

REGULAR MEETING

OF THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, NEW JERSEY, HELD IN THE COUNCIL CHAMBER, MUNICIPAL BUILDING, 630 AVENUE C, ON WEDNESDAY, DECEMBER 18, 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 December 18, 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 December 13th, 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:

AN ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN FOR 130-134 AVENUE F, EAST 23RD STREET, 37 MECHANIC STREET, 39 MECHANIC STREET AND 41 MECHANIC STREET, AND IDENTIFIED AS BLOCK 450, LOT 1, 10.01, 10.02, 22, 23 AND 24 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE, PURSUANT TO THE LOCAL REDEVLOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," which was introduced and passed a first reading at a meeting held November 6, 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 December 18, 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 THE REDEVELOPMENT PLAN FOR 130-134 AVENUE F, EAST 23RD STREET, 37 MECHANIC STREET, 39 MECHANIC STREET AND 41 MECHANIC STREET, AND IDENTIFIED AS BLOCK 450, LOT 1, 10.01, 10.02, 22, 23 AND 24 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE, PURSUANT TO THE LOCAL REDEVLOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ."

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

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

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

Council Member Perez motioned to close the hearing, seconded by Council Member Gullace, 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 Carroll, which was read by the Clerk and adopted.

WHEREAS, an ordinance entitled, "AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN FOR 130-134 AVENUE F, EAST 23RD STREET, 37 MECHANIC STREET, 39 MECHANIC STREET AND 41 MECHANIC STREET, AND IDENTIFIED AS BLOCK 450, LOT 1, 10.01, 10.02,

22, 23 AND 24 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," was introduced and passed a first reading at a meeting held August 21, 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 December 18, 2019 ; and

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

WHEREAS, said ordinance was referred to the Planning Board as required by the Municipal Land Use Law for a report; and

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

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

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

RESOLVED, that the said ordinance be passed and designated as Ordinance No. O-19-65

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

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02. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING THE AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED 101 EAST 23RD STREET, WHICH PROPERTIES IS IDENTIFIED AS BLOCK 445, LOT 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," which was introduced and passed a first reading at a meeting held November 6, 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 December 18, 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 OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING THE AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED 101 EAST 23RD STREET, WHICH PROPERTIES IS IDENTIFIED AS BLOCK 445, LOT 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.,"

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

The following person spoke – Peter Franco 109 West 53rd Street, 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 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 President Nadrowski moved a resolution for final passage, seconded by Council Member Perez, which was read by the Clerk and adopted.

WHEREAS, an ordinance entitled, "AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING THE AMENDMENT TO THE

REDEVELOPMENT PLAN FOR THE PROPERTY LOCATED 101 EAST 23RD STREET, WHICH PROPERTIES IS IDENTIFIED AS BLOCK 445, LOT 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.," was introduced and passed a first reading at a meeting held November 6, 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 December 18, 2019; and

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

WHEREAS, said ordinance was referred to the Planning Board as required by the Municipal Land Use Law for a report; and

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

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

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

RESOLVED, that the said ordinance be passed and designated as Ordinance No. O-19-66

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

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03. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED AND RESTATED SCATTERED SITE 14 REDEVELOPMENT PLAN FOR THE PROPERTIES IDENTIFIED AS BLOCK 451, LOTS 1.01 AND 2.05, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE" which was introduced and passed a first reading at a meeting held November 6, 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 December 18, 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, President Nadrowski

The Clerk read the ordinance by title: "AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED AND RESTATED SCATTERED SITE 14 REDEVELOPMENT PLAN FOR THE PROPERTIES IDENTIFIED AS BLOCK 451, LOTS 1.01 AND 2.05, 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.

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

WHEREAS, an ordinance entitled, "AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING AN AMENDED AND RESTATED SCATTERED SITE 14 REDEVELOPMENT PLAN FOR THE PROPERTIES IDENTIFIED AS BLOCK 451, LOTS 1.01 AND 2.05, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE," and was published and posted as required by law, with notice that it would be considered for final passage following a public hearing at this meeting of December 18, 2019; and

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

WHEREAS, said ordinance was referred to the Planning Board as required by the Municipal Land Use Law for a report; and

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

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

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

RESOLVED, that the said ordinance be passed and designated as Ordinance No. O-19-67.

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

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04. 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 November 6, 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 December 18, 2019 is now before the Council for its consideration and a public hearing.

Council President Nadrowski moved that the following resolution of second reading be adopted, seconded by Council Member Carroll, 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.

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 ordinance or its passage have been filed with me."

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

WHEREAS, an ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC"

and was published and posted as required by law, with notice that it would be considered for final passage following a public hearing at this meeting of December 18, 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-19-68.

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

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05. The following member of the public spoke:

Robert W. Archibald- 355 Ave E, addressed the subject of the police marker located in Fitzpatrick Park and the municipal parking lot at East 26th street.

Peter Franco- 109 West 53rd, addressed the council on the subject of the Plastic Bag Enforcement

Mike Morris- 123 Avenue C, addressed the Council on the subject of the tree at Henry Harris School.

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06. Council Member LaPelusa introduced:

AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 25, STREETS AND SIDEWALKS,

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 25, Streets and Sidewalks, Article 25-1, Street and Sidewalk Openings, Subsection 25-1.9, Street Specifications/Road Surface is hereby amended and supplemented as follows (Additions ****between asterisks and/or in bold and underlined****, deletions ~~{within brackets and/or struck through}~~):

25-1 STREET AND SIDEWALK OPENINGS

25-1.9 Street Specifications/Road Surface.

The contractor or permittee, upon satisfactory completion of the backfill operation, shall replace the road surface in kind or provide a minimum roadway thickness consisting of ~~{five (5)}~~ ****six (6)**** inches of quarry process stone, ~~{four (4)}~~ ****six (6)**** inches of ~~{bituminous stabilized}~~ ****hot mix asphalt 19M64**** base course ~~{(MIX No. 1)}~~ and ~~{one and one half (1 1/2)}~~ ****two (2)**** inches of ~~{finish course of MIX No. 5}~~ ****hot mix asphalt 9.5M64 surface course****, whichever is greater.

Council Member LaPelusa 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 25, STREETS AND SIDEWALKS,” just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, ** 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 LaPelusa, Carroll, Gullace, Perez and President Nadrowski.

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07. Council Member Perez introduced:

AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING THE AMENDED AND RESTATED REDEVELOPMENT PLAN FOR BAYONNE BAY EAST

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

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

WHEREAS, on November 23, 1999, in accordance with the criteria set forth in the Redevelopment Law, the City identified and designated the Bayonne Military Ocean Terminal (hereinafter referred to as the “Peninsula”) as an area in need of redevelopment, including that certain property known as Block 830, Lot 1, more specifically 12.5 acres of the Bayonne Bay District defined as B7, B8, B16 and B17 (bordered by Memorial Drive to the North, Center Street to the South, M Street to the East and K Street to the West), on the Bayonne Local Redevelopment Agency Redevelopment Plan for the Peninsula at Bayonne Harbor (the “Redevelopment Plan”) and the official tax map of the City of Bayonne (the “Property”); and

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

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

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

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

WHEREAS, the City has determined to act as the “redevelopment entity” for the Property located on the Peninsula (the “Redevelopment Entity”); and

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

WHEREAS, Section 2.12.1 of the Redevelopment Plan, entitled “Redeveloper Selection,” allows for the selection of redevelopers of specific sites, blocks or districts in any number or combination as is deemed necessary; and

WHEREAS, on November 10, 2015, the Municipal Council passed Resolution 15-1110-034 designating Boraie Development Urban Renewal LLC as the Redeveloper of the Property and authorized the execution of a Redevelopment and Purchase and Sale Agreement by and between the City of Bayonne as Redevelopment Entity and Boraie Development Urban Renewal LLC; and

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

WHEREAS, on July 17, 2019, the Municipal Council passed a Resolution authorizing and directing the Planning Board to reopen and amend the Redevelopment Plan for the Property and make recommendations to the Municipal Council in accordance with the Redevelopment Law; and

WHEREAS, an Amended and Restated Redevelopment Plan titled "Bayonne Bay East Redevelopment Plan: Supplemental Information Streetscape Standards" (the "Amended Redevelopment Plan") originally dated June 13, 2017, first revision dated July 10, 2017, and second revision dated December 1, 2019, was prepared by the City Planning Department and incorporates the properties located at Block 830, Lots 1.05 & 1.06 and a portion of Lot 1 known as Memorial Boulevard (the "Redevelopment Area") to the Redevelopment Plan; and

WHEREAS, on December 10, 2019, the Planning Board held a public hearing to present the Amended Redevelopment Plan for the Redevelopment Area; and

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

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

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

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

Section 2. The Amended Redevelopment Plan is hereby adopted pursuant to the terms of N.J.S.A. 40A:12A-7 of the Redevelopment Law. Further, the Amended Redevelopment Plan shall amend, replace and supersede any prior redevelopment plans with respect to the Redevelopment Area.

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

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

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

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

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

BE IT RESOLVED, that an ordinance entitled "AN ORDINANCE OF THE CIT OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING THE AMENDED AND RESTATED REDEVELOPMENT FOR BAYONNE BAY EAST," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, ** 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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08. Council President Nadrowski introduced:

AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 35, ZONING REGULATIONS

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"), has completed its periodic general reexamination of the Master Plan of the City pursuant to N.J.S.A. 40:55D-89 of the Municipal Land Use Law, N.J.S.A. 40:55D-1 to -163 (the "MLUL"); and

WHEREAS, the Planning Board re-examined and amended the Master Plan in August 2017 as a result of and as contained in the Reexamination, the Planning Board has recommended that the City Zoning Map be updated; and

WHEREAS, the City Engineer and the City Planner created an updated City Zoning Map that is digital, in-color and more accessible to the public but does not make any boundary changes and such Zoning Map is attached hereto as Exhibit A to this Ordinance; and

WHEREAS, upon receipt and review of the Planning Board's recommendations relating to amendment of the Zoning Map, the Municipal Council is in accord with and accepts those recommendations and desires to update the Zoning Map, all as delineated herein above, in furtherance of the Master Plan Reexamination; and

WHEREAS, N.J.S.A. 40:55D-62.1, as amended in 2005, declares that notice of a hearing on an amendment to the zoning ordinance proposing a change to the classification or boundaries of a zoning district is not required if the proposed change to classification or boundary has been recommended in a periodic general reexamination of the Master Plan by the Planning Board;

WHEREAS, the Municipal Council believes that updating the Zoning Map is in the best interest of the City.

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 Zoning Map is hereby updated as described herein above pursuant to the terms of N.J.S.A. 40:55D-32 of the MLUL and such Zoning Map is attached hereto as Exhibit A to this Ordinance.

Section 3. Any and all prior Zoning Maps of the City are superseded by the Zoning Map adopted by this Ordinance.

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 Zoning Map 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 President Nadrowski moved a resolution, seconded by Council Member Perez, 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 35, ZONING REGULATIONS," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, January 15, 2020 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 LaPelusa introduced:

AN ORDINANCE AUTHORIZING THE GRANTING OF AN AERIAL EASEMENT OVER CERTAIN PROPERTY OWNED BY THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY TO THE NEW JERSEY TURNPIKE AUTHORITY IDENTIFIED AS A PORTION OF THE AVENUE E RIGHT OF WAY (PARCEL AE262D AND RAE262E) ON THE TAX MAP OF THE CITY PURSUANT TO N.J.S.A. 40A:12-13, ET SEQ

WHEREAS, the Local Lands and Building Laws, N.J.S.A. 40A:12-13, et seq., authorizes the sale by municipalities of any real property, capital improvements or personal property, or interests therein, not needed for public use by sale in the manner provided by law; and

WHEREAS, the City of Bayonne previously entered into a Memorandum of Agreement date January 12, 2015 with the New Jersey Turnpike Authority related to the 14A interchange improvements, and

WHEREAS, the Memorandum of Agreement authorized the exchange of various parcels including various aerial easements between the City and New Jersey Turnpike Authority that are necessary for the 14A interchange improvements at the conclusion of the construction, and

WHEREAS, the City of Bayonne is the owner of certain real property as further set forth herein not needed for public use, and the Mayor and Council have determined that it is in the best interest of the City to create and aerial easement for the public benefit.

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

SECTION 1. That the City will execute a Quitclaim Deed and any necessary easements mutually acceptable in form and substance to both parties for the creation of an aerial easement over a portion of the Avenue E right of way in the vicinity of the New Jersey Turnpike as identified on the official tax map of the City of Bayonne, New Jersey as further described in proposed deed attached as Exhibit A and the maps attached as Exhibit B.

SECTION 2. Each property sale shall be subject to the following terms: 1. That no representations of any kind are made by the City of Bayonne as to the condition of the property, said property is being sold in its present condition "as is". Additionally, the City makes no representation as to the presence or absence of wetlands or any other environmental conditions on the property and 2. It is understood that the Acquisition is subject to applicable New Jersey law concerning disposition of municipal real estate.

SECTION 3. The sale is made subject to all applicable laws and ordinances of the State of New Jersey and the City of Bayonne.

SECTION 4. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION 5. All ordinances or parts of ordinances that are inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 6. The Mayor, Business Administrator, City Clerk and Director of Law are hereby authorized to execute all documents necessary for the conduct of this sale and for the conveyance of the properties listed herein, including but not limited to executing all contracts, Deeds, Subdivisions, easements, access agreements and other conveyance documents

SECTION 7. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

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 "AN ORDINANCE AUTHORIZING THE GRANTING OF AN AERIAL EASEMENT OVER CERTAIN PROPERTY OWNED BY THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY TO THE NEW JERSEY TURNPIKE AUTHORITY IDENTIFIED AS A PORTION OF THE AVENUE E RIGHT OF WAY (PARCEL AE262D AND RAE262E ON THE TAX MAP OF THE CITY OF BAYONNE PURSUANT TO N.J.S.A. 40A:12-13, ET SEQ) ," just introduced, do now pass a first reading and that a meeting of this Council to be held

Wednesday, ** 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 ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC

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

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

RESTRICTIVE PARKING ZONES

DELETE

009. Theresa Augustyniak, 19 West 11th Street
Beginning at a point on the north side of West 11th Street, 249 feet west of the northwest corner of Broadway and West 11th Street, and extending to a point 16 feet west thereof.

019. Dominick Rizzo, 11 Veterans Court
Beginning at a point on the south side of Avenue, 147 feet south of the southwest corner of Avenue E and Veterans Court, and extending to a point 17 feet south thereof.

160. Shaun Milk, 35 West 29th Street
Beginning at a point on the north side of 29th Street, 261 feet east of the northeast corner of 29th Street and Avenue C, and extending to a point 18 feet east thereof.

ADD

066. Eileen Costanzo, 12 Story Court
Beginning at a point on the east side of Story Court, 143 feet north of the northwest corner of Story Court and 3rd Street, and extending to a point 16 feet north thereof.

077. Albert Fetchko, 31A East 41st Street
Beginning at a point on the north side of Broadway, 398 feet east of the northeast corner of Broadway and East 41st Street, and extending to a point 16 feet east thereof.

078. Mary DePoalo, 78 West 6th Street
Beginning at a point on the south side of West 6th Street, 130 feet west of the southwest corner of Newman Avenue and West 6th Street, and extending to a point 16 feet west thereof.

079. Eshak Nabil, 87 West 50th Street
Beginning at a point on the north side of West 50th Street, 393 feet west of the northwest corner of Avenue C and West 50th Street, and extending to a point 16 feet west thereof.

095. Coleen Walsh, 21 West 2nd Street
Beginning at a point on the north side of West 2nd Street, 236 feet west of the northwest corner of Broadway and West 2nd Street, and extending to a point 16 feet west thereof.

103. William DeVenuto, 590 Avenue A
Beginning at a point on the east side of West 25th Street, 53 feet north of the northeast corner of Avenue A and West 25th Street, and extending to a point 16 feet north thereof.

109. Kathy Walsh, 118 West 19th Street
Beginning at a point on the # side of south, 123 feet west of the southwest corner of Kennedy Blvd. and West 19th Street, and extending to a point 16 feet west thereof.

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 “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, ** 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.** 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 that any resolution incorporated within them be adopted and included in the official minutes of this meeting as having been so ordered.

Yeas - Council Members 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

From Steven Benvenisti, Esq., filing notice of tort claim on behalf of JOHN A. CHEVRES, alleging personal injuries sustained from a fall in Stephen R. Gregg Park on August 4, 2019.

* * * * *

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

From KIM VENABLE filing notice of tort claim on behalf of her son, TYRELL HARDY, a minor, alleging personal injuries sustained during a football game at the Don Ahern Veterans Memorial Stadium on September 22, 2019.

* * * * *

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

From MICHAEL E. McWILLIAMS filing notice of tort claim alleging unpaid wages following resignation from his employment at the Bayonne Public Library on October 30, 2019.

* * * * *

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

From Steven R. Hymowitz, Esq., filing notice of tort claim on behalf of GLORIA GARY, alleging personal injuries sustained from a fall at 44th Street and Broadway on August 22, 2019.

* * * * *

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

From JOSEPH SWEENEY, filing notice of tort claim alleging personal injuries when he was struck by a city vehicle on West 8th Street on October 2, 2018.

* * * * *

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

From JUSTIN MILLER, filing notice of tort claim alleging property damage to his automobile when a garbage barrel was thrown by garbage man on November 27, 2019.

* * * * *

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

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

RESOLVED, That the following items which have been included on the agenda for this regular meeting as OFFICERS' REPORTS and which follow this resolution shall constitute a consent agenda for officers' reports and that they be received and filed and that any resolution incorporated within them be adopted and included in the official minutes of this meeting as having been so ordered.

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

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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.

* * * * *

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

DATE: December 2, 2019

TO: Donna Mauer, CFO
Madelene Medina, City Clerk

FROM: Claudia Geerin, Treasurer

Please be advised that a transfer to the Board of Ed was made on DECEMBER 2, 2019

\$ 5,755,314.00 CLAIMS & PAYROLL FOR DECEMBER 2019

Claudia Geerin
Treasurer
(signed)

* * * * *

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

BID REPORT
FOR THE MUNICIPAL COUNCIL

Date: 12/13/19 Ad Date: 10/03/19 Date bids accepted: 12/10/19

Attending: Amy Dellabella, Susan Ferraro, Esq.

Bid titled: Solid Waste Removal and Processing

Suburban Disposal
54 Montesano Rd.
Fairfield, NJ 07004

1 st Year	\$4,474,000.00
Option Year 1:	\$5,012,000.00
Option Year 2:	\$5,263,000.00
Option Year 3:	\$5,526,000.00
Option Year 4:	\$5,800,000.00
Total	\$26,375,000.00

After review by the Department Director, the Purchasing Department will prepare a request for contract award and forward it to the City Clerk for inclusion in future Council Agenda. If other than the lowest bidder is recommended, an explanation will be provided with that report. If bids are to be rejected, an appropriate report will be prepared. Please retain this report, as the information above may not be repeated in the request for award documents or in the event of a bid rejection.

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

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

BID REPORT
FOR THE MUNICIPAL COUNCIL

Date: 12/13/19 Ad Date: 10/08/19 Date bids accepted: 12/10/19

Attending: Amy Dellabella, Susan Ferraro, Esq.

Bid titled: Recycling Collection, Processing and Marketing

Suburban Disposal
54 Montesano Rd.
Fairfield, NJ 07004

No Bid.

After review by the Department Director, the Purchasing Department will prepare a request for contract award and forward it to the City Clerk for inclusion in future Council Agenda. If other than the lowest bidder is recommended, an explanation will be provided with that report. If bids are to be rejected, an appropriate report will be prepared. Please retain this report, as the information above may not be repeated in the request for award documents or in the event of a bid rejection.

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

* * * * *

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

BID REPORT
FOR THE MUNICIPAL COUNCIL

Date: 11/13/19 Ad Date: 10/29/19 Resolution #19-08-21-049

Date bids accepted: 11/13/19 Attending: Amy Dellabella, Purchasing Agent

Bid titled: Rock Salt

<u>Bidders:</u>	<u>5500 tons delivered</u>	<u>500 tons picked up</u>	<u>Total Bid Price</u>
Atlantic Salt, Inc. 134 Middle Street Suite 210 Lowell, MA 01852	\$54.30	\$54.30	\$325,800.00
Morton Salt, Inc. 444 Westlake St. Suite 300 Chicago, IL 60606	\$56.38	\$56.00	\$338,009.00

After review by the Department Director, the Purchasing Department will prepare a request for contract award and forward it to the City Clerk for inclusion in future Council Agenda. If other than the lowest bidder is recommended, an explanation will be provided with that report. If bids are to be rejected, an appropriate report will be prepared. Please retain this report, as the information above may not be repeated in the request for award documents or in the event of a bid rejection.

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

* * * * *

- 24.** 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.

* * * * *

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

RESOLVED, That the official minutes of the regular council meeting held Wednesday, NOVEMBER 6, 2019 be and the same are hereby approved.

* * * * *

- 26.** 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, October 30, 2019, be and the same are hereby approved.

* * * * *

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

RESOLVED, That the official minutes of the special council meeting held Wednesday, November 21, 2019, be and the same are hereby approved.

* * * * *

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

RESOLVED, That a warrant in the amount of \$ 7.80 drawn of the Bureau of Rabies Control, State Department of Health, Trenton, New Jersey, covering the issuance of licenses Nos. 993-997 inclusive, 4 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

* * * * *

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

19-12-18-029

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 Chief Financial Officer 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
282	27	CORELOGIC	2,948.45
163	44	JOSEPH & CAROLYN STANCAVISH	3,194.62
272	47	WILLIAM FORT 7 KATHERINE BETTER	2,981.10
377	1 CO207	CORELOGIC	1,740.00
240	10	SANA ULLAH	371.93
369	8.05	JOHN & AIMEE WILSON	3,248.55
428	14	TESSE ZEBROWSKI	225.40
97	5	FLAGSTAR BANK	2,480.00
194	15	GARRETT HOFFMAN	2,942.68
98	6.01	BI XIN ZHENG	4,051.00
Total:			24,183.73

* * * * *

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

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

RESOLVED, as follows:

1. The City Council of the City of Bayonne shall meet for the calendar year 2019 according to the following schedule; the meetings are hereby designated as Caucus Meetings and Regular Meetings as indicated and shall be held in the Dorothy Harrington Council Chambers, 630 Avenue C, Bayonne, New Jersey, on the dates and at the times listed:

CAUCUS MEETINGS:

January 8	- 7:00 P.M.-Wed.
February 12	- 7:00 P.M.-Wed.
March 11	- 7:00 P.M.-Wed.
April 8	- 7:00 P.M.-Wed.
May 6	- 7:00 P.M.-Wed.
June 10	- 7:00 P.M.-Wed.
July 8	- 7:00 P.M.-Wed.
August 12	- 7:00 P.M.-Wed.
September 16	- 7:00 P.M.-Wed.
October 14	- 7:00 P.M.-Wed.
November 4	- 7:00 P.M.-Wed.
December 9	- 7:00 P.M.-Wed.

REGULAR MEETINGS:

January 2	-5:00 P.M.- Thurs.
January 15	-7:00 P.M.-Wed.
February 19	-7:00 P.M.-Wed.
March 18	-7:00 P.M.-Wed.
April 15	-7:00 P.M.-Wed.
May 13	-7:00 P.M.-Wed.
June 17	-7:00 P.M.-Wed.
July 15	-7:00 P.M.-Wed.
August 19	-7:00 P.M.-Wed.
September 23	-7:00 P.M.-Wed.
October 21	-7:00 P.M.-Wed.
November 10	-7:00 P.M.- Tues.
December 16	-7:00 P.M.-Wed.

2. Caucus meetings are for the purpose of discussing matters of council business for inclusion on the agenda for the regular meeting, along with any other Council business. The public may attend but may not participate; formal action will not be taken at Caucus meetings. Formal action will be taken at Regular Meetings, which may include action on new business items not presented or discussed at the caucus meeting.

3. The City Council may adjourn any regular or adjourned meeting to a future date and may schedule such other meetings during the calendar year as its business may require. Proper notice to the public shall be given by the City Clerk regarding adjourn meetings, if any.

4. The City Clerk is hereby directed to insure that proper notice of City Council meetings of all types is provided to the public as follows:

- a) Posting a copy of the Annual Schedule (this resolution) and appropriate notices of meetings on the bulletin board in the lobby of the Municipal Building.
- b) Filing a copy of said notices in the City Clerk's Office.
- c) Mailing, faxing, or otherwise delivering copies of said notices to the Jersey Journal and the Star Ledger within the time prescribed by the Open Public Meetings Act.
- d) Complying with any additional statutory requirements not specified herein.

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

WHEREAS, Resolution No. 19-10-16-040 adopted by the Municipal Council on October 16, 2019 awarded a contract to Standard Elevator, 68 Union Avenue, Clifton, New Jersey 07015 for the Elevator Maintenance for Three City Buildings for a three (3) year period commencing October 17, 2019 and ending October 31, 2022 for an amount not to exceed \$31,095.00; and

WHEREAS, said Resolution No. 19-10-16-040 contained a scrivener's error wherein the stated term of the contract was October 17, 2019 to October 16, 2022; and

WHEREAS, said Resolution No. 19-10-16-040 should have reflected that the term of the contract commenced November 1, 2019 and ended October 31, 2022 with a mutually agreed upon two (2) year extension through October 31, 2024; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

Resolution No. 19-10-16-040 is hereby amended to correct the scrivener's error and set forth that contract term is for a three (3) year period commencing November 1, 2019 and ending October 31, 2022, with a mutually agreed upon two (2) year extension through October 31, 2024.

* * * * *

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

WHEREAS, the City of Bayonne Police Department has established a need for maintenance and support for its Police Public Safety Software, CAD-RMS-WDA Software, currently in use for the period commencing January 1, 2020 and ending December 31, 2020; and

WHEREAS, PropPhoenix Corporation, 502 Pleasant Valley Avenue, Suite 1, Moorestown, NJ 08057 has provided the City with an invoice for said maintenance and support for said CAD-RMS-WDA Software for the period commencing January 1, 2020 through December 31, 2020, for an amount of \$54,160.31; and

WHEREAS, the Director of Public Safety has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, bids need not be solicited for these services pursuant to the statutory guidelines of N.J.S.A. 40A:11-5(dd) insofar as said software maintenance and support services are proprietary in nature; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.(e) the award of the contract shall be subject to the availability and appropriation of funds in the CY 2020 temporary and permanent budgets in account #0-01-25-240-0000-028; and

WHEREAS, PropPhoenix Corporation has completed and submitted a "Business Entity Disclosure Certification for Non-Fair and Open Contracts" required Pursuant to N.J.S.A. 19:44A-20.8 which certifies that PropPhoenix Corporation has not made any reportable contributions to a political or candidate committee in the City of Bayonne in the previous one year, and that the contract will prohibit PropPhoenix Corporation from making any reportable contributions through the term of the contract; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and the City Clerk are hereby authorized to enter into a contract with PropPhoenix Corporation, 502 Pleasant Valley Avenue, Suite 1, Moorestown, NJ 08057 for continued maintenance and support for its Police Public Safety Software, CAD-RMS-WDA Software, for the period commencing January 1, 2020 and ending December 31, 2020 for the amount of \$54,160.31.

2. Funds shall be charged to Account #9-01-25-240-0000-028 subject to the availability and appropriation of funds in the CY 2020 temporary and permanent budgets

3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.

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

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33. 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 yearly maintenance of the citywide communications system infrastructure; and

WHEREAS, Motorola is capable of supplying such services under State Contract #83909 for a one year period commencing January 1, 2020 and ending December 31, 2020 at a cost of \$280,034.00, pursuant to Motorola Future Service Agreement No. USC000006618 dated September 30, 2019; and

WHEREAS, it is essential for the health, safety and welfare of the citizens of the City of Bayonne that the citywide communications system infrastructure be maintained at all times; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.(e) the award of the contract shall be subject to the availability and appropriation of funds in the CY 2020 temporary and permanent budgets in account #0-01-25-240-0000-029; and

now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and/or his designee is hereby authorized to execute the aforesaid Future Service Agreement No. USC000006618 dated September 30, 2019, with Motorola, ATTN: National Service Support, 1299 East Algonquin Road, Schaumburg, IL 60196, for maintenance of the citywide communications system infrastructure for a one year period commencing January 1, 2020 and ending December 31, 2020 for an amount of \$280,034.00 payable quarterly under State Contract #83909 are hereby ratified and affirmed.

2. The Treasurer is hereby authorized to issue quarterly checks in the amounts of \$70,008.50 payable for the first, second, and third quarters, and \$70,008.50 payable for the 4th quarter for a total contract amount of \$280,034.00 to Motorola Solutions representing payment for the aforesaid maintenance of the citywide communications systems infrastructure.

3. Funds shall be subject to the availability and appropriation of funds in the CY 2020 temporary and permanent budgets in account #0-01-25-240-0000-029.

* * * * *

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

WHEREAS, there is a continuing need to provide membership in the Bayonne Family Community Center for members of the Police Department; now, therefore be it

RESOLVED, that the Mayor, on behalf of the City of Bayonne, be and is hereby authorized to take any and all steps necessary to effectuate payment to the Bayonne Family Community Center, 259 Avenue E, Bayonne, NJ, in the amount of \$1,750.00 for the Police Department's Semi-Annual Membership Program for a six (6) month period commencing July 1, 2019 and ending December 31, 2019; and be it further

RESOLVED, that this expenditure be charged against Account #- 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 the Bayonne Family Community Center in the amount of \$1,750.00 representing payment for such membership.

* * * * *

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

WHEREAS, pursuant to Resolution No. 19-08-21-038 adopted on August 21, 2019, the Mayor and the City Clerk entered into Agreement No. CY19-063 with Windmill Alliance, 141 Broadway, Bayonne, New Jersey 07002 for the provision of CDBG funds for outreach services through the HIGHWAYS program in the amount of \$25,000.00 for the period commencing September 1, 2019 and ending August 31, 2020; and

WHEREAS, said Resolution 19-08-21-038 contained scrivener's errors in so far as the amount of CDBG funds available and to be provided to Windmill Alliance for the provision of CDBG funds for outreach services through the HIGHWAYS program should have been \$17,000.00; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. Resolution 19-08-21-038 adopted August 31, 2019 is hereby amended to reflect the amount of CDBG funds to be provided to Windmill Alliance for the provision of CDBG funds for outreach services through the HIGHWAYS program should have been \$17,000.00.

2. The Mayor and the City Clerk are hereby authorized to execute an amendment to Agreement No. CY19-063 with Windmill Alliance, 141 Broadway, Bayonne, New Jersey 07002 to reduce the amount of CDBG funds to be provided to Windmill Alliance from \$25,000.00 to \$17,000.00

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

Whereas, the Tax Assessor for the City of Bayonne had approved the exemption application filed by a 100% Disabled Veteran who owns and occupies a one family house located at Block 171, Lot 2, - 25 West 27th Street in the City of Bayonne, for the 2019 Tax Year and currently, and

Whereas, the qualified veteran has filed proof of a qualifying 100% disability prior to his purchase of the above stated property on July 25, 2019, and

Whereas, the Veteran, through the Municipal Tax Assessor, has asked that the City Council honor the exemption as of the date of his disability;

Now therefore be it resolved as follows:

1. The property taxes on the one family house located at Block 171, Lot 2- 25 West 27th Street in the City of Bayonne occupied by said qualifying veteran are hereby canceled effective July 25, 2019 with the assessor to revise the assessment going forward and the tax collector to calculate any resulting overpayment of the tax bills from that date to the date of passage of this resolution based on the final tax rate and the amount of tax actually billed and paid for the period to which to which the cancelation of taxes approved by this resolution applies.
2. The Tax Collector upon performing the above calculations is authorized to refund any overpayment amount which exceeds such outstanding taxes, so as to assure that the exemption is fully effectuated by the end of the current Tax Year. The Tax Collector is further authorized to credit or adjusting all future bills in conformance with this resolution for the duration of the veteran's qualified status with respect to this property.
3. The Tax Collector, Tax Assessor and City Treasurer are authorized to take any and all appropriate action to effectuate this resolution, including but not limited to, cancellation of taxes as set forth above and the refund or credit of any excess taxes which may have been paid by said qualifying veterans during the periods noted herein.

* * * * *

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

WHEREAS, the New Jersey Office of Emergency Management provides grants to qualifying municipalities as it relates to emergency management programs, including but not limited to, planning organization, equipment & training, and

WHEREAS, the City of Bayonne is desirous of expanding its emergency management response and efforts, as it relates to the Fire Department, and

WHEREAS, the City of Bayonne has applied for and has been awarded a grant in the amount of from the New Jersey Office of Emergency Management Fiscal Year 2019 Urban Area Security Initiative (UASI) Grant;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Bayonne that the above referenced grant is hereby accepted and the Mayor is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the City of Bayonne.

- BE IT FURTHER RESOLVED, by the Municipal Council of the City of Bayonne that;
1. The City of Bayonne accepts \$110,203.57 from the New Jersey Office of Emergency Management for Urban Area Security Initiative (UASI) Grant.
 2. The Division of Finance is hereby authorized to establish the proper accounts for these funds.

* * * * *

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

WHEREAS, the New Jersey Department of Transportation (NJDOT) provides grants to qualifying municipalities as it relates to improvements and preservation of the local transportation network; and

WHEREAS, the City of Bayonne is desirous of making improvements to the Various Streets; and

WHEREAS, the City of Bayonne has applied for and has been awarded a grant in the amount of 852,709.00 from the New Jersey Department of Transportation's (NJDOT) CY2020 Municipal Aid Program for Roadway Improvements to Various Streets; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Bayonne that the above referenced grant is hereby accepted and the Mayor is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the City of Bayonne.

BE IT FURTHER RESOLVED, by the Municipal Council of the City of Bayonne that;

1. The City of Bayonne accepts \$852,709.00 from the New Jersey Department of Transportation (NJDOT) for Roadway Improvements for Various Streets.
2. The Division of Finance is hereby authorized to establish the proper accounts for these funds.

* * * * *

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

WHEREAS, the City of Bayonne is desirous to improve and expand the recreational opportunities in the City, and preserve open spaces areas and expand local parks, and

WHEREAS, the City has undertaken projects to facilitate improvements to the Newark Bay Waterfront, and

WHEREAS, the City has applied to the Department of Environmental Protection and the Garden State Preservation Trust (GSPT) for grants to facilitate the project,

WHEREAS, the City has been awarded a Green Acres Grant in the amount of \$1,000,000.00 for the Newark Bay Waterfront Project by the State of New Jersey Department of Environmental Protection and Garden State Preservation Trust (GSPT), and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Bayonne that the above referenced grant is hereby accepted and the Mayor is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the City of Bayonne.

BE IT FURTHER RESOLVED, by the Municipal Council of the City of Bayonne that:

1. The City of Bayonne accepts the grant in the amount of up to \$1,000,000.00 from New Jersey Department of Environmental Protection and the Garden State Preservation Trust (GSPT) for the Newark Bay Waterfront Project.
2. The Division of Finance is hereby authorized to establish the proper account for these funds.

* * * * *

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

WHEREAS, the City of Bayonne is desirous to facilitate the safety and wellbeing of all residents; and

WHEREAS, the City is aware that impaired driving remains a significant issue, both in New Jersey and nationally; and

WHEREAS, the City is desirous to reduce the rate of alcohol related driving fatalities through enforcement and education; and

WHEREAS, the City has applied to the Department of Traffic and Highway Safety for grants to facilitate the costs associated with the initiative; and

WHEREAS, the City has been awarded a grant in the amount of \$5,500.00 for the FY2019 Drive Sober or Get Pulled Over Holiday Crackdown by the State of New Jersey Department of Traffic and Highway Safety, and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Bayonne that the above referenced grant is hereby accepted and the Mayor is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the City of Bayonne.

BE IT FURTHER RESOLVED, by the Municipal Council of the City of Bayonne that:

1. The City of Bayonne accepts the grant in the \$5,500.00 from New Jersey Department of Traffic and Highway Safety for the FY2019 Drive Sober or Get Pulled Over Holiday Crackdown.
2. The Division of Finance is hereby authorized to establish the proper account for these funds

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

WHEREAS, the New Jersey Department of Transportation (NJDOT) provides grants to qualifying municipalities as it relates to infrastructure improvements under the Local Freight Impact Fund (LFIF),

WHEREAS, the City of Bayonne is desirous of making improvements to New Hook Road and;

WHEREAS, the City of Bayonne has applied for and has been awarded a grant in the amount of 2,500,000.00 from the New Jersey Department of Transportation's (NJDOT) Fiscal Year 2019 Local Freight Impact Fund Program for the New Hook Road Project;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Bayonne that the above referenced grant is hereby accepted and the Mayor is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the City of Bayonne.

BE IT FURTHER RESOLVED, by the Municipal Council of the City of Bayonne that;

1. The City of Bayonne accepts \$2,500,000.00 from the New Jersey Department of Transportation (NJDOT) for improvements to Bayonne Harbor Port Access Road.
2. The Division of Finance is hereby authorized to establish the proper accounts for these funds.

* * * * *

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

WHEREAS, pursuant to N.J.A.C. 17:27-3.3, the City of Bayonne is required to designate a Public Agency Compliance Officer ("P.A.C.O.") no later than January 10th of each year; now, therefore be it

RESOLVED, by the Municipal Council that Assistant City Attorney Donna M. Russo is hereby designated as Public Agency Compliance Officer ("P.A.C.O.") for the City of Bayonne for the period commencing January 1, 2020 and ending December 31, 2020.

MCM/s

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43. 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 telecommunications consulting services to provide an audit of the City's current domestic landline carrier contract and services; and

WHEREAS, Walter A. McDermott Telephone Auditing Services ("McDermott"), 231 Bogert Avenue, Ridgewood, NJ 07450 has submitted to the City of Bayonne a formal, written proposal for said telecommunications consulting services; and

WHEREAS, McDermott is qualified, ready, willing and able to provide said services for fifty (50%) per cent of any recurring monthly reduction of fees eliminated as a result of said telephone audit for the twelve (12) month period following said audit payable in twelve (12) equal monthly payments starting in the month that the City actually realizes the reduction; and forty (40%) per cent of any credit or refund of any overcharges obtained as a result of said audit payable at the time the credit or the refund is received; and

WHEREAS, in the event McDermott is not successful in obtaining a reduction, credit or refund, McDermott will not earn a fee; and

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

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

WHEREAS, the Business Administrator has provided a certification of extraordinary and unspecifiable services to the Municipal Council indicating the services to be provided by Walter A. McDermott Telephone Auditing Services are “unique, specialized and qualitative in nature requiring expertise, extensive training and a proven reputation in the field of telecommunications consulting services;” and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-31-440-0000-076; now, therefore, be it

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

1. The Business Administrator is hereby authorized and directed to execute an agreement with Walter A. McDermott Telephone Auditing Services (“McDermott”), 231 Bogert Avenue, Ridgewood, NJ 07450 to provide telecommunications consulting services for an assessment of the City's current domestic landline carrier contract and services for payments as stated above.
2. A notice of this action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.
3. Funds shall be chargeable to Account #0-01-31-440-0000-076 subject to the receipt of any reduction, credit or refunds.
4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-31-440-0000-076.

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

Resolution Calling for Study Commission to Review the Open Public Records Act

WHEREAS, the CITY OF BAYONNE strongly believes in and supports open transparent government, and that citizens and residents have the right to be informed about the workings of government in order to best participate in a democracy; and

WHEREAS, on January 8, 2002 then Acting Governor DiFrancesco signed into law the Open Public Records Act (OPRA) which mandates that government records shall be available, with limited exceptions, for public access and simplifying the procedures for requesting such specific records; and

WHEREAS, the intent of the law was to provide the public with easy access to government records with an uncomplicated process for obtaining the records and eliminating bureaucratic red tape; and

WHEREAS, over the course of 18 years OPRA has been a positive light, but it has also been fraught with abuse and misuse, and has become an unanticipated financial cost to the taxpayers of New Jersey; and

WHEREAS, CITY OF BAYONNE has labored under a well-intended law that has spiraled out of control, due to the volume and nature of requests, the cost to taxpayers in responding to the requests, and the potential liability in having to pay disproportionate prevailing party attorneys' fees should the requests turn into litigated matters, as well as the liability in determining which documents shall be released, with or without redaction, while attempting to maintain individual privacy; and

WHEREAS, it is not only the volume of OPRA requests that challenge our resources, but it is also the cost associated with reviewing, retrieving, and processing the OPRA request(s) by public entity personnel and counsel and possibly defending our action(s) before the Government Records Council or in Superior Court; and

WHEREAS, the CITY OF BAYONNE received and responded to 958 OPRA requests in 2017, 1258 OPRA requests in 2018, and has received and responded to 793 OPRA requests as of September 1, 2019; and

WHEREAS, due to the incredible increase in number of OPRA requests, the CITY OF BAYONNE has had to (1) assign one staff member to do nothing but process OPRA requests and (2) hire a full time attorney who is assigned to oversee responses to OPRA requests, responses to Government Records Council filings and the prosecution of OAL litigation arising out of Government Records Council decisions.

WHEREAS, CITY OF BAYONNE municipal staff has spent approximately a minimum of 2,700 hours responding to OPRA requests received in 2019 to date, and a yearly average of approximately 2,750 hours since 2017; and

WHEREAS, due to the often conflicting case law and Government Record Council decisions, as well as the unique characteristics of OPRA request, the CITY OF BAYONNE must often times rely on one or more lawyers within the City's Law Department to review certain OPRA requests; and

WHEREAS, the CITY OF BAYONNE's day to day operations have been impacted pejoratively by the repeated filings of OPRA requests by commercial entities seeking information for commercial use, by attorneys seeking to use OPRA as a means of discovery prior to and during lawsuits, and by a select subset of high volume filers who seem to file requests indiscriminately knowing full well how these requests impede the day to day operations of City Hall. For example, the CITY OF BAYONNE has received continuous requests for motor vehicle reports on a weekly basis by several requestors. Additionally, numerous requests are received requesting documents over a span of up to eight (8) years. Further, the CITY OF BAYONNE has received numerous lengthy requests seeking up to seventeen (17) paragraphs of documentation which producing a response to same substantially disrupted agency operations. Furthermore, if a requestor requests documentation that requires redactions, the City must print the documentation, review same, rescan the document and then generate a redaction legend, all at no cost to the requestor if the preferred method of delivery is e-mail; and

WHEREAS, with limited exceptions OPRA has not been amended to address the clear and apparent advancement in technology that has changed the way government records are created, stored, and/or transmitted; the various interpretive decisions; privacy concerns; abuse for commercial gain; and/or the ever increasing cost to taxpayers; and

WHEREAS, as the current law approaches its twentieth (20th) anniversary it has outgrown its original intended use and has become ripe for comprehensive review and reform;

NOW, THEREFORE BE IT RESOLVED that the governing body of CITY OF BAYONNE appeals to the legislature to form a Commission comprised of Mayors, Municipal Clerks, Municipal Managers, Attorneys, Police Chiefs, open government advocates, privacy experts, members of the media, citizens and other appropriate stakeholders, to review and examine the effects of OPRA on local government and the needs to be fulfilled by the law, and use the Commission's findings to perform a comprehensive reform of OPRA; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Assemblyman Nicholas Chiaravalloti, Assemblywoman Angela McKnight, Senator Sandra Cunningham Senator Nicholas Sacco, Senator Brian Stack, Assembly Speaker Craig Coughlin, Senate President Stephen Sweeney, Senator Weinberg, Executive Director of the Government Records Council, the

Governor of the State of New Jersey, the Municipal Clerks Association of New Jersey and New Jersey State League of Municipalities.

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

WHEREAS, the City of Bayonne is desirous to address Pedestrian Safety in a comprehensive manner, including but not limited to, education, engineering and enforcement; and

WHEREAS, the City has undertaken steps to facilitate programs that target the community as whole, with a special emphasis on children, senior citizens & non-English speaking residents; and

WHEREAS, the City is desirous to improve high risk pedestrian intersections with enhanced crosswalk markings and signage; and

WHEREAS, the City has applied to the Department of Traffic and Highway Safety for grants to facilitate improvements to pedestrian safety; and

WHEREAS, the City has been awarded a grant in the amount of \$30,000.00 for the FY2020 Pedestrian Safety Grant by the State of New Jersey Department of Traffic and Highway Safety, and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Bayonne that the above referenced grant is hereby accepted and the Mayor is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the City of Bayonne.

BE IT FURTHER RESOLVED, by the Municipal Council of the City of Bayonne that:

1. The City of Bayonne accepts the grant in the \$30,000.00 from New Jersey Department of Traffic and Highway Safety for the FY2020 Pedestrian Safety Grant.
2. The Division of Finance is hereby authorized to establish the proper account for these funds.

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

WHEREAS, pursuant to Resolution No. 18-12-19-070 adopted on December 19, 2018, the City entered into Agreement No. CY19-001 with Integrated Micro Systems, Inc., 74 Lee Avenue, Haledon, New Jersey 07508-1202 ("Integrated") for information technology, computer systems and network administration and support services for the period commencing January 1, 2019 and ending December 31, 2019 for a total contract amount not to exceed \$50,000.00; and

WHEREAS, the Chief Financial Officer has advised that it is necessary to increase said Agreement No. CY19-001 in the amount of \$20,000.00 to cover outstanding invoices received from Integrated for additional services provided through December 31, 2019, the end of the contract term, that were not anticipated at the time of the award of the contract; and

WHEREAS, this increase in the contract amount of \$20,000.00 to cover said outstanding invoices through December 31, 2019 shall be subject to Budget Transfer #2; 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. CY19-001 with Integrated Micro Systems, Inc., 74 Lee Avenue, Haledon, New Jersey 07508-1202 increasing same in the amount of \$20,000.00 to cover outstanding invoices received from Integrated to cover outstanding invoices received from Integrated for additional services provided through December 31, 2019, making the total contract amount not to exceed \$70,000.00.

2. Funds shall be chargeable to account #9-01-20-101-0000-028.

3. This increase in the contract amount of \$20,000.00 shall be subject to Budget Transfer #2.

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

WHEREAS, the City has certain reserve accounts that have been inactive for several years; and

WHEREAS, it has been recommended by the City’s independent auditors and the Division of Local Government Services that these reserves be cancelled.

NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Bayonne that the Chief Financial Officer is hereby authorized to cancel the inactive reserve accounts totaling \$28, 404.

* * * * *

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

WHEREAS, Resolution No. 19-09-25-063 adopted on September 25, 2019 authorized the Mayor and the City Clerk to enter into a contract, in substance and form as is acceptable to the Law Director, with Mackay Meter, Inc., having its principal place of business at P.O. Box 338, 1342 Abercrombie Road, New Glasgow, Nova Scotia, Canada B2H 5E3 for software, maintenance and support services known as “Gateway / Hosting / Notification Services” for operation of the MK Beacon on-street parking meters purchased pursuant to Municipal Council Resolution No. 19-07-17-059 adopted on July 17, 2019, for a period of one (1) year beginning on the date of commencement of operation of the MK Beacon on-street parking meters, for the monthly fee of \$8.00 per parking meter (532 meters) and \$0.10 per credit card transaction, until such time, and in the event, that the Director of Public Safety should determine it is more beneficial to switch to a fee structure for a monthly fee of \$12.00 per parking meter and \$0.00 per credit card transaction; and

WHEREAS, said Resolution 19-09-25-063 contained scrivener’s errors in so far as the number of parking meters and monthly fees for same should have been as follows:

124 One-Space Parking Meters at a monthly fee of \$5.50 per parking meter and \$0.10 per credit card transaction; and

523 Two-Space Parking Meters at a monthly fee of \$8.00 per parking meter and \$0.10 per credit card transaction; and

WHEREAS, due to exigent circumstances, including the need to put the new meters in service, the Law Director caused the executed “Gateway / Hosting / Notification Services” agreement to be corrected prior to obtaining approval from this body; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. Resolution 19-09-25-063 adopted September 25, 2019 is hereby amended to reflect the number of parking meters and fees as stated above.

2. Actions of the Law Director in correcting the executed “Gateway / Hosting / Notification Services” agreement with Mackay Meter, Inc., having its principal place of business at P.O. Box 338, 1342 Abercrombie Road, New Glasgow, Nova Scotia, Canada B2H 5E3 for software, maintenance and support services for operation of the MK Beacon on-street parking meters purchased pursuant to Municipal Council Resolution No. 19-07-17-059, for a period of one (1) year beginning on the date of commencement of operation of the MK Beacon on-street parking meters, for the monthly fees as follows:

124 One-Space Parking Meters at a monthly fee of \$5.50 per parking meter and \$0.10 per credit card transaction; and

523 Two-Space Parking Meters at a monthly fee of \$8.00 per parking meter and \$0.10 per credit card transaction;

until such time, and in the event that the Director of Public Safety should determine it is more beneficial to switch to a fee structure for a monthly fee as follows:

\$8.50 per One-Space parking meter and \$0.00 per credit card transaction; and

\$12.00 per Two-Space parking meter and \$0.00 per credit card transaction;

are hereby ratified and affirmed.

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

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

LICENSEE	LICENSE
Friends of the Handicapped	RL: 9422
Hudson Hospice Volunteers, Inc.	RL: 9423 RL: 9424
Mt. Carmel Lyceum, Inc.	RL: 9425
Friends of Marist	BL: 2425
Friendly Sons of St. Patrick	RL: 9426

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

WHEREAS, Amy Dellabella, Purchasing Agent and Thomas Cotter, Director of Public Works, Parks and Recreation, have examined the bids or proposals and have determined that the bid of Atlantic Salt, Inc. 134 Middle Street, Suite 210, Lowell, MA, is a regular bid and is most advantageous to the City of Bayonne for Rock Salt for City Streets; and

WHEREAS, the Municipal Comptroller has filed a certification with the city clerk that funds are available in Account #PW-Snow 9-01-26-291-0000-030 2019 for CY2019 and #PW-Snow 0-01-16-291-0000-030 pending adoption of the CY 2020 budget; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The contract for Rock Salt for City Streets be awarded to:

The Atlantic Salt, Inc. 134 Middle Street, Suite 210, Lowell, MA 01852 for a total bid amount not to exceed \$325,800.00:

2. The contract be executed in the name of the City of Bayonne by the proper city officials.

3. Said sum be charged to Account #PW-Snow 9-01-26-291-0000-030 for CY 2019 and #PW-Snow 0-01-16-291-0000-030, for CY2020 pending adoption of the CY 2020 budget

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

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

WHEREAS, N.J.S.A 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the municipal budget when such item has been made available after the adoption of the budget, and

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

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Bayonne, that the City requests the Director of the Division of Local Government Services to approve the insertion of the following items of revenue in the CY2019 Municipal Budget:

Grant Name	From	To
FY2019 Drive Sober Holiday Crackdown	\$0.00	\$5,500.00
FY2020 Pedestrian Safety Grant	\$0.00	\$30,000.00
FY2019 LFIF (New Hook Road)	\$0.00	\$2,500,000.00
FY2019 Body Armor Replacement Fund Grant	\$0.00	\$16,363.62
CY2019 UASI Grant	\$0.00	\$110,203.57
CY2020 Municipal Aid Program Grant	\$0.00	\$852,709.00
PPG Settlement	\$0.00	\$1,130,000.00
CY2019 Multi Park Green Acres Grant	\$0.00	\$1,000,000.00

BE IT FURTHER RESOLVED, that a like sum be approved to be appropriated in the same budget,

Grant Name	From	To
FY2019 Drive Sober Holiday Crackdown	\$0.00	\$5,500.00
FY2020 Pedestrian Safety Grant	\$0.00	\$30,000.00
FY2019 LFIF (New Hook Road)	\$0.00	\$2,500,000.00
FY2019 Body Armor Replacement Fund Grant	\$0.00	\$16,363.62
CY2019 UASI Grant	\$0.00	\$110,203.57
CY2020 Municipal Aid Program Grant	\$0.00	\$852,709.00
PPG Settlement	\$0.00	\$1,130,000.00
CY2019 Multi Park Green Acres Grant	\$0.00	\$1,000,000.00

BE IT FURTHER RESOLVED, that notification of these budget changes will be made by the Chief Financial Officer to the Director of the Division of Local Government Services through the electronic submission process.

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

* * * * *

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

WHEREAS, the New Jersey Local Finance Board by regulation has permitted municipalities to fund preliminary surveys, architect's fees, engineering costs, etc. from the Capital Improvement Fund provided that the ultimate project could be funded by a bond ordinance; and

WHEREAS, the Roadway Improvement programs would be a bondable capital improvement with a minimum useful life of five (5) years; and

WHEREAS, the City of Bayonne Ferry Project would be a bondable capital improvement with a minimum useful life of five (5) years; and

WHEREAS, the City Park Improvements would be a bondable capital improvement with a minimum useful life of five (5) years;

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

- Section 1. That for the aforesaid reasons the Municipal Council of the City of Bayonne hereby establish in the General Capital Fund an account designation "Reserve for Preliminary Expenses" in the amount of \$300,000.00
- Section 2. That all related services and costs could result in a project that would be bondable pursuant to N.J.S.A 40A:1-1 et seq., having a useful life of not less than five (5) years.
- Section 3. Upon completion of the project, any unused monies in said Reserve shall be returned to the Capital Improvement Fund.

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

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

WHEREAS, pursuant to Resolution Nos. 17-04-19-048 adopted on April 19, 2017 and 19-03-20-045 adopted on March 20, 2019 the City has procured HVAC Services from In-Line Air Conditioning Co., Inc., ("In-Line"), 85 East 21st Street, Bayonne, New Jersey 07002 through the Educational Services Commission of New Jersey Cooperative Pricing Agreement No. 65MCESCCPS (the "Cooperative Pricing Agreement") pursuant to N.J.S.A. 40A:11 – 10(a)(1) since July 1, 2017; and

WHEREAS, pursuant to Resolution No. 19-05-15-051 adopted May 15, 2019, the City entered into Agreement No. CY19-051 with In-Line for the continued procurement of HVAC Services for various City Buildings including the South Harbor Fire Station through the Cooperative Pricing Agreement pursuant to N.J.S.A. 40A:11 – 10(a)(1) for the period commencing June 1, 2019 through March 31, 2020 for an amount not to exceed \$75,000.00 with two (2) one (1) year options to renew in the event In-Line Air Conditioning Co., Inc., should be the successful bidder through the Educational Services Commission of New Jersey cooperative process; and

WHEREAS, the Chief Financial Officer has advised that it is necessary to increase the aforesaid Agreement No. CY19-051 with In-Line in the amount of \$75,000.00 to cover outstanding invoices received from In-Line for required repairs to the HVAC Systems of the Various City Buildings through December 31, 2019; and

WHEREAS, this increase in the contract amount of \$75,000.00 to cover said outstanding invoices through December 31, 2019 shall be subject to Budget Transfer #2; and

WHEREAS, it is anticipated that the cost to cover the maintenance of and repairs to the HVAC Systems of the Various City Buildings from January 1, 2020 through March 31, 2020, the end of the contract term, shall be an additional \$50,000.00; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the additional increase to the contract in the amount of \$50,000.00 for the period January 1, 2020 through March 31, 2020 shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-26-310-0000-029; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to execute an amendment to Agreement No. CY19-051 with In-Line Air Conditioning Co., Inc. to reflect the following:
 - a. Increasing same in the amount of \$75,000.00 to cover outstanding invoices received from In-Line for required repairs to the HVAC Systems of the Various City Buildings through December 31, 2019; and
 - b. Increasing same in an additional amount not to exceed \$50,000.00 to cover the anticipated costs for the maintenance of and repairs to the HVAC Systems of the Various City Buildings from January 1, 2020 through March 31, 2020, the end of the contract term, making the total contract amount not to exceed \$200,000.00.
2. Funds shall be chargeable to accounts #9-01-26-310-0000-029 for the period through December 31, 2019 and #0-01-26-310-0000-029 for the period January 1, 2020 through March 31, 2020.
3. The increase in the contract amount of \$75,000.00 to cover outstanding invoices through December 31, 2019 shall be subject to Budget Transfer #2.
4. Pursuant to N.J.A.C. 5:30-5.5(e), the additional increase to the contract in the amount of \$50,000.00 to cover anticipated costs for maintenance of and repairs to the HVAC Systems of the Various City Buildings for the period commencing January 1, 2020 through March 31, 2020, the end of the contract term, shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-26-310-0000-029.

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

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

WHEREAS, the City of Bayonne is in need of professional legal services to represent the Zoning Board of the City of Bayonne at all meetings and to defend any and all actions and other matters impacting on the Zoning Board; and

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

WHEREAS, Richard N. Campisano, Esq., 1081 Avenue C, Bayonne, New Jersey 07002 has submitted to the City a formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, Richard N. Campisano, Esq., is qualified, ready, willing and able to provide said services for the period commencing January 1, 2020 and ending December 31, 2020, for an amount of \$13,200.00 payable at the rate of \$1,100.00 per month for all legal and administrative duties associated with his function as Board attorney and \$175.00 per hour in the event the Zoning Board is involved in litigation, said amount not to exceed \$9,000.00 for a total contract amount not to exceed \$22,200.00 attributable to the City. Escrow billings shall be payable at the rate of \$175.00 per hour attributable to various developers' escrow accounts; and

WHEREAS, the response of Richard N. Campisano, Esq., was the sole response received pursuant to the aforesaid Request for Qualifications/Proposals; and

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

WHEREAS, this contract constitutes a "Professional Service" contract under the provisions of the Local Public Contracts Law because the service is a recognized profession,

licensed and regulated by the State of New Jersey, and therefore, may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-1, et seq.; and

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-21-185-0000-028; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Richard N. Campisano, Esq., 1081 Avenue C, Bayonne, New Jersey 07002 to act as attorney for the Zoning Board for the period commencing January 1, 2020 and ending December 31, 2020, for an amount of \$13,200.00 payable at the rate of \$1,100.00 per month for all legal and administrative duties associated with his function as Board attorney and \$175.00 per hour in the event the Zoning Board is involved in litigation, said amount not to exceed \$9,000.00 for a total contract amount not to exceed \$22,200.00 attributable to the City. Escrow billings shall be payable at the rate of \$175.00 per hour attributable to various developers' escrow accounts.
2. Notice of the action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.
3. Funds shall be chargeable to Account #0-01-21-185-0000-028.
4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-21-185-0000-028.

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

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

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

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

WHEREAS, Richard N. Campisano, Esq., 1081 Avenue C, Bayonne, New Jersey 07002 has submitted to the City a formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, Richard N. Campisano, Esq., is qualified, ready, willing and able to provide said services for the period commencing January 1, 2020 and ending December 31, 2020, for an amount of \$10,800.00 payable at the rate of \$900.00 per month for all legal and administrative duties associated with his function as Board attorney and \$175.00 per hour in the event the Planning Board is involved in litigation, said amount not to exceed \$5,000.00 for a total contract amount not to exceed \$15,800.00 attributable to the City. Escrow billings shall be payable at the rate of \$175.00 per hour attributable to various developers' escrow accounts; and

WHEREAS, the response of Richard N. Campisano, Esq., was the sole response received pursuant to the aforesaid Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-21-180-0000-028; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Richard N. Campisano, Esq., 1081 Avenue C, Bayonne, New Jersey 07002 to act as attorney for the Planning Board for the period commencing January 1, 2020 and ending December 31, 2020, for an amount of \$10,800.00 payable at the rate of \$900.00 per month for all legal and administrative duties associated with his function as Board attorney and \$175.00 per hour in the event the Planning Board is involved in litigation, said amount not to exceed \$5,000.00 for a total contract amount not to exceed \$15,800.00 attributable to the City. Escrow billings shall be payable at the rate of \$175.00 per hour attributable to various developers’ escrow accounts.
2. Notice of the action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.
3. Funds shall be chargeable to Account #0-01-21-180-0000-028.
4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-21-180-0000-028

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

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

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

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

WHEREAS, the law firm of ARCHER Attorneys at Law, having an address at Court Plaza South, West Wing, 21 Main Street, Suite 353, Hackensack, NJ 07601 has submitted to the City of Bayonne a formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, the law firm of ARCHER Attorneys At Law, is qualified, ready, willing and able to provide said services for the period commencing January 1, 2020 and ending December 31, 2020 for fees as set forth in the response to the Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in Bond Ordinances and Various Other 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 ARCHER Attorneys at Law, having an address at Court Plaza South, West Wing, 21 Main Street, Suite 353, Hackensack, NJ 07601 for professional legal services to act as Bond Counsel for the period commencing January 1, 2020 and ending December 31, 2020 for fees as set forth in the response to the Request for Qualifications/Proposals.

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

3. Funds shall be chargeable to account Bond Ordinances and Various Other Accounts.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account Bond Ordinances and Various Other Accounts.

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

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58. 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 is in need of professional legal services in connection with arbitration hearings, litigation before the courts, negotiations and PERC hearings involving various unions and the City of Bayonne connection with labor related matters; and

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

WHEREAS, the law firm of Ruderman & Roth, LLC, 150 Morris Avenue, Suite 303, Springfield, New Jersey 07081 has submitted to the City of Bayonne a formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, the law firm of Ruderman & Roth, LLC is qualified, ready, willing and able to provide said services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$60,000.00 payable at the rate of \$165.00 per hour; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-156-0000-028; 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 Ruderman & Roth, LLC, 150 Morris Avenue, Suite 303, Springfield, New Jersey 07081 for professional legal services in connection with arbitration hearings, litigation before the courts, negotiations and PERC hearings involving various unions and the City of Bayonne connection with labor related matters for the City for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$60,000.00.

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

3. Funds shall be chargeable to account #0-01-20-156-0000-028.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-156-0000-028.

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

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59. 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 is in need of professional legal services to represent the City of Bayonne's Rent Control Board; and

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

WHEREAS, Anthony R. Suarez, Esq., c/o Werner, Suarez, 2 university Plaza, Suite 230, Hackensack, New Jersey 07601 has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, Anthony R. Suarez, Esq., is qualified, ready, willing and able to provide said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$15,000.00 payable at an hourly rate of \$150.00 for attorneys and \$75.00 per hour for paralegals, and

WHEREAS, the response of Anthony R. Suarez, Esq., was the sole response received pursuant to the aforesaid Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-100-0000-021; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Anthony R. Suarez, Esq., c/o Werner, Suarez, 2 University Plaza, Suite 230, Hackensack, New Jersey 07601 for professional legal services to represent the City of Bayonne's Rent Control Board for a maximum contract amount not to exceed \$15,000.00, payable at an hourly rate of \$150.00 per hour for attorneys and \$75.00 per hour for and paralegals for the period commencing January 1, 2020 and ending December 31, 2020.

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

3. Funds shall be chargeable to account #0-01-20-100-0000-021.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in accounts #0-01-20-100-0000-021.

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

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

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

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

WHEREAS, the law firm of Chasan, Lamparello, Mallon & Cappuzzo, P.C., 300 Lighting Way, Suite 200, Secaucus, New Jersey 07094 has submitted to the City of Bayonne a formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, the law firm of Chasan, Lamparello, Mallon & Cappuzzo, P.C., is qualified, ready, willing and able to provide said services for a maximum contract amount not to exceed \$55,000.00, at an hourly rate of \$165.00 per hour for attorneys and \$75.00 per hour for law clerks and paralegals plus reimbursement of reasonable expenses for the period commencing January 1, 2020 and ending December 31, 2020; and

WHEREAS, the response of Chasan, Lamparello, Mallon & Cappuzzo, P.C., was the sole response received pursuant to the aforesaid Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account 0-01-20-156-0000-028; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with the law firm of Chasan, Lamparello, Mallon & Cappuzzo, P.C., 300 Harmon Meadow Boulevard, Secaucus, New Jersey 07094 to provide professional legal services in defense of the City of Bayonne in matters before the State Tax Court of the State of New Jersey, for a maximum contract amount not to exceed \$55,000.00, at an hourly rate of \$165.00 per hour for attorneys and \$75.00 per hour for law clerks and paralegals plus reimbursement of reasonable expenses for the period commencing January 1, 2020 and ending December 31, 2020.

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

3. Funds shall be chargeable to account #0-01-20-156-0000-028.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-156-0000-028.

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

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

WHEREAS, there exists a need for professional legal services as Municipal Court Prosecutor in the Bayonne Municipal Court; and

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

WHEREAS, TIMOTHY J. MORIARTY, ESQ., 88 West 31st Street, P.O. Box 3424, Bayonne, NJ 07002 and STEVEN R. HUMMELL, ESQ., 697 Kearny Avenue, Kearny, NJ 07032 have submitted to the City of Bayonne formal, written responses to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, TIMOTHY J. MORIARTY, ESQ. is qualified, ready, willing and able to provide said services as Municipal Court Prosecutor for a one year period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$46,200.00 to be paid at \$300.00 per session and municipal appeals requiring Superior Court appearance at an additional rate of \$75.00 per hour for a maximum of \$1,000.00 per appeal; and

WHEREAS, STEVEN R. HUMMELL, ESQ. is qualified, ready, willing and able to provide said services as Alternate Municipal Court Prosecutor for a one year period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$23,700.00 to be paid at \$300.00 per session and municipal appeals requiring Superior Court appearance at an additional rate of \$75.00 per hour for a maximum of \$1,000.00 per appeal; and

WHEREAS, these professional services contracts were determined under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; and

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of these contracts shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-25-275-0000-199; now, therefore, be it

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

1. That the Mayor and the City Clerk are hereby authorized and directed to execute agreements with TIMOTHY J. MORIARTY, ESQ. for professional legal services as Municipal Court Prosecutor and STEVEN R. HUMMELL, ESQ. for professional legal services as Alternate Municipal Court Prosecutor for the period commencing January 1, 2020 and ending December 31, 2020, for total contract amounts not to exceed \$46,200.00 and \$23,700.00 respectively both to be paid at \$300.00 per session and municipal appeals requiring Superior Court appearance at an additional rate of \$75.00 per hour for a maximum of \$1,000.00 per appeal.

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

3. Funds shall be charged to Account #0-01-25-275-0000-199.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of these contracts shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-25-275-0000-199.

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

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

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

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

WHEREAS, the law firm of Hughes & Finnerty, P.C., is qualified, ready, willing and able to provide said services for a maximum contract amount of \$70,000.00 for the period commencing January 1, 2020 and ending December 31, 2020; and

WHEREAS, the City of Bayonne is also in need of the professional legal services as Alternate Municipal Public Defender in the event that Hughes & Finnerty, P.C., is unable to provide said professional legal services; and

WHEREAS, the City is in receipt of a formal written response to the aforesaid City's Request to the City's Request for Qualifications/Proposals from Thomas J. Koehl, Esq., 203 Front Street, Secaucus, NJ 07094; and

WHEREAS, Thomas J. Koehl, Esq. is qualified, ready and able to provide the aforesaid professional legal services to act as Alternate Public Defender for an amount not to exceed \$7,500.00 payable at the rate of \$300.00 per session; and

WHEREAS, said funds shall be deducted from the \$70,000.00 allocated to Hughes & Finnerty, P.C., for professional legal services to act as Public Defender being considered pursuant to this Resolution; and

WHEREAS, these professional services contracts were advertised under the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4 and .5; and

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-43-495-0000-028; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Hughes & Finnerty, P.C., 25 West 8th Street, P.O. Box 65, Bayonne, NJ 07002 to perform professional legal services as the Municipal Public Defender in connection with the representation of indigent individuals coming before the Municipal Court of the City of Bayonne, for a total amount not to exceed \$70,000.00 for the period commencing January 1, 2020 and ending December 31, 2020.
2. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Thomas J. Koehl, Esq., 203 Front Street, Secaucus, NJ 07094 to perform professional legal services as Alternate Municipal Public Defender payable at the rate of \$300.00 per session for a total contract amount not to exceed \$7,500.00 for the period commencing January 1, 2020 and ending December 31, 2020 payable through funds deducted from the \$70,000.00 allocated to Hughes & Finnerty, P.C. for professional legal services to act as Public Defender pursuant to this Resolution.
3. Funds shall be chargeable to Account #0-01-43-495-0000-028.
4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-43-495-0000-028
4. A notice of this award shall be published once in a newspaper of general circulation within the boundaries of the City of Bayonne.

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

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- 63.** 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 is in need of professional legal services in connection with Federal and State Grants and Funding; and

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

WHEREAS, the law firm of Krivit & Krivit, P.C., 1000 Potomac Street, N.W., Suite 250, Washington, D.C. 20007-3501 has submitted to the City of Bayonne a formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, the law firm of Krivit & Krivit, P.C., is qualified, ready, willing and able to provide said services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$120,000.00; and

WHEREAS, the response of Krivit & Krivit, P.C. was the sole response received pursuant to the aforesaid Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-25-240-0000-029; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Krivit & Krivit, P.C., 1000 Potomac Street, N.W., Suite 250, Washington, D.C. 20007-3501 for professional legal services in connection with Federal and State Grants and Funding for the City for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$120,000.00.

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

3. Funds shall be chargeable to account #0-01-25-240-0000-029.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-25-240-0000-029.

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

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

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

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

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

Dwyer, Connell, and Lisbona, LLP
100 Passaic Avenue
Fairfield, NJ 07004

Biancamano & Di Stefano, P.C.
Executive Plaza, Suite 300
10 Parsonage Road
Edison, NJ 08837

Rainone, Coughlin & Minchello, LLC
555 U.S. Highway One South, Suite 440
Iselin, NJ 08830

Durkin & Durkin, LLC
1120 Bloomfield Avenue
P.O. Box 1289
West Caldwell, NJ 07006-9452

Ruderman & Roth, LLC
150 Morris Avenue
Suite 303
Springfield, NJ 07081

Post Polak, P.A.
425 Eagle Rock Avenue, Suite 200
Roseland, NJ 07068; and

Chasan, Lamparello, Mallon & Cappuzzo, P.A.
300 Lighting Way, Suite 200
Secaucus, NJ 07094.

; and

WHEREAS, the aforementioned law firms are qualified, ready, willing and able to provide said legal services; now, therefore be it

RESOLVED, the above mentioned law firms are hereby designated as qualified Panel Counsel to act as Special Legal Counsel for criminal defense, administrative law, employment law, bankruptcy, foreclosure and other matters in which the City is named as a party for the period commencing January 1, 2020 and ending December 31, 2020.

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

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

WHEREAS, there exists a need for professional engineering services to act as in-house engineers for the period commencing January 1, 2020 and ending December 31, 2020; and

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

WHEREAS, CME ASSOCIATES, 3141 Bordentown Avenue, Parlin, NJ 08859, has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, CME ASSOCIATES is ready, willing and able to perform said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$750,000.00 payable pursuant to the fee schedule as set forth in the response to the City's Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in accounts Public Works and Bond Ordinances for amounts attributable to the City and various Developers' Escrow and Redevelopment Escrow accounts for amounts attributable to Developers; 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 CME ASSOCIATES, 3141 Bordentown Avenue, Parlin, NJ 08859 for the aforementioned professional engineering services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$750,000.00 attributable to the City and at hourly rates as set forth in the response to the City's Request for Qualifications/Proposals for amounts attributable to Developers.

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

3. Funds shall be chargeable to accounts Public Works and Bond Ordinances for amounts attributable to the City.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in accounts Public Works and Bond Ordinances for amounts attributable to the City.

5. Funds shall be chargeable to accounts Various Developers' Escrow and Redevelopment Escrow Accounts for amounts attributable to Developers.

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

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

WHEREAS, the City has a need to retain the services of a professional Environmental Consultant in connection with various upcoming potential projects during CY2020; and

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

WHEREAS, Matrix New World Engineering, 26 Columbia Turnpike, Florham Park, NJ 07932, has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, Matrix New World Engineering is ready, willing and able to perform said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$17,500.00 payable pursuant to the fee schedule as set forth in the response to the City's Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in Account #0-01-20-101-0000-028; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Matrix New World Engineering, 26 Columbia Turnpike, Florham Park, NJ 07932 for the aforementioned professional Environmental Consultant services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$17,500.00 payable at hourly rates as set forth in the response to the City’s Request for Qualifications/Proposals.

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

3. Funds shall be chargeable to account #0-01-20-101-0000-028.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in accounts #0-01-20-101-0000-028

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

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

WHEREAS, the City has a need to retain the services of a professional Licensed Site Remediation Professional for the period commencing January 1, 2020 and ending December 31, 2020; and

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

WHEREAS, Matrix New World Engineering, 26 Columbia Turnpike, Florham Park, NJ 07932, has submitted to the City of Bayonne a formal, written response to the City’s Request for Qualifications/Proposals for said services; and

WHEREAS, Matrix New World Engineering is ready, willing and able to perform said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$50,000.00 payable pursuant to the fee schedule as set forth in the response to the City’s Request for Qualifications/Proposals; and

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

WHEREAS, 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, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account BA-2 and Reserve for Preliminary Expenses Account; now, therefore, be it

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

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Matrix New World Engineering, 26 Columbia Turnpike, Florham Park, NJ 07932 for the aforementioned professional Licensed Site Remediation Professional services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$50,000.00 payable at hourly rates as set forth in the response to the City’s Request for Qualifications/Proposals.

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

3. Funds shall be chargeable to accounts BA-2 and Reserve for Preliminary Expenses Account.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account BA-2 and Reserve for Preliminary Expenses Account subject to the adoption of the resolution establishing same being considered at this Municipal Council meeting for amounts attributable to the City

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

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

WHEREAS, the City of Bayonne is in need of professional real estate appraisal services including real property appraisals and expert testimony services in connection with tax appeals before the State Tax Court and Hudson County Tax Board and condemnation proceedings for residential, commercial, apartment buildings and warehouses; and

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

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

WHEREAS, Stack, Coolahan & Stack, LLC is qualified, ready, willing and able to provide said services for a contract amount of \$90,000.00, payable at the rate of \$7,500.00 per month for the period commencing January 1, 2020 and ending December 31, 2020; and

WHEREAS, the response of Stack, Coolahan & Stack, LLC was the sole response received pursuant to the aforesaid Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-101-0000-029; 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 Stack, Coolahan & Stack, LLC, 90 Hudson Street, Suite 200, Hoboken, New Jersey

07030 for the aforesaid professional real estate appraisal services for a contract amount of \$90,000.00, payable at the rate of \$7,500.00 per month for the period commencing January 1, 2020 and ending December 31, 2020.

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

3. Funds shall be chargeable to account #0-01-20-101-0000-029.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-101-0000-029.

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

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

WHEREAS, there exists a need for professional medical services for the City's Uniformed Employees; and

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

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

WHEREAS, the response of John T. Dedousis, M.D. was the sole response received pursuant to the aforesaid Request for Qualifications/Proposals; and

WHEREAS, John T. Dedousis, M.D. is willing to perform said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$42,000.00, and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-27-330-0000-029; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with John T. Dedousis, M.D., 1166 Kennedy Boulevard, Bayonne, NJ 07002 for the aforementioned professional services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$42,000.00.

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

3. Funds shall be chargeable to accounts #0-01-20-135-0000-028.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-135-0000-028.

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

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

WHEREAS, there exists a need for professional services to audit of books, accounts and financial transactions of the City of Bayonne for the Calendar Year 2019 as prescribed by N.J.S. 40A:5-4 et seq.; to audit the City's Public Assistance Trust Fund in compliance with State regulations of the Bureau of Welfare; to assist in the preparation of the Calendar Year 2020 budget preparation process, excluding department detail worksheets; to review the unaudited Calendar Year ended December 31, 2019, financial statements prior to submission to the State; to attend Municipal Council meetings, as required; to provide technical advice during the Calendar Year ending December 31, 2020, as needed, and to review the Employee's Deferred Compensation Plan; and

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

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

WHEREAS, the response of Donohue, Gironda, Doria & Tomkins, LLC was the sole response received pursuant to the aforesaid Request for Qualifications/Proposals; and

WHEREAS, Donohue, Gironda, Doria & Tomkins, LLC is willing to perform said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$89,000.00, and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-135-0000-028; 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 Donohue, Gironda, Doria & Tomkins, LLC, 310 Broadway, Bayonne, New Jersey 07002 for the aforementioned professional services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$89,000.00.

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

3. Funds shall be chargeable to accounts #0-01-20-135-0000-028.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-135-0000-028.

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

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- 71.** Council President Nadrowski moved the following resolution, seconded by Council Member Carroll, which was read by the Clerk and adopted

WHEREAS, the Municipal Council of the City of Bayonne has authorized the City to enter into an Indemnity and Trust Agreement effective December 31, 2018 through December 31, 2021 pursuant to Resolution No. 18-12-19-097 for continued membership in the New Jersey Intergovernmental Insurance Fund ("NJIIF") established in accordance with Chapter 372, Laws of 1983 (N.J.S.A. 40A:10-36 et seq.); and

WHEREAS, the NJIIF prefers its members utilize the services of a Risk Management Professional; and

WHEREAS, the City advertised a Request for Qualifications/Proposals for the 2020 calendar year for the aforesaid Professional Risk Management Services under the Fair & Open Contracting Requirements pursuant to N.J.S.A. 19:44A:20.4 and .5; and

WHEREAS, Fairview Insurance Agency Associates, Inc., 25 Fairview Avenue, Verona, NJ 07044 is the only vendor that submitted a formal, written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, Fairview Insurance Agency, Inc., proposed a fee for services of 6.25% of the annual premium paid by the City for membership in the NJIIF; and

WHEREAS, the City has previously paid a fee for services of 5% of the annual premium paid by the City for membership in the NJIIF; and

WHEREAS, Fairview Insurance Agency, Inc., is agreeable to a 5% fee and is otherwise qualified, ready, willing and able to provide said Professional Risk Management services for the period commencing January 1, 2020 and ending December 31, 2020; and

WHEREAS, the City's premium for 2020 membership in the NJIIF has not yet been determined or billed by the NJIIF, but is expected to be commensurate with the 2019 premium, which resulted in a Risk Management Services fee of \$95,257.00 (see Resolution No. 18-12-19-097); and

WHEREAS, the City desires to retain the services of the Fairview Insurance Agency, Inc., for the aforesaid Professional Risk Management services; and

WHEREAS, Fairview Insurance Agency, Inc., has qualified pursuant to the Fair & Open Contracting Requirements pursuant to N.J.S.A. 19:44A:20.4.5; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-23-215-0000-020; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute such agreement(s) as are required and found to be acceptable by the Law Director, with Fairview Insurance Agency Associates, Inc., 25 Fairview Avenue, Verona, NJ 07044 for the aforesaid Professional Risk Management Services for the period commencing January 1, 2020 and ending December 31, 2020 at a risk management fee of 5% of the City's premium assessment, which has not yet been determined or billed, in an amount not to exceed \$100,000.00.

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

3. Funds shall be chargeable to account #0-01-23-215-0000-020.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-23-215-0000-020.

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

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

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

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

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

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

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

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

WHEREAS, the City of Bayonne desires to retain the services of CME Associates t/a Consulting and Municipal Engineers as Town Planning Consultant for a period of one year commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, funds are certified as available in Developers' 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 CME Associates t/a Consulting and Municipal Engineers, 1460 Route 9, South, Howell, New Jersey 07731 for professional planning services as Town Planning Consultant for the period commencing January 1, 2020 and ending December 31, 2020.
2. Funds shall be charged to Developers' 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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73. Council President Nadrowski moved the following resolution, seconded by Council Member Gullace, which was read by the Clerk and adopted

WHEREAS, the City of Bayonne is in need of professional planning services as Council on Affordable Housing (COAH) Consultant; and

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

WHEREAS, Clarke Caton Hintz, PC, 100 Barrack Street, Trenton NJ 08608, has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, Clarke Caton Hintz, PC is qualified, ready, willing and able to provide said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$36,000.00 payable and at hourly rates as set forth in the response to the Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #T-12-56-814-368B-199; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Clarke Caton Hintz, PC, 100 Barrack Street, Trenton NJ 08608 for professional planning services as Council on Affordable Housing (COAH) Consultant for a maximum contract amount not to exceed \$36,000.00, payable at hourly rates as set forth in the response to the Request for Qualifications/Proposals.

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

3. Funds shall be chargeable to account ##T-12-56-814-368B-199.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in accounts ##T-12-56-814-368B-199

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

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

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

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

WHEREAS, NW Financial Group, LLC, 2 Hudson Place, 3rd Floor, Hoboken, New Jersey 07030 has submitted to the City of Bayonne a formal, written response to the City’s Request for Qualifications/Proposals for said financial advisory services; and

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

WHEREAS, the Business Administrator for the City of Bayonne has provided a certification of extraordinary and unspecifiable services to the Municipal Council indicating the services to be provided by NW Financial Group, LLC are “unique, specialized and qualitative in nature requiring expertise, extensive training and a proven reputation in the field of financial advisory services;” and

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

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

WHEREAS, the term of the contract is for the period commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in accounts 0-01-20-101-0000-028 and 0-01-20-130-0000-029; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with NW Financial Group, LLC, 2 Hudson Place, and 3rd Floor, Hoboken, New Jersey 07030 to provide financial advisory services for the period commencing January 1, 2020 and ending December 31, 2020.
2. A notice of this action shall be printed once in a newspaper of general circulation within the boundaries of the City of Bayonne.
3. Funds shall be chargeable to account #0-01-20-101-0000-028 and 0-01-20-130-0000-029.
4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-101-0000-028 and 0-01-20-130-0000-029.

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

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

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

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

WHEREAS, Millennium Strategies, LLC, 60 Roseland Avenue, Caldwell, New Jersey 07006 has submitted to the City of Bayonne a formal written response to the City's Request for Qualifications/Proposals for said professional grant writing and management services; and

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

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

WHEREAS, the maximum amount of the contract is not to exceed \$66,000.00 for the period commencing January 1, 2020 and ending December 31, 2020; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account 0-01-20-101-0000-029; now, therefore, be it

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

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Millennium Strategies, LLC, 60 Roseland Avenue, Caldwell, New Jersey 07006

for the period commencing January 1, 2020 and ending December 31, 2020 for professional grant writing and management services for a total contract amount not to exceed \$66,000.00.

2. Funds shall be chargeable to account #0-01-20-101-0000-029.

3. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-110-0000-029.

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

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

* * * * *

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

WHEREAS, the City has a need to retain the services of a Professional Lead Based Paint Inspector for the period commencing January 1, 2020 and ending December 31, 2020; and

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

WHEREAS, McCabe Environmental Services, LLC, 464 Valley Brook Road, Lyndhurst, NJ 07071, has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, McCabe Environmental Services, LLC is ready, willing and able to perform said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$20,000.00 payable pursuant to the fee schedule as set forth in the response to the City's Request for Qualifications/Proposals; and

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

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

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

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 McCabe Environmental Services, LLC, 464 Valley Brook Road, Lyndhurst, NJ 07071 for the aforementioned professional Lead Based Paint Inspection Services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$20,000.00 payable at hourly rates as set forth in the response to the City's Request for Qualifications/Proposals.

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

3. Funds shall be chargeable to accounts CDBG-1010.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account CDBG-1010 for amounts attributable to the City.

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

* * * * *

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

WHEREAS, there exists a need for professional legal services as Municipal Court Prosecutor in the Bayonne Municipal Court; and

WHEREAS, the Law Director determined that the City of Bayonne Law Department can operate in a more cost effective and efficient manner by appointing Municipal Prosecutors by contract through the fair and open process in addition to the current Assistant City Attorneys and Law Director who are also responsible for addressing the day to day legal issues that arise on behalf of the City of Bayonne; and

WHEREAS, Timothy J. Moriarty, Esq., and Steven R. Hummell, Esq., have submitted responses to the City's Request for Qualifications through the Fair and Open Contracting Requirements to N.J.S.A. 19:44A-1 *et seq* and have been deemed qualified to serve as Municipal Prosecutors for the City of Bayonne; and

WHEREAS, the Law Director has requested that the Municipal Council adopt a Resolution at this Municipal Council meeting awarding contracts to Timothy J. Moriarty, Esq. and Steven R. Hummell, Esq. for professional legal services as Municipal Prosecutor and Alternate Municipal Prosecutor respectively for the period commencing January 1, 2020 and ending December 31, 2020; now, therefore be it

RESOLVED, by the Municipal Council as follows:

1. Timothy J. Moriarty, Esq., and Steven R. Hummell, Esq. are hereby appointed as the Chief Municipal Prosecutor and Alternate Municipal Prosecutor, respectively, for the City of Bayonne Municipal Court for the period commencing January 1, 2020 and ending December 31, 2020.

2. Assistant City Attorneys, Donna Russo, Esq., Susan Ferraro, Esq., Karla Garcia, Esq., Jessica H. Connors, Esq., and Law Director John F. Coffey II, Esq. are hereby appointed as Alternate Municipal Prosecutors for the City of Bayonne Municipal Court.

3. The appointed Municipal Prosecutor's shall be responsible for all of the matters heard in the Bayonne Municipal Court and any Municipal Appeals not handled by the County Prosecutor's office.

4. This resolution is subject to the adoption of the aforesaid requested Resolution awarding contracts to Timothy J. Moriarty, Esq. and Steven R. Hummell, Esq. for professional legal services as Municipal Prosecutor and Alternate Municipal Prosecutor respectively for the period commencing January 1, 2020 and ending December 31, 2020.

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

* * * * *

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

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY
DESIGNATING CERTAIN PROPERTY IDENTIFIED AS BLOCK 450, LOTS 7 & 8; BLOCK 451, LOTS 1.01, 2.05 & 2.03; BLOCK 457.01, LOTS 6, 7, 7.01, 8, 8.01, 8.02, 9 & 10 AND BLOCK 457.02, LOTS 1, 2, 4, 7 & 8 ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE AS A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 *ET SEQ.* (KEN'S MARINE)

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, on April 18, 2018 and November 7, 2018, the City Council authorized the Planning Board (“Planning Board”) of the City of Bayonne to conduct an investigation determine if certain property identified as Block 450, Lots 7 & 8; Block 451, Lots 1.01, 2.05 & 2.03; Block 457.01, Lots 6, 7, 7.01, 8, 8.01, 8.02, 9 & 10 and Block 457.02, Lots 1, 2, 4, 7 & 8 on the official Tax Records of the City (the “Study Area”) constituted a non-condemnation “area in need of redevelopment,” in accordance with the Redevelopment Law; and

WHEREAS, on November 12, 2019 and December 10, 2019, the Planning Board held public hearings, duly noticed under the Redevelopment Law, and reviewed an investigation/report titled “Preliminary Investigation, Non-Condensation Area in Need of Redevelopment, Lehigh Realty Phase 2- Poesl” and dated October 15, 2019 (the “Study”); and

WHEREAS, any persons interested in or affected by a determination that the Study Area is a non-condemnation redevelopment area were given an opportunity to be heard, and any objections to such a determination and evidence in support of those objections, were received and considered and made part of the public record: and

WHEREAS, on November 12, 2019 and December 10, 2019, the Planning Board adopted resolutions recommending that the Study Area be determined by the Municipal Council to be a non-condemnation “area in need of redevelopment” under the Redevelopment Law, *N.J.S.A. 40A:12A-1 et seq.*; and

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

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 Study Area is hereby designated a non-condemnation “area in need of redevelopment” under the Redevelopment Law, *N.J.S.A. 40A:12A-1 et seq.*

Section 3. The Municipal Council hereby directs the City Clerk to transmit a copy of the within resolution to the Commissioner of the Department of Community Affairs and to serve notice that Study Area is designated a non-condemnation redevelopment area on the owners of the parcels located in the Study Area and other parties within ten (10) days of the date hereof, in accordance with *N.J.S.A. 40A:12A-6.b(5)*.

Section 4. This Resolution shall take effect immediately

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

* * * * *

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

WHEREAS, the City of Bayonne is in need of the administration, execution and oversight of the City of Bayonne’s Community Development Block Grant Programs and/or other HUD programs: and

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

WHEREAS, the Bayonne Economic Opportunity Foundation, 555 Kennedy Boulevard, Bayonne, New Jersey 07002 has submitted to the City of Bayonne a formal, written response to the City’s Request for Qualifications/Proposals for said administration, execution and oversight

of the City of Bayonne's Community Development Block Grant Programs and/or other HUD programs services; and

WHEREAS, the Bayonne Economic Opportunity Foundation was the sole response received pursuant to the aforesaid Request for Qualifications/Proposals; and

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

WHEREAS, the Chief Financial Officer of the City of Bayonne has provided a certification of extraordinary and unspecifiable services to the Municipal Council indicating the services to be provided by the Bayonne Economic Opportunity Foundation are "unique, specialized and qualitative in nature requiring expertise, extensive training and a proven reputation in the field of administration, execution and oversight of the Community Development Block Grant Programs and/or other HUD programs; and

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

WHEREAS, the Bayonne Economic Opportunity Foundation is qualified, ready, willing and able to provide said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount of \$220,000.00; and

WHEREAS, funds are certified as available in Account CDBG 1010; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with the Bayonne Economic Opportunity Foundation, 555 Kennedy Boulevard, Bayonne, New Jersey 07002 to provide administration, execution and oversight of the City of Bayonne's Community Development Block Grant Programs and/or other HUD programs services for a maximum contract amount of \$220,000.00 for a period of one year commencing January 1, 2020 and ending December 31, 2020.

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

3. Funds shall be charged to Account CDBG – 1010.

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

* * * * *

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

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

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

WHEREAS, the Bayonne Community Mental Health Center, a service of Trinitas Regional Medical Center ("Trinitas"), 225 Williamson Street, Elizabeth, NJ 07206 has submitted to the City of Bayonne a formal written response to the City's Request for Qualifications/Proposals for said professional legal services; and

WHEREAS, Trinitas is qualified, ready and willing to provide said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount of \$54,500.00 payable in equal quarterly payments of \$13,625.00; and

WHEREAS, the response of Trinitas was the sole response received pursuant to the aforesaid Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-27-330-0000-029; 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 Bayonne Community Mental Health Center, a service of Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, NJ 07207 for professional mental health services to Low Income and Public Assistance Clients residing in the City of Bayonne for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount of \$54,500.00 payable in equal quarterly payments of \$13,625.00; and

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

3. Funds shall be chargeable to account #0-01-27-330-0000-029.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-27-330-0000-029.

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

* * * * *

81. Council Member LaPelusa introduced:

AN ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN PROPERTY OWNED BY HOWARD WAREHOUSE INC TO THE CITY OF BAYONNE, COUNTY OF HUDSON IDENTIFIED AS A PORTION OF BLOCK 641 LOT 1 (PROPOSED LOT 1.01) ON THE TAX MAP OF THE CITY OF PURSUANT TO N.J.S.A. 40A:12-3, ET SEQ.

WHEREAS, the Local Lands and Building Laws, N.J.S.A. 40A:12-3, et seq., authorizes the purchase by municipalities of any real property, capital improvements or personal property, or interests therein; and

WHEREAS, Howard Warehouse Inc. is the owner of certain real property as further set forth herein needed for public use in order to improve pedestrian and vehicle safety at the intersection of Chosin Few Way, Centre Street and Peninsula Boulevard, and

WHEREAS, the Mayor and Council have determined that it is in the best interest of the City to purchase the same for the public benefit in the amount of One Dollar (\$1.00).

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

SECTION 1. That the City will execute a Quitclaim Deed and any necessary easements mutually acceptable in form and substance to both parties for the purchase of the following:

BEING a portion of Tax Lot 1, Block 641, City of Bayonne, Hudson County, New Jersey more particularly described as follows:

BEGINNING at a point in the division line between Lot 1, Block 641 now or formerly of Howard Warehouse Inc. and Lot 2, Block 641, now or formerly of the City of Bayonne, said point being in the easterly sideline of Centre Street (60-feet wide per Tax Map), and running; Thence,

1. Along the easterly sideline of Centre Street and a curve to the left having a radius of 1597.00 feet, an arc length of 83.94 feet, the chord of which bears North 11°43'20" West at a distance of 83.93 feet to a point; Thence

2. Along a new line through said Lot 1, Block 641, South 87°29'18" East, a distance of 66.08 feet to a point in said division line between Lots 1 and 2, Block 641; Thence

3. Along said division line, South 31°41'56" West, a distance of 93.18 feet to a point in the easterly line of Center Street and the point and PLACE OF BEGINNING.

Containing 2,657 square feet, more or less. Subject to easements and restrictions of record. All in accordance with a map entitled "Harbor Station North, Chosin Few Way & Peninsula Boulevard, Proposed Subdivision, Block 641, Lot 1, City of Bayonne, Hudson County, New Jersey," dated January 25, 2019, and prepared by Bowman Consulting Group, Ltd.

To be identified as Block 641 Lot 1.01 on the official tax map of the City of Bayonne, New Jersey as further described in survey attached as Exhibit A.

SECTION 2. The purchase is made subject to all applicable laws and ordinances of the State of New Jersey and the City of Bayonne.

SECTION 3. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION 4. All ordinances or parts of ordinances that are inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 5. The Mayor, Business Administrator, City Clerk and Director of Law are hereby authorized to execute all documents necessary for the conduct of this purchase and for the conveyance of the properties listed herein, including but not limited to executing all contracts, Deeds, Subdivisions, easements, access agreements and other conveyance documents.

SECTION 6. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

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

BE IT RESOLVED, that an ordinance entitled "AN ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN PROPERTY OWNED BY HOWARD WAREHOUSE INC TO THE CITY OF BAYONNE, COUNTY OF HUDSON IDENTIFIED AS A PORTION OF BLOCK 641 LOT 1 (PROPOSED LOT 1.01) ON THE TAX MAP OF THE CITY OF PURSUANT TO N.J.S.A. 40A:12-3, ET SEQ. ," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, January 15, 2020 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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83. Council Member LaPelusa introduced:

ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE VACATION OF GOULD STREET

WHEREAS, the property owners whose properties abut Gould Street on all sides have requested that the City of Bayonne vacate that portion of Gould Street which is adjacent to their property; and

WHEREAS, the road known as Gould Street referred to herein is a dead-end street primarily used by the adjacent property owners for parking and loading and unloading of trucks and is not regularly used by the general public; and

WHEREAS, the road known as Gould Street referred to herein is not needed for the general public and does not provide any through connections to other roadways; and

WHEREAS, pursuant to N.J.S.A.40:67-19, the Mayor and Council have determined that the public interest will be better served by releasing these lands and extinguishing the public right to this property; and

WHEREAS, the City will no longer be responsible for the upkeep, repair and maintenance of Gould Street; and

WHEREAS, pursuant to N.J.S.A. 40:49-6, after introduction and passage on first reading, notice of this ordinance shall be published at least once, not less than 10 days prior to the hearing when the ordinance shall be considered for final passage and at least one week prior to consideration for final passage a copy of the ordinance and notice of introduction shall be mailed to every party whose lands are affected by this ordinance; and

WHEREAS, it is the intent of the Ordinance to vacate the road known as Gould Street, as more particularly set forth in the metes and bounds description set forth in this ordinance and as shown on Exhibit A attached.

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

SECTION 1. Pursuant to the authority granted by N.J.S.A.40:67-19, the road known as Gould Street, as more particularly described in the metes and bounds description set forth herein, is hereby vacated:

METES AND BOUNDS DESCRIPTION OF
GOULD STREET A MUNICIPAL RIGHT OF WAY TO BE VACATED
CITY OF BAYONNE, HUDSON COUNTY, NEW JERSEY

BEGINNING at a P.K. nail with a disk set at the point of intersection between the northwesterly line of Gould Street (40.0 R.O.W.) and the northeasterly line of Center Street, a.k.a. Centre Street, (60.0 R.O.W.): said point being South 33 degrees 47 minutes 08 seconds East, 210.40 feet measured along the said northeasterly line of Center Street from the easterly line of Tax Lot 4 Block 517.01 being now or formerly the property of Conrail; said BEGINNING point also being the most southerly corner of Tax Lot 10 Block 399 having New Jersey State Plane Coordinate System NAD 1983 ground values of North 672,074.15 feet and Est 602,798.30 feet; thence running

1. North 53 degrees 48 minutes 12 seconds East, 191.16 feet measured along the northwesterly line of Gould Street (40.0 R.O.W.) to a P.K. nail with disk set in the southwesterly line of Tax Lot 8 Block 399; thence
2. South 36 degrees 30 minutes 05 seconds East, 40.00 feet measured along a portion of the said southwesterly line of Tax Lot 8 Block 399, also being the northeasterly line of said Gould Street, to a P.K. nail with disk set at the point of intersection between the said northeasterly line of Gould Street with the southeasterly line of said Gould Street; said point also being the most northerly corner of Tax Lot 4.01 Block 399; thence
3. South 53 degrees 48 minutes 12 seconds West, 193.06 feet measured along the said southeasterly line of a Gould Street to a P.K. nail with disk set; said point also being along the northwesterly line of Tax Lot 1.01 Block 399; thence
4. North 33 degrees 47 minutes 08 seconds west, 40.04 feet measure along the common line between the southwesterly line of Gould Street and the northeasterly line of Center Street to the point and place of BEGINNING.

Containing 4,684 Square Feet = 0.18 acres

SECTION 2. All costs and expenses incidental to the introduction, passage and publication of this ordinance, including preparation and mailing of any and all notices related to the Ordinance upon property owners whose property is affected by the proposed vacation of the above described road known as Gould Street and publication shall be borne and paid for by the abutting property owners.

SECTION 3. The City shall file this Ordinance with the Hudson County Clerk within sixty days after the Ordinance becomes effective. Upon filing with the Hudson County Clerk, title shall vest in the abutting property owners.

SECTION 4. This Ordinance shall be subject to the following:

1. In the event the utilities, if any, presently located under the right of way being vacated hereunder, are not moved to another location, an easement in perpetuity is reserved for the benefit of the City of Bayonne and all public utility companies, including any cable television company as defined in the "Cable Television Act" (N.J.S.A. 48:5A-1 et seq.) for the purpose of ingress and egress over and upon the area subject to this vacation ordinance in order to maintain, repair or replace existing utility facilities including water lines, sewer lines, gas lines and telephone, electrical and cable television wires and poles which may be located either beneath or above the surface of the area subject to this vacation ordinance.

SECTION 5. If any section, paragraph provision of this Ordinance shall be adjudged invalid, such adjudication shall not affect the validity of the remaining sections, paragraphs or provisions of this Ordinance, which shall otherwise remain in full force and effect.

SECTION 6. This Ordinance shall take effect upon final passage and publication as required by law.

SECTION 7. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

Council Member LaPelusa moved the following resolution, seconded by Council President Nadrowski, 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 AUTHORIZING THE VACATION OF GOULD STREET," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, January 15, 2020 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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84. Council Member Perez moved the following resolution, seconded by Council Member Gullace, which was read by the Clerk and adopted

WHEREAS, by way of Resolution No. 18-06-20-059 adopted by the Municipal Council on June 20, 2018, the City entered into Agreement No. CY18-053 with Three Sons Restoration, LLC, 1232 Morris Avenue, Union, NJ 07083 for 57th Street Firehouse Bay Floor Replacement, Driveway and Sidewalk Improvements (the "Work"); and

WHEREAS, while performing the Work, Three Sons Restoration, LLC was issued a Stop Work Order by the State of New Jersey Department of Labor & Workforce Development on August 22, 2019; and

WHEREAS, at the time the Stop Work Order was issued, there was open excavation that was deemed unsafe and needed to be addressed immediately ("Emergency Work"); and

WHEREAS, due to exigent circumstances and pursuant to the direction of the Law Director, the City's Engineer obtained three quotes to address the open excavation immediately, and retained Picerno-Giordano, LLC, 200 Market Street, Kenilworth, NJ 07033 for the amount of \$33,428.00, the lowest quote received; and

WHEREAS, the City is in receipt of Invoice #705 dated September 18, 2019, in the amount of \$33,428.00 from Picerno-Giordano, LLC, representing the amount due for said Emergency Work; and

WHEREAS, the City Engineer executed Change Order No. 2 eliminating the Emergency Work, from Agreement No. CY18-053 with Three Sons Restoration, LLC and reducing said Agreement amount by \$33,428.00; and

WHEREAS, funds are to be deducted from funds encumbered for Agreement No. CY18-053 with Three Sons Restoration, LLC, for 57th Street Firehouse Bay Floor Replacement, Driveway and Sidewalk Improvements pursuant to Resolution No. 18-06-20-059 in Account #O-17-21; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The actions of the City Engineer in executing Change Order No. 2 eliminating the Emergency Work and reducing the amount of Agreement No. 18-053 by \$33,428.00 are hereby ratified and affirmed.

2. The Municipal Treasurer is hereby authorized to issue a check in the amount of \$33,428.00 to Picerno-Giordano, LLC, 200 Market Street, Kenilworth, NJ 07033 representing payment for the Emergency Work pursuant to Invoice #705 dated September 18, 2019.

3. Funds shall be deducted from funds encumbered for Agreement No. CY18-053 with Three Sons Restoration, LLC, for 57th Street Firehouse Bay Floor Replacement, Driveway and Sidewalk Improvements pursuant to Resolution No. 18-06-20-059 in Account #O-17-21.

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

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

WHEREAS, by way of Resolution No. 18-06-20-059 adopted by the Municipal Council on June 20, 2018, the City entered into Agreement No. CY18-059 with Three Sons Restoration, LLC, (“Three Sons”) 1232 Morris Avenue, Union, NJ 07083 for 57th Street Firehouse Bay Floor Replacement, Driveway & Sidewalk Repairs (the “Agreement”); and

WHEREAS, pursuant to the terms of said Agreement, Three Sons posted a Performance Bond and Labor and Materials Payment Bond with the City by Colonial Surety Company, 123 Tice Boulevard, Woodcliff Lake, NJ 07677; and

WHEREAS, the City Engineer provided to the City an Irrevocable Letter of Direction dated October 12, 2018, prepared by Three Sons Restoration, LLC, requesting that any and all payments due or to become due of any kind or nature on account of said Agreement be made payable to Colonial Surety Company, c/o Peter Fascia, CPA, Matson Driscoll & Damico, LLP, 399 Market Street, Suite 300, Philadelphia, PA 19106-2138; and

WHEREAS, the City is in receipt of a voucher and Payment Estimate No. 6 from the City’s Engineer for the work performed by Three Sons from July 13, 2019 to October 31, 2019 for the amount of \$44,924.33; now, therefore, be it

RESOLVED, by the Municipal Council hereby authorizes that any and all payments due or to become due of any kind or nature on account of said Agreement with Three Sons be made payable to Colonial Surety Company, c/o Peter Fascia, CPA, Matson Driscoll & Damico, LLP, 399 Market Street, Suite 300, Philadelphia, PA 19106-2138.

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

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

WHEREAS, pursuant to Resolution No. 15-10-21-048 adopted by the Municipal Council on October 21, 2015, the City entered into Agreement No. CY15-086 with Suburban Disposal, 54 Montesanno Road, Fairfield, New Jersey 07004 (“Suburban”) for the collection of Recyclable Materials for a base contract term of three (3) years, commencing November 1, 2015 and ending October 31, 2018 at a cost of \$2,940,000.00, with two (2) additional one (1) year options at a cost of \$1,030,000.00 per year, if exercised; and

WHEREAS, pursuant to Resolution 18-10-17-049 adopted on October 17, 2018 the City exercised the first one (1) year option to renew Agreement No. CY15-086 commencing November 1, 2018 and ending October 31, 2019, bringing the total contract amount to \$3,970,000.00; and

WHEREAS, in order to allow for the advertisement and receipt of new bids for the collection of Recyclable Material services, rather than exercising the second option, pursuant to Resolution 19-09-25-062 adopted September 25, 2019, the City extended Agreement No. CY15-086 for a two month period commencing November 1, 2019 and ending December 31, 2019 for an additional amount of \$170,666.66 (\$85,333.33 per month), making the total contract amount \$4,140,666.66; and

WHEREAS, the City did not receive any responsive bids for the collection of Recyclable Materials services; and

WHEREAS, the City is within its rights to exercise the second one (1) year option under Agreement No. CY15-086; and

WHEREAS, Suburban Disposal, Inc. is agreeable to fulfilling the balance of the second one (1) year option pursuant to Agreement No. CY15-086, which is a ten (10) month period commencing January 1, 2020 through October 31, 2020 for an additional amount of \$853,333.30 (\$85,333.33 per month), making the total Agreement No. CY15-086 amount \$4,993,999.96; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-32-465-0000-028; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to exercise the second one (1) year option under Agreement No. CY15-086 with Suburban Disposal, Inc., for the balance of said term, a ten (10) month period commencing January 1, 2020 through October 31, 2020 for an additional contract amount of \$853,333.30 (\$85,333.33 per month), making the total contract amount \$4,993,999.96.

2. Funds shall be chargeable to account #0-01-32-465-0000-028.

3. Pursuant to N.J.A.C. 5:30-5.5(e), this increase in the amount of the contract shall be subject to the availability and appropriation of funds in the CY2020 budget in account #0-01-32-465-0000-028.

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

* * * * *

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

WHEREAS, pursuant to Resolution No. 15-10-21-047 adopted by the Municipal Council on October 21, 2015, the City entered into Agreement No. CY15-087 with Suburban Disposal, 54 Montesanno Road, Fairfield, New Jersey 07004 ("Suburban") for the collection of Solid Waste for a base contract term of three (3) years, commencing November 1, 2015 and ending October 31, 2018 at a cost of \$4,440,000.00, with two (2) additional one (1) year options at a cost of \$1,590,000.00 per year, if exercised; and

WHEREAS, pursuant to Resolution No. 16-01-20-043 adopted on January 20, 2016 and Resolution No. 17-01-18-036 adopted on January 18, 2017, the Municipal Council authorized increases to the base contract, thereby making the total contract amount \$4,699,833.33; and

WHEREAS, pursuant to Resolution 18-10-17-050 adopted on October 17, 2018 the City exercised the first one (1) year option to renew Agreement No. CY15-087 commencing November 1, 2018 and ending October 31, 2019, bringing the total contract amount to \$6,393,833.33; and

WHEREAS, in order to allow for the advertisement and receipt of new bids for the collection of Solid Waste services, rather than exercising the second option, pursuant to Resolution 19-09-25-061 adopted September 25, 2019, the City extended Agreement No. CY15-087 for a two month period commencing November 1, 2019 and ending December 31, 2019 for an additional amount of \$282,333.32 (\$141,166.66 per month), making the total contract amount \$6,676,166.65; and

WHEREAS, Amy Dellabella, Purchasing Agent, reviewed the sole responsive bid received for an initial one-year base contract amount of \$4,774,000.00 and a total five (5) year contract of \$26,376,000.00 and has recommended that the City Council consider rejecting the bid pursuant to N.J.S.A. 40A:11-13.2, in that the bid received, substantially exceeds the cost estimates for the goods or services; and

WHEREAS, the City is within its right to exercise the second one (1) year option under Agreement No. CY15-087; and

WHEREAS, Suburban Disposal, Inc. is agreeable to fulfilling the balance of the second one (1) year option pursuant to Agreement No. CY15-087, which is a ten (10) month period commencing January 1, 2020 through October 31, 2020 for an additional amount of \$1,411,666.60 (\$141,166.66 per month), making the total Agreement No. CY15-087 amount \$8,087,833.35; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-32-465-0000-028; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to exercise the second one (1) year option under Agreement No. CY15-087 with Suburban Disposal, Inc., for the balance of said term, a ten (10) month period commencing January 1, 2020 through October 31, 2020 for an additional contract amount of \$1,411,666.60 (\$141,166.66 per month), making the total contract amount \$8,087,833.35.

2. Funds shall be chargeable to account #0-01-32-465-0000-028.

3. Pursuant to N.J.A.C. 5:30-5.5(e), this increase in the amount of the contract shall be subject to the availability and appropriation of funds in the CY2020 budget in account #0-01-32-465-0000-028.

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

* * * * *

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

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY
AUTHORIZING AND DIRECTING THE PLANNING BOARD TO PREPARE A
REDEVELOPEMENT PLAN FOR THE PROPERTIES LOCATED AT AVENUE A AND
NORTH STREET, 159-161 AVENUE A, AVENUE A AND NEWARK BAY, 175
AVENUE A, AND WEST 5TH STREET IN CITY BLOCK 300.01, LOTS 1, 2, AND 3,
CITY BLOCK 301.03, LOTS 2 AND 3, AND CITY BLOCK 511, LOT 1 AS SHOWN
ON THE OFFICIAL TAX MAP IN THE CITY OF BAYONNE PURSUANT TO THE
LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET. SEQ.
(A&P SHOPPING CENTER)

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

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

WHEREAS, the City of Bayonne, Division of Planning & Zoning, Department of Municipal Services in conjunction with Local and Planning Services of the Department of Community Affairs, previously prepared a rehabilitation plan for the Rehabilitation Area titled "City of Bayonne 8th Street Station Rehabilitation Area Plan" which include included Block 300.01, Lots 1, 2, and 3 and Block 301.03, Lots 2 and 3; and

WHEREAS, on February 25, 2015, the City of Bayonne Planning Board (the "Planning Board") adopted a Resolution recommending the 8th Street Station Rehabilitation Plan to the Municipal Council and concluding that it was consistent with the Master Plan of the City of Bayonne; and

WHEREAS, on April 22, 2015, the Bayonne Municipal Council (the "Municipal Council") adopted an Ordinance approving the 8th Street Station Rehabilitation Area Plan, which has been subsequently corrected, amended, and supplemented, (the "Rehabilitation Plan"); 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 constitutes “area in need of redevelopment” pursuant to the criteria contained in N.J.S.A. 40A:12A-5; and

WHEREAS, the Mayor and Municipal Council considered it to be in the best interest of the City to have the Planning Board conduct preliminary investigations to determine if Block 300.01, Lot 1, Lots 2, and 3, and Block 301.03, Lots 2 and 3 constituted areas in need of redevelopment; and

WHEREAS, on November 13, 2018, the Planning Board held a public hearing, duly noticed under the Redevelopment Law, and reviewed an investigation/report for Block 300.01, Lot 1 and any persons interested in or affected by a determination that Block 300.01, Lot 1 was a non-condemnation area in need of redevelopment area were given an opportunity to be heard, and any objections to such a determination and evidence in support of those objections, were received and considered and made part of the public record; and

WHEREAS, on November 13, 2018, the Planning Board further adopted a resolution recommending that Block 300.01, Lot 1 be determined by the Municipal Council to be designated as a non-condemnation “area in need of redevelopment” under the Redevelopment Law, N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, on January 16, 2019, the Municipal Council by resolution designated Block 300.01, Lot 1 as an area in need of redevelopment;

WHEREAS, on December 19, 2018, the Municipal Council authorized the Planning Board to conduct a preliminary investigation to determine if Block 300.01, Lots 2 and 3 constituted a condemnation area in need of redevelopment pursuant to the Redevelopment Law; and

WHEREAS, on June 19, 2019, the Municipal Council authorized the Planning Board to conduct a preliminary investigation to determine if Block 301.03, Lots 2 and 3 constituted a non-condemnation area in need of redevelopment pursuant to the Redevelopment Law; and

WHEREAS, on July 9, 2019, the Planning Board held a public hearing, duly noticed under the Redevelopment Law, and reviewed an investigation/report titled “Preliminary Investigation Condemnation Area in Need of Redevelopment and Non-Condensation Area in need of Redevelopment, Block 300.01, Lots 2 & 3 and Block 301.03, Lots 2 & 3” to determine whether Block 300.01, Lots 2 and 3 constituted a condemnation area in need of redevelopment and Block 301.03, Lots 2 and 3 constituted a non-condemnation area in need of redevelopment area were given an opportunity to be heard, and any objections to such a determination and evidence in support of those objections, were received and considered and made part of the public record; and

WHEREAS, on July 9, 2019, the Planning Board passed a resolution adopting a study recommending that Block 300.01, Lots 2 and 3 be determined by the Municipal Council to be a condemnation area in need of redevelopment and Block 301.03, Lots 2 and 3 be determined by the Municipal Council to be a non-condemnation area in need of redevelopment under the Redevelopment Law; and

WHEREAS, on July 17, 2019, the Municipal Council by resolution designated Block 300.01, Lots 2 and 3 as a condemnation area in need of redevelopment; and

WHEREAS, on July 17, 2019, the Municipal Council by resolution designated Block 301.03, Lots 2 and 3 as a non-condemnation area in need of redevelopment; and

WHEREAS, the Municipal Council, as a redevelopment entity, has been requested to authorize and direct the Planning Board to replace the Rehabilitation Plan as that Plan applies to Block 300.01, Lots 1, 2, and 3 and Block 301.03, Lots 2 and 3 and replace it with a new redevelopment plan and to expand the redevelopment plan to include Block 511, Lot 1; and

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

WHEREAS, the Municipal Council believes that it is in the best interest of the City to replace the Rehabilitation Plan with a new redevelopment plan for the above-referenced properties and to expand the scope of the new redevelopment plan to surrounding properties to effectuate coordinated revitalization and redevelopment efforts in the City 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 hereby authorizes and directs the Planning Board to prepare a redevelopment plan for Block 300.01, Lots 1, 2, and 3, Block 301.03, Lots 2 and 3, and Block 511, Lot 1.

Section 2. This Resolution shall take effect immediately.

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

* * * * *

89. Council President Nadrowski moved the following communication be received and filed, seconded by Council Member Perez, which was read by the Clerk and adopted

December 18, 2019

Dear Council President Nadrowski
And Honorable Members of City Council:

I hereby recommend the following individual to the Alcoholic Beverage Control Board of the City of Bayonne:

Debra Cuseglio	Term expiring on December 31, 2022
25 West 5 th Street, Bayonne, NJ 07002	(Reappointment as Member)

In conjunction with this appointment the City Clerk has been directed to add an accompanying item on the December 18, 2019 council meeting to be received and filed by the City Council,

Sincerely,
James M. Davis
Mayor
(signed)

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

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

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90. Council Member LaPelusa moved the following communication be received and filed, seconded by Council Member Perez, which was read by the Clerk and adopted

December 18, 2019

Dear Council President Nadrowski
And Honorable Members of City Council:

I hereby recommend the following individual to the Historic Preservation Commission of the City of Bayonne:

Rob Russo	Term expiring on January 31, 2024
6 Polonia Court	(Appointment as Class A Member)
Monroe Township, NJ 08831	

In conjunction with this appointment the City Clerk has been directed to add an accompanying item on the December 18, 2019 council meeting to be received and filed by the City Council,

Sincerely,
James M. Davis
Mayor
(signed)

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

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

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- 91.** Council Member Perez moved the following communication be received and filed, seconded by Council Member LaPelusa, which was read by the Clerk and adopted

December 18, 2019

Dear Council President Nadrowski
And Honorable Members of City Council:

I hereby recommend the following individual to the Housing Authority of the City of Bayonne:

Matthew Klimansky	Term expiring on December 31, 2025
15 East 36 th Street, Bayonne, NJ 07002	(Appointment as Member)

In conjunction with this appointment the City Clerk has been directed to add an accompanying item on the December 18, 2019 council meeting to be received and filed by the City Council,

Sincerely,
James M. Davis
Mayor
(signed)

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

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

* * * * *

- 92.** Council Member LaPelusa moved the following communication be received and filed, seconded by Council Member Perez, which was read by the Clerk and adopted

December 18, 2019

Dear Council President Nadrowski
And Honorable Members of City Council:

I hereby recommend the following individual to the Insurance Fund Commission of the City of Bayonne:

Claudia Geerin	Term expiring on April 31, 2021
75 West 56 th Street, Bayonne, NJ 07002	(Appointment as Member)

In conjunction with this appointment the City Clerk has been directed to add an accompanying item on the December 18, 2019 council meeting to be received and filed by the City Council,

Sincerely,
James M. Davis
Mayor
(signed)

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

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

* * * * *

- 93.** Council President Nadrowski moved the following communication be received and filed, seconded by Council Member Perez, which was read by the Clerk and adopted

December 18, 2019

Dear Council President Nadrowski
And Honorable Members of City Council:

I hereby recommend the following individual to the Zoning Board of Adjustment of the City of Bayonne:

Jake Iapicca	Term expiring on December 31, 2022
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201 West 31th Street, Bayonne, NJ 07002 (Reappointment as Alternate #3)

Antoney Azer
78 Zabriskie Avenue, Bayonne, NJ 07002

Term expiring on December 31, 2020
(Appointment as Alternate #4)

In conjunction with this appointment the City Clerk has been directed to add an accompanying item on the December 18, 2019 council meeting to be received and filed by the City Council,

Sincerely,
James M. Davis
Mayor
(signed)

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

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

* * * * *

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

WHEREAS, there exists a need for professional engineering services to act as Special Project Engineer for the period commencing January 1, 2020 and ending December 31, 2020; and

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

WHEREAS, Matrix New World Engineering , 26 Columbia Turnpike, Florham Park, NJ 07932, has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, Matrix New World Engineering is ready, willing and able to perform said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$400,000.00 payable pursuant to the fee schedule as set forth in the response to the City's Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account 0-01-20-101-0000-028 and Reserve for Preliminary Expenses Account for amounts attributable to the City and various Redevelopment Escrow accounts for amounts attributable to Developers; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Matrix New World Engineering , 26 Columbia Turnpike, Florham Park, NJ 07932 for the aforementioned professional engineering services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$400,000.00 attributable to the City and at hourly rates as set forth in the response to the City's Request for Qualifications/Proposals for amounts attributable to Developers.

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

3. Funds shall be chargeable to accounts 0-01-20-101-0000-028 and Reserve for Preliminary Expenses Account for amounts attributable to the City.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account 0-01-101-20-0000-028 and Reserve for Preliminary Expenses Account subject to the adoption of the resolution establishing same being considered at this Municipal Council meeting for amounts attributable to the City.

5. Funds shall be chargeable to Various Redevelopment Escrow Accounts for amounts attributable to Developers.

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

* * * * *

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

WHEREAS, there exists a need for professional engineering services to act as Special Project Engineer on an on-call basis for the period commencing January 1, 2020 and ending December 31, 2020; and

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

WHEREAS, Remington & Vernick Engineers, One Harmon Plaza, Suite 210, Secaucus, NJ 07094, has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, Remington & Vernick Engineers. is ready, willing and able to perform said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$70,000.00 payable pursuant to the fee schedule as set forth in the response to the City's Request for Qualifications/Proposals; and

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

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account 0-01-101-20-0000-028 for amounts attributable to the City and various Developers Escrow accounts for amounts attributable to Developers; now, therefore, be it

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Remington & Vernick Engineers, One Harmon Plaza, Suite 210, Secaucus, NJ 07094 for the aforementioned professional engineering services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$70,000.00 attributable to the City and at hourly rates as set forth in the response to the City's Request for Qualifications/Proposals for amounts attributable to Developers.

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

3. Funds shall be chargeable to accounts 0-01-101-20-0000-028 for amounts attributable to the City.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account 0-01-101-20-0000-028 for amounts attributable to the City.

5. Funds shall be chargeable to Various Developers Escrow Accounts for amounts attributable to Developers

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

* * * * *

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

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

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

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

WHEREAS, Triad Advisory Services, Inc., is qualified, ready, willing and able to provide said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$105,150.00; and

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

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

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

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Triad Advisory Services, Inc., 1301 West Forest Grove Road, Vineland, New Jersey 08360 for professional consulting services relating to the planning and implementation of the City's Community Development Block Grant Program for a maximum contract amount not to exceed \$105,150.00 for the period commencing January 1, 2020 and ending December 31, 2020.

2. Funds shall be chargeable to account #CDBG-1010.

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

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

* * * * *

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

RESOLUTION OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY DESIGNATING 23RD STREET URBAN RENEWAL JOF AAI III, LLC AS REDEVELOPER FOR THE PROPERTY LOCATED 43-75 MECHANIC STREET, WHICH IS IDENTIFIED AS BLOCK 451 LOT 2.05 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE AND AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH 23RD STREET URBAN RENEWAL JOF AAI III, LLC FOR THE REDEVELOPMENT OF SUCH PROPERTY IN ACCORDANCE WITH THE REDEVELOPMENT PLAN (JOHNSON STORAGE)

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, the Municipal Council directed the Planning Board, to prepare and review a redevelopment plan for various properties located throughout the City including property located at 43-75 Mechanic Street which is identified as Block 451 Lot 2.05 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, the City of Bayonne, Division of Planning & Zoning, Department of Administration has prepared a redevelopment plan for the Property (the “Redevelopment Plan”) which included improvements to Block 451 Lot 2.05; and

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

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

WHEREAS, 23RD STREET URBAN RENEWAL JOF AAI III, LLC, (the “Redeveloper”) wishes to develop a portion of the Redevelopment Area identified as Block 451, Lots 2.05 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 designate 23RD STREET URBAN RENEWAL JOF AAI III, LLC as redeveloper of a portion 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 of the City of Bayonne hereby authorizes the execution of the “Redevelopment Agreement By and Between the City of Bayonne and 23RD STREET URBAN RENEWAL JOF AAI III, LLC concerning a portion of the Redevelopment Area identified as Block 451 Lot 2.05 in the City of Bayonne, in such a form deemed advisable by the City Attorney, subject to any and all conditions contained herein and such revisions as deemed advisable by the City Attorney or Special Redevelopment Counsel to the City; and

Section 2. The Municipal Council, recognizes 23RD STREET URBAN RENEWAL JOF AAI III, LLC as redeveloper of Block 451 Lot 2.05, 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 3. The Mayor and Clerk are hereby authorized to execute the Redevelopment Agreement, with such revisions as deemed advisable by the City Attorney or Special Redevelopment Counsel, on behalf of the City of Bayonne, acting as the redevelopment entity for a portion of the redevelopment of the Redevelopment Area more particularly identified as Block 451 Lot 2.05 by 23RD STREET URBAN RENEWAL JOF AAI III, LLC subject to further approval by the Municipal Council.

Section 4. This Resolution shall take effect immediately.

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

* * * * *

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

WHEREAS, the City has a need to retain the services of a professional Engineering Services in connection with the maintenance of the City of Bayonne's Digital Tax Maps during CY2020; and

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

WHEREAS, Civil Solutions, a division of ARH Associates, 215 Bellevue Avenue, P.O. Box 579, Hammonton, NJ 08037, has submitted to the City of Bayonne a formal, written response to the City's Request for Qualifications/Proposals for said services; and

WHEREAS, Civil Solutions is ready, willing and able to perform said services for the period commencing January 1, 2020 and ending December 31, 2020 for an amount not to exceed \$24,500.00 payable pursuant to the fee schedule as set forth in the response to the City's Request for Qualifications/Proposals; and

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

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

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

WHEREAS, funds are certified as available in Account T-12-56-813-0000-199; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in Account #0-01-55-204-0000-000; 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 Civil Solutions, a division of ARH Associates, 215 Bellevue Avenue, P.O. Box 579, Hammonton, NJ 08037, for the aforementioned professional Engineering services for the period commencing January 1, 2020 and ending December 31, 2020 for a total contract amount not to exceed \$24,500.00 payable at hourly rates as set forth in the response to the City's Request for Qualifications/Proposals.

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

3. Funds shall be chargeable to accounts #0-01-20-55-204-0000-000 and T-12-56-813-0000-199.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2020 temporary and permanent budgets in account #0-01-20-55-204-0000-000.

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

* * * * *

99. Council Member Perez introduced:

AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN PROPERTY OWNED BY THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY TO THE NEW JERSEY TURNPIKE AUTHORITY IDENTIFIED AS BLOCK 394.02 LOT 1 (PARCEL 262A), BLOCK 394.01 LOT 1 (PARCEL 262B) ON THE TAX MAP OF THE CITY OF PURSUANT TO N.J.S.A. 40A:12-13, ET SEQ.

WHEREAS, the Local Lands and Building Laws, N.J.S.A. 40A:12-13, et seq., authorizes the sale by municipalities of any real property, capital improvements or personal property, or interests therein, not needed for public use by sale in the manner provided by law; and

WHEREAS, the City of Bayonne previously entered into a Memorandum of Agreement date January 12, 2015 with the New Jersey Turnpike Authority related to the 14A interchange improvements, and

WHEREAS, the Memorandum of Agreement authorized the exchange of various parcels including various aerial easements between the City and New Jersey Turnpike Authority that are necessary for the 14A interchange improvements at the conclusion of the construction, and

WHEREAS, the City of Bayonne is the owner of certain real property as further set forth herein not needed for public use, and the Mayor and Council have determined that it is in the best interest of the City to sell the same for the public benefit.

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

SECTION 1. That the City will execute a Quitclaim Deed and any necessary easements mutually acceptable in form and substance to both parties for the sale of the following Blocks and lots or a portion thereof:

Block 394.02 Lots 1 (Parcel 262A),
Block 394.01 Lot 1 (Parcel 262B),

as identified on the official tax map of the City of Bayonne, New Jersey as further described in proposed deeds attached as Exhibit A.

SECTION 2. Each property sale shall be subject to the following terms: 1. That no representations of any kind are made by the City of Bayonne as to the condition of the property, said property is being sold in its present condition "as is". Additionally, the City makes no representation as to the presence or absence of wetlands or any other environmental conditions on the property and 2. It is understood that the Acquisition is subject to applicable New Jersey law concerning disposition of municipal real estate.

SECTION 3. The sale is made subject to all applicable laws and ordinances of the State of New Jersey and the City of Bayonne.

SECTION 4. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION 5. All ordinances or parts of ordinances that are inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 6. The Mayor, Business Administrator, City Clerk and Director of Law are hereby authorized to execute all documents necessary for the conduct of this sale and for the conveyance of the properties listed herein, including but not limited to executing all contracts, Deeds, Subdivisions, easements, access agreements and other conveyance documents.

SECTION 7. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

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 AUTHORIZING THE SALE OF CERTAIN PROPERTY OWNED BY THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY TO THE NEW JERSEY TURNPIKE AUTHORITY IDENTIFIED AS BLOCK 394.02 LOT 1 (PARCEL 262A), BLOCK 394.01 LOT 1 (PARCEL 262B) ON THE TAX MAP OF THE CITY OF PURSUANT TO N.J.S.A. 40A:12-13, ET SEQ., just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, January 15, 2002 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

* * * * *

100. Council Member LaPelusa introduced:

AN ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN PROPERTY OWNED BY THE NEW JERSEY TURNPIKE TO THE CITY OF BAYONNE, COUNTY OF HUDSON IDENTIFIED AS BLOCK 399 LOTS 4, & 5(PARCEL 256AX), BLOCK 399 LOT 5.01 (PARCEL 257BX), BLOCK 395A LOT 1 (PARCELS 259BX, E259CX AND 259DX) BLOCK 393 LOTS 19, 20 AND 21 (PARCEL R265AX), BLOCK 46 LOT 23 (PARCEL 269X), BLOCK 46 LOT 50 (PARCEL 270X), BLOCK 41 LOTS 11 AND 12 AND BLOCK 393 LOTS 22, 26, 27 AND 29 (Parcel 273AX AND 273BX) ON THE TAX MAP OF THE CITY OF PURSUANT TO N.J.S.A. 40A:12-3, ET SEQ.

WHEREAS, the Local Lands and Building Laws, N.J.S.A. 40A:12-3, et seq., authorizes the purchase by municipalities of any real property, capital improvements or personal property, or interests therein; and

WHEREAS, the City of Bayonne previously entered into a Memorandum of Agreement date January 12, 2015 with the New Jersey Turnpike Authority related to the 14A interchange improvements, and

WHEREAS, the Memorandum of Agreement authorized the exchange of various parcels including various aerial easements between the City and New Jersey Turnpike Authority that are necessary for the 14A interchange improvements at the conclusion of the construction and to establish jurisdiction and control over various parcels, and

WHEREAS, the New Jersey Turnpike is the owner of certain real property as further set forth herein not needed for public use, and the Mayor and Council have determined that it is in the best interest of the City to purchase the same for the public benefit.

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

SECTION 1. That the City will execute a Quitclaim Deed and any necessary easements mutually acceptable in form and substance to both parties for the purchase of the following:

Blocks and lots or a portion there of:
Block 399 Lots 4, & 5(Parcel 256AX),
Block 399 Lot 5.01 (Parcel 257BX),
Block 395A Lot 1 (Parcel 259BX, E259CX AND 259DX)
Block 393 Lots 19, 20 and 21 (Parcel R265AX),
Block 46 Lot 23 (Parcel 269X),
Block 46 Lot 50 (Parcel 270X),
Block 41 Lots 11 and 12 and Block 393 Lots 22, 26, 27 and 29 (Parcel 273AX AND 273BX),

as identified on the official tax map of the City of Bayonne, New Jersey as further described in proposed deeds attached as Exhibit A.

SECTION 2. The purchase is made subject to all applicable laws and ordinances of the State of New Jersey and the City of Bayonne.

SECTION 3. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION 4. All ordinances or parts of ordinances that are inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 5. The Mayor, Business Administrator, City Clerk and Director of Law are hereby authorized to execute all documents necessary for the conduct of this purchase and for the conveyance of the properties listed herein, including but not limited to executing all contracts, Deeds, Subdivisions, easements, access agreements and other conveyance documents.

SECTION 6. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

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 “AN ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN PROPERTY OWNED BY THE NEW JERSEY TURNPIKE TO THE CITY OF BAYONNE, COUNTY OF HUDSON IDENTIFIED AS BLOCK 399 LOTS 4, & 5(PARCEL 256AX), BLOCK 399 LOT 5.01 (PARCEL 257BX), BLOCK 395A LOT 1 (PARCELS 259BX, E259CX AND 259DX) BLOCK 393 LOTS 19, 20 AND 21 (PARCEL R265AX), BLOCK 46 LOT 23 (PARCEL 269X), BLOCK 46 LOT 50 (PARCEL 270X), BLOCK 41 LOTS 11 AND 12 AND BLOCK 393 LOTS 22, 26, 27 AND 29 (Parcel 273AX AND 273BX) ON THE TAX MAP OF THE CITY OF PURSUANT TO N.J.S.A. 40A:12-3, ET SEQ.,” just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, January 15, 2020 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

* * * * *

At 8:24 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 – Madelene C. Medina