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, JUNE 19, 2019.

The Council met at 7:05 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 June 19, 2019, 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 June 5, 2019."

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 Carroll, Gullace, LaPelusa, Perez and President Nadrowski.

The Council President led the Pledge of Allegiance.

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01. The Clerk announced:

The CY 2019 Local Municipal Budget, which was approved at a meeting held May 15, 2019, was published in the Jersey Journal and posted on the bulletin board by summary as required by law, with notice that it would be further considered following a public hearing at this meeting of June 19, 2019, is now before the Council for its consideration and a public hearing.

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

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

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

The Clerk read the resolution by title: "The CY 2019 Local Municipal Budget,"

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

There was no response – no person appearing in protest against or object to the resolution or to its passage.

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

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

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

Council Member Perez moved a resolution for tabling to July 17, 2019, seconded by Council Member Carroll, which was read by the Clerk and adopted.

WHEREAS, the CY 2019 Local Municipal Budget of the City of Bayonne was approved on May 15, 2019 , was published in the Jersey Journal on June 5, 2019, and was posted on the bulletin board as required by law with notice that it would be the subject of a public hearing at this regular meeting of June 19, 2019, and was made available to any member of the public requesting a copy of it during the week preceding and at this public meeting; now, therefore, be it

RESOLVED, by not less than a majority of its full authorized membership, that the Municipal Council of the City of Bayonne hereby determines that the CY 2019 Local Municipal Budget of the City of Bayonne be read by its title.

BE IT RESOLVED, that further consideration of the CY 2019 Local Municipal Budget be tabled to the regular meeting scheduled for July 17, 2019, or such other time as the council determines.

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

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02. The Clerk announced:

AN ORDINANCE ENTITLED, “AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC;, ” which was introduced and passed a first reading at a meeting held May 15, 2019, 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 June 19, 2019 is now before the Council for its consideration and a public hearing**.**

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

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

Yeas - Council Members Carroll, 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.

The following persons spoke: MIKE MORRIS 123 AVENUE C, BAYONNE, NJ

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

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

Council Member LaPelusa moved a resolution for final passage, seconded by Council Member Carroll, 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 May 15, 2019, 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 June 19, 2019; 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-19-38.

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

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03. The Clerk announced:

AN ORDINANCE ENTITLED, “AN ORDINANCE regulating the use of plastic bags,” which was introduced and passed a first reading at a meeting held May 15, 2019, 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 June 19, 2019 is now before the Council for its consideration and a public hearing.

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

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

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

The Clerk read the ordinance by title: “AN ORDINANCE REGULATING THE USE OF PLASTIC BAGS,”

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

The following persons spoke: MIKE MORRIS, 123 AVENUE C
MELANIE FLORA, 108 E 25TH STREET
PATRICK McMANIS, 97 W 29TH STREET
PAT HILLIARD, HC SIERRA CLUB
MIKE REGINA, BAY NATURE CLUB
P. GURGIS, H.S. STUDENT

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 Carroll, 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 regulating the use of plastic bags,” was introduced and passed a first reading at a meeting held May 15, 2019, 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 June 19, 2019; 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-19-39.

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

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04. The Clerk announced:

AN ORDINANCE ENTITLED, “ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND MALAKSHMI GOLDSBOROUGH URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED GOLDSBOROUGH DRIVE, WHICH PROPERTY IS IDENTIFIED AS BLOCK 751, LOT 1.05 AND A PORTION OF 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE,” which was introduced and passed a first reading at a meeting held May 15, 2019, 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 June 19, 2019 is now before the Council for its consideration and a public hearing.

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

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

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

The Clerk read the ordinance by title: ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND MALAKSHMI GOLDSBOROUGH URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED GOLDSBOROUGH DRIVE, WHICH PROPERTY IS IDENTIFIED AS BLOCK 751, LOT 1.05 AND A PORTION OF 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE

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

The following persons spoke: PETER FRANCO, 127 W 12TH STREET
WILLIAM GERACE, 97 OAK STREET
MIKE REGONSO, 92B WEST 23RD STREET
PATRICK McMANUS, 97 W 29TH 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 Perez motioned to close the hearing, seconded by Council President Nadrowski, which motion was adopted.

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

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

WHEREAS, an ordinance entitled, "ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND MALAKSHMI GOLDSBOROUGH URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED GOLDSBOROUGH DRIVE, WHICH PROPERTY IS IDENTIFIED AS BLOCK 751, LOT 1.05 AND A PORTION OF 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE," was introduced and passed a first reading at a meeting held May 15, 2019, 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 June 19, 2019; 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-19-40.

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

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05. The Clerk announced:

AN ORDINANCE ENTITLED, "ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE TEXACO REDEVELOPMENT AREA TO ADJUST THE BOUNDARIES OF THE REDEVELOPMENT PLAN AND PERMIT ADDITIONAL USES PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ. (TEXACO)," which was introduced and passed a first reading at a meeting held May 15, 2019, 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 June 19, 2019 is now before the Council for its consideration and a public hearing.

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

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

Yeas - Council Members Carroll, 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 AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE TEXACO REDEVELOPMENT AREA TO ADJUST THE BOUNDARIES OF THE REDEVELOPMENT PLAN AND PERMIT ADDITIONAL USES PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ. (TEXACO),"

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

The following persons spoke: MIKE MORRIS, 123 AVENUE C
JOHN BUDNICK, 20 WEST 46TH 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 Carroll, 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 AN AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE TEXACO REDEVELOPMENT AREA TO ADJUST THE BOUNDARIES OF THE REDEVELOPMENT PLAN AND PERMIT ADDITIONAL USES PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ. (TEXACO)," was introduced and passed a first reading at a meeting held May 15, 2019, 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 June 19, 2019; 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-19-41.

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

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06. 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 May 15, 2019, 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 June 19, 2019 is now before the Council for its consideration and a public hearing.

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

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

Yeas - Council Members Carroll, 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.

The following persons spoke: MIKE MORRIS, 123 AVENUE C

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

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

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

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

WHEREAS, an ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC," was introduced and passed a first reading at a meeting held May 15, 2019, 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 June 19, 2019; and

WHEREAS, an ordinance was introduced on May 15, 2019 amending and supplementing the Revised General Ordinances of the City of Bayonne Chapter 7, Traffic; and

WHEREAS, the Director of Public Safety has that a portion of said ordinance erroneously deleted space #074 instead of relocating it; now, therefore, be it

RESOLVED, that the ordinance amending and supplementing the Revised General Ordinances of the City of Bayonne, Chapter 7, Traffic, be amended to reflect the relocation of space #074 from 85 East 28th Street to 75 West 5th Street

Yeas - Council Members Carroll, 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.

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

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07. The following members of the public spoke:

ROSEMARIE BOND 108 E. 25TH STREET, BAYONNE, NJ
Addressed the Council on the redevelopment conditions on East 25th Street.

MELANIE FLORA 108 E. 25TH STREET, BAYONNE, NJ
Addressed the Council on the subject of construction problems on her E 25th St. residence.

MICHAEL MORRIS 123 AVENUE C, BAYONNE, NJ
Addressed the Council on the subject of Joe Nichol's retirement

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08. Council Member Perez introduced:

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

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

Section 1. That the Revised General Ordinances of the City of Bayonne, Chapter 7, TRAFFIC, Subsection 7-37, Restrictive Parking For Residents With Disabilities, is hereby amended and supplemented as follows (Additions ****between asterisks and/or in bold****, deletions {~~within brackets and/or struck through~~ }:

7-37 RESTRICTIVE PARKING FOR RESIDENTS WITH DISABILITIES.

7-37.1 Procedures to Apply for a Restrictive Parking Zone.

c. *Application Procedure.*

3. The Director of the Department of Public Safety shall verify the extent of the disability of the applicant or resident or his/her household by reviewing the physician's certification submitted with the application and by an independent evaluation to be conducted {~~by the City's physician~~} at the Bayonne Health Screening Clinic.

7. By July 1 of each year, the permit for each restricted parking zone must be renewed by the completion of a written application on a form to be mailed to all permit holders by the Department of Public Safety no later than May 1 of each year. The application for renewal must be accompanied by a certification completed by the permit holder's personal physician that the mobility disability of the permit holder, or the disability of the permit holder, or the qualifying household member, as outlined in paragraph c,2 above, still exists to the extent that such a restricted parking zone continues to be required. In addition, the applicant or qualifying household member may be required to be evaluated {~~by the City Physician~~} at the Bayonne Health Screening Clinic.

d. *Review Panel Established.*

4. It shall be the applicant's responsibility to provide the Review Panel and the examining physician with all documentation with regard to the mobility disability. The applicant may request, or the Review Panel may require, an independent evaluation by a physician, {~~other than the City physician,~~} selected by the Review Panel. The cost of such evaluation shall be borne by the applicant.

Council Member Perez moved a resolution, seconded by Council Member Carroll, 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, July 17, 2019 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 Carroll, Gullace, LaPelusa, Perez and President Nadrowski.

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09. Council Member Perez introduced:

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

NOW, THEREFORE, 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, Subsection 7-29, Loading Zones, is hereby amended and supplemented as follows (Additions **between asterisks and/or in bold**, deletions {within brackets and/or struck through}:

Names of Streets	Sides	Hours	Location
** East 2nd Street Between Lexington Avenue and Hobart Avenue	South	Monday through Friday 9:00 am to 4:00 PM (for Use as a loading zone	Beginning at a point 62 feet east from stop sign of East 2nd Street and Lexington Avenue extending 60 feet East thereof

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 "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, July 17, 2019 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 Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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10. Council Member LaPelusa introduced:

AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCE 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

060. Ciriaca Velasques, 69 West 21st Street
Beginning at a point 208 feet West of the Northwest corner of Avenue C and 21st Street, and extending to a point 22 feet West thereof.

067. Amanda Leonard, 380 Avenue C
Beginning at a point 35 feet West of the Northwest corner of West 16th Street and Avenue C and extending to a point 18 feet East thereof.

095. Grace Cronick, 83 West 18th Street
Beginning at a point 311 feet East of the Northeast corner of Kennedy Boulevard and 18th Street, and extending to a point 22 feet East thereof.

265. Goatel Blachar, 33 Sunset Avenue
Beginning at a point 32 feet West of the South East corner of the Terminus of Sunset Avenue, and extending to a point 20 feet East thereof.

308. Vicki Wondolowski, 461 Avenue A
Beginning at a point 83 feet North of the Northwest corner of Avenue A and extending to a point 22 feet West thereof.

331. Rosalind Y. Baker-Brayboy, 19 Hartley Place
Beginning at a point 153 feet South of the Southwest corner of Hartley Place and Linden Street, and extending to a point 23 feet South thereof.

401. Deborah Kisielewski, 134 West 28th Street
Beginning at a point 254 feet East of the Southeast corner of 28th Street and Avenue A and extending to a point 18 feet West thereof.

ADD

051. Kathleen Kelder, 91 Newman Avenue
Beginning at a point on the West side of West 4th Street, 140 feet South of the Southwest corner of Newman Avenue and 4th Street, and extending to a point 17 feet South thereof.

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

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, July 17, 2019 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 Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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11. Council Member Perez introduced:

ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDMENT TO THE AMENDED & RESTATED SCATTERED SITE REDEVELOPMENT PLAN FOR BLOCK 393 LOTS 19 & 20 PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A.* 40A:12A-1 *ET SEQ.* (AVE E TURNPIKE)

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

WHEREAS, 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, 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, the Municipal Council previously adopted and from time to time amended the Scattered site Redevelopment Plan ("Redevelopment Plan") dated December 7, 2005, and

WHEREAS, the Redevelopment Plan included Block 393 Lots 16 to 21; and

WHEREAS, on May 15, 2019 by Resolution the Municipal Council directed the Planning Board, to amend, prepare and review the redevelopment plan for properties located in the Scattered Site Redevelopment Area identified as Block 393 Lots 19 & 20 (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 an amended and restated redevelopment plan for the Property titled "Amended & Restated Scattered Site Redevelopment Plan for Block 393 Lots 19 & 20", dated May 15, 2019 (the "Amended Redevelopment Plan") which is a portion of the gas Station site Block 393 Lots 16 to 21; and

WHEREAS, 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, the Municipal Council believes that it is in the best interest of the City to amend the Redevelopment Plan for property identified as Block 393 Lots 19 & 20 as shown on the official tax map of the City of Bayonne 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.

WHEREAS, the Municipal Council believes that the adoption of the Amended 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 Amendment to the Amended & Restated Scattered Site 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 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 AMENDMENT TO THE AMENDED AND RESTATED SCATTERED SITE REDEVELOPMENT PLAN FOR BLOCK 393, LOTS 19 & 20 AND A PORTIONS OF BLOCK 393, LOTS 16, 17, 18 19, 20 AND 21 PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ. (AVE E TURNPIKE)," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, July 17, 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 Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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12. The Council as a whole moved the following communication be received and filed, which motion was 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 Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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

From JAIME VERASTEGUI, filing notice of tort claim alleging property damage to his automobile on April 30, 2019, resulting from being struck by a city owned vehicle on Avenue A between West 4th Street and Bayview Court

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14. 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, "SALAMA vs. FELLER, THE BAYONNE POLICE DEPARTMENT and THE CITY OF BAYONNE." (Pedestrian struck by a police cruiser on April 18, 2018, at Avenue C and West 27th Street)

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15. 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, "HANUMAN vs. MATECHAK, et al., incl. THE CITY OF BAYONNE." (Sidewalk fall down on June 5, 2017, at 42 East 28th Street

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16. 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, "LEVINSKI vs. 21st MORTGAGE CORPORATION, et al., incl. THE CITY OF BAYONNE." (Fall on a sidewalk on May 4, 2018, at 77 West 36th Street)

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

From S.A. Prime, LLC, a Transport Company of New Jersey filing a petition for a Certificate of Public Convenience and Necessity (CPCN) for conducting an affordable transportation to New Jersey residents living along the Hudson from Fort Lee to Jersey City and Bayonne.

* * * * * * * * *

18. 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

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

From Donna L. Mauer, Chief Financial Officer, reporting on vendor payments and recommending payment of same, and a resolution adopting the recommendation and ordering payment of claims. Finance

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

From Janet Convery, Treasurer, reporting on the transfer of the following amounts to the Board of Education on June 4, 2019: Finance
$5,692,691.00 Claims and payroll for claims and payroll for June, 2019

* * * * * * * * * *

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

From the Purchasing Agent reporting on bids received for Sgt. James J. Shea Memorial Shooting Range building modifications. (No Bidders)

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22. 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.

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

RESOLVED, That the official minutes of the regular council meeting held Wednesday, May 15, 2019 be and the same are hereby approved.

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

RESOLVED, That the official minutes of the council caucus meeting held Wednesday, May 8, 2019, be and the same are hereby approved.

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

RESOLVED, That a warrant in the amount of $52.20 be drawn of the Bureau of Rabies Control, State Department of Health, Trenton, New Jersey, covering the issuance of licenses Nos. 892-917 inclusive, 26 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.

* * * * * * * * * *

26. 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
29	17	Paul & Ellen Kobryn	2,333.39
216	14	Newspaper Media Group	1,074.96
236	25	Alex Kurasz	322.00
237	37	Scott McKevitt	2,122.08
335	11.02	CoreLogic	1,351.16
Total:			7,203.59

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

BE IT RESOLVED, That the City Clerk be and is hereby authorized to advertise for bids for Solid Waste and Recycling Services.

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

BE IT RESOLVED, That the City Clerk be and is hereby authorized to advertise for bids for 2019 Roadway Improvements.

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

WHEREAS, pursuant to Resolution No. 18-05-16-051 adopted by the Municipal Council on May 16, 2018, the City entered into Agreement No. CY18-050 with Central Jersey Collision d/b/a Elizabeth Truck Center, 878 North Avenue, Elizabeth, NJ 07201 (the "Contractor") for Vehicle Collision Repairs – Loaders, Backhoes, Full Size Buses (Class 4 Vehicles or Larger than 14,000 GVW) for a one (1) year period commencing July 1, 2018, and ending June 30, 2019, with two (2) consecutive options to renew for additional one (1) year terms, exercisable in the City's sole discretion; and

WHEREAS, the City desires to exercise the first one (1) year option to renew the aforesaid Agreement No. CY18-050 with the Contractor under the same terms and conditions, for a total amount not to exceed $50,000.00; and

WHEREAS, funds are certified as available in Account Vehicle Maintenance pending adoption of the CY2019 budget; 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. CY18-050 with Central Jersey Collision d/b/a Elizabeth Truck Center, 878

North Avenue, Elizabeth, NJ 07201 for Vehicle Collision Repairs – Loaders, Backhoes, Full Size Buses (Class 4 Vehicles or Larger than 14,000 GVW) extending same for a one (1) year period commencing July 1, 2019 and ending June 30, 2020, for a total amount not to exceed $50,000.00.

2. Funds shall be chargeable to Account Vehicle Maintenance.)

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

WHEREAS, pursuant to Resolution No. 18-05-16-051 adopted by the Municipal Council on May 16, 2018, the City entered into Agreement No. CY18-049 with Russell's Auto Body, LLC, 487-493 Avenue C Bayonne, NJ 07002 (the "Contractor") for Vehicle Collision Repairs – Automobile and Trucks (Class 3 vehicles or smaller 14,000 GVW) for a one (1) year period commencing July 1, 2018, and ending June 30, 2019, with two (2) consecutive options to renew for additional one (1) year terms, exercisable in the City's sole discretion; and

WHEREAS, the City desires to exercise the first one (1) year option to renew the aforesaid Agreement No. CY18-049 with the Contractor under the same terms and conditions, for a total amount not to exceed $25,000.00; and

WHEREAS, funds are certified as available in Account Vehicle Maintenance pending adoption of the CY2019 budget; 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. CY18-049 with Russell's Auto Body, LLC, 487-493 Avenue C Bayonne, NJ 07002 for Vehicle Collision Repairs – Automobile and Trucks (Class 3 vehicles or smaller 14,000 GVW) extending same for a one (1) year period commencing July 1, 2019 and ending June 30, 2020, for a total amount not to exceed $25,000.00.

2. Funds shall be chargeable to Account Vehicle Maintenance.

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

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the New Brunswick Parking Authority, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, on June 19, 2019, the Municipal Council of the City of Bayonne, County of Hudson, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services; now, therefore, be it

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the City of Bayonne.

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor and City Clerk are hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) nd all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

CERTIFICATION

BY:________________________________

ATTEST BY:______________________________________

* * * * * * * * * *

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

WHEREAS, pursuant to Resolution No. 17-02-15-048 adopted on February 15, 2017, the City of Bayonne entered into Agreement No. CY17-038 with ASTRA HEALTH CENTER OF BAYONNE, LLC ("ASTRA"), 564 BROADWAY, BAYONNE, NEW JERSEY 07002 for various professional medical care services including physical examinations and medical testing in connection with non-uniformed employees and applicants for taxi licenses, restricted parking spaces, etc. ("professional medical care services") for the period commencing January 1, 2017, and ending December 31, 2017, pursuant to the Non-Fair and Open process set forth at N.J.S.A. 19:44A-20.5; and

WHEREAS, upon expiration of its contract, ASTRA continued to provide said professional medical care services as a holdover under the same terms and conditions as Agreement No. CY17-038; and

WHEREAS, by way of Resolution No. 18-10-17-063 adopted on October 17, 2018, the Municipal Council authorized an addendum to the aforesaid Agreement No. CY17-038 through December 31, 2018, which was never signed by ASTRA; and

WHEREAS, on or about January 1, 2019, CONSENSUS MEDICAL GROUP, LLC, a New Jersey Limited Liability Company with offices at 404 Lippincott Drive, Marlton, New Jersey 08053 ("CONSENSUS") acquired, merged or otherwise became the successor to ASTRA; and

WHEREAS, a dispute arose with respect to the parties' obligations under the original contract and addendum but because continued professional health care services were necessary, CONSENSUS continued to provide such services to the City through May 31, 2019; and

WHEREAS, the parties have reached a full and final settlement with respect to all discrepancies and matters under the contract whereby the City will pay the amount of $2,401.97 to ASTRA and the amount of $8,333.33 to CONSENSUS for a combined sum of $10,734.30 in full and final settlement of all disputes and in exchange for a Release; and

WHEREAS, the City has encumbered the amount of $24,483.12 for payment of the aforesaid services; and

WHEREAS, funds are certified as available in Account #8-01-27-330-0000-093 for CY2018 and #9-01-27-330-0000-093 pending adoption of the CY2019 budget; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to execute a settlement agreement with ASTRA and CONSENSUS, in form and substance as is approved by the Law Director, whereby the City will pay the amount of $2,401.97 to ASTRA and the amount of $8,333.33 to CONSENSUS, for a combined sum of $10,734.30 in full and final settlement of all obligations of the parties under Agreement No. CY17-038 and in exchange for a Release.

2. The Municipal Treasurer is hereby authorized to issue checks payable to ASTRA HEALTH CENTERS OF BAYONNE, LLC and CONSENSUS MEDICAL GROUP, LLC in the amounts stated above representing payment of said final settlement.

3. Funds shall be charged to Account #8-01-27-330-0000-093 for CY2018 and #9-01-27-330-0000-093 pending adoption of the CY2019 budget.

* * * * * * * * * *

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

WHEREAS, Resolution No. 15-04-22-054 adopted by the Municipal Council on April 22, 2015, as amended by Resolution No. 15-05-20-060 adopted by the Municipal Council on May 20, 2015, authorized a lease between the City of Bayonne and Joan Marie Tsirabdides t/a Lets Eat Concession (the "Contractor"), 34 Newark Bay Court, Bayonne, New Jersey for the operation of the Municipal Pool food concession stand for a term commencing Memorial Day, 2015, and ending Labor Day, 2015, renewable at the City's option up to five (5) years under the same terms and conditions; and

WHEREAS, pursuant the aforesaid Resolution 15-04-22-054 as amended, the City entered into Agreement No. CY15-042 with the Contractor (the "Agreement"); and

WHEREAS, by way of Resolution Nos. 16-02-17-043 adopted on February 17, 2016, 17-04-19-063 adopted on April 19, 2017, and 18-04-18-066 adopted on April 18, 2018, the City extended said Agreement for the periods commencing Memorial Day 2016 through Labor Day 2016, Memorial Day 2017 through Labor Day 2017, and Memorial Day 2018 through Labor Day 2018 respectively; and

WHEREAS, the Director of Public Works/Parks and Recreation exercised the City's option to renew the Agreement for the period commencing Memorial Day 2019 through Labor Day, 2019; and

WHEREAS, the Mayor and City Clerk executed an amendment to said Agreement extending same as stated above; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The actions of the City officials in taking any and all actions and/or executing any and all documents in order to exercise the City's option to renew Agreement No. CY15-042 for the period commencing Memorial Day 2019 through Labor Day 2019 are hereby ratified and affirmed.

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

WHEREAS, by way of Resolution No. 18-12-19-046 adopted by the Municipal Council on December 19, 2018, the City entered into Agreement No. CY19-037 with the Bayonne Community Mental Health Center, a Service of Trinitas Regional Medical Center (the "BCMHC"), to provide Community Development Block Grant ("CDBG") Funds in the amount of $126,400.00 for the purpose of providing the cost of reconstruction of its leased premises located on the second floor of 597 Broadway, Bayonne, NJ (the "Premises") pursuant to a proposal from A1A Restoration Group, LLC, (the "Contractor") for the period commencing September 1, 2017, and ending August 31, 2018; and

WHEREAS, upon commencement of the aforesaid reconstruction work, the Contractor advised the City's Community Development Block Grant ("CDBG") Administrator, the Bayonne Economic Opportunity Foundation (the "BEOF"), that mold was discovered to be present at the Premises and that the remediation of said mold was not included in the the Contractor's original proposal; and

WHEREAS, the City's CDBG Administrator, the BEOF, performed an inspection of the Premises and confirmed the remediation of said mold ("Additional Work") was necessary for the health, welfare, and safety of the employees and clients of the BCMHC; and

WHEREAS, due to exigent circumstances, the City's CDBG Administrator, the BEOF, approved said Additional Work prior to obtaining the approval of this body; and

WHEREAS, the City's CDBG Administrator, the BEOF, is in receipt of a Change Order from the Contractor for the amount of $2,950.00 representing the cost of the Additional Work; and

WHEREAS, funds are certified as available in Account CDBG-994; 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. CY19-037 with the Bayonne Community Mental Health Center, a Service of Trinital Regional Medical Center, increasing same in the amount of $2,950.00 for the purpose of providing the cost of the Additional Work required pursuant to the Contractor's Change Order for same making the total contract amount $129,350.00.

2. Funds shall be charged to Account CDBG-994.

3. All other terms and conditions of Agreement No. CY19-037 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.

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

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

WHEREAS, the Bayonne Economic Opportunity Foundation, 555 Kennedy Blvd., Bayonne, New Jersey 07002 is an organization which has among its objectives assisting persons of lower income households; and

WHEREAS, the Bayonne Economic Opportunity Foundation has requested and submitted a formal written application dated January 13, 2017 for said CDBG Grant Funds in the amount of $71,500.00 for the purpose of providing the cost of architectural plans from DAL Design Group, 11 West 8th Street, Bayonne, NJ 07002 to address rehabilitation of the former Holy Family School Building located at 237-249 Avenue A ; and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing the cost of architectural plans from DAL Design Group t, 11 West 8th Street, Bayonne, NJ 07002 to address rehabilitation of the former Holy Family School Building located at 237-249 Avenue A and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-1007 ; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Bayonne Economic Opportunity Foundation, 555 Kennedy Blvd, Bayonne, New Jersey 07002 for the provision of providing the cost of architectural plans from DAL Design Group11 West 8th Street, Bayonne, NJ 07002 to address rehabilitation of the former Holy Family School Building located at 237-249 Avenue A in the amount of $71,500.00 for the period commencing September 1, 2018 and ending August 31, 2019.

2. Funds shall be charged to Account #CDBG-1007

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

WHEREAS, Resolution No. 18-02-14-029 adopted by the Municipal Council on February 14, 2018 awarded a contract to Roth D'Aquanni, LLC, 150 Morris Avenue, Suite 206, Springfield, NJ 07081 for professional legal services to conduct arbitration hearings, litigation before the courts, and negotiations and PERC hearings involving various unions and the City of Bayonne for the period commencing March 1, 2018 and ending December 31, 2018 for an amount not to exceed $50,000.00 payable at the rate of $165.00 per hour; and

WHEREAS, subsequent thereto, the City entered into Agreement No. CY18-039 with Roth D'Aquanni, LLC for the aforesaid professional legal services, and

WHEREAS, by way of Resolution No. 19-02-20-043, said Agreement No.CY18-039 with Roth D'Aquanni, LLC, now known as Ruderman & Roth, LLC, was increased in the amount of $8,827.50, making the total contract amount $58,827.50; and

WHEREAS, said Resolution No. 19-02-20-043 erroneously referenced Agreement No. CY17-003 and should have referenced Agreement No. CY18-039; and

WHEREAS, the Chief Financial Officer has advised that it is again necessary to increase the contract in the additional amount of $7,111.50, for additional work performed through December 31, 2018, the end of the contract term; and

WHEREAS, funds are certified as available in Account 8-01-20-156-0000-028; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to execute a second amendment to Agreement No. CY18-039 with the law firm of Allan C. Roth, LLC (formerly Roth D'Aquanni, LLC, now known as Ruderman & Roth, LLC) for the aforesaid professional legal services

increasing same in the amount of $7,111.50 making the total contract amount not to exceed $65,939.00.

2. Funds shall be charged to Account8-01-20-156-0000-028.

3. All other terms of the contract shall remain the same.

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

WHEREAS, the Business Administrator established a need for ongoing maintenance and software support for the City's telephone communications system; and

WHEREAS, Extel Communications, Inc., 830 Belmont Avenue, North Haledon, New Jersey 07508 has been providing said maintenance and software support to the City and is willing to continue to provide said services through October 31, 2021; and

WHEREAS, Extel Communications, Inc., has submitted to the City Invoice #210398 dated May 8, 2019, for the amount of $7,984.00 to cover the cost of said maintenance and software support services through October 31, 2021; 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 $40,000.00; and

WHEREAS, funds have been certified as available in Account Telephone – O.E. pending adoption of the CY 2019 Budget; now, therefore be it

RESOLVED, by the Municipal Council as follows:

1. The Municipal Treasurer be and is hereby authorized and directed to issue a warrant in the amount of $7,984.00 to Extel Communications, Inc., representing payment for the aforesaid maintenance and software support for the City's telephone communication system through October 31, 2021.

2. Funds shall be chargeable to Account Telephone – O.E.

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

WHEREAS, an entity known as 565 Avenue A, LLC is the owner and holder of Tax Sale Certificate #13-0477, dated April 25, 2014, made by the Tax Collector of the City of Bayonne, which was sold to Orix Public Finance, LLC and recorded on July 17, 2014 in the Hudson County Register's Office in Mortgage Book 18380, Page 86; and

WHEREAS, Orix Public Finance, LLC assigned Tax Sale Certificate #13-0477 to Orange Sunset, LLC which, in turn, assigned it to 565 Avenue A LLC on April 5, 2019, which Assignment was recorded on April 16, 2019 in the Hudson County Register's Office in Mortgage Book 1247, Page 817; and

WHEREAS, said Tax Sale Certificate is a recorded lien on the property known as Block 443, Lot 14 (more commonly known as 184 Avenue F) on the Tax Maps of the City of Bayonne; and

WHEREAS, on April 23, 2019 the property owner redeemed Tax Sale Certificate #13-0477 by way of payment to the City of Bayonne in the amount of $24,072.95 in certified funds; and

WHEREAS, Ramez Nashed, the Managing Member of 565 Avenue A, LLC, has certified that the original Tax Sale Certificate #13-0477 has been lost or misplaced; and

WHEREAS, an original Tax Sale Certificate is necessary for the proper endorsement and cancellation of the lien; and

WHEREAS, based upon the above, it is necessary for the Bayonne Tax Collector to issue a duplicate Tax Sale Certificate #13-0477 in order that same may be properly endorsed and cancelled of record in the Hudson County Register's Office; and

WHEREAS, the Bayonne Tax Collector stands ready, willing and able to issue a duplicate Tax Sale Certificate #13-0477 for the purpose of having same endorsed for cancellation and the cancelled of record;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council as follows:

1. The Bayonne Tax Collector is hereby authorized to issue a duplicate Tax Sale Certificate #13-0477 for the purpose of having same endorsed for cancellation and, in turn, cancelled of record with the Hudson County Register's Office.

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

WHEREAS, the Chief of Police has an ongoing need for access to an on-line information network; and

WHEREAS, IACP Net, 2101 Wooddale Drive, Suite D, Saint Paul, MN 55125 has previously been awarded a contract to provide such access to an on-line information network, and is willing to renew said contract at a cost of $1,750.00 for a one year period commencing July 1, 2019 and ending June 30, 2020; 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 $40,000.00; now, therefore, be it

RESOLVED, that funds have been certified as available from Account #PS-9/09-01-201-25-240-2-020 pending adoption of the CY 2019 Budget; and be it further

RESOLVED, the Municipal Treasurer be and is hereby authorized and directed to issue a warrant payable to IACP Net in the amount of $1,750.00 in payment for said subscription.

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

WHEREAS, the Police Department of the City of Bayonne has established that there is a need for annual support and battery replacement for the uninterrupted power supply powering the communications center electronics; and

WHEREAS, the Eaton Corporation, P.O. Box 29085, Chicago, IL 60673-1290, has previously been awarded a contract for such services, and is willing and able to continue to supply the aforesaid services for a one year period commencing July 1, 2019 and ending June 30, 2020 at a cost of $6,335.00 and

WHEREAS, funds are certified as available in Account #PS-9/8-01-25-240-0000-029 pending adoption of the CY 2019 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 $40,000.00; now, therefore, be it

RESOLVED, that funds are certified available in Account # PS-9/9-01-25-240-0000-029 pending adoption of the CY 2019 Budget; and be it further

RESOLVED, that the Municipal Treasurer be and is hereby authorized and directed to issue a warrant payable to Eaton Corporation, in the amount of $6,335.00 in payment for said services.

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

WHEREAS, the City of Bayonne is in need of continued maintenance services for five backup generators used in the city's communications system; and

WHEREAS, SBP Industries, 1301 New Market Avenue, South Plainfield, NJ 07080 has supplied emergency generator maintenance/service for different locations in Bayonne and a 75 kw mobile generator, together with an emergency standby generator agreement to provide backup power for the citywide communications system; and

WHEREAS, renewal of the existing contract is for the sum of $3,240.00 for a one year period commencing July 1, 2019 and ending June 30, 2020 for six generators, and $3,000.00

for the emergency standby generator agreement, and funds are certified available from Account #PS-9/9-01-25-240-0000-029 pending adoption of the CY 2019 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 $40,000.00; now, therefore, be it

RESOLVED, that the Municipal Treasurer be and is hereby authorized and directed to issue a warrant in the amount of $6,240.00 payable to SBP Industries in payment for said services.

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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, 2019 and ending June 30, 2020 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 2019 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 $40,000.00; now, therefore, be it

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.

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

WHEREAS, due to the delay in the adoption of the CY 2019 Municipal Budget it has become necessary to prepare and mail estimated third quarter tax bills; and

WHEREAS, the Chief Financial Officer, Tax Collector, and Municipal Clerk are required to certify the estimated third quarter tax levy; now therefore, be it

RESOLVED, that the Certification of the estimated third quarter tax levy for CY 2019 is hereby approved and that a copy of said Certification shall be forwarded to the Director of Local Government Services and the County Board of Taxation.

BE IT FURTHER RESOLVED that the grace period for the tax bills nominally due on August 1st, 2019 is August 12th, 2019

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

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

LICENSEE	LICENSE
All Saints Catholic Academy HSA	RL: 9390 RL: 9391
Hudson County Animal League	RL: 9392 RL: 9393

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

WHEREAS, the Director of Municipal Services has evidenced that there is a need for the purchase of five (5) 2019 Dodge Durango AWD vehicles for use in the **; and

WHEREAS, Carman Dodge, New Castle, DE has provided the City of Bayonne with a quotation for the purchase of five (5) vehicles for the amount of $29,578.00 per vehicle for the total amount of $147,895.00 under State Contract #47-CPCPS; and

WHEREAS, funds have been certified as available in Account #T-12-56-806-0000-199 pending adoption of the CY2019 budget; now, therefore be it

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

1. The Purchasing Agent of the City of Bayonne is hereby authorized to execute any and all documents and take any and all actions necessary to effectuate the purchase of five (5) 2019 Dodge Durango AWD vehicles for the amount of $29.750.00 per vehicle, for use in the pursuant to the quotation provided by under NJ State Contract #47-CPCPS for a total amount of $147,895.00.

1. Funds shall be chargeable to Account T-12-56-806-0000-199 pending adoption of the CY2019 budget.

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

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

WHEREAS, the Director of Municipal Services has evidenced that there is a need for the purchase of five (5) 2019 Ford F250 Extended Cab pickup trucks for use in the **; and

WHEREAS, Cherry Hill Winner Ford, Cherry Hill, NJ has provided the City of Bayonne with a quotation for the purchase of five (5) vehicles for the amount of $34,351.00 per vehicle for the total amount of $171,755.00 under State Contract #A88726; and

WHEREAS, funds have been certified as available in Account #T-12-56-806-0000-199 pending adoption of the CY2019 budget; now, therefore be it

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

1. The Purchasing Agent of the City of Bayonne is hereby authorized to execute any and all documents and take any and all actions necessary to effectuate the purchase of five (5) 2019 Ford F250 Extended Cab pickup trucks for the amount of $34,351.00 per vehicle, for use in the pursuant to the quotation provided by under NJ State Contract #A88726, T2100 for a total amount of $171,755.00.

2. Funds shall be chargeable to Account T-12-56-806-0000-199 pending adoption of the CY2019 budget

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

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

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 (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, by Ordinance O-1818, the City Council adopted a Redevelopment Plan [as defined in the New Jersey Local Redevelopment and Housing Law, *N.J.S.A.* 40A:12A-1, et seq.]

(the “**Redevelopment Plan**”) titled “Redevelopment Plan Block 184, Lot 5 (554-556 Broadway), Block 184, Lot 10 (11 East 25th Street)” for property designated as Block 184, Lot 5 and Block 184, Lot 10 (the “**Property**”); and

WHEREAS, on May 16, 2018, EOM REALTY, LLC, via resolution #18-05-16-055 was designated Redeveloper for the purpose of implementing the Redevelopment Plan; and

WHEREAS, the Redeveloper has requested that the Municipal Council, as a redevelopment entity authorize and direct the Planning Board to reopen and amend the existing redevelopment plan entitled “Redevelopment Plan” to permit additional commercial uses; 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 believes that it is in the best interest of the City to reopen and amend the Redevelopment Plan for the property 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.

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

Section 1. The Municipal Council of the City of Bayonne hereby authorizes and directs the Planning board to reopen the existing redevelopment plan titled “Redevelopment Plan Block 184, Lot 5 (554-556 Broadway), Block 184, Lot 10 (11 East 25th Street)” and make any modifications or changes to the redevelopment plan necessary to further the goals and objectives of the Master Plan; and

Section 2. This Resolution shall take effect immediately

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

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

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 159-161 Avenue A and 219 West 5th St., which are designated as City Block 301.03, Lots 2 and 3 and Block 301.01 Lots 1 and 6 constitute a non condemnation area in need of redevelopment as shown on the official Tax Map of the City (the “**Study Area**”), in accordance with the Redevelopment Law; and

WHEREAS, the City believes the property within 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, various properties adjacent to and surrounding the Study Area have previously been determined to be areas in need of redevelopment; 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 properties located at and identified as 159-161 Avenue A and 219 West 5th St., which are designated as City Block 301.03, Lots 2 and 3 and Block 301.01 Lots 1 and 6 on the City's Tax Maps; to develop a map reflecting the boundaries of the proposed 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 Carroll, Gullace, LaPelusa, Perez and President Nadrowski.

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

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

WHEREAS, on August 16, 2017, the City Council adopted a Resolution authorizing and directing the Planning Board, to prepare and review a redevelopment plan for property located at 63-67 Hook Rd. which is identified as Block 416 Lot 3 as shown on the official tax map of the City of Bayonne (the "**Property**") and make recommendations to the Municipal Council in accordance with the Redevelopment Law; and

WHEREAS, by Ordinance on January 17, 2018, the City Council adopted a Redevelopment Plan [as defined in the New Jersey Local Redevelopment and Housing Law, *N.J.S.A.* 40a:12A-1, et seq.] entitled "63-67 New Hook Road Rehabilitation Plan, City of Bayonne Rehabilitation Area: Block 416, Lot 3, Hudson County, New Jersey" (the "Redevelopment Plan"); and

WHEREAS, Jersam Inc. was previously designated as the redeveloper for the Property and has now requested that **Jersam Realty Inc.** be designated as the redeveloper of the Property, and

WHEREAS, **Jersam Realty, Inc** with an office address of 63- 67 Hook Rd Bayonne New Jersey, (the "**Redeveloper**") wishes to develop the Redevelopment Area and use it for the purpose of implementing the Redevelopment Plan; and

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

WHEREAS, the Municipal Council desires to revoke all prior designations and designate **Jersam Realty, Inc** as redeveloper of the Redevelopment Area and enter into a Redevelopment Agreement with the redeveloper, as provided for and in accordance with the provisions of the Redevelopment Law.

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

Section 1. The Municipal council hereby revokes any and all prior designations as Redeveloper concerning the Redevelopment Area.

Section 2. The Municipal Council of the City of Bayonne hereby authorizes the execution of the "Redevelopment Agreement By and Between the City of Bayonne and **Jersam Realty, Inc.**" concerning the Redevelopment Area identified as Block 416, Lot 3 in the City of Bayonne, in such a form deemed advisable by the City Attorney, subject to any and all conditions contained herein and such revisions as deemed advisable by the City Attorney or Special Redevelopment Counsel to the City; and

Section 3. The Municipal Council, upon the full execution of the Redevelopment Agreement recognizes **Jersam Realty, Inc.** as redeveloper of Block 416, Lot 3 in the City of Bayonne (the "**Redeveloper**") as provided for and in accordance with the provisions of the New Jersey Local Redevelopment and Housing Law; and

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

Section 5. This Resolution shall take effect immediately.

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

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

WHEREAS, on September 12, 2017, the City and Parkview Realty Holdings, LLC entered into a Redevelopment Agreement for the properties formerly designated as Block 445, Lots 1, 2, 3, 4, 5 and 7, which have been consolidated as Block 445, Lot 1.01; and

WHEREAS, on November 8, 2017 this Municipal Council consented to the transfer of the Redevelopment Agreement from Parkview Realty Holdings, LLC to Parkview Realty Urban Renewal, LLC;

WHEREAS, subsequent thereto, the City received a request to consent to the change in ownership of the former Block 445, Lots 1, 2, 3, 4, 5 and 7, now consolidated as Block 445, Lot 1.01, from Parkview Realty Holdings, LLC to Parkview Realty WR, LLC; and

WHEREAS, subsequent thereto, the City received another request to consent to the change in ownership of the former Block 445, Lots 1, 2, 3, 4, 5 and 7, now consolidated as Block 445, Lot 1.01, from Parkview Realty WR, LLC to Bayonne Avenue F Owner, LLC; and

WHEREAS, on December 18, 2017 the City of Bayonne entered into a Financial Agreement with Parkview Realty Urban Renewal, LLC in connection with the former Block 445, Lots 1, 2, 3, 4, 5 and 7, now consolidated as Block 445, Lot 1.01; and

WHEREAS, on March 12, 2019, the City of Bayonne was notified that the owner of Parkview Realty Urban Renewal, LLC is now Bayonne Ave F Land Partners, LLC which is owned and comprised as follows: 9.995% - CEI Bayonne QOZ LLC; .01% - CEI RAM Bayonne Sponsor LLC; 9.995% - RAM QO Fund I, LLC; 7.552% - DVO QOZ LLC; 72.448% - DVO Bayonne Investor LLC; and

WHEREAS, notwithstanding all of the above, Parkview Realty Urban Renewal, LLC, continues to be bound by all of the financial obligations and responsibilities under the existing Financial Agreement and Redevelopment Agreement; and

WHEREAS, Parkview Realty Urban Renewal, LLC, continues to demonstrate the financial ability to complete the project; and,

WHEREAS, pursuant to Section 8.03(g) of the Redevelopment Agreement, “Permitted Transfers”, the Transfer of all rights, duties and interests of the Redeveloper under the terms of the Redevelopment Agreement is expressly permitted; and

WHEREAS, pursuant to Section 7.02 of the Financial Agreement, the Transfer of all rights, duties and interests of the Redeveloper under the terms of the Agreement is expressly permitted; and

WHEREAS, in accordance with Section 8.04 of the Redevelopment Agreement and Section 7.02 of the Financial Agreement, Written Notice of a Transfer, dated March 12, 2019, was provided to the City Council (the “Council”) wherein the City of Bayonne was advised of the above noted transfers of ownership; and

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

Section 1. The Municipal Council of the City of Bayonne hereby acknowledges and consents to the change of ownership of properties formerly designated as Block 445, Lots 1, 2, 3, 4, 5 and 7, which have been consolidated as Block 445, Lot 1.01 from Parkview Realty Holdings, LLC to Parkview Realty WR, LLC and then from Parkview Realty WR, LLC to Bayonne Avenue F Owner, LLC.

Section 2. The Municipal Council of the City of Bayonne hereby acknowledges and consents to the change of corporate ownership of the entity known as Parkview Realty Urban Renewal, LLC whereby the sole owner of Parkview Realty Urban Renewal, LLC is now Bayonne Ave F Land Partners, LLC, which is owned and comprised as follows: 9.995% - CEI Bayonne QOZ LLC; .01% - CEI RAM Bayonne Sponsor LLC; 9.995% - RAM QO Fund I, LLC; 7.552% - DVO QOZ LLC; 72.448% - DVO Bayonne Investor LLC.

Yeas - Council Members Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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

#5 TEMPORARY EMERGENCY APPROPRIATION CY 2019

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 19 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 19 budget pursuant to the provisions of Chapter 96, P.L. 1951 (NJS 40A:4-20) including this resolution total

Current Fund	$	76,795,663.00
Parking Utility	$	809,060.00

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	$	9,734,000.00
Parking Utility	$	80,000.00

2- That said emergency temporary appropriation will be provided for the CY 19 budget under the title of, as per attached schedule:

Current Fund	$	9,734,000.00
Parking Utility	$	80,000.00

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

Yeas - Council Members Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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

WHEREAS, the City of Bayonne has employed Craig Sisk as a Fire Fighter; and

WHEREAS, Craig Sisk is an active member of the Police and Fireman's Retirement System ("PFRS"); and

WHEREAS, Craig Sisk has met the minimum service credit requirement of at least 4 years for PFRS members;

WHEREAS, the City of Bayonne administration is of the opinion that Craig Sisk is totally and permanently disabled and no longer can perform his assigned duties based on the documentation supplied by medical professional retained by the City of Bayonne; and

WHEREAS, the City is unable to provide an alternative to the PFRS covered position with duties capable of being performed by said Craig Sisk; and

WHEREAS, the Business Administrator has consented to the processing of the involuntary Disability Retirement Application

NOW, THEREFORE BE IT RESOLVED, by the governing body of the City of Bayonne that the Business Administrator process an involuntary Disability Retirement Application for Craig Sisk with the Fire Department; and

BE IT FURTHER RESOLVED, that certified copies of this resolution be forwarded to all parties involved of this action.

Yeas - Council Members Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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

WHEREAS, by way of Resolution 19-06-19-031 adopted by the Municipal Council on this date, the City was authorized to enter into the New Jersey Parking Institute Cooperative pursuant to N.J.S.A. 40A:11-11(5); and

WHEREAS, the City has established a need for the acquisition of new MK Beacon on-street parking meters and the installation of same throughout the City; and

WHEREAS, through the New Jersey Parking Institute Cooperative, the City of Bayonne has identified a purveyor of the MK Beacon on-street parking meters; and

WHEREAS, the City of Bayonne can realize substantial cost savings by procuring said MK Beacon on-street parking meters and the installation of same from Integrated Technical Systems, Inc., 8 Capital Drive, Wallingford, CT 06492 through the aforesaid New Jersey Parking Institute Cooperative in the amount of $434,741.80; and

WHEREAS, the City of Bayonne can realize additional savings via financing same through a Government Obligation Contract with Fleetwood Finance Leasing, LLC, 184 North Avenue East, Suite 4, Cranford, New Jersey 07016, whereby the sum of $434,741.80 would be payable via 1 payment of $100,000.00 with 59 monthly payments thereafter of $6557.83 and a buyout of $1.00 at the conclusion of the regular monthly payments; and

WHEREAS, the City is in receipt of a quote from Integrated Technical Systems, Inc., for said acquisition and installation of the aforementioned MK Beacon on-street parking meters in the amount of $434,741.80; and

WHEREAS, funds are certified as available in the following Accounts:

Parking Utility Capital: $100,000 (Lump Sum); and
Parking Utility Operating: $32,789.15 for CY2019; and

Parking Utility Operating pending adoption of future budgets

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council as follows:

1. The Chief Financial Officer and/or his designee(s) is/are hereby authorized to sign any and all documents including, but not limited to a Lease Agreement or Government Obligation Contract with Fleetwood Finance Leasing LLC, and take any and all actions to effectuate the acquisition and installation of the aforementioned MK Beacon on-street parking meters from Integrated Technical Systems, Inc., through the New Jersey Parking Institute Cooperative for a total amount of $434,741.80.

2. The Municipal Treasurer is hereby authorized to make payments to Fleetwood Finance Leasing, LLC, pursuant to the terms of said Lease Agreement or Government Obligation Contract.

3. Funds shall be chargeable to Accounts:

Parking Utility Capital: $100,000 (Lump Sum); and
Parking Utility Operating: $32,789.15 for CY2019; and
Parking Utility Operating pending adoption of future budgets.

Nays - Council Members Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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

WHEREAS, pursuant to Resolution No. 16-06-22-057 adopted by the Municipal Council on June 22, 2016, the City entered into Agreement No. CY16-078 with Controlled Services, LLC, 84 Harbor Drive, Jersey City, NJ 07306 ("the contractor") for Heavy Duty Equipment Rental program for Demolition and Other Projects for a total amount not to exceed $50,000.00 annually for a total of three (3) years commencing July 1, 2016, and ending June 30, 2019, with a mutually agreed upon two (2) year extension through June 30, 2021; and

WHEREAS, the City and the Contractor desire to exercise the aforesaid two (2) year option under the same terms and conditions as said Agreement CY16-078; and

WHEREAS, funds are certified as available in Account #9-01-26-290-0000-028 pending adoption of the CY2019 budget; 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. CY16-078 with Control Services, LLC, 84 Harbor Drive, Jersey City, NJ 07306 for **Heavy Duty Equipment Rental Program for Demolition and Other Projects** extending same for an additional two (2) year period commencing July 1, 2019 and ending June 30, 2021, for a total amount not to exceed $50,000.00 annually.

2. Funds shall be chargeable to Account #9-01-26-290-0000-028.

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

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

WHEREAS, GCT Bayonne desires to donate the sum of $72,763.00 to the City of Bayonne and further desires that said sum be designated by the City of Bayonne for repairs to the City's Engine 7 Fire Pumper; and

WHEREAS, funds are certified as available in Account **G-02-41-943-0000-199** pending acceptance and receipt of said $72,763.00; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The City of Bayonne hereby approves and accepts the donation of the sum of $72,763.00 from GCT Bayonne.

2. The Business Administrator and/or any other appropriate municipal officials are hereby directed and authorized to use said sum for the repairs attendant to the City's Engine 7 Fire Pumper.

3. Funds shall be chargeable to Account **G-02-41-943-0000-199**

Yeas - Council Members Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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

WHEREAS, "Post Road Affordable Urban Renewal LLC" (hereinafter referred to as the "Sponsor") proposes to acquire and rehabilitate the Post Road Gardens Apartments housing project, a 250-unit apartment complex for low income elderly residents, and which is located at 537 Avenue A, City of Bayonne (hereinafter referred to as the "Project") pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (N.J.S.A. 55:14K-1 et seq.), the rules promulgated thereunder at N.J.A.C. 5:80-1.1 et seq., and all applicable guidelines promulgated thereunder (the foregoing hereinafter collectively referred to as the "HMFA Requirements") within the City of Bayonne (hereinafter referred to as the "Municipality") on the site described as Lot 21, Block 192 as shown on the Official Assessment Map of the City of Bayonne; and

WHEREAS, the Project will be subject to the HMFA Requirements and the mortgage and other loan documents executed between the Sponsor and the New Jersey Housing and Mortgage Finance Agency (hereinafter referred to as the "Agency"); and

WHEREAS, pursuant to the HMFA Requirements, the governing body of the Municipality hereby determines that there is a need for this housing project in the Municipality.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Bayonne (the "Council") that:

(1) The Council finds and determines that the Project proposed by the Sponsor meets or will meet an existing housing need;

(2) The Council does hereby adopt the within Resolution and makes the determination and findings herein contained by virtue of, pursuant to, and in conformity with the provisions of the HMFA Law to enable the Agency to process the Sponsor's application for Agency funding to finance the Project.

Yeas - Council Members Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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

WHEREAS, there exists a need for professional planning services for planning issues within the City of Bayonne, specifically, assistance with a comprehensive development plan for that portion of Bayonne located within the following boundaries: South of North Street to the Kill Van Kull (including, but not necessarily limited to, Blocks 296, 300, 300.01,301.01, 301.02, 301.03, 301.04, 302, 311.01, 311.02, 312, 332, 331.01, 333.02, 333.03, 334, 345, 346, 360, 361, 362, 373, 390, 391, 504, 510 and 511); reviewing, updating and/or incorporating existing development plans into the proposed comprehensive development plan for the stated area; attending development review meetings and Council Meetings, as needed (the "Planning Project"); and

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

WHEREAS, DMR Architects, 777 Terrace Avenue, Suite 607, Hasbrouck Heights, NJ 07604 has submitted to the City a formal written response to the City's Request for Qualifications/Proposals for said professional planning services; and

WHEREAS, DMR Architects is qualified, ready and able to provide said services; and

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

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

WHEREAS, the City of Bayonne desires to retain the services of **DMR Architects** to perform the aforesaid professional planning services in connection with the Planning Project for a total contract amount not to exceed $10,000.00; and

WHEREAS, funds are certified as available in **BA-2** and **Various Escrow Accounts**; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with **DMR Architects, 777 Terrace Avenue, Suite 607, Hasbrouck Heights, NJ 07604** for professional planning services, specifically, assistance with a comprehensive development plan for that portion of Bayonne located within the following boundaries: South of North Street to the Kill Van Kull (including, but not necessarily limited to, Blocks 296, 300, 300.01,301.01, 301.02, 301.03, 301.04, 302, 311.01, 311.02, 312, 332, 331.01, 333.02, 333.03, 334, 345, 346, 360, 361, 362, 373, 390, 391, 504, 510 and 511); reviewing, updating and/or incorporating existing development plans into the proposed comprehensive development plan for the stated area; attending development review meetings and Council Meetings, as needed for a total contract amount not to exceed **$10,000.00**.

2. Funds shall be charged to **BA-2** and **Various Escrow Accounts**.

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

Yeas - Council Members Carroll, Gullace, LaPelusa, Perez and President Nadrowski

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

AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE CITY OF BAYONNE AND THE TOWNSHIP OF WEEHAWKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY FOR CERTIFIED TAX COLLECTOR SERVICES AND NAMING KENNETH BOSOTINA, C.T.C. AS TAX COLLECTOR OF THE CITY OF BAYONNE PURSUANT TO SAID SHARED SERVICES AGREEMENT

WHEREAS, The City of Bayonne is in need of a Certified Tax Collector; and

WHEREAS, the Township of Weehawken and the City of Bayonne wish to enter into a Shared Service Agreement to share services and reduce costs by working together to provide Tax Collector services for the City of Bayonne: and

WHEREAS, the City of Bayonne has negotiated, in good faith, a Shared Services Agreement with the Township of Weehawken, a municipal corporation, to provide the shared services of a Certified Tax Collector; and

WHEREAS, the City of Bayonne shall pay the Township of Weehawken for the provision of a Tax Collector in the amount of **$39.42 per hour for a minimum of ten hours per week** as more particularly set forth in the Shared Service Agreement, a true copy of which shall be on file at the Office of the City Clerk and can be reviewed by the public during normal business hours.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Bayonne at the Mayor and Clerk are hereby authorized to execute the attached Shared Service Agreement with the Township of Weehawken; and

BE IT FURTHER RESOLVED, that Kenneth Bosotina is hereby appointed as the City of Bayonne's Tax Collector for which he shall be paid the sum of $1.00, consistent with subject to the terms of the aforesaid Shared Service Agreement; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded by the Municipal Clerk to the Mayor, Administrator and Legal Counsel of the Township of Weehawken

SHARED SERVICES IN CONSOLIDATION ACT AGREEMENT BETWEEN THE CITY OF BAYONNE AND THE TOWNSHIP OF WEEHAWKEN TO UTILIZE A TAX COLLECTOR FOR THE BENEFIT OF THE CITY OF BAYONNE

WITNESSETH:

WHEREAS, the City of Bayonne, County of Hudson, State of New Jersey with the business office located at 630 Avenue C, Bayonne, New Jersey 07002, is desirous and in need of retaining the services of a Certified Tax Collector effective July 1, 2019;

WHEREAS, the Township of Weehawken, County of Hudson, State of New Jersey with a business office located at 400 Park Avenue, Weehawken, New Jersey 07086 has discuss with the representatives of the City of Bayonne the latter's need for a Certified Tax Collector effective July 1, 2019; and

WHEREAS, the City of Bayonne and the Township of Weehawken have discussed and negotiated a Shared Service Agreement pursuant to the provisions of N.J.S.A. 40:65-1 et seq. whereby the City of Bayonne would pay the Township of Weehawken for the part-time services rendered of a Certified Tax Collector so that the City of Bayonne may meet its statutory obligations, and to provide better services to the residents and taxpayers of the City of Bayonne; and

WHEREAS, the Township of Weehawken has agreed to share services in connection with the City of Bayonne's position of Tax Collector; and

WHEREAS, the City of Bayonne has appointed **Kenneth Bosotina** as its Tax Collector subject to the terms of this Shared Service Agreement; and

WHEREAS, all contractual provisions have been negotiated in accordance with this Shared Service Agreement;

NOW, THEREFORE, BE IT AGREED, this 16 day June, 2019 by and between the City of Bayonne and the township of Weehawken, as follows:

1. The parties hereby agree to enter into a Share Service Agreement in accordance with the provisions of N.J.S.A. 40A:65-1 et seq. as described hearin below.

2. The parties hereby agree that Kenneth Bosotina shall be appointed as the tax Collector for the City of Bayonne and that he will continue to be an employee of the Township of Weehawken. The parties agree that the City of Bayonne will provide any and all support staff necessary for the Tax Collector to assist in the performance of his duties. It is further agreed that the employee will receive all salary and compensations from his employer, Township of Weehawken.

3. The Township of Weehawken shall not only pay all salaries but all employment benefits including but not limited to health insurance coverage, pension payments, and FICA, for the Tax Collector.

4. The parties agree that this Agreement may be terminated by either party upon thirty (30) days prior written notice.

5. Professional liability coverage is provided through the Joint Insurance Fund for each municipality. Therefore, each municipality shall provide coverage for the services which are specifically performed for the respective municipality.

6. In the event that this Agreement shall be invalidated by a Court of competent jurisdiction then, at the option of Township of Weehawken, the Township of Weehawken shall continue to provide the services herein on an interim or emergency basis for a period not to exceed ninety (90) days as permitted within an Order of the Court.

7. All notices hereunder shall be in writing and shall be sent Certified Mail, Return Receipt Requested to the Clerk of each municipality at the addresses indicated above.

8. The parties acknowledge that it is in the best interests of their respective taxpayers and its citizens to avoid litigation if at all possible. Therefore, the parties agree to jointly mediate any and all outstanding issues pertaining to cost reimbursement or other related issues that may have not been specifically provided for in this Agreement.

9. The parties agree that if any personnel issue arises involving the employees of the Township of Weehawken who will be performing the services for the City of Bayonne,

the Administrators of the township of Weehawken and the City of Bayonne shall meet and use their best efforts to resolve the issues amicably. Unresolved issues should be referred to the Township of Weehawken for investigation as soon a s possible.

10. Each party to this Agreement represents and warrants to the other that all municipal action necessary for the City of Bayonne and the Township of Weehawken to enter into and perform all obligation required by this Agreement have been validly taken and that the undersigned are authorized to execute this Agreement.

11. Miscellaneous.

    The following provisions shall apply to this Agreement:

A. DELEGATION OF TASK.

1. Nature and Extent of Service. The Township of Weehawken hereby grants to City of Bayonne and City of Bayonne hereby accepts from the Township of Weehawken the authority to utilize Kenneth Bosotina as their Tax Collector. The terms of delegation are limited to this Agreement.

B. PROVISION OF SERVICE.

1. **DESCRIPTION OF SERVICE.** The services to be provided by the Tax Collector shall be generally described as for collection of municipal taxes under the laws of the State of New Jersey.

2. **SPECIFIC SERVICES.** The Township of Weehawken shall allow Kenneth Bosotina to be the Tax Collector to be utilized by City of Bayonne as Municipal Tax Collector at least **ten (10) hours per week onsite at the City of Bayonne.**

3. **PAYMENT FROM CITY OF BAYONNE TO TOWNSHIP OF WEEHAWKEN.**

   The City of Bayonne shall pay to the Township of Weehawken $39.42 per hour for every hour the Tax Collector provides services to the City of Bayonne. Said payment shall be made monthly by the City of Bayonne based upon invoices and/or time records submitted by the Tax Collector for said services. No payment shall be made by the City of Bayonne to the Tax Collector.

4. **REIMBURSEMENT TO TAX COLLECTOR FROM THE CITY OF BAYONNE FOR MILEAGE**. The City of Bayonne shall reimburse Kenneth Bosotina, the appointed Tax Collector, directly for mileage associated with said position. The reimbursement rate shall be consistent with rates established by the Internal Revenue Services.

5. **APPOINTING RESOLUTION FROM THE CITY OF BAYONNE**. The City of Bayonne's appointing resolution shall state that the Tax Collector will be paid the sum of One Dollar ($1.00).

C. LIMITATION OF DELEGATION. To the extent that this Agreement constitutes a delegation of authority by either, this Agreement shall not be construed to delegate any authority other than as set forth herein. Neither the City of Bayonne nor the Township of Weehawken intends by the Agreement to create an agency relationship other than that which may be specifically required by the Shared Service and consolidation Act Agreement for the limited purpose herein.

D. ESTIMATED COSTS. Consistent with the requirement of N.J.S.A. 40A:65 et seq., the cost of service shall be as set forth herein.

E. DURATION OF AGREEMENT. This agreement shall be effective from **July 1, 2019** through **December 31, 2019**. This Agreement is not automatically renewable and shall require the passage of a new resolution to continue with the Shared Services Agreement.

F. GOVERNING LAW. The terms of this Shared Services and Consolidation Act Agreement shall be governed by and construed, interpreted and enforced in accordance with the laws of the State of New Jersey, including all matters of enforcement validity and performance.

G. SEVERALABILITY AND MODIFICATION. In the event that any portion of this Agreement shall be made inoperative by reason of judicial administrative or other ruling, the remainder of this Agreement shall remain in full force and effect.

H. AMENDMENTS. This Agreement may not be amended, altered or modified in any manner except in writing signed by the parties thereto.

I. HEADINGS. This section and any other headings contained in this Agreement are for reference only and shall not affect the meaning and interpretation of this Agreement.

J. AVAILABILITY OF AGREEMENT. A copy of this Agreement shall be on file and open to public inspection at the office of the City of Bayonne and the Township of Weehawken.

K. ENTIRE AGREEMENT. This Agreement shall consist of the entire Agreement of the parties and it is acknowledged that there is no side or oral Agreement relating to the undertakings as set forth.

L. NO ASSIGNMENT. This Agreement and all rights, duties and obligations contained herein may not be assigned by either party without either parties' prior written permission.

M. EFFECTIVE DATE. This Agreement shall be effective as of the execution of the document, which date shall be considered the commencement date of this Contract.

N. WAIVER. It is understood and agreed by the parties that failure or delay in the enforcement of any of the provisions of this Agreement by either of the parties shall not be construed as a waiver of those provisions.

O. NO PRESUMPTION AGAINST DRAFTER. The parties acknowledge that this Agreement was reviewed by their respective Legal Counsel, and therefore, no presumption shall rise against the Drafter of this Agreement.

P. EXECUTION OF COUNTERPARTS. This Agreement may be executed in several counterparts, each of which shall be deemed an original and all of which shall constitute but one and the same instrument.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written:

Attest:	City of Bayonne
MADELENE MEDINA, CLERK	JAMES M. DAVIS, MAYOR
Attest:	Township of Weehawken
ROLA DAHBOUL, CLERK	RICHARD F. TURNER, MAYOR

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At 9:02 P.M., Council President Nadrowski motion to adjourn, seconded by Council Member Carroll, which motion was adopted.

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

President – Sharon A. Nadrowski

Clerk – Madeline C. Medina