

REGULAR MEETING

OF THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, NEW JERSEY, HELD IN THE DOROTHY E HARRINGTON COUNCIL CHAMBER, MUNICIPAL BUILDING, 630 AVENUE C ON WEDNESDAY, August 18, 2021.

The Council met at 7:09 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 August 18, 2021, 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 on August 13, 2021."

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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Richard Cooper of Hunger free Unity in the Community addressed the Council on the subject of the future services in the community and providing food pantry deliveries and seeking support on finding a location for the storage and distribution.

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01. The Clerk announced:

The CY 2021 Local Municipal Budget, which was approved at a meeting held July 14, 2021, was published in the Jersey Journal and posted on the bulletin board by summary as required by law, with notice that it would be further considered following a public hearing at this meeting of August 18, 2021, 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 Carroll, which motion was adopted.

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

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

The Clerk read the resolution by title: "The CY 2021 Local Municipal Budget,"

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

The following persons spoke: Gail Godesky – 828 Kennedy Blvd.
Kathleen Henderson – 76 West 6th Street
Peter Franco – 109 West 53rd Street

The Council President recused herself from the discussion on the Police Superior Salaries, assigning Council Member Perez the Chair.

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

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

Council President Nadrowski moved the resolution to amend the budget, seconded by Council Member Perez. The Clerk read the amendment in full.

WHEREAS, the local municipal budget for the calendar year 2021 was approved on the 14TH day of July, 2021, and

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approve budget, now

THEREFORE BE IT RESOLVED, by the Municipal Council of the City of Bayonne, County of Hudson, that the following amendments to the approved budget of calendar year 2021 be made:

	<u>FROM</u>	<u>TO</u>
General Revenues		
Surplus Anticipated	6,998,267.00	7,528,380.00
Total Surplus Anticipated	6,998,267.00	7,528,380.00
Miscellaneous Revenues		
Section A:		
Costco/Bayonne Redevelopment Block 700	\$ 106,768.32	\$ 101,429.90
Barnabus Bayonne	\$ 300,000.00	\$ 285,000.00
Alexan City View	\$ 1,096,699.90	\$ 1,041,864.91
Bayonne Energy Center Urban Renewal I	\$ 1,588,445.00	\$ 1,509,022.75
Bayonne Energy Center Urban Renewal II	\$ 511,555.00	\$ 485,977.25
Prince Holdings	\$ 310,000.00	\$ 294,500.00
195 East 22nd Street	\$ 69,947.64	\$ 66,450.26
Silklofts	\$ 211,124.99	\$ 200,568.74
Port Authority	\$ 103,766.00	\$ 98,577.70
Port Authority/Workbench	\$ 402,240.00	\$ 382,128.00
Port Authority/ Global Auto Marine Terminal	\$ 1,106,468.00	\$ 1,051,144.60
Port Authority of New York & New Jersey	\$ 368,652.65	\$ 350,220.02
Bayonne Bay Developer Urban Renewal	\$ 823,788.00	\$ 782,598.60
PSIP	\$ 115,335.23	\$ 109,568.47
North Street Properties	\$ 125,000.00	\$ 118,750.00
230-250 Avenue E	\$ 101,801.00	\$ 96,710.95
Bayonne 19th Street Urban Renewal	\$ 343,209.12	\$ 326,048.66
662 Avenue C	\$ 47,257.98	\$ 44,895.08
160 East 22nd Street	\$ 124,067.36	\$ 104,500.00
190 West 54th Street- Woodmont	\$ 199,160.00	\$ 189,202.00
Hobart Housing Renewal Corp.	\$ 12,179.52	\$ 11,570.54
MHP 222 Avenue E Urban Renewal	\$ 54,900.00	\$ 52,155.00
PSIP Avenue A Urban Renewal	\$ 189,322.92	\$ 179,856.77
Bayonne Equities Urban Renewal	\$ 222,853.62	\$ 211,710.94
957-965 Broadway Urban Renewal	\$ 122,366.45	\$ 116,248.13
KRE Fleet Urban Renewal	\$ 278,078.36	\$ 264,174.44
Section B:		
Consolidated Municipal Property Tax Relief Aid	\$ 946,119.00	\$ 835,717.00
Energy Receipts Tax	\$ 7,883,682.00	\$ 7,994,084.00
Summary of Revenues		
Surplus Anticipated	6,998,267.00	7,528,380.00
Total Section A: Local Revenues	13,442,162.80	12,982,049.45
Total Miscellaneous Revenues	47,595,070.56	47,134,957.21
Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	82,679,270.76	82,679,271.12
Total Amount to be Raised by Taxes for Support of Municipal Budget	95,772,573.18	95,772,573.54
Total General Revenues	150,472,901.74	150,542,901.75
General Appropriations		
(A) Operations within "CAPS"		
Elections - OE	40,000.00	110,000.00
Fire - OE	475,000.00	442,264.00
Total Operations within "CAPS"	91,484,180.00	91,521,444.00
B. Contingent		
Total Operations including Contingent within "CAPS"	91,485,180.00	91,522,444.00
Detail:		
Other Expenses	33,155,500.00	33,192,764.00
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	110,222,835.69	110,260,099.69

(O) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	33,397,864.76	33,441,694.76
(L) Subtotal General Appropriations	141,520,546.51	141,520,946.51
(M) Reserve for Uncollected Taxes	1,730,302.55	1,730,049.13
Total General Appropriations	143,250,849.06	143,250,955.64
(D) Municipal Debt Service - Excluded from "CAPS"		
Capital Lease Obligations:		
Capital Lease Payment	0.00	32,736.00
Total Municipal Debt Service Excluded from "CAPS"	13,671,365.00	13,704,101.00
(E) Deferred Charges - Municipal - Excluded from "CAPS"		
(1) Deferred Charges:		
Emergency Authorizations	43,430.00	0.00
Special Emergency Authorization-5 Years	149,578.00	193,008.00
(O) Total General Appropriations Excluded from "CAPS"	39,147,532.19	39,180,268.19
(L) Subtotal General Appropriations	149,370,367.88	149,440,367.88
(M) Reserve for Uncollected Taxes	1,102,533.86	1,102,533.87
Total General Appropriations	150,472,901.74	150,542,901.75

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

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

No speakers on the Budget Amendments

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

WHEREAS, the foregoing amendments to the CY 2021 Local Municipal Budget were introduced and read at a meeting held August 18, 2021 ; and

WHEREAS, a public hearing of said amendments was held at this meeting of August 18, 2021, and it is desired to adopt same; now, therefore, be it

RESOLVED, that the foregoing amendment to the CY 2021 Local Municipal Budget be and the same are hereby adopted and incorporated into the said budget.

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

Council as whole moved a resolution for final adoption of the budget.

Be it resolved by the Municipal Council of the City of Bayonne, County of Hudson that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$82,679,271.12 (Item 2 below) for municipal purposes, and
- (b) \$** (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and certification to County Board of Taxation of the following summary of general revenues and appropriations.
- (c) \$10,453,613 (item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenue and appropriations.
- (d) \$ (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ (Sheet 44) Arts and Culture Trust Fund Levy
- (f) \$ 2,639,689.42 (Item 5 below) Minimum Library Tax

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

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- 02.** Council President moved to withdrawn any further consideration on agenda items number 1 and 2, motion failed to receive a second.

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

WHEREAS, an ordinance entitled, “AN ORDINANCE OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, NEW JERSEY APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT WITH THE HUDSON COUNTY IMPROVEMENT AUTHORITY RELATING TO THE ISSUANCE OF UP TO \$95,000,000 AGGREGATE PRINCIPAL AMOUNT OF THE AUTHORITY’S CITY GUARANTEED LEASE REVENUE BONDS (BAYONNE MEDICAL CENTER PROJECT) AND ANY NOTES ISSUED IN ANTICIPATION THEREOF BY THE HUDSON COUNTY IMPROVEMENT AUTHORITY ” was introduced and passed a first reading at a meeting held April 14, 2021, and was published and posted as required by law, with notice that it would be considered for final passage following a public hearing at this meeting of May 12, 2021; 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 final passage was postponed until the meeting of June 16, 2021; and

WHEREAS, the Local Finance Board had not rendered its opinion by the June 16th date the ordinances was postponed to this meeting of July 14, 2021; and

WHEREAS, Local Finance Board has not rendered its opinion for the July 14, 2021 meeting and has scheduled its next meeting for September, it is therefore necessary to postpone the public hearing and final passage to the meeting of September 22, 2021.

NOW BE IT RESOLVED, that final passage of this ordinance is scheduled for the meeting of September 22, 2021.

Yeas - Council Members Carroll, LaPelusa and Perez.

Abstain: Council Member Gullace

Nays: President Nadrowski

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

WHEREAS, an ordinance entitled, “AN ORDINANCE OF THE CITY OF BAYONNE, STATE OF NEW JERSEY AUTHORIZING THE GUARANTY OF THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON NOT EXCEEDING \$95,000,000 AGGREGATE PRINCIPAL AMOUNT OF CITY GUARANTEED LEASE REVENUE BONDS (BAYONNE MEDICAL CENTER PROJECT), TO BE ISSUED BY THE HUDSON COUNTY IMPROVEMENT AUTHORITY, FOR THE PURPOSE OF PROVIDING ADDITIONAL SECURITY THEREFOR AND DETERMINING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH” was introduced and passed a first reading at a meeting held April 14, 2021, and was published and posted as required by law, with notice that it would be considered for final passage following a public hearing at this meeting of May 12, 2021; 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 final passage was postponed until the meeting of June 16, 2021; and

WHEREAS, the Local Finance Board had not rendered its opinion by the June 16th date the ordinances was postponed to this meeting of July 14, 2021; and

WHEREAS, Local Finance Board has not rendered its opinion for the July 14, 2021 meeting and has scheduled its next meeting for September, it is therefore necessary to postpone the public hearing and final passage to the meeting of September 22, 2021.

NOW BE IT RESOLVED, that final passage of this ordinance is scheduled for the meeting of September 22, 2021.

Yeas - Council Members Carroll, LaPelusa and Perez.

Abstain: Council Member Gullace
Nays: President Nadrowski

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04. The Clerk announced:

AN ORDINANCE ENTITLED, “AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY AUTHORIZING THE VACATION OF A PORTION OF MECHANIC STREET RIGHT OF WAY” which was introduced and passed a first reading at a meeting held July 14, 2021, 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 August 18, 2021, and is now before the Council for its consideration and final passage.

Council Member LaPelusa 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 Gullace, Carroll, LaPelusa, Perez and President Nadrowski

The Clerk read the resolution by title: “AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY AUTHORIZING THE VACATION OF A PORTION OF MECHANIC STREET RIGHT OF WAY”

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

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

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

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

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

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

WHEREAS, an ordinance entitled, “AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY AUTHORIZING THE VACATION OF A PORTION OF MECHANIC STREET RIGHT OF WAY” was introduced and passed a first reading at a meeting held July 14, 2021, 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 August 18, 2021; 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-21-36

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

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05. The Clerk announced:

AN ORDINANCE ENTITLED, “AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 20, PERSONNEL” which was introduced and passed a first reading at a meeting held July 14, 2021, 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 August 18, 2021, and is now before the Council for its consideration and final passage.

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

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

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

The Clerk read the resolution by title: "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 20, PERSONNEL"

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

The following person spoke: Gail Godesky – 828 Kennedy Blvd.

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

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

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

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

WHEREAS, an ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 20, PERSONNEL" was introduced and passed a first reading at a meeting held July 14, 2021, 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 August 18, 2021; 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-21-37

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

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06. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC" which was introduced and passed a first reading at a meeting held July 14, 2021, 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 August 18, 2021, and is now before the Council for its consideration and final passage.

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

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

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

The Clerk read the resolution 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 resolution an opportunity to be heard concerning it. The council president will recognize anyone who wishes to speak.

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

The Clerk made the following statement: "No protest against, objections to, or statements in favor of this resolution 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 Gullace, Carroll, LaPelusa, Perez and President Nadrowski

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

WHEREAS, an ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC" was introduced and passed a first reading at a meeting held July 14, 2021, 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 August 18, 2021; 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-21-38

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

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07. Public Speakers

Gail Godesky addressed the council on the subject of vaccination policies for city employees and the allocation of the Bayonne Grant Programs funds.

Lucia Frazier addressed the council of the subject of street sweeping.

David Solari addressed the council on the subject of street sweeping on side street and the Street at the City Line

Donna Zeparowitz that the council for their support of Hunger Free Unity in the Community

Ken Dupey addressed the council on subject of find solutions for both the city and its residents
Peter Franco addressed the council on agenda item R-7 that is being put forth before the council consideration.

Mike Morris addressed the council on the subject of locating an appropriate location for the Hunger Free Unity Community to help with the distribution of food and on the subject of the Police and Fire Salaries.

Cheryl Riscart addressed the Council on the subject of harassment and lack of housing.

George Ramirez addressed the council on the subject of speeding.

Melissa Godesy-Rodriguez addressed the council on the subject of community involvement.

08. Council Member Perez introduced:

BOND ORDINANCE AMENDING BOND ORDINANCE O-17-21 FINALLY ADOPTED BY THE CITY COUNCIL OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY, ON MAY 17, 2017 TO REAPPROPRIATE THE AMOUNT OF \$286,670.98 AND REAUTHORIZE BONDS AND NOTES IN THE AGGREGATE AMOUNT OF \$272,826.07 TO PROVIDE FOR THE ACQUISITION

OF VARIOUS EQUIPMENT AND NON-PASSENGER VEHICLES FOR THE POLICE
DEPARTMENT

WHEREAS, the City Council of the City of Bayonne, in the County of Hudson, State of New Jersey (the “City”), finally adopted Bond Ordinance O-17-21 on May 17, 2017 (the “Original Ordinance”); and

WHEREAS, following the effective date of the Original Ordinance, the City has determined that certain of the capital improvements or purposes set forth in Original Ordinance have either been completed in full or discontinued as a result of events occurring subsequent to the adoption of the Original Ordinance; and

WHEREAS, there currently remains on deposit in the City capital account excess appropriations allocable to the Original Ordinance in the aggregate amount of \$286,670.98 (including excess authorization of bonds and notes in the amount of \$272,826.07) but no longer necessary to complete the improvements or purposes authorized therein (the “Excess Funds”); and

WHEREAS, the City Council has determined that it is in the best interest of the City to reappropriate the Excess Funds in the aggregate amount of \$286,670.98 (including the reauthorization of bonds and notes in the aggregate amount of \$272,826.07) to provide for the acquisition of various equipment and non-passenger vehicles for the Police Department (the “Project”), which Project is an improvement for which bonds may be issued, thereby, decreasing the need for additional City debt to finance such current capital needs; and

WHEREAS, the City Council now desires to reappropriate the Excess Funds in the amount of \$286,670.98 (including the reauthorization of bonds and notes in the amount of \$272,826.07) to undertake the cost of the Project, which are improvements or purposes for which bonds may be issued; and

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY, AS FOLLOWS:

SECTION 1. The following amount of Excess Funds in the amount of \$286,670.98 (including the reauthorization of bonds and notes in the amount of \$272,826.07 and a down payment in the amount of \$13,844.91) from the Original Ordinance is no longer necessary for the purposes for which it was originally appropriated and authorized and is hereby reappropriated and reauthorized to the improvements and purposes set for in Section 3 hereof; and Section 3(a) of the Original Ordinance is hereby amended and restated in its entirety to read, as follows:

<u>“Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) General Capital Improvements To Pistol Range At 16 th Street Park;	\$261,128.60	\$248,517.28	\$12,611.3 2	10 years
(ii) Various Park Improvements Throughout The City Including, But Not Limited To, Acquisition And Installation, As Applicable Of Equipment And Aesthetic Improvements;	\$78,206.64	\$74,429.61	\$3,777.03	15 years
(iii) Various General Capital Improvements To The 57 th Street Fire House Including, But Not Limited To, Roof Improvements, Kitchen Improvements, Day Room Improvements, Bathroom Improvements, Ceiling Improvements, Cabinet Improvements, Window Improvements Including, But Not Limited To, Improvements To Exterior Basement Window Wells, Apparatus Floor And Apron Improvements, Improvements To Exterior Masonry And Bricks, Sidewalk Improvements, Door Improvements, And Also Including, But Not Limited To, The Acquisition And Installation, As Applicable, Of Turnout Gear Racks, A Slop Sink, Light Fixtures, And Talk Alarm And Dispatch Lights Activation INOP;	\$928,460.00	\$883,619.61	\$44,840.3 9	15 years
(iv) Improvements For The Division Of Recreation Including, But Not Limited To, The Acquisition Of Two (2) Buses; and	\$205,533.78	\$195,607.43	\$9,926.35	10 years

<u>“Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(v) Improvements For The Police Department Including, But Not Limited To, Acquisition Of Various Equipment Including, But Not Limited To, Protective Helmets, Ballistic Shields And Gas Masks And Non-Passenger Sport Utility Vehicles With Upfittings.	\$286,670.98	\$272,826.07	\$13,844.91	5 years
TOTALS	<u>\$1,760,000.0</u>	<u>\$1,675,00.0</u> 0	<u>\$85,000.0</u> 0”	

SECTION 2. The total amount of \$286,670.98 in Excess Funds is hereby reappropriated (including the reauthorization of bonds and notes in the aggregate amount of \$272,826.07 and a down payment in the aggregate amount of \$13,844.91) and shall be used to finance the cost of the Project, which are general capital improvements or purposes for which bonds may be issued and which general improvements or purposes are set forth in Section 3 hereof, and the Original Ordinance is amended to reflect such reappropriation and reauthorization of bonds and notes and the respective amounts set forth in Section 1 hereof are each hereby reappropriated and reauthorized from the Original Ordinance to the purposes set forth therein.

SECTION 3. (a) The improvements hereby authorized and purposes for which the Excess Funds shall be utilized are to provide for the acquisition of various equipment and non-passenger vehicles for the Police Department (as detailed in Section 1(v) above), and shall also include all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto, which Project is an improvement for which bonds may be issued.

(b) The estimated cost of said improvements or purposes is \$286,670.98, which is the reappropriation of Excess Funds (including the reauthorization of bonds and notes in the aggregate amount of \$272,826.07 and a down payment in the aggregate amount of \$13,844.91).

(c) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$272,826.07.

SECTION 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this Ordinance are not current expenses and are improvements or purposes which the City may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this Ordinance, is 12.04 years.

SECTION 5. The capital budget of the City is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, is on file in the office of the Clerk and is available for public inspection.

SECTION 6. Except as expressly amended hereby, the Original Ordinance shall remain in full force and effect.

SECTION 7. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

BE IT RESOLVED, that an ordinance entitled "AN ORDINANCE ENTITLED, "BOND ORDINANCE AMENDING BOND ORDINANCE O-17-2 FINALLY ADOPTED BY THE CITY COUNCIL OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY ON MAY 17, 2017 TO REAPPROPRIATE THE AMOUNT OF \$286,670.98 AND REAUTHORIZE

BONDS OR NOTES IN THE AGGRAGATE AMOUNT OF \$272,826.07 TO UNDERTAKE THE ACQUISITION OF VARIOUS EQUIPMENT AND NON-PASSENGER VEHICLES FOR THE POLICE DEPARTMENT, " just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, AUGUST 18, 2021 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 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

011. Joyce Kula, 21 East 28th Street

Beginning at a point on the east side of 28th Street, 257 feet east of the northeast corner of Broadway and 28th Street, and extending to a point 22 feet east thereof.

078. Mary DePaola, 78 West 6th Street

Beginning at a point on the south side of 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.

091. Charles Prontnicki, 14 Prospect Avenue

Beginning at a point on the east side of Prospect Avenue, 182 feet north of the northeast corner of East 19th Street and Prospect Avenue, and extending to a point 18 feet north thereof.

095. Coleen Walsh, 21 West 52nd Street

Beginning at a point on the north side of 52nd Street, 236 feet west of the northwest corner of Broadway and West 52nd Street, and extending to a point 16 feet west thereof.

108. John Baccarella, 86 Lord Avenue

Beginning at a point on the east side of Lord Avenue, 89 feet north of the northeast corner of 3rd Street and Lord Avenue, and extending to a point 22 feet north thereof.

109. Kathy Walsh, 118 West 19th Street

Beginning at a point on the south side of 19th Street, 123 feet west of the southwest corner of Kennedy Boulevard and West 19th Street, and extending to a point 16 feet west thereof.

151. John Cassidy, 104 Broadway

Beginning at a point on the east side of Broadway, 300 feet north of the northeast corner of Broadway and West 3rd Street, and extending to a point 16 feet north thereof.

204. Stanley Zera, 59 East 4th Street

Beginning at a point on the north side of 4th Street, 170 feet east of the northeast corner of Lexington Avenue and 4th Street, and extending to a point 18 feet east thereof.

272. Steven Polowy, 9 East 43rd Street

Beginning at a point on the north side of 43rd Street, 114 feet north of the northeast corner of Broadway and East 43rd Street, and extending to a point #22 feet east thereof.

285. Pamela Fucci, 34 East 28th Street

Beginning at a point on the south side of 28th Street, 291 feet west of the southwest corner of Avenue E and West 28th Street, and extending to a point 22 feet west thereof.

295. Henry Grzywinski, 175 Hobart Avenue

Beginning at a point on the west side of Hobart Avenue, 61 feet north of the northwest corner of Hobart Avenue and Evergreen Street, and extending to a point 22 feet north thereof.

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

BE IT RESOLVED, that an ordinance entitled “ AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC,” just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, SEPTEMBER 22, 2021 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.

* * * * *

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

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

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

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

* * * * *

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

From Superior Court of New Jersey in the matter entitled, “VICTOR GONZALEZ vs. CITY OF BAYONNE, ROBERT KUBERT, Dir., CHIEF ROBERT GEISLER, et als.”

* * * * *

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

From Superior Court of New Jersey in the matter entitled, “EDUARDO MENA-RAMOS vs. CITY OF BAYONNE, CHIEF ROBERT GEISLER, et als.”

* * * * *

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

From Tax Court of New Jersey in the matter entitled, “DELAWARE DELTA, LLC vs. CITY OF BAYONNE.”

* * * * *

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

From Tax Court of New Jersey in the matter entitled, “PERD L.P. vs. CITY OF BAYONNE.”

* * * * *

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

From Tax Court of New Jersey in the matter entitled, “104 MONTCLAIR REALTY, LLC vs. CITY OF BAYONNE.”

* * * * *

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

From Tax Court of New Jersey in the matter entitled, “DEMBOWSKI, MARY LOUISE vs. CITY OF BAYONNE.”

* * * * *

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

From Tax Court of New Jersey in the matter entitled, “DR. NARD, LLC vs. CITY OF BAYONNE.”

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

From Tax Court of New Jersey in the matter entitled, “DELAWARE DELTA LLC vs. CITY OF BAYONNE.”

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

From Tax Court of New Jersey in the matter entitled, “JOHN & ANNA ORLANDO vs. CITY OF BAYONNE.”

* * * * *

20. 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 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.

* * * * *

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

August 17, 2021 01:23 PM		Bayonne City Purchase Order Listing By Vendor Id			Page No: 1	
P.O. Type: ALL		Include Project Line Items: Yes		Open: N	Filed: N	Void: N
Range: First to Last		First End Date Range: First to 12/31/21		Rec'd: N	Filed: N	Appr: Y
Format: Condensed				Bid: Y	State: Y	Other: Y
Include Non-Budgeted: Y				Exempt: Y		
Vendor # Name						
PO #	PO Date	Description	Status	Amount	Void Amount	Contract PO Type
ACURA005: A CURE UP, INC.						
21-02295	01/27/21	2020 Roadway Improvements	Open	155,591.23	0.00	01-00956 C
ARDEL015: ARDEL PRINTER						
21-02578	07/15/21	ARDEL PRINTER: MARCH JUNE	Open	1,260.00	0.00	
ABSOL010: ABSOLUTE PROTECTIVE SYSTEMS						
21-02524	07/27/21	Ann'l Exting. Inspection	Open	401.00	0.00	
ACURA005: A CURE UP, INC.						
21-02452	07/23/21	KPS/REV ATGGS	Open	5.75	0.00	
21-02551	07/22/21	SCREWS FOR KS KUMEL	Open	53.59	0.00	
				59.35		
ACTION005: ACTION INTERPRETERS						
21-02579	07/30/21	Russian Interpre 7/20/21	Open	247.50	0.00	
AGLINC005: AGL IMAGINATION-HENRY INC						
21-02596	07/31/21	CMXGEN Jul'21	Open	167.77	0.00	
AGLINC005: AGL IMAGINATION-HENRY INC						
21-02316	04/09/21	Industrial Cases Apr'21	Open	925.00	0.00	
21-02532	07/31/21	Industrial Cases Jul'21	Open	186.87	0.00	
				1,111.87		
AIRPUR005: AIR PURIFIERS-INC						
21-02411	07/26/21	HCSE FOR MAGNETRACK SYSTEM	Open	312.00	0.00	
WASTE001: WASTE & DISPOSAL SERVICES						
21-02495	02/10/21	Waste Collection	Open	118,866.66	0.00	B
21-02061	06/22/21	Solid waste collection	Open	136,490.41	0.00	S
21-02062	06/22/21	Recycling Collection Services	Open	92,362.33	0.00	S
				353,019.40		
PIRETT005: PIRETTAL-INC						
21-02450	07/21/21	FIRE PREVENTION MONTH SUPPLIES	Open	772.50	0.00	
21-02481	07/21/21	FIRE PREVENTION MONTH SUPPLIES	Open	3,017.50	0.00	
21-02549	07/30/21	SUPPLIES FOR FIRE PREV. WEEK	Open	252.00	0.00	
				4,042.00		
ALPHA005: ALPHA BOOK SOLUTIONS, INC						
21-00307	01/28/21	Website Services	Open	4,500.00	0.00	3
AMAZ005: AMAZON EDUCATION FUND						
21-02358	07/13/21	2021 Conference Registration	Open	100.00	0.00	
WAZO005: AMAZON.COM						
21-01870	05/10/21	WEIGHTS FOR PDF UP TENT	Open	37.57	0.00	

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: 08/06/21 Ad Date: 07/14/21
Date bids accepted: 08/04/21 Attending: Amy Dellabella, Purchasing Agent
Robert Russo, Engineer

Bid titled:
Improvements to the 28th St Park

Bidder: Bid Amount:

PICERNO-GIORDANO CONSTRUCTION LLC
200 MARKET STREET
KENILWORTH, NJ 07033 \$539,841.50

Z-TECH CONSTRUCTION LLC

1207 US HIGHWAY 22
MOUNTAINSIDE, NJ 07092 \$665,744.70

GRADE CONSTRUCTION
110 PENNSYLVANIA AVENUE
PATERSON NJ 07503 \$671,056.40

FLANAGHANS CONTRACTING GROUP INC
90 OLD CAMPLAIN ROAD
HILLSBOROUGH, NJ 08844 \$1,030,251.00

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)

* * * * *

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

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

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

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

* * * * *

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

RESOLVED, That the official minutes of the regular council meeting held Wednesday, July 14, 2021 be and the same are hereby approved.

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

RESOLVED, That the official minutes of the council caucus meeting held Wednesday, July 7, 2021, 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

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
120	2	MATTHEW & JILLIANE MAILLET	6,613.00
168	38	CORELOGIC	1,001.00
180	16	A&P JERSEY CITY LLC	3,524.17
212	19	HECTOR & LAURA BARRALES	2,198.00
223	38	FRANK & REGINA TERRIOGO	449.06
305	29	FERTILE CRESCENT TITLE AGENCY	355.72
315	34	TIAA BANK	3,013.00
365	3	MOUSTAFA & XAVIER HUSSEIN	2,670.00
405	14	569-602 AVENUE E, LLC	1,295.00
405	15	569-602 AVENUE E, LLC	2,134.00
405	16	569-602 AVENUE E, LLC	2,493.00
TOTAL			27,747.95

* * * * *

27. 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 \$ 33.60 drawn of the Bureau of Rabies Control, State Department of Health, Trenton, New Jersey, covering the issuance of licenses Nos. 688-705 inclusive, 18 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.

* * * * *

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

WHEREAS, the City Clerk’s Office has issued Ninety-nine (99) Marriage Licenses during the months of April, May and June and has collected \$25.00 per license, which is to be forwarded to the Division of Youth and Family Services, now, therefore be it

RESOLVED, that a warrant in the amount of Two Thousand four hundred seventy-five dollars (\$2,475.00) be drawn to the order of the Treasurer, State of New Jersey and forwarded to the City Clerk’s Office for disbursement.

* * * * *

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

WHEREAS, the City of Bayonne has been awarded an FY2020 Port Security Grant which is 100% federally funded with no local matching funds in the amount of \$25,000.00 from the U.S. Department of Homeland Security for the purpose of funding personal protective equipment and dry suits for marine operators, now, therefore be it

RESOLVED, by the Municipal Council that the Mayor and/or his designee is/are hereby authorized to take any and all actions and execute any and all documents necessary to effectuate the receipt and implementation of the aforesaid grant funds.

* * * * *

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

WHEREAS, the City of Bayonne Office of Emergency Management has been awarded an FY 2020 Hazardous Materials Emergency preparedness and training grant (Sub-award 2020-1) from the New Jersey State Police Office of Emergency Management for the amount of \$11,150.00, federal award with no local matching funds, for hazardous materials training for local first responders for the period commencing September 30, 2020 through September 30, 2021; now, therefore, be it

RESOLVED, by the Municipal Council that the Mayor and/or his designee is/are hereby authorized to take any and all actions and execute any and all documents necessary to effectuate the receipt and implementation of the aforesaid grant funds.

* * * * *

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

Whereas the Bayonne Urban Enterprise Zone will be hosting the Bergen Point Fall Festival on October 16, 2021, and

Whereas this event requires cross agency cooperation in order to ensure their success, now therefore, be it

Resolved that the Bayonne Urban Enterprise Zone Coordinator is hereby authorized to undertake all necessary actions required to effectuate the purpose of hosting the aforementioned event.

* * * * *

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

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

WHEREAS, the Bayonne Family Community Center, 259 Avenue E, Bayonne, New Jersey 07002 is an organization which has among its objectives assisting persons of lower income households; and

WHEREAS, the Bayonne Family Community Center has requested and submitted a formal written application dated March 26, 2021 for said CDBG Grant Funds in the amount of \$10,239.00 for the purpose of providing residential services program and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing residential service program is limited to the amount of \$20,000.00; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-1108; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Bayonne Family Community Center, 259 Avenue E, Bayonne, New Jersey 07002 for the provision of providing residential service program in the amount of \$20,000.00 for the period commencing September 1, 2021 and ending August 31, 2022.

2. Funds shall be charged to Account #CDBG-1108.

* * * * *

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

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

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

WHEREAS, the Bayonne Economic Opportunity Foundation has requested and submitted a formal written application dated February 10, 2021 for said CDBG Grant Funds in the amount of \$49,000.00 for the purpose of providing BEOF Headstart security and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing BEOF Headstart security is limited to the amount of \$18,000.00; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-1101; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Bayonne Economic Opportunity Foundation, 555 Kennedy Blvd, Bayonne, New Jersey 07002 for the provision of providing BEOF Headstart security in the amount of \$18,000.00 for the period commencing September 1, 2021 and ending August 31, 2022.

2. Funds shall be charged to Account #CDBG-1101.

* * * * *

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

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

WHEREAS, the Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, New Jersey 07207 is an organization which has among its objectives assisting persons of lower income households; and

WHEREAS, the Trinitas Regional Medical Center has requested and submitted a formal written application dated January 30, 2021 for said CDBG Grant Funds for the amount of \$30,000.00 for the purpose of providing substance abuse and addiction services for low and moderate income families; and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing substance abuse and addiction services for low and moderate income families is limited to the amount of \$12,830.00; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG -1106; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Trinitas Regional Medical Center d/b/a Bayonne Community Mental Health Center, 225 Williamson Street, Elizabeth, New Jersey 07207 for the provision of providing substance abuse and addiction services for low and moderate income families in the amount of \$12,830.00 for the period commencing September 1, 2021 and ending August 31, 2022.

2. Funds shall be charged to Account #CDBG-1106.

* * * * *

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

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

WHEREAS, the Windmill Alliance, 141 Broadway, Bayonne, New Jersey 07002 is an organization which has among its objectives assisting persons of lower income households; and

WHEREAS, the Windmill Alliance has requested and submitted a formal written application dated February 17, 2021 for said CDBG Grant Funds in the amount of \$25,000.00 for the purpose of providing community outreach services through HIGHWAYS program; and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing community outreach services through HIGHWAYS program is limited to the amount of \$10,000.00; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-1102; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Windmill Alliance, 141 Broadway, Bayonne, New Jersey 07002 for the provision of providing outreach services through HIGHWAYS program in the amount of \$10,000.00 for the period commencing September 1, 2021 and ending August 31, 2022.

2. Funds shall be charged to Account #CDBG-1102.

* * * * *

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

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

WHEREAS, the Bayonne PAL Day Care Center, 550 Avenue A, Bayonne, New Jersey 07002 is an organization which has among its objectives assisting persons of lower income households; and

WHEREAS, the Bayonne PAL Day Care Center has requested and submitted a formal written application dated February 17, 2021 for said CDBG Grant Funds in the amount of \$75,000.00 for the purpose of providing an after school program and summer camp child care program and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing an after school program and summer camp child care program is limited to the amount of \$25,000.00; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-1110; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Bayonne PAL Day Care Center, 550 Avenue A, Bayonne, New Jersey 07002 for the provision of providing an after school program and summer camp child care program in the amount of \$25,000.00 for the period commencing September 1, 2021 and ending August 31, 2022.

2. Funds shall be charged to Account #CDBG-1110.

* * * * *

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

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

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

WHEREAS, the Bayonne Economic Opportunity Foundation has requested and submitted a formal written application dated February 10, 2021 for said CDBG Grant Funds in the amount of \$18,786.95 for the purpose of providing senior transportation salary and fringe benefits and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing senior transportation salary and fringe benefits is limited to the amount of \$18,786.95; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-1099; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Bayonne Economic Opportunity Foundation, 555 Kennedy Blvd, Bayonne, New Jersey 07002 for the provision of providing senior transportation salary and fringe benefits in the amount of \$18,786.95 for the period commencing September 1, 2021 and ending August 31, 2022.

2. Funds shall be charged to Account #CDBG-1099.

* * * * *

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

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

WHEREAS, the Trinitas Regional Medical Center, 225 Williamson Street, Elizabeth, New Jersey 07207 is an organization which has among its objectives assisting persons of lower income households; and

WHEREAS, the Trinitas Regional Medical Center has requested and submitted a formal written application dated January 21, 2021 for said CDBG Grant Funds in the amount of \$12,830.00 for the purpose of providing psychiatric and psychotherapeutic services for children and adolescents and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing psychiatric and psychotherapeutic services for children and adolescents is limited to the amount of \$12,830.00; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-1105; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Trinitas Regional Medical Center, d/b/a Bayonne Community Mental Health Center, 225 Williamson Street, Elizabeth, New Jersey 07207 for the provision of providing psychiatric and psychotherapeutic services for children and adolescents in the amount of \$12,830.00 for the period commencing September 1, 2021 and ending August 31, 2022.

2. Funds shall be charged to Account #CDBG-1105.

* * * * *

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

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

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

WHEREAS, the Bayonne Economic Opportunity Foundation has requested and submitted a formal written application dated February 10, 2021 for said CDBG Grant Funds in the amount of \$65,000.00 for the purpose of providing fair housing counseling services and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing fair housing counseling services is limited to the amount of \$65,00.00; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-1103 now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Bayonne Economic Opportunity Foundation, 555 Kennedy Blvd, Bayonne, New Jersey 07002 for the provision of providing fair housing counseling services in the amount of \$65,000.00 for the period commencing September 1, 2021 and ending August 31, 2022.

2. Funds shall be charged to Account #CDBG-1103.

* * * * *

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

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

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

WHEREAS, the Bayonne Economic Opportunity Foundation has requested and submitted a formal written application dated February 10, 2021 for said CDBG Grant Funds in the amount of \$6,000.00 for the purpose of providing senior transportation insurance and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing senior transportation insurance is limited to the amount of \$6,000.00; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-1100; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the Bayonne Economic Opportunity Foundation, 555 Kennedy Blvd, Bayonne, New Jersey 07002 for the provision of providing senior transportation insurance in the amount of \$6,000.00 for the period commencing September 1, 2021 and ending August 31, 2022.

2. Funds shall be charged to Account #CDBG-1100.

* * * * *

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

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

WHEREAS, the UCP of Hudson County, Inc., 721 Broadway, Bayonne, New Jersey 07002 is an organization which has among its objectives assisting persons of lower income households; and

WHEREAS, the UCP of Hudson County, Inc. has requested and submitted a formal written application dated February 15, 2021 for said CDBG Grant Funds in the amount of \$30,000.00 for the purpose of providing a pediatric medical day care center; and

WHEREAS, the Assistant Director of Community Development has advised that the availability of said Community Development Block Grant Funds for the purpose of providing a pediatric medical day care center is limited to the amount of \$22,000.00; and

WHEREAS, said CDBG Funds are certified as available in Account CDBG-1104; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to enter into an agreement with the UCP of Hudson County Inc., 721 Broadway, Bayonne, New Jersey 07002 for the provision of providing pediatric medical day care in the amount of \$22,000.00 for the period commencing September 1, 2021 and ending August 31, 2022.

2. Funds shall be charged to Account #CDBG-1104.

* * * * *

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

WHEREAS, the Director of Public Safety has established there is a need for a 2021 Chevrolet Express RWD Van Cargo; and

WHEREAS, Mall Chevrolet, Inc., 75 Haddonfield Road, Cherry Hill, NJ 08002, is capable of supplying said 2021 Chevrolet Express RWD Van Cargo under State Contract #A88213 for the amount of \$33,911.50; 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 CY2021 budget in account #C-06-10-151-0000-020, Parking Utility, O.E.; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Purchasing Agent of the City of Bayonne is hereby authorized to execute any and all documents and take any and all actions necessary to effectuate the purchase of a 2021 Chevrolet Express RWD Van Cargo from Mall Chevrolet, Inc., 75 Haddonfield Road, Cherry Hill, NJ 08002, under State Contract #A88213 for the amount of \$33,911.50.

2. Funds shall be chargeable to account #1-05-55-501-0000-199, Parking Utility, O.E.

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 CY2021 budget in account #C-06-10-151-0000-020, Parking Utility, O.E.

* * * * *

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

WHEREAS, the City of Bayonne Department of Public Works has established that there is a need to repair and replace brick and mortar at the 4th Street Senior Building ("Brick and Mortar Work"); and

WHEREAS, the Director of the Department of Public Works attempted to solicit three proposals for said Brick and Mortar Work; and

WHEREAS, Joseph Cannarozzo, Inc., 24 East 31st Street, Bayonne, NJ submitted a proposal for said Brick and Mortar Work dated August 3, 2021 for the amount of \$39,200.00; and

WHEREAS, the proposal submitted by Joseph Cannarozzo Inc., was the sole proposal received pursuant to said solicitation; and

WHEREAS, N.J.S.A. 40A:11-3(a), allows for the award of a contract and/or contracts in the aggregate without the necessity of public advertising for bids where the municipality has a Qualified Purchasing Agent, and when the cost or price does not exceed \$44,000.00; and

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

WHEREAS, Joseph Cannarozzo, Inc., has completed and submitted a Business Entity Disclosure Certification certifying that it has not made any reportable contributions to a political or candidate committee in the City of Bayonne in the one (1) year next preceding August 18, 2021, and, furthermore, that the contract will prohibit Joseph Cannarozzo, Inc.. from making any reportable contributions through the contract term in accordance with N.J.S.A. 19:44A-20.5; and

WHEREAS, this contract is awarded pursuant to the Non-fair and Open process pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, funds are certified as available in Account C-04-55-936-1851-990; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to execute an agreement with Joseph Cannarozzo, Inc., 24 East 31st Street, Bayonne, NJ for the aforesaid Brick and Mortar Work at the 4th Street Senior Building pursuant to its proposal dated August 3, 2021 for the amount of \$39,200.00.
2. Funds shall be chargeable to Account C-04-55-936-1851-990.
3. The Business Disclosure Entity Certification and the Determination of Value are to be placed on file with this resolution.

* * * * *

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

WHEREAS, by way of Resolution No. 20-07-15-056 adopted December 16, 2020, the City entered into Agreement No. CY20-049 with Hoplite Communications, LLC, 197 Route 18, Suite 3000, East Brunswick, NJ 08816 for telecommunications consulting services relative to the upcoming 5G model at no cost to the City for the period commencing July 16, 2020, and ending December 31, 2020, with a one (1) year option to renew at the City's sole discretion; and

WHEREAS, by way of Resolution No. 20-12-16-090 the City exercised its one (1) year option to renew said Agreement No. CY20-049 with Hoplite through December 31, 2021; and

WHEREAS, it is necessary to amend said Resolution Nos. 20-07-15-057 and 20-12-16-090 to reflect that funds shall be payable from escrow accounts established by telecommunications providers pursuant to City of Bayonne Ordinance O-20-61 entitled "CITY OF BAYONNE SMALL CELL WIRELESS ORDINANCE" adopted December 16, 2020, effective January 5, 2021; and

WHEREAS, funds are certified as available in various telecommunications providers' escrow accounts pending receipt and deposit of same; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

Resolution Nos. 20-06-15-056 and 20-12-16-090 are hereby amended to reflect that funds shall be chargeable to various telecommunications providers' escrow accounts.

* * * * *

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

WHEREAS, Resolution 20-12-16-094 which was adopted on December 16, 2021 authorized the submission of an application and certification by the Chief Financial Officer to the Director of the Division of Local Government Services for a special emergency related to COVID-19; and

WHEREAS, due to an increase in the revenue collection of the Parking Utility there was not a need for the special emergency.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Bayonne that said special emergency related to COVID-19 is hereby cancelled.

* * * * *

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

WHEREAS, the City is interested in assisting business district owners throughout the City that are looking to host district wide Covid-19 compliant Outdoor Dining festival to promote and support their businesses; and

WHEREAS, the City has provided this type of support to Bayonne businesses during the pandemic and desires to continue this support and assistance; and

WHEREAS, the UEZ Coordinator and the Director of Public Safety have the ability to provide the planning, paperwork and coordination to effectuate the implementation of district wide Outdoor Dining events and any necessary street closures for outdoor dining festivals to take place in the months of September and October; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The UEZ Coordinator and Public Safety Director are hereby authorized to take any and all actions and/or execute any and all documents necessary to allow for business owners to hold district wide Covid-19 compliant Outdoor Dining events/festivals during the months of September and October 2021.

* * * * *

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

Granting six (6) Raffle licenses to qualified organizations.

* * * * *

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

WHEREAS, Chapter 99 of the Laws of New Jersey of 1997 (the "Act") permits municipalities to sell their tax levies; and

WHEREAS, the City of Bayonne (the "City") has successfully sold prior tax levies in accordance with the Act; and

WHEREAS, as part of the City's Calendar Year 2021 budget, the City has determined that it would benefit from another such sale of its tax levy;

WHEREAS, the City of Bayonne is in need of special counsel in connection with its upcoming tax levy sale, and

WHEREAS, pursuant to a resolution duly adopted at a regular meeting of the Municipal Council of the City on January 20, 2021 under the Fair and Open Contracting Requirements contained in N.J.S.A. 19:44A-20.4, the City engaged the law firm of Archer & Greiner, 10 Highway 35, Red Bank, New Jersey 07701 ("Counsel") to serve as counsel in accordance with the terms and provisions of a fee agreement by and between the City and Counsel (the "Agreement"); and

WHEREAS, Counsel has performed professional legal services in connection with the City's prior tax levy sales and remains capable of performing such services; and

WHEREAS, Counsel has agreed to a fee of not to exceed \$15,000.00 at the rates set forth in the Agreement and funds are certified as available from the Bulk Levy Sale pending adoption of the CY 2021 budget;

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

1. The sale of the City of Bayonne's property tax levy is hereby authorized.
2. The Chief Financial Officer is hereby directed to prepare and distribute a Bid Package including a Notice of Sale, a form of Purchase and Sale Agreement, certain financial information related to the City, a form of Bid Document and any and all other documents and other information as may be required to properly and effectively conduct such sale of tax levy in accordance with the Act.
3. The Chief Financial Officer is hereby directed to cause the publication of the aforesaid Notice of Sale as required by the Act.
4. The Chief Financial Officer is hereby authorized to receive bids and take all actions in connection therewith in accordance with the Act and as to be described in the Notice of Sale.
5. Archer & Greiner, 10 Highway 35, Red Bank, New Jersey 07701 is hereby authorized to perform the above-mentioned professional legal services for a fee not to exceed \$15,000.00 at the rates set forth in the Agreement, plus reasonable and customary expenses, and funds are certified as available from the Bulk Levy Sale pending adoption of CY 2021 budget.
6. The City shall conclude its sale of the total property tax levy in the final month of CY 2021, provided that all statutory notice requirements are followed.
7. The Mayor, the Chief Financial Officer, the City Clerk and other appropriate representatives of the City are hereby authorized, in consultation with Counsel, to take all steps necessary to provide for the tax levy sale, including preparing and executing such agreements and documents on behalf of the City and taking all steps necessary or desirable to implement the terms of this resolution, such agreements and documents as may be necessary and appropriate and the transactions contemplated thereby. The manual or facsimile signature of the aforesaid appropriate representatives of City upon any documents utilized in connection with the tax levy sale shall be conclusive as to all such determinations or approvals set forth therein. The aforesaid appropriate representatives of the City shall also take such actions or refrain from such actions as are necessary for the tax levy sale and all such actions or inactions by the aforesaid City officers, officials or professionals heretofore are hereby ratified and confirmed, *nunc pro tunc*.
8. This resolution shall take effect immediately.

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

* * * * *

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

RESOLUTION TO CALL ON THE GOVERNOR AND UNITED STATES CONGRESSIONAL DELEGATION FROM NEW JERSEY TO PROVIDE ECONOMIC RELIEF FOR THE IMPLEMENTATION OF THE USEPA AND NJDEP MANDATED "LONG TERM CONTROL PLAN" FOR COMBINED SEWER OVERFLOWS

WHEREAS, the City of Bayonne is a "Combined Sewer Overflow" ("SCO") municipality;
and

WHEREAS, all CSO Municipalities are authorized to use CSOs by the United States Environmental Protection Agency (USEPA) pursuant to its National Pollutant Discharge Elimination System permitting program; and

WHEREAS, it is the national policy of USEPA and the state policy of the New Jersey Department of Environmental Protection ("NJDEP") to reduce and/or completely eliminate the volume of wastewater that flows out of CSOs and into local waterbodies without any treatment;
and

WHEREAS, in accordance with its national CSO policy, USEPA has required all permitted entities to create "long term control plans," pursuant to which each permitted entity must identify all actions that the entity will implement to achieve the goals and level of CSO control that USEPA sets forth in its national CSO policy; and

WHEREAS, New Jersey is the last state in the United States to develop long term control plans in accordance with USEPA’s national CSO policy; and

WHEREAS, long term control plans most frequently require the completion of massive public infrastructure projects that are highly technically complex, take many years or even decades to develop and implement, and place severe economic burdens on the residents who live in the areas where implementation takes place; and

WHEREAS, in 2015, the NJDEP required all New Jersey CSO Municipalities to develop a CSO Long Term Control Plan (“LTCP”) in order to comply with USEPA’s national CSO policy, which must be submitted to USEPA and NJDEP for approval on June 1, 2020; and

WHEREAS, according to USEPA, “Environmental Justice” means “the fair treatment and meaningful involvement of all people regardless of race, color, national origin, or income with respect to the development, implementation and enforcement of environmental laws, regulations and policies; and

WHEREAS, according to the USEPA, “Fair Treatment” means “no group of people should bear a disproportionate share of the negative environment consequences resulting from industrial, governmental and commercial operations or policies;” and

WHEREAS, the cost of the LTCP will place a severe economic burden on the residents of our Municipality as well as the other CSO Municipalities; and

WHEREAS, the cost regionally could be in excess of two billion dollars (\$2,000,000,000); and

WHEREAS, it is clear that the severe economic burden that the LTCPs will place on the Municipalities’ residents in no way comports with USEPA’s definitions of “Environmental Justice” or “Fair Treatment;” and

WHEREAS, economic relief from the federal government is necessary for implementation and completion of the LTCPs; now, therefore, be it

RESOLVED that the Mayor and Municipal Council of the City of Bayonne call on the Governor as well as the members of our United States Congressional Delegation to provide economic relief for the purpose of facilitating the implementation and construction of a LTCP for the control of the Municipality’s combined sewer overflow points; and be it further

RESOLVED that a copy of this Resolution be delivered to the North Hudson Sewerage Authority; and be it further

RESOLVED that the North Hudson Sewerage Authority shall forward a copy of this resolution, along with matching resolutions from the other New Jersey CSO Municipalities, immediately to the Governor and all members of our United States Congressional Delegation.

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

* * * * *

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

WHEREAS, pursuant to Resolution No. 21-02-17-055 adopted February 17, 2021, the City Clerk, advertised in the Jersey Journal on July 14, 2021 that sealed bids for Improvements to 28th Street Park would be received on August 4, 2021; and

WHEREAS, pursuant to such advertisement, the following four (4) proposals were received:

<u>Bidder:</u>	<u>Bid Amount:</u>
PICERNO-GIORDANO CONSTRUCTION LLC 200 MARKET STREET KENILWORTH, NJ 07033	\$539,841.50
Z-TECH CONSTRUCTION LLC 1207 US HIGHWAY 22 MOUNTAINSIDE, NJ 07092	\$665,744.70
GRADE CONSTRUCTION	

110 PENNSYLVANIA AVENUE
PATERSON NJ 07503 \$671,056.40

FLANAGHANS CONTRACTING GROUP INC
90 OLD CAMPLAIN ROAD
HILLSBOROUGH, NJ 08844 \$1,030,251.00

; and

WHEREAS, the Purchasing Agent and the City Engineer have examined the bids and have determined that the bid of Picerno Giordano Construction, 200 Market Street, Kenilworth, NJ 07033 for a total contract amount of \$539,841.50 is a regular bid and is the most advantageous to the City; and

WHEREAS, funds are certified as available in Account #G-02-41-957-0000-199 (GREEN ACRES MULTI PARK); now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The contract for Improvements to 28th Street Park be awarded to:

Picerno Giordano Construction
200 Market Street
Kenilworth, NJ 07033

for the total contract amount of \$539,841.50.

3. Funds shall be chargeable to Account #G-02-41-957-0000-199 (GREEN ACRES MULTI PARK).

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

* * * * *

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

WHEREAS, Resolution No. 18-08-15-077 adopted by the Municipal Council on August 15, 2018 authorized an agreement with Borker Transmission Services, Inc. for transmission repair services for an amount not to exceed \$50,000.00 for a term of three (3) years commencing September 1, 2018 and ending August 31, 2021, with a possible two (2) year extension until August 31, 2023; and

WHEREAS, pursuant the aforesaid Resolution 18-08-15-077, the City entered into Agreement No. CY18-066 with Borker Transmission; and

WHEREAS, the Purchasing Agent and the Director of Public Works have recommended the City extend the aforesaid Agreement No. CY18-066 with Borker Transmission for an additional two (2) years commencing September 1, 2021 and ending August 31, 2023 under the same terms and conditions for an amount not to exceed \$16,667.00 per year for a total amount not to exceed \$33,334.00 for the additional two (2) year period, thereby making the total amount for the additional two (2) year period not to exceed \$33,334.00 based on current usage; 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 CY2021 budget in account #1-01-26-315-0000-030, Vehicle Maintenance and future budgets; now, therefore, be it

RESOLVED, by the Municipal Council as follow s:

1. The Mayor and City Clerk be and are hereby authorized and directed to execute an extension of Agreement No. CY18-066 between the City of Bayonne and Borker Transmission, 758 Avenue A, Bayonne, New Jersey for transmission repair services for a two (2) year period commencing September 1, 2021 and ending August 31, 2023 for an amount not to exceed \$16,667.00 per year for a total amount not to exceed \$33,334.00, for the two (2) year period, thereby making the total contract amount not to exceed \$83,334.00.

2. Funds shall be chargeable to Account #1-01-26-315-0000-030, Vehicle Maintenance and future budgets.

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 CY2021 budget in account #1-01-26-315-0000-030, Vehicle Maintenance and future budgets.

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

* * * * *

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

WHEREAS, City of Bayonne Ordinance No. O-21-31 entitled "AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK" adopted July 14, 2021 contained scrivener's errors within paragraphs #1 and #4 insofar as the percentages stated were misplaced and should be as follows:

Paragraph #1 should read as one (1%) per cent; and

Paragraph #4 should read as two and one-half (2.5%) per cent increase amounting to \$2,701,981; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

Said Ordinance No. O-21-31 entitled "AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK" is hereby amended pursuant to the revised Ordinance No. O-21-31 attached hereto.

CALENDAR YEAR 2021
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Municipal Council of the City of Bayonne in the County of Hudson finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Municipal Council hereby determines that a 2.5% increase in the budget for said year, amounting to \$2,701,981 in excess of the increase in final appropriations otherwise permitted by the Local ,Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Municipal Council of the City of Bayonne, in the County of Hudson, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the City of Bayonne shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$3,782,774 and that the CY 2021 municipal budget for the City of Bayonne be approved and adopted in accordance with this ordinance; and,

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

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

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

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

* * * * *

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

RESOLUTON OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSY REQUESTING THAT THE MAYOR AUTHORIZE AND CONDUCT AN INVESTIGATION INTO THE LEGALITY OF THE SEPARATION AGREEMENT BETWEEN MARK BONAMO AND THE CITY AND IF THE AGREEMENT VIOLATED CITY POLICIES AND PROCEDURES

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 developed and adopted policies and procedures regarding the payout of sick, vacation and personal time to individuals upon their separation from the City; and

WHEREAS, the Municipal Council on November 9, 2016 adopted a Resolution “disallowing further accrual of sick time after July 1, 2017 by employees of the City; and

WHEREAS, This Resolution further stated that “Any employee who has not banked one hundred (100) days of sick time on July 1, 2017 shall not be eligible for reimbursement of sick time regardless of how may sick days said employee has accrued at the time of separation”; and

WHEREAS, Mark Bonamo was employed by the City after July 1, 2017; and

WHEREAS, the City through the Law Department entered into a separation agreement with Mark Bonamo wherein he was compensated for unused sick time in violation of the City policy as stated in the Resolution; and

WHEREAS, the separation agreement further compensated Mark Bonamo for sick and vacation time not yet accrued or earned for the calendar year 2020 in violation of established policies and past practices of the City; and

WHEREAS, the Municipal Council is limited in its authority to conduct any investigation or oversee the administration of the City; and

WHEREAS, THE Mayor is vested with the power and authority and obligation to investigate this matter

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE:

That Mayor James Davis authorize and conduct an investigation into the terms and conditions of the separation agreement between the City and Mark Bonamo and whether such agreement violates the City’s policies and procedures as set forth in the resolution dated November 9, 2016, the City’s adopted employee handbook and the past practices of the City. The Mayor is further directed to provide a report to the Municipal Council regarding the results of the investigation.

Yeas - Council Members Gullace, LaPelusa and President Nadrowski.

Nays- Council Members Carroll and Perez.

* * * * *

54. 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. 21-04-08-002 adopted April 8, 2021, the City entered into Agreement No. CY21-061 with Bespoke Health, LLC (“Bespoke”), 2109 Broadway #541, New York, New York 10023 for professional medical, related and ancillary services to provide and administer COVID-19 vaccinations for the City of Bayonne and provide the reporting of such vaccines and perform related services pursuant to its COVID-19 Vaccination Distribution Plan dated March 9, 2021 (“COVID-19 Vaccination Program”) for an amount not to exceed \$900,000; and

WHEREAS, due to a greater demand for the COVID-19 vaccine than was anticipated at the time of the original contract award, said Agreement No.CY21-061 was increased to \$1,900,000 by way of Resolution No. 21-06-16-051 adopted June 16, 2021; and

WHEREAS, in anticipation of the demand for the third dose of the COVID-19 vaccine (the “booster”) the Chief Financial Officer has determined that it is in the best interests of the health, safety and welfare of the citizens of Bayonne that said Agreement No. CY21-061 be increased in the amount of \$1,600,000, thereby making the total contract amount not to exceed \$3,500,000; and

WHEREAS, any and all funds expended by the City of Bayonne in connection with this vaccine distribution plan will be reimbursable under the Stafford Act; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the increase in the amount of the award of the contract shall be subject to the availability and appropriation of funds in the CY2021 budget in Account #1-01-27-330-0000-028; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to execute a second amendment to the aforementioned Agreement No. CY21-061 with Bespoke for the administration of the aforesaid COVID-19 Vaccination Program increasing same in the amount of \$1,600,000, thereby making the total contract amount \$3,500,000.

2. Funds shall be charged to Account #1-01-27-330-0000-028.

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

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract increase shall be subject to the availability and appropriation of funds in the CY2021 budget in Account #1-01-27-330-0000-028.

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

* * * * *

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

WHEREAS, the United States & the State of New Jersey has declared a state of emergency due to the COVID-19 Pandemic, and

WHEREAS, the City of Bayonne has deployed extensive vaccination and contact tracing efforts to mitigate the spread of the COVID-19 virus, and

WHEREAS, the State of New Jersey Department of Health has offered a Strengthening Local Public Health Capacity Grant Program for the purpose of assisting local units with mitigation efforts during this unprecedented time; and

WHEREAS, the local Health Department agencies are eligible to receive grant funding for the purpose of hiring or appointing staff to assist and facilitate contact tracing, vaccination deployment, and community outreach efforts, and

WHEREAS, the City has applied to the Department of Health for the SFY2022 Strengthening Local Public Health Capacity Program Grant, and

WHEREAS, the City has been awarded a grant in the amount of \$291,042 for the SFY2022 Strengthening Local Public Health Capacity Grant by the State of New Jersey Department of Health, 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 \$291,042 from New Jersey Department of Health for the SFY2022 Strengthening Local Public Health Capacity Grant.
2. The Division of Finance is hereby authorized to establish the proper account for these funds.

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

* * * * *

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

WHEREAS, the City of Bayonne is desirous to increase the public trust and transparency of law enforcement activities, and

WHEREAS, the State of New Jersey Department of Law and Public Safety, Office of the Attorney General has offered a Body Worn Camera (BWC) Grant Program; and

WHEREAS, the law enforcement agencies are eligible to receive grant funding for the purchase of body-worn cameras and related expenses, and

WHEREAS, the City has applied to the Department of Law and Public Safety, Office of the Attorney General for the SFY2021 Body Worn Camera Grant, and

WHEREAS, the City has been awarded a grant in the amount of \$452,436.00 for the SFY2021 Body Worn Camera Grant by the State of New Jersey Department of Law and Public Safety, Office of the Attorney General, 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 \$452,436.00 from New Jersey Department of Law and Public Safety for the SFY2021 Body Worn Camera Grant.
2. The Division of Finance is hereby authorized to establish the proper account for these funds.

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

* * * * *

57. 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. 21-06-16-049 adopted June 16, 2021, the City of Bayonne (the "City") entered into Agreement No. CY21-071 with A & L Disposal, LLC, Solid Waste Collection Services for a period of two and one-half (2 ½) years or thirty (30) months with two (2) one year options exercisable at the City's discretion, the initial term to commence July 1, 2021 and terminate December 31, 2023, with each option term commencing January 1st and ending December 31st of each consecutive option year, if exercised, for a total contract amount of \$4,094,712.50; and

WHEREAS, the City desires to amend the aforesaid Agreement with A & L Disposal, LLC, to add the rental of twenty (20) ten (10) yard dumpsters ("Dumpsters") to be located at various Bayonne Housing Authority locations as more particularly described on Schedule A attached hereto and made a part hereof (the "Change Order"); and

WHEREAS, the additional cost of the Dumpsters for all twenty (20) additional Dumpsters for the period commencing September 1, 2021 through December 31, 2023, the end of the contract term is \$117,600.00; and

WHEREAS, the additional cost incurred by the City attributable to said Dumpsters shall be reimbursed pursuant to a Shared Services Agreement with the Bayonne Housing Authority (the "BHA") wherein the City agrees to provide the BHA with said Dumpsters and the BHA agrees to reimburse the City the actual cost for same; 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 CY2021 budget in Account No. 1-01-32-465-0000-028 and future budgets; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The above Change Order to the specifications for Solid Waste Collection Services is hereby approved.

2. The Mayor and/or his designee is/are hereby authorized to execute any and all documents and take any and all actions necessary to effectuate said Change Order including, but not limited to an amendment to Agreement No. CY21-071 increasing same in the amount of \$117,600.00, thereby making the total contract amount not to exceed \$4,212,312.50 for the period commencing September 1, 2021 for a term not to exceed twenty-eight (28) months ending December 31, 2023, with two (2) additional one (1) year options exercisable at the City's sole discretion with each one (1) year option commencing January 1st of each consecutive option year, for a total additional amount not to exceed \$117,600.00, thereby making the total contract amount not to exceed \$4,212,312.50.

2. Funds shall be chargeable to Account No. 1-01-32-465-0000-028 and future budgets.

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 CY2021 budget in account #1-01-32-465-0000-028 and future budgets.

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

* * * * *

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

WHEREAS, the Bayonne Housing Authority (the "BHA") was created pursuant to City Ordinance RGO 2-26 *et seq.*, as amended from time to time, consistent with the provisions of N.J.S.A. 40A:12A-17 *et seq.*, (formerly N.J.S.A. 55:14A-4); and

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 *et seq.* (the "Act"), the City of Bayonne (the "City") is authorized to enter into a shared services agreement with the BHA, another "local unit" as defined under the Act; and

WHEREAS, the City of Bayonne (the "City") and the BHA have determined that it would be more efficient, economical and in the best interests of the citizens of Bayonne for the City to provide Solid Waste Collection services to the BHA in the form of twenty (20) ten (10) yard dumpsters to be located at various BHA locations as more particularly described on Schedule A attached hereto and made a part hereof (the "Dumpsters"); and

WHEREAS, the total cost of the Dumpsters for all twenty (20) additional Dumpsters for the period commencing September 1, 2021 through December 31, 2023, the end of the contract term is \$117,600.00; and

WHEREAS, the BHA is agreeable to reimbursing the City the additional cost incurred by the City attributable to said Dumpsters; and

WHEREAS, the City and BHA desire to enter into a Shared Services Agreement setting forth the rights and obligations of both the BHA and the City in connection with said Dumpsters; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. That the Mayor and/or his designee and the City Clerk is/are hereby authorized to take any and all steps and execute any and all documents necessary to effect a Shared Services Agreement in substance and form as is approved by the Law Director between the Bayonne Housing Authority and the City of Bayonne for the aforesaid Dumpsters for a twenty-eight (28) month period commencing September 1, 2021 and ending December 31, 2023 with two (2) additional one (1) year options to renew with each one (1) year option commencing January 1st of each consecutive option year, for \$117,600.00.

2. That pursuant to N.J.S.A. 40A:65-4(b), the executed Shared Services Agreement shall be filed with the Division of Local Government Services in the Department of Community Affairs together with a copy of this Resolution and the Resolution adopted by the Bayonne Housing Authority.

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

* * * * *

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

WHEREAS, by way of Resolution No. 20-12-16-083 adopted by the Municipal Council on December 16, 2020, the City entered into Agreement No. CY21-006 with Howard S. Levine, D.O., 654 Broadway, Bayonne, NJ 07002 to provide professional medical services for non-uniformed employees for the period commencing January 1, 2021 and ending December 31, 2021 ("Scope of Services") for a total contract amount not to exceed \$15,000.00 pursuant to the Fair and Open contracting provisions set forth in N.J.S.A. 10:44A-20.4 and NJSA 19:44A-20.5; and

WHEREAS, it has come to the attention of the Law Director that Howard S. Levine, D.O. is, in fact, an employee of the New Jersey Medical and Health Associates, LLC d/b/a CarePoint Health Medical Group (the "Contractor"), 305 Willow Avenue, Hoboken, NJ 07030 and said Scope of Services is being provided by Howard S. Levine, D.O. in his capacity as an employee of the Contractor; and

WHEREAS, the aforesaid Scope of Services is essential for the health, safety and welfare of the employees and citizens of the citizens of Bayonne; and

WHEREAS, it is necessary to amend the aforesaid Agreement No. CY21-006 to reflect that same is between the City of Bayonne and Howard S. Levine, D.O., in his capacity as an employee of the New Jersey Medical and Health Associates, LLC d/b/a CarePoint Health Medical Group, 305 Willow Avenue, Hoboken, NJ 07030 ("Carepoint") and also reflect that the Scope of Services is being provided by Howard S. Levine, D.O. in his capacity as an employee of Carepoint; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

The Mayor and City Clerk are hereby authorized to execute an amendment to Agreement No. CY21-006 to reflect the above.

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

* * * * *

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

RESOLUTION AUTHORIZING CANCELLATION OF LIENS AT 190-200 W 54TH STREET
CONSISTENT WITH MEMORANDUM OF UNDERSTANDING

WHEREAS, the parcel identified as Block 32, Lot 21.01 on the Tax Maps of the City of Bayonne (hereinafter "City") and otherwise commonly known as 190-200 West 54th Street, (hereinafter "Property") is owned by 190 W 54th Street Urban Renewal, LLC (hereinafter "Taxpayer"); and

WHEREAS, on April 14, 2021 Resolution #21-04-14-080 was passed authorizing a Memorandum of Understanding between the City and the Taxpayer; and

WHEREAS, in furtherance of same, the Memorandum of Understanding was entered into by the City and the Taxpayer; and

WHEREAS, pursuant to the terms of said Memorandum of Understanding, Taxpayer was obligated to make payments to the City of Bayonne for its 2019 Annual Service Charge, its 2019 Land Taxes and its 2020 Annual Service Charge and Taxpayer has paid same to the City of Bayonne; and

WHEREAS, pursuant to the terms of said Memorandum of Understanding, the City of Bayonne is obligated to cancel and void tax liens for the 2019 tax year added assessment and the 2020 regular assessment; and

WHEREAS, the Tax Collector has now calculated the amount necessary to cancel and void tax liens for the 2019 tax year added assessment and the 2020 regular assessment as \$1,384,054.73; and

WHEREAS, the lienholder is RAM FINANCIAL GROUP, the purchaser of the City's annual Bulk Levy Sale;

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

1. The Chief Financial Officer is hereby authorized to provide funds not to exceed \$1,384,054.73 to the lienholder, RAM FINNACIAL GROUP, in furtherance of the cancellation of any tax liens impacting the subject property.

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

* * * * *

At 9:50 P.M., Council Member Perez motioned to adjourn, seconded by Council Member Gullace, which motion was adopted

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

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