lots 1, 10.01, 10.02, 22, 23 and 24 as shown on the official Tax Map of the City (the "Property") 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 Administration has prepared a redevelopment plan for the Property titled "130-134 Avenue F, East 23rd Street, Mechanic Street, 37 Mechanic Street, 39 Mechanic Street, and 41 Mechanic Street, Block 450, Lots 1, 10.01, 10.02, 22, 23, and 24 City of Bayonne, Hudson County, NJ" dated March 13, 2018, (the "Redevelopment Plan"); and

WHEREAS, on May 16, 2018, the Municipal Council by ordinance adopted the Redevelopment Plan, and set forth their reasons on the record; and

WHEREAS, Parkview Realty II, LLC, a limited liability company of the State of New Jersey, with an office address of P.O. Box 514, Lakewood, NJ 08701 ("Parkview") is the contract purchaser of the Property; and

WHEREAS, RAM Development, LLC, a limited liability company of the State of New Jersey, with an office address of P.O. Box 514, Lakewood, NJ 08701 (the “Entity”) is an affiliate of Parkview; and

WHEREAS, the Entity is interested in redeveloping the Property; and

WHEREAS, the Entity wishes to develop the Property and use it for the purpose of implementing the Redevelopment Plan; and

WHEREAS, the Entity has requested that the Municipal Council, as a redevelopment entity, prepare a redevelopment agreement with the Entity providing for the development of the Property in accordance with the Redevelopment Plan (the “Redevelopment Agreement”); and

WHEREAS, the Municipal Council desires to designate the Entity as redeveloper of the Property subject to the negotiation and preparation of a Redevelopment Agreement with the Entity for redevelopment of the aforesaid Property which will set forth the rights and obligations of the respective parties as well as the anticipated time frame for the completion of certain tasks.

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

Section 1. RAM Development, LLC is hereby conditionally designated as the redeveloper of the Property, which is designated as Block 450, Lots 1, 10.01, 10.02, 22, 23 and 24 on the official Tax Maps of the City of Bayonne (the “Redeveloper”) subject to the execution of a mutually agreeable Redevelopment Agreement.

Section 2. The Municipal Council, through its attorneys and staff, is hereby authorized to negotiate and prepare a mutually agreeable Redevelopment Agreement between RAM Development, LLC, and the City of Bayonne, which Redevelopment Agreement shall be subject to the review and approval of this Municipal Council.

Section 3. The Mayor and/or his designees is/are authorized to take all necessary steps to negotiate any additional terms, conditions and/or or agreements as are necessary in connection with and in furtherance of this resolution.

Section 4. This Resolution shall take effect immediately.

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

* * * * *

58. Council Member LaPelusa moved the following resolution, seconded by Council President Nadrowski, 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 REOPEN AND AMEND THE
AMENDED REDEVELOPMENT PLAN FOR THE PROPERTY COMMONLY KNOWN AS BAYONNE
BAY EAST LOCATED AT THE PENINSULA AND REFERRED TO AS A PORTION OF BLOCK 830,
LOTS 1.05, 1.06, 1.07, AND A PORTION OF MEMORIAL BOULEVARD FORMERLY A PORTION
OF BLOCK 830, LOT 1 AS SHOWN ON THE OFFICIAL TAX MAP IN THE CITY OF BAYONNE
PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A. 30A:12A-1 ET
SEQ.*

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, pursuant to a decision by the United States of America to decommission its facilities at the Bayonne Military Ocean Terminal, and while the City of Bayonne Redevelopment Agency, also known as the Bayonne Local Redevelopment Authority (the “BLRA”) was the redevelopment entity for the Peninsula, the Peninsula was conveyed to the BLRA pursuant to certain Quitclaim Deeds (dated September 28, 2001 and December 11, 2002, respectively, and recorded on October 3, 2001 and January 24, 2003, respectively); and

WHEREAS, on November 23, 1999, 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, including that certain property known as Block 830, Lot 1, more specifically 12.5 acres of the Bayonne Bay District defined as B7, B8, B16 and B17 (bordered by Memorial Drive to the North, Center Street to the South, M Street to the East and K Street to the West), on the Bayonne Local

Redevelopment Agency Redevelopment Plan for the Peninsula at Bayonne Harbor (the “Redevelopment Plan”) and the official tax map of the City of Bayonne (the “Property”); and

WHEREAS, previously, the BLRA was designated as the “redevelopment entity” for the Peninsula pursuant to *N.J.S.A. 40A:12A-4(c)*, with responsibility for the implementation of redevelopment plans and the carrying out of redevelopment projects on the Peninsula; and

WHEREAS, the Redevelopment Plan was adopted on July 19, 2006 with subsequent amendments made thereto; and

WHEREAS, by Ordinance No. 0-13-22, adopted on August 14, 2013, the City dissolved the BLRA pursuant to the Local Fiscal Control Law, *N.J.S.A. 40:51-20*, and became, as a matter of law, the successor-in-interest of all properties owned by the BLRA as of the date of the dissolution, including without limitation, all properties located on the Peninsula owned by BLRA as of such date; and

WHEREAS, the City’s fee ownership of all properties owned by BLRA, including those on the Peninsula, was confirmed by Quitclaim Deed from BLRA to the City dated October 16, 2013 and recorded in the Register of Deeds of Hudson County, New Jersey on January 9, 2014, in Deed Book 8952, Page 477 et seq.; and

WHEREAS, the City has determined to act as the “redevelopment entity” for the Property located on the Peninsula (the “Redevelopment Entity”); 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, Section 2.12.1 of the Redevelopment Plan, entitled “Redeveloper Selection,” allows for the selection of redevelopers of specific sites, blocks or districts in any number or combination as is deemed necessary; and

WHEREAS, on November 10, 2015, the Municipal Council passed Resolution R-6 designating Boraie Development Urban Renewal LLC as the Redeveloper of the Property and authorized the execution of a Redevelopment and Purchase and Sale Agreement by and between the City of Bayonne as Redevelopment Entity and Boraie Development Urban Renewal LLC; and

WHEREAS, on September 1, 2016, a Major Subdivision Plat subdividing Block 830, Lot 1, and creating Block 830, Lots 1.01, 1.02, 1.03, 1.04, 1.05, 1.06, and 1.07, was recorded with the Register of Deeds of Hudson County; and

WHEREAS, on June 21, 2017, the Municipal Council adopted an amended Redevelopment Plan titled “Bayonne Bay East Redevelopment Plan” (the “Amended Redevelopment Plan”) dated June 6, 2017, and revised June 19, 2017, and prepared by the City Planning Department which incorporates the properties located at Block 830, Lot 1.05, 1.06, 1.07, and a portion of Memorial Boulevard (the “Redevelopment Area”) to the Redevelopment Plan; and

WHEREAS, pursuant to the provisions of *N.J.S.A. 40A:12A-7(e)* of the Redevelopment Law, the Planning Board, through the City’s staff and/or Planning Board professionals, is permitted to amend a redevelopment plan; and

WHEREAS, the Municipal Council now believes that it is in the best interests of the City to amend the Amended Redevelopment Plan to expand the scope of the revitalization and redevelopment efforts in the City and make necessary modifications to the Amended Redevelopment Plan (the “Amended and Expanded Redevelopment Plan”); and

WHEREAS, in accordance with the Redevelopment Law, *N.J.S.A. 40A:12A-1 et seq.*, the Municipal Council is desirous of directing the Planning Board to prepare an amendment to the Amended Redevelopment Plan.

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

Section 1. The Planning Board of the City of Bayonne is hereby authorized and directed to reopen and prepare an amendment to the Amended Redevelopment Plan for the Property identified as Block 830, Lots 1.05, 1.06, 1.07, and a portion of Memorial Boulevard formerly a portion of Block 830, Lot 1 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.*

Section 2. The Planning Board shall transmit the Amended and Expanded Redevelopment Plan to the Municipal Council for further consideration and action upon completion of same.

Section 3. This Resolution shall take effect immediately.

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

* * * * *

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

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY
DESIGNATING TFG 39-43 W25TH STREET, LLC AS REDEVELOPER OF THE PROPERTY
LOCATED AT 39-43 WEST 25TH STREET, WHICH PROPERTY IS IDENTIFIED AS BLOCK 183,
LOT 2.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE AND
AUTHORIZING THE NEGOTIATION AND PREPARATION OF A REDEVELOPMENT AGREEMENT
WITH TFG 39-43 W25TH STREET, LLC FOR THE REDEVELOPMENT OF SUCH PROPERTY IN
ACCORDANCE WITH THE REDEVELOPMENT PLAN

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, pursuant to the provisions of *N.J.S.A. 40A:12A-7(e)* and *N.J.S.A. 40A:12A-15* of the Redevelopment Law, the Planning Board, through the City’s staff and/or Planning Board professionals, is permitted to prepare a redevelopment plan; and

WHEREAS, on August 16, 2017, the Municipal Council directed the Planning Board, to prepare and review a redevelopment plan for the properties located at 39-43 West 25th Street, which property is identified as Block 183, Lot 2.01 (the “Property”) on the official tax map of the City of Bayonne 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 Administration has prepared a redevelopment plan for the Property titled “Redevelopment Plan (Forum) Block 183 Lot 2.01” (the “Redevelopment Plan”); and

WHEREAS, on November 14, 2017, the Planning Board reviewed the Redevelopment Plan and recommended the adoption of the Redevelopment Plan to the Municipal Council and concluded that said Redevelopment Plan is consistent with the Master Plan of the City of Bayonne; and

WHEREAS, on January 17, 2018, the Municipal Council by ordinance adopted the Redevelopment Plan, and set forth their reasons on the record; and

WHEREAS TFG 39-43 W25th Street, LLC a limited liability company of the State of New Jersey, with an office address of 492-C Cedar Lane, Suite 30, Teaneck, New Jersey 07666 (the “Entity”) is the contract purchaser of the property identified as Block 183, Lot 2.01 on the official Tax Map of the City of Bayonne (the “Redevelopment Area”); and

WHEREAS, the Entity is interested in redeveloping the Redevelopment Area; and

WHEREAS, the Entity wishes to develop the Redevelopment Area and use it for the purpose of implementing the Redevelopment Plan; and

WHEREAS, the Entity has requested that the Municipal Council, as a redevelopment entity, prepare a redevelopment agreement with the Entity providing for the development of the Redevelopment Area in accordance with the Redevelopment Plan (the “Redevelopment Agreement”); and

WHEREAS, the Municipal Council desires to designate the Entity as redeveloper of the Redevelopment Area subject to the negotiation and preparation of a Redevelopment Agreement with the Entity for redevelopment of the aforesaid Redevelopment Area which will set forth the rights and obligations of the respective parties as well as the anticipated time frame for the completion of certain tasks.

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

Section 1. TFG 39-43 W25th Street, LLC is hereby conditionally designated as the redeveloper of the Redevelopment Area, which is designated as Block 183, Lot 2.01 on the official Tax Maps of the City of Bayonne (the “Redeveloper”) subject to the execution of a mutually agreeable Redevelopment Agreement.

Section 2. The Municipal Council, through its attorneys and staff, is hereby authorized to negotiate and prepare a mutually agreeable Redevelopment Agreement between

TFG 39-43 W25th Street, LLC, and the City of Bayonne, which Redevelopment Agreement shall be subject to the review and approval of this Municipal Council.

Section 3. The Mayor and/or his designees is/are authorized to take all necessary steps to negotiate any additional terms, conditions and/or or agreements as are necessary in connection with and in furtherance of this resolution.

Section 4. This Resolution shall take effect immediately.

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.

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY
DESIGNATING TFG 117-121 PROSPECT, LLC AS REDEVELOPER OF THE PROPERTY
LOCATED AT 117-121 PROSPECT AVE, WHICH PROPERTY IS IDENTIFIED AS BLOCK 441,
LOT 10 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE AND
AUTHORIZING THE NEGOTIATION AND PREPARATION OF A REDEVELOPMENT AGREEMENT
WITH TFG 117-121 PROSPECT, LLC FOR THE REDEVELOPMENT OF SUCH PROPERTY IN
ACCORDANCE WITH THE REDEVELOPMENT PLAN

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”) conduct such an investigation to determine if certain property located at 117-121 Prospect Ave, which property is identified as Block 441, Lot 10, 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, on March 13, 2018, the Planning Board held a public hearing, duly noticed under the Redevelopment Law, and reviewed an investigation/report titled “Preliminary Investigation Non-Condensation Area in Need of Redevelopment 117-121 Prospect Avenue Block 441 Lot 10” prepared by Suzanne Mack, PPAICP, City of Bayonne, Division of Planning & Zoning, Department of Administration, dated February 13, 2018 (the “Study”) and any persons interested in or affected by a determination that the Study Area 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 March 13, 2018, the Planning Board further adopted the Resolution recommending 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, on March 14, 2018, the Municipal Council by resolution designated the Study Area as a non-condemnation area in need of redevelopment and authorized and directed the Planning Board to prepare and review a redevelopment plan for the property located at 117-121 Prospect Ave, which property is identified as Block 441, Lot 10, as shown on the official Tax Map of the City (the “Property”) 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 Administration has prepared a redevelopment plan for the Property titled “Redevelopment Plan 117-121 Prospect Avenue Block 441 Lot 10” dated March 13, 2018, (the “Redevelopment Plan”); and

WHEREAS, on May 15, 2018, the Planning Board reviewed the Redevelopment Plan and recommended the adoption of the Redevelopment Plan to the Municipal Council and concluded that said Redevelopment Plan is consistent with the Master Plan of the City of Bayonne; and

WHEREAS, on May 16, 2018, the Municipal Council by ordinance adopted the Redevelopment Plan, and set forth their reasons on the record; and

WHEREAS, TFG 117-121 Prospect, LLC a limited liability company of the State of New Jersey, with an office address of 492-C Cedar Lane, Suite 30, Teaneck, New Jersey 07666 (the "Entity") is the contract purchaser of the Property; and

WHEREAS, the Entity is interested in redeveloping the Property; and

WHEREAS, the Entity wishes to develop the Property and use it for the purpose of implementing the Redevelopment Plan; and

WHEREAS, the Entity has requested that the Municipal Council, as a redevelopment entity, prepare a redevelopment agreement with the Entity providing for the development of the Property in accordance with the Redevelopment Plan (the "Redevelopment Agreement"); and

WHEREAS, the Municipal Council desires to designate the Entity as redeveloper of the Property subject to the negotiation and preparation of a Redevelopment Agreement with the Entity for redevelopment of the aforesaid Property which will set forth the rights and obligations of the respective parties as well as the anticipated time frame for the completion of certain tasks.

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

Section 1. TFG 117-121 Prospect, LLC is hereby conditionally designated as the redeveloper of the Property, which is designated as Block 441, Lot 10 on the Tax Maps of the City of Bayonne (the "Redeveloper") subject to the execution of a mutually agreeable Redevelopment Agreement.

Section 2. The Municipal Council, through its attorneys and staff, is hereby authorized to negotiate and prepare a mutually agreeable Redevelopment Agreement between TFG 117-121 Prospect, LLC, and the City of Bayonne, which Redevelopment Agreement shall be subject to the review and approval of this Municipal Council.

Section 3. The Mayor and/or his designees is/are authorized to take all necessary steps to negotiate any additional terms, conditions and/or or agreements as are necessary in connection with and in furtherance of this resolution.

Section 4. This Resolution shall take effect immediately.

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

* * * * *

61. 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 specialized services for the exhibition of fireworks on July 1, 2018; and

WHEREAS, Garden State Fireworks, Inc., P. O. Box 403, Carlton Road, Millington, New Jersey, 07946 is willing to perform said service; for an amount not to exceed \$15,000.00; and

WHEREAS, funds are certified as available in Account 01-201-30-420-2-028; now, therefore, be it

RESOLVED, that said contract shall be entered into only after review and approval by the Chief of Police and the Chief of the Fire Department of the City of Bayonne; and be it further

RESOLVED, that any display of fireworks pursuant to said agreement shall be of such a character, and so located, discharged, or fired, as in the opinion of the Chiefs of the Police and Fire Departments, after proper inspection, shall not be hazardous to property or endanger any person or persons; and be it further

RESOLVED, that said agreement shall contain an identification number and the specific types or kinds of fireworks to be used and shall name one person who shall be authorized to purchase, or otherwise order, and receive delivery of any fireworks; and be it further

RESOLVED, that any and all necessary permits/licenses as required by the State of New Jersey and/or the United States of America shall be provided to the City of Bayonne prior to and/or concomitant with the execution of said agreement; and be it further

RESOLVED, that a specific condition of said agreement shall be that the contracting party maintain insurance coverage in the amount of \$5,000,000.00 with the City of Bayonne listed as an added insured thereby conforming with the mandates of N.J.S.A. 21:3-5; and be it further

RESOLVED, that in the event that the above conditions are met, the Mayor and City Clerk are hereby authorized to enter into an agreement with Garden State Fireworks, Inc., P. O. Box 403, Carlton Road, Millington, New Jersey, 07946, for the exhibition of fireworks on July 1, 2018 for a maximum amount of \$15,000.00 at no additional cost and any and all other documents necessary to effectuate said fireworks display; and be it further

RESOLVED, that no bid need be solicited for these services insofar as the agreement complies with the statutory guidelines of N.J.S.A. 40A:11-3; and be it further

RESOLVED, that funds are certified as available by the Municipal Comptroller in Account 01-201-30-420-2-028.

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

* * * * *

61. Council Member Perez introduced:

ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 425-427 AVENUE C, 427A-429 AVENUE C, & 427-429 AVENUE C REAR, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 230, LOTS 22, 23, & 24 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE 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, pursuant to the provisions of *N.J.S.A. 40A:12A-7(e)* and *N.J.S.A. 40A:12A-15* of the Redevelopment Law, the Planning Board, through the City’s staff and/or Planning Board professionals, is permitted to prepare a redevelopment plan; and

WHEREAS, on December 13, 2017, the Municipal Council directed the Planning Board, to prepare and review a redevelopment plan for the properties located at 425-427 Avenue C, 427A-429 Avenue C, & 427-429 Avenue C Rear, which properties are identified as Block 230, Lots 22, 23, & 24 (the “Property”) on the official tax map of the City of Bayonne 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 Administration has prepared a redevelopment plan for the Property titled “Redevelopment Plan Block 230 Lot 22 (425 – 427 Avenue C) Block 230 Lot 23 (427A – 429 Avenue C) Block 230 Lot 24 (427 – 429 Avenue C Rear),” dated May 15, 2018 (the “Redevelopment Plan”); and

WHEREAS, on May 15, 2018, the Planning Board reviewed the Redevelopment Plan and recommended the adoption of the Redevelopment Plan to the Municipal Council and concluded that said Redevelopment Plan is consistent with the Master Plan of the City of Bayonne; and

WHEREAS, upon receipt and review of the Planning Board’s recommendations relating to the Redevelopment Plan, the Municipal Council desires to adopt the Redevelopment Plan in order to effectuate a plan that is consistent with the goals and objectives of the City for the redevelopment of the Property; and

WHEREAS, the Municipal Council believes that the adoption of the Redevelopment Plan is in the best interest of the City for the redevelopment of the Property.

NOW THEREFORE, BE IT ORDAINED 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 Redevelopment Plan is hereby adopted pursuant to the terms of N.J.S.A. 40A:12A-7 of the Redevelopment Law.

Section 3. The zoning district map in the zoning ordinance of the City is hereby amended to include the Property per the boundaries described in the Redevelopment Plan and the provisions thereon.

Section 4. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

Section 5. A copy of this Ordinance and the Redevelopment Plan shall be available for public inspection at the office of the City Clerk during regular business hours.

Section 6. This Ordinance shall take effect in accordance with all applicable laws.

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, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 425-427 AVENUE C, 427A-429 AVENUE C, & 427-429 AVENUE C REAR, WHICH PROPERTIES ARE IDENTIFIED AS BLOCK 230, LOTS 22, 23, & 24 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, June 20, 2018 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, and to forward a copy of said ordinance to the planning board for its review of and a report regarding same pursuant to NJSA 40:55D-26.

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

* * * * *

63. Council President Nadrowski 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 a Highway Access Permit Review in connection with the continued redevelopment of the Peninsula at Bayonne Harbor;

WHEREAS, the New Jersey Department of Transportation performs the aforesaid reviews and requires a deposit in the amount of \$15,800.00 in order to initiate same; and

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

RESOLVED, that the Comptroller is hereby authorized to issue a check in the amount of \$15,800.00 payable to the New Jersey Department of Transportation for the purpose of having a Highway Access Permit Review performed in connection with the Peninsula at Bayonne Harbor.

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

* * * * *

64. Council Member LaPelusa moved the following resolution, seconded by Council President Nadrowski, 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 211-217 BROADWAY, WHICH PROPERTY IS IDENTIFIED AS BLOCK 305, LOT 20 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 211-217 Broadway, which property is identified as Block 305, Lot 20 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 211-217 Broadway, which property is identified as Block 305, Lot 20 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.

* * * * *

65. Council Member Perez moved the following resolution, seconded by Council Member LaPelusa, 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 87-97 W

23RD ST AND 63-85 W 23RD ST, WHICH PROPERTY IS IDENTIFIED AS BLOCK 194, LOTS 1 & 2 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 87-97 W 23rd Street and 63-85 W 23rd Street, which property is identified as Block 194, Lots 1 & 2 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 87-97 W 23rd Street and 63-85 W 23rd Street, which property is identified as Block 194, Lots 1 & 2 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.

* * * * *

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

WHEREAS, pursuant to an Indemnity and Trust Agreement effective December 31, 2012 through December 31, 2015 and renewed for the period commencing December 31, 2015

until and including December 31, 2018, the City of Bayonne (the “City”) is a member of the New Jersey Intergovernmental Insurance Fund (“NJIIF”) established in accordance with Chapter 372, Laws of 1983 (N.J.S.A. 40A:10-36 et seq.); and

WHEREAS, the NJIIF prefers its members utilize the services of a Risk Management Professional / Insurance Broker (“RMP/IB”); and

WHEREAS, the NJIIF has set aside a portion of the City’s renewal premium to compensate the City’s appointed RMP/IB and, in order to make payment to the City’s RMP/IB, the NJIIF requires the City to execute a Risk Management Agreement; and

WHEREAS, the City advertised a Request for Qualifications under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; and

WHEREAS, Fairview Insurance Agency Associates, Inc., 25 Fairview Avenue, Verona, New Jersey 07044 submitted a formal written response to the City’s Request for Qualifications; now, therefore be it

RESOLVED, by the Municipal Council as follows:

1. Fairview Insurance Agency Associates, Inc., 25 Fairview Avenue, Verona, New Jersey 07044 is hereby appointed as the City’s Risk Management Professional / Insurance Broker for a period not to exceed one year commencing on the effective date of the contract and terminating December 31, 2018 for the lesser of \$90,000.00 or six and one-half (6.5%) percent of the City’s annual assessment as promulgated by the NJIIF, said sum to be paid by the NJIIF, for risk management / insurance brokerage services provided for the 2018 calendar year.

2. The Mayor or his designee be and is hereby authorized to execute such documents as are required in furtherance of this contract including, but not limited to, a Risk Management Agreement in a form acceptable to the NJIIF and the City Law Director.

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

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

WHEREAS, the Municipal Council of the City of Bayonne has had the opportunity to review, analyze and comment upon certain amendments to and a proposed two year extension of the current Memoranda of Agreements between (a) the City of Bayonne and the American Federation of State, County & Municipal Employees Local 2261 and (b) the City of Bayonne and the Local 2261, affiliated with AFSCME Council 52 of the American Federation of State, County & Municipal Employees Local 2261 (Library Employees), as more particularly set forth in a Memorandum of Agreement dated May 4, 2018 between the City of Bayonne and AFSCME Local 2261 ; and

WHEREAS, this Municipal Council is satisfied that the terms set forth in the body of the proposed amendments to and extension of the aforementioned Memoranda of Agreements are beneficial to the City of Bayonne; now, therefore, be it

RESOLVED, that the Municipal Council hereby ratifies and accepts the terms set forth within the Memorandum of Agreement dated May 4, 2018 between the City of Bayonne and AFSCME Local 2261, affiliated with AFSCME Council 52 of the American Federation of State, County & Municipal Employees Local 2261 (Library Employees) and further authorizes the Mayor and City Clerk of the City of Bayonne to execute any and all documents necessary to effectuate the intents set forth therein, if any should be required.

WHEREAS, N.J.S.A. 4:22-1 requires the governing body of a municipality to submit at least one applicant for designation as a Municipal Humane Law Enforcement Officer who shall be responsible for animal welfare within the jurisdiction of the municipality, and who is required to enforce and abide by the animal cruelty laws of the State and ordinances of the municipality; and

WHEREAS, the Municipal Humane Law Enforcement Officer shall be authorized to perform all the duties set forth in N.J.S.A. 4:22-14.2 including but not limited to investigate and sign complaints, arrest violators, and otherwise act as an officer for detection, apprehension, and arrest of offenders against the animal welfare and animal cruelty laws of the State and ordinances of the municipality; and

WHEREAS, the Business Administrator has recommended the designation of Stephanie Burt as Municipal Humane Law Enforcement Officer for the City of Bayonne and the Chief of

Police has recommended that Stephanie Burt be appointed to the position of Municipal Humane Law Enforcement Officer; now, therefore

BE IT RESOLVED by the Municipal Council of the City of Bayonne, that Stephanie Burt is hereby designated as Municipal Humane Law Enforcement Officer for the City of Bayonne for an annual term commencing May 16, 2018 and concluding May 15, 2019.

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

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

WHEREAS, the Municipal Council of the City of Bayonne has had the opportunity to review , analyze and comment upon certain amendments to and be proposed two year extension of current Memoranda of Agreement between (a) the Local 2261 and (b) the City of Bayonne and the Local 2261, Affiliated with AFSCME Council 52 of the American Federation of State, County & Municipal Employees Local 2261 (Library Employees), as more particularly set forth in a Memorandum of Agreement dated May 4, 2018 between the City of Bayonne and AFSCME 2261; and

WHEREAS, this Municipal Council is satisfied that the terms set forth in the body of this proposed amendments to and extension of the aforementioned Memoranda of Agreements are beneficial to the City of Bayonne; now, therefore, be it

RESOLVED, that the Municipal Council hereby ratifies and accepts the terms set forth within the Memorandum of Agreement dated May 4, 2018 between the City of Bayonne and AFSCME Local 2261, affiliated with AFSCME Council 52 of the American Federation of State, County & Municipal Employees Locate 2261 (Library Employees) and further authorizes the Mayor and City Clerk of the City of Bayonne to execute any and all documents necessary to effectuate the intents set forth therein, if any should be required.

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

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

WHEREAS, N.J.S.A. 4:22-1 requires the governing body of a municipality to submit a least one applicant for designation as a Municipal Humane Law Enforcement Officer who shall be responsible for animal welfare within the jurisdiction of the municipality, and who is required to enforce and abide by the animal cruelty laws of the State and ordinances of the municipality; and

WHEREAS, the Municipal Humane Law Enforcement Officer shall be authorized to perform all the duties set forth N.J.S.A. 4:22-14.2 including but not limited to investigate and sign complaints, arrest violators, and otherwise act as an officer for detention, apprehension, and arrest of offenders against the animal welfare and animal cruelty law of the State and ordinances of the municipality; and

WHEREAS, the Business Administrator has recommended the designation of Stephanie Burt as Municipal Humane Law Enforcement Officer of the City of Bayonne and the Chief of Police has recommended that Stephanie Burt be appointed to the position of Municipal Humane Law Enforcement Officer, now, therefore, be it

BE IT RESOLVED, by the Municipal Council of the City of Bayonne, that Stephanie Burt is hereby designated a Municipal Humane Law Enforcement Officer for the City of Bayonne for an annual term commencing May 16, 2018 and concluding May 15, 2019.

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

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At 8:05 PM, Council Member Perez moved the following resolution, seconded by Council President Nadrowski, which was read by the Clerk and adopted.

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

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