

REGULAR MEETING

OF THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, NEW JERSEY, HELD IN THE COUNCIL CHAMBER, MUNICIPAL BUILDING, 630 AVENUE C, ON WEDNESDAY, MARCH 16, 2022.

The Council met at 7:14 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 MARCH 16, 2022, 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 MARCH 11, 2022."

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.

* * * * *

Margaret Abrams – Women Rising conducted a presentation on Domestic Violence and the availability of programs.

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

RESOLUTION SUPPORTING AN OUTREACH PROGRAM TO COMBAT DOMESTIC VIOLENCE
AND AUTHORIZING FUNDING UNDER THE AMERICAN RESCUE PLAN ACT

WHEREAS, the City of Bayonne (the "City") has received funding under the American Rescue Plan Act that can be utilized to support educational and social programs hosted by non-profit organizations; and,

WHEREAS, domestic violence affects individuals and families in every community regardless of age, economic status, sexual orientation, gender, race, religion, or nationality; and,

WHEREAS, domestic violence can result in physical injury, psychological trauma, and in severe cases, even death; and,

WHEREAS, the devastating physical, emotional, and psychological consequences of domestic violence can cross generations and last a lifetime; and,

WHEREAS, tens of thousands of domestic incidents occur each year in New Jersey; and,

WHEREAS, non-profit organizations whose work is dedicated to assisting people and their families to achieve self-sufficiency and live safe and productive lives; and,

WHEREAS, non-profit organizations who conduct outreach, educational programs, interventions including but not limited to women, people of color, and members of LGBTQAI+ community within the City to confront the issue of domestic violence; and,

WHEREAS, the members of the Bayonne Municipal Council acknowledge that is important to support educational and outreach programs to combat domestic violence and its effects on our local community and families; and,

WHEREAS, the City desires to provide funding available under the American Rescue Plan not to exceed twenty five thousand dollars to support educational programs and outreach services.

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

SECTION 1. That the Mayor or Business Administrator and City Clerk are hereby authorized to execute an Agreement, in form and substance as is acceptable to the Law Director,

with Qualified non-profits for educational and outreach services for the residents of the City of Bayonne to combat the issue of domestic violence.

SECTION 2. This Resolution shall take effect immediately.

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

* * * * *

02. The Clerk announced:

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 GUARANTEED LEASE REVENUE BONDS (BAYONNE MEDICAL CENTER PROJECT) AND ANY NOTES ISSUED IN ANTICIPATION THEREOF BY THE HUDSON COUNTY IMPROVEMENT AUTHORITY,” to the meeting of April 20, 2022.

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

WHEREAS, an ordinance entitled, “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 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 and a public hearing was held at the meeting of May 12, 2021; and

WHEREAS, 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 the meetings of July 14, 2021, August 17, 2021 and September 22, 2021; and

WHEREAS, the Local Finance Board has yet to rendered its opinion, it is therefore necessary to postpone the final passage to the meeting of November 10, 2021, December 15, 2021. January 19, 2022, February 16, 2022 and March 16, 2022

NOW BE IT RESOLVED, that final passage of this ordinance is scheduled for the meeting of April 20, 2022.

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

* * * * *

03. The Clerk announced:

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.” To the meeting of April 20, 2022.

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

WHEREAS, an ordinance entitled, “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 and a public hearing was held at the meeting of May 12, 2021; and

WHEREAS, 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 the meetings of July 14, 2021, August 17, 2021 and September 22, 2021; and

WHEREAS, the Local Finance Board has yet to rendered its opinion, it is therefore necessary to postpone the final passage to the meeting of November 10, 2021, December 15, 2021. January 19, 2022, February 16, 2022 and March 16, 2022

NOW BE IT RESOLVED, that final passage of this ordinance is scheduled for the meeting of April 20, 2022.

The following persons spoke: Peter Franco 109 W 53rd
David Solari 16 Colonial Drive
Pat Desmond 131 W 4th
Mike Morris 123 Avenue C

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

* * * * *

04. The Clerk announced:

AN ORDINANCE ENTITLED, “AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY ADOPTING A REDEVELOPMENT PLAN TITLED GAMAL GROUP EAST REDEVELOPMENT PLAN (FORMERLY CASCHEM) FOR THE PROPERTY IDENTIFIED AS BLOCK 361, LOT 12 AND BLOCK 362, LOT 3, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW. N.J.S.A. 40A:12A-1 ET SEQ.” which was introduced and passed a first reading at a meeting held December 15, 2021, and 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 January 19, 2022 where second reading and a public hearing was postponed to the meeting of February 16, 2022 and was postponed to this meeting of March 16, 2022 is now before the Council for its consideration and a public hearing.

Council Member Perez motioned to postpone further consideration to meeting of April 20, 2022, second by Council Member Carroll.

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

* * * * *

05. The Clerk announced:

AN ORDINANCE ENTITLED , “AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY APPROVING AND AUTHORIZING THE EXECUTION OF A REIMBURSEMENT AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND 6 COMMERCE STREET URBAN RENEWAL, LLC,” which was introduced and passed a first reading at a meeting held January 19, 2022, and 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 February 16, 2022 where second reading and public hearing was postponed to this meeting of March 16, 2022 is now before the Council for its consideration and a public hearing.

Council Member Perez motioned to postpone further consideration to meeting of April 20, 2022, second by Council Member LaPelusa.

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

* * * * *

06. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY APPROVING AND AUTHORIZING THE EXECUTION OF A REIMBURSEMENT AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND 7 HOOK ROAD URBAN RENEWAL, LLC," which was introduced and passed a first reading at a meeting held January 19, 2022, 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 FEBRUARY 16, 2022 where second reading and public hearing was postponed to this meeting of March 16, 2022 is now before the Council for its consideration and a public hearing.

Council Member Perez motioned to postpone further consideration to meeting of April 20, 2022, second by Council Member LaPelusa.

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

* * * * *

07. The Clerk announced:

AN ORDINANCE ENTITLED, "AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND 22ND STREET PARTNERS URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT 25 E 22ND STREET, WHICH PROPERTY IS IDENTIFIED AS BLOCK 206, LOT 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE," which was introduced and passed a first reading at a meeting held January 19, 2022 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 FEBRUARY 16, 2022 where second reading and public hearing was postponed to this meeting of March 16, 2022 is now before the Council for its consideration and a public hearing. (Mt Carmel) **Law**

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

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

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

The Clerk read the resolution by title, "AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND 22ND STREET PARTNERS URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT 25 E 22ND STREET, WHICH PROPERTY IS IDENTIFIED AS BLOCK 206, LOT 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE,"

The Council is now ready to give all persons interested in this 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 Carroll, Gullace, Perez and President Nadrowski.
Nays – Council Member LaPelusa

Council Member Perez motioned moved a resolution for final passage, seconded by Council President Nadrowski which motion was adopted.

WHEREAS, an ordinance entitled, “AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND 22ND STREET PARTNERS URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT 25 E 22ND STREET, WHICH PROPERTY IS IDENTIFIED AS BLOCK 206, LOT 1.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE,” was introduced and passed a first reading at a meeting held January 19, 2022, and was published and posted as required by law, with notice that it would be considered for final passage following a public hearing at the meeting of February 16, 2022; and

WHEREAS, second reading and the public hearing were postponed to this meeting of March 16, 2022; 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-22-09

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

* * * * *

08. The Clerk announced:

AN ORDINANCE ENTITLED, “AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND AVE E DEV AMS URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT 132 AND 140 AVENUE E, WHICH PROPERTY IS IDENTIFIED AS BLOCK 458, LOT 1.02 (FORMERLY KNOWN AS BLOCK 458, LOT 1.01 AND BLOCK 467, LOTS 24-26) AND BLOCK 467, LOT 23 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE,” which was introduced and passed a first reading at a meeting held January 19, 2022 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 FEBRUARY 16, 2022 where second reading and public hearing was postponed to this meeting of March 16, 2022 is now before the Council for its consideration and a public hearing.

Council Member Perez motioned to postponed further consideration to the meeting of April 20, 2022 meeting, seconded by Council Member LaPelusa which motion was adopted.

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

* * * * *

09. The Clerk announced:

AN ORDINANCE ENTITLED, “AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND 218-220 BROADWAY URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT 218-220 BROADWAY, WHICH PROPERTY IS IDENTIFIED AS BLOCK 319, LOT 26 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE,” which was introduced and passed a first reading at a meeting held January 19, 2022 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 FEBRUARY 16, 2022 where second reading and public hearing was postponed to this meeting of March 16, 2022 is now before the Council for its consideration and a public hearing.

Council Member Perez motioned to postponed further consideration to the meeting of April 20, 2022 meeting, seconded by Council Member LaPelusa which motion was adopted.

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

* * * * *

10. The Clerk announced:

AN ORDINANCE ENTITLED, , “AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON, STATE OF NEW JERSEY APPROVING A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND AVE E DEV MILE HIGH AMS URBAN RENEWAL, LLC FOR THE PROPERTY LOCATED AT 157-163 AVENUE E, WHICH PROPERTY IS IDENTIFIED AS BLOCK 234, LOT 8.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF BAYONNE,” which was introduced and passed a first reading at a meeting held January 19, 2022 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 FEBRUARY 16, 2022 where second reading and public hearing was postponed to this meeting of March 16, 2022 is now before the Council for its consideration and a public hearing.

Council Member Perez motioned to postponed further consideration to the meeting of April 20, 2022 meeting, seconded by Council Member LaPelusa which motion was adopted.

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

* * * * *

11. The Clerk announced:

AN ORDINANCE ENTITLED, “BOND ORDINANCE PROVIDING FOR VARIOUS 2022 CAPTIAL IMPROVEMENTS, BY AND IN THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE “CITY”); APPROPRIATING \$18,075,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$10,389,461 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF,” which was introduced and passed a first reading at a meeting held of FEBRUARY 16, 2022, 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 MARCH 16, 2022 is now before the Council for its consideration and a public hearing.

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

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

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

The Clerk read the resolution by title, “BOND ORDINANCE PROVIDING FOR VARIOUS 2022 CAPTIAL IMPROVEMENTS, BY AND IN THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE “CITY”); APPROPRIATING \$18,075,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$10,389,461 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF,”

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

The following persons spoke: Mike Morris 123 Avenue A
Mary Sturgala 42 West 27th Street

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

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

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

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

WHEREAS, an ordinance entitled, “BOND ORDINANCE PROVIDING FOR VARIOUS 2022 CAPTIAL IMPROVEMENTS, BY AND IN THE CITY OF BAYONNE, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE “CITY”); APPROPRIATING \$18,075,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$10,389,461 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COSTS THEREOF,” was introduced and passed a first reading at a meeting held February 16, 2022, 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 March 16, 2022; 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-22-
10

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

* * * * *

12. The Clerk announced:

AN ORDINANCE ENTITLED "AN ORDINANCE OF THE CITY OF BAYONNE, NEW JERSEY AMENDING THE GENERAL ORDINANCES OF THE CITY, CHAPTER 2, ADMINISTRATION, ARTICLE 2 MUNICIPAL COUNCIL, SECTION 2-1.2 POWERS OF COUNCIL," which introduced and passed a first reading at a meeting held February 16, 2022 and 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 MARCH 16, 2022 is now before the Council for its consideration and a public hearing.

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

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

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

The Clerk read the resolution by title, "AN ORDINANCE OF THE CITY OF BAYONNE, NEW JERSEY AMENDING THE GENERAL ORDINANCES OF THE CITY, CHAPTER 2, ADMINISTRATION, ARTICLE 2 MUNICIPAL COUNCIL, SECTION 2-1.2 POWERS OF COUNCIL,"

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: Peter Franco 109 West 53rd Street
Jason Gasf West 17th Street
Jacqueline Weimerman 13 Mechanic Street
Gail Godesky
Camille High 263 Avenue A
Mike Morris 123 Avenue C

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 Carroll, Gullace, LaPelusa, Perez and President Nadrowski.

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

WHEREAS, an ordinance entitled, "AN ORDINANCE OF THE CITY OF BAYONNE, NEW JERSEY AMENDING THE GENERAL ORDINANCES OF THE CITY, CHAPTER 2, ADMINISTRATION, ARTICLE 2 MUNICIPAL COUNCIL, SECTION 2-1.2 POWERS OF COUNCIL," was introduced and passed a first reading at a meeting held February 16, 2022, 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 March 16, 2022;

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-22-

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

“ORDINANCE FAILED ADOPTION”

* * * * *

13. The Clerk announced:

AN ORDINANCE ENTITLED, “AN ORDINANCE AUTHORIZING EARLY VOTING FOR THE CITY OF BAYONNE’S REGULAR MUNICIPAL ELECTION OF 2022 PURSUANT TO N.J.S.A.19:1-15A-1, et seq.,” which was introduced and passed a first reading at a meeting held FEBRUARY 16, 2022, 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 MARCH 16, 2022 is now before the Council for its consideration and a public hearing.

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

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

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

The Clerk read the resolution by title, “AN ORDINANCE AUTHORIZING EARLY VOTING FOR THE CITY OF BAYONNE’S REGULAR MUNICIPAL ELECTION OF 2022 PURSUANT TO N.J.S.A.19:1-15A-1, et seq.,”

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: David Solari 16 Colonial Drive
Pat Desmond 131 West 4th Street
KT Torello 159 West 3rd Street
Peter Franco 109 West 53rd Street

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 Carroll, Gullace, LaPelusa, Perez and President Nadrowski.

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

WHEREAS, an ordinance entitled, “AN ORDINANCE AUTHORIZING EARLY VOTING FOR THE CITY OF BAYONNE’S REGULAR MUNICIPAL ELECTION OF 2022 PURSUANT TO N.J.S.A.19:1-15A-1, et seq.,” was introduced and passed a first reading at a meeting held February 16, 2022, 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 March 16, 2022; 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-22-11.

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

Nays – Council Member Gullace

* * * * *

14. 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 FEBRUARY 16, 2022, 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 MARCH 16, 2022 is now before the Council for its consideration and a public hearing.

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

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

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

The Clerk read the 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 its passage.

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

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

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

Council Member Perez moved a resolution for 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 February 16, 2022, 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 March 16, 2022; 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-22-12

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

* * * * *

15. The Clerk announced:

AN ORDINANCE ENTITLED, “AN ORDINANCE EXECUTION A LEASE AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND ATLAS YACHT CLUB OF BAYONNE, INC., BAYONNE” which was introduced and passed a first reading at a meeting held FEBRUARY 16, 2022, 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 MARCH 16, 2022 is now before the Council for its consideration and a public hearing.

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

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

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

The Clerk read the resolution by title, "AN ORDINANCE EXECUTION A LEASE AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND ATLAS YACHT CLUB OF BAYONNE, INC., BAYONNE"

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: Mike Morris 123 Avenue C

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 Carroll, Gullace, LaPelusa, Perez and President Nadrowski.

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

WHEREAS, an ordinance entitled, "AN ORDINANCE EXECUTION A LEASE AGREEMENT BY AND BETWEEN THE CITY OF BAYONNE AND ATLAS YACHT CLUB OF BAYONNE, INC., BAYONNE" was introduced and passed a first reading at a meeting held February 16, 2022, 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 March 16, 2022; 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-22-13

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

* * * * *

16. The following members of the public spoke:

CHERYL RISCART, 19 W 19TH STREET addressed the Council on the subject of personal harassment.

DAVIS SOLARI 16 COLONIAL DRIVE addressed the Council on the subject of Windmill progress and MUA surplus and various other issues.

PETER FRANCO 109 W 53rd STREET addressed the Council on the subject of Rate Stabilization Fund, one day parade a lack of permits.

KT TORELLO 159 WEST 3rd STREET addressed the Council on the subject of the Bayonne PAL and pending lawsuit,

JULIE SANCHEZ LYNCH 82 WEST 5TH STREET addressed the Council on the subject of personnel matters

CAMILLA HIGH 263 AVE addressed the Council on release funds concerning CR-20

MR GRIMES 213 AVENUE B addressed the Council on the subject of cannabis patents and disable pedestrians getting around the City of Bayonne.

GLENN FLOREA 11 East 25TH STREET addressed the Council on the subject of the re-opened McDonald's and the traffic problem

GEORGE VINC 36 EAST 29TH STREET addressed the Council on the subject of the importance of Bayonne PAL

GAIL GODESKY addressed the Council on the subject of the previous ordinance before the Council and the 25th Street Pedestrian Bridge

MELISSA GODESLAY RODRIGUEZ addressed the Council regarding Theterview and speeding on Avenue F

* * * * *

17. Council Member LaPelusa introduced:

AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 33, PLANNING AND DEVELOPMENT REGULATIONS AND CHAPTER 35, ZONING REGULATIONS AND CHAPTER 4 LICENSING, REGISTRATION AN BUSINESS REGULATIONS

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

SECTION 1: The Revised General Ordinances of the City of Bayonne, Chapter 33 Planning and Development Regulations, Section 2.2, entitled "Definition of Terms", is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {within brackets and/or ~~struck through~~):

§ 33-2.2 Definition of Terms.

As used in this chapter and Chapter 35, Zoning Regulations, the following words and terms shall have the meaning set forth, except where otherwise specifically indicated. Additional definitions for the Historic Preservation Commission and Tree Preservation are found in Chapter 37 and Chapter 14. ****Additional definitions for Recreational Cannabis are found in Chapter 39-1.3.**** Words and terms not defined shall have the meaning indicated by common dictionary definition.

~~CANNABIS SUPPLIER. A State regulated cannabis grower, also referred to as a cannabis cultivation facility; a cannabis processor, also referred to as a cannabis product manufacturing facility; a medical cannabis alternative treatment center; or a clinical registrant, all of which shall possess prior to commencing operations one of the classes of permit or permit endorsement issued by the State of New Jersey that authorizes such cannabis establishment to cultivate, manufacture, process, wholesale, and/or study or research cannabis or cannabis derived or infused products, provided that such facility shall not dispense, sell, or distribute cannabis or cannabis products from such facility.~~

~~CANNABIS RETAILER. A State regulated cannabis retailer, medical cannabis alternative treatment center, or clinical registrant, which shall possess prior to commencing operations one of the classes of permit or permit endorsement issued by the State of New Jersey that authorizes the dispensation, sale, or distribution of cannabis or cannabis derived or infused products and/or related clinical research, provided that such facility shall not cultivate, manufacture, process, or wholesale cannabis or cannabis products from such facility.~~

~~CANNABIS ESTABLISHMENT. A cannabis supplier or cannabis retailer.~~

SECTION 2: The Revised General Ordinances of the City of Bayonne, Chapter 35, Zoning Regulations, Section 4, entitled "General Provisions", Subsection 22, entitled "Cannibis Establishments," is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {within brackets and/or ~~struck through~~):

35-4.22 Cannabis Establishments.

Cannabis establishments shall be permitted, pursuant to this Chapter ****and in accordance with Chapter 39, Recreational Cannabis.****, ~~only if the following requirements are complied with:~~

- ~~a. The regulations of this Section are subject to the enabling authority of the State of New Jersey and are subject to compliance with all statutes and/or~~

~~regulations adopted by the State of New Jersey or its instrumentalities. If any provision of this Section is inconsistent with the statutes and/or regulations of the State of New Jersey, the State statutes and/or regulations shall prevail.~~

- ~~b. Prior to the operation of any cannabis establishment, a permit or license must be obtained from the State of New Jersey and from the City of Bayonne for the applicable type(s) of cannabis establishment. No cannabis establishment shall be permitted to operate without State and municipal permits or licenses.~~
- ~~c. Permitted uses shall, at all times, comply with the terms and conditions of the licensee's cannabis establishment license for permits or licenses issued by the State of New Jersey and the City of Bayonne.~~
- ~~d. No cannabis establishment shall be allowed as a Home Professional Occupation as defined in Chapter 33-2.2 and Chapter 35-4.25.~~
- ~~e. No cannabis establishment shall be housed in a vehicle or any movable or mobile structure.~~
- ~~f. Odor. Cannabis establishments shall have equipment to mitigate odor. The building shall be equipped with a ventilation system with carbon filters sufficient in type and capacity to mitigate cannabis odors emanating from the interior of the premises.~~
- ~~g. Noise. Outside generators and other mechanical equipment used for any kind of power supply, cooling, or ventilation shall be enclosed and have appropriate baffles, mufflers, and/or other noise reduction systems to mitigate noise pollution.~~
- ~~h. Security. All cannabis establishments shall be secured in accordance with State of New Jersey statutes and regulations; shall have a round-the-clock video surveillance system, 365 days a year; and shall have trained security personnel onsite at all times during operating hours.~~
- ~~i. Hours. No cannabis retailer may open to customers for business before 8:00 am or remain open to customers for business after 10:00 pm.~~
- ~~j. Prohibited uses. Except as expressly permitted by this Chapter and Chapter 4, Section 30 of the General Ordinances, entitled Cannabis Establishments, as well as any other activity involved in the cultivation, manufacture, processing, testing, dispensation, distribution and/or sale of cannabis, marijuana or cannabis products, are expressly prohibited as land uses or otherwise in the City of Bayonne.~~
- ~~k. Reserved~~

SECTION 3: The Revised General Ordinances of the City of Bayonne, Chapter 35, Zoning Regulations, Section 5.8, entitled "C-1 Neighborhood Commercial District", is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {within brackets and/or ~~struck through~~):

- a. Permitted Uses.
 - 1. No change
 - 2. No change
 - 3. No change
 - 4. No change
 - 5. No change
 - 6. No change
 - 7. No change
 - 8. No change
 - 9. No change

10. No change

11. No change

~~12. Cannabis retailers licensed by the State of New Jersey and the City of Bayonne.~~

b. No change

c. No change

d. No change

e. No change

SECTION 4: The Revised General Ordinances of the City of Bayonne, Chapter 35, Zoning Regulations, Section 5.10, entitled “CBD Central Business District (Broadway Corridor)”, is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {within brackets and/or ~~struck through~~):

a. Permitted uses.

1. No change

2. No change

3. No change

4. No change

5. No change

6. No change

7. No change

8. No change

9. No change

10. No change

11. No change

12. No change

13. No change

~~14. Cannabis retailers licensed by the State of New Jersey and the City of Bayonne.~~

b. No change

c. No change

d. No change

e. No change

f. No change

SECTION 5: The Revised General Ordinances of the City of Bayonne, Chapter 35, Zoning Regulations, Section 5.11, entitled “Uptown Business District (Broadway Corridor)”, is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {within brackets and/or ~~struck through~~):

a. Permitted uses.

1. No change

2. No change

3. No change

4. No change

5. No change

6. No change

7. No change

~~8. Cannabis retailers licensed by the State of New Jersey and the City of Bayonne.~~

b. No change

c. No change

d. No change

e. No change

f. No change

SECTION 6: The Revised General Ordinances of the City of Bayonne, Chapter 35, Zoning Regulations, Section 5.12, entitled “ORS Office/Retail Service District (Broadway Corridor)”, is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {within brackets and/or ~~struck through~~):

a. Permitted uses.

1. No change

2. No change

3. No change

4. No change

5. No change

6. No change

7. No change

8. No change

~~9. Cannabis retailers licensed by the State of New Jersey and the City of Bayonne.~~

b. No change

c. No change

d. No change

e. No change

SECTION 7: The Revised General Ordinances of the City of Bayonne, Chapter 35, Zoning Regulations, Section 5.13, entitled “H-C Highway Commercial/Selected Light Industrial District”, is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {within brackets and/or ~~struck through~~):

a. Permitted uses.

1. No change

2. No change

3. No change

4. No change

5. No change

6. No change

7. No change

8. No change

9. No change

10. No change

11. No change

12. Cannabis suppliers ~~or~~ ****cultivator,**** or cannabis ****manufacturer,**
cannabis** retailers ****and/or cannabis deliverer**** licensed by the State of
New Jersey and the City of Bayonne. ****Refer to Chapter 39, Recreational
Cannabis.****

b. No change

c. No change

d. No change

e. No change

f. No change

SECTION 8: The Revised General Ordinances of the City of Bayonne, Chapter 35, Zoning Regulations, Section 5.16, entitled “IL-A and IL-B Light Industrial Districts”, is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {within brackets and/or struck through}):

a. Permitted Principal Uses.

1. No change

2. No change

3. No change

4. No change

5. No change

6. No change

7. No change

~~8. Cannabis suppliers or cannabis retailers licensed by the State of New Jersey
and the City of Bayonne.~~

b. No change

c. No change

d. No change

e. No change

f. No change

SECTION 9: The Revised General Ordinances of the City of Bayonne, Chapter 35, Zoning Regulations, Section 5.17, entitled “I-H Heavy Industrial District”, is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {within brackets and/or struck through}):

g. Permitted uses.

1. No change

2. No change

3. No change

4. No change

5. No change

6. No change

7. No change

8. No change

9. No change

10. No change

11. No change

****12. Cannabis cultivator, cannabis manufacturer, cannabis retailers and/or cannabis deliverer licensed by the State of New Jersey and the City of Bayonne. Refer to Chapter 39, Recreational Cannabis.****

- h. No change
- i. No change
- j. No change
- k. No change
- l. No change

SECTION 10: The Revised General Ordinances of the City of Bayonne, Chapter 4 Licensing, Registration and Business Regulations, Section 4-30, entitled "Cannabis Establishments," is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {within brackets and/or ~~struck through~~):

4-30 Cannabis Establishments

The regulations of this Ordinance are subject to the enabling authority of the State of New Jersey and are subject to compliance with all statutes and/or regulations adopted by the State of New Jersey or its instrumentalities, including the Cannabis Regulatory Commission. If any provision of this Ordinance is inconsistent with state statutes and/or regulations, the state statutes and/or regulations shall prevail. ****See Chapter 39, Recreational Cannabis.****

~~4-30.1 Definitions~~

~~CANNABIS ESTABLISHMENT. A Cannabis Supplier or Cannabis Retailer.~~

~~CANNABIS RETAILER: A State-regulated cannabis retailer, medical cannabis alternative treatment center, or clinical registrant, which shall possess prior to commencing operations one of the classes of permit or permit endorsement issued by the State of New Jersey that authorizes the dispensation, sale, or distribution of cannabis or cannabis derived or infused products and/or related clinical research, provided that such facility shall not cultivate, manufacture, process, or wholesale cannabis or cannabis products from such facility.~~

~~CANNABIS SUPPLIER: A State-regulated cannabis grower, also referred to as a cannabis cultivation facility; a cannabis processor, also referred to as a cannabis product manufacturing facility; a medical cannabis alternative treatment center; or a clinical registrant, all of which shall possess prior to commencing operations one of the classes of permit or permit endorsement issued by the State of New Jersey that authorizes such cannabis establishment to cultivate, manufacture, process, wholesale, and/or study or research cannabis or cannabis derived or infused products, provided that such facility shall not dispense, sell, or distribute cannabis or cannabis products from such facility.~~

~~4-30.2 Licensing~~

~~a. Local licensing authority.~~

- ~~1. The City Administrator is hereby designated to act as the local licensing authority for the City for all cannabis establishments. Under all circumstances in which State law requires communication to the City by the Cannabis Regulatory Commission or any other State agency with regard to the licensing of cannabis establishments by the State, or in which State law requires any review or approval by the City of any action taken by the State licensing authority, the exclusive authority for receiving such communications and granting such approvals shall be exercised by the Administrator.~~
- ~~2. Under no circumstances shall a local license for a cannabis establishment issued by the Administrator be effective until or unless the State has issued the requisite permits or licenses to operate such a facility. It is the intent of this Chapter that no cannabis establishment may lawfully operate in the City of Bayonne without the issuance of a State permit or license and full regulatory oversight of the cannabis establishment by the Cannabis Regulatory Commission or other state licensing authority as well as oversight and issuance of a license by the City.~~

b. ~~Classification of licenses. The City, subject to land use approval and State licensure, may issue the following municipal licenses to operate a cannabis establishment:~~

- ~~Class I: Cannabis supplier license (grower)~~
- ~~Class II: Cannabis supplier license (processor)~~
- ~~Class III: Cannabis retailer license~~

c. ~~Maximum number of licenses. The City may issue a maximum of one (1) Class I license, one (1) Class II license, and two (2) Class III licenses. Licensure in all classes may be, but are not required to be, held by the same entity or individual, but an entity may not hold more than one cannabis retailer license. Any license conditionally issued by the City is contingent upon the locally licensed entity's or individual's subsequent recipient of a State permit or license of the same class or type of regulated cannabis activity.~~

d. ~~Application. Persons wishing to obtain any classification of cannabis license shall file a license application with the Administrator, on a standardized form established by the Administrator and available in the Administrator's office. The Administrator shall establish a reasonable application period and deadline for all applications. An application shall be deemed incomplete, and shall not be processed by the Administrator, until all documents and application fees are submitted. To be deemed complete, all applications shall be accompanied by the following:~~

- ~~1. The applicant shall submit proof that the applicant has or will have lawful possession of the premises proposed for the cannabis establishment, which proof may consist of: a deed, a lease, a real estate contract contingent upon successful licensing, or a binding letter of intent by the owner of the premises indicating an intent to lease the premises to the entrant contingent upon successful licensing.~~
- ~~2. The applicant shall submit an affidavit and documentary proof of compliance with all state and local laws regarding affirmative action, anti-discrimination and fair employment practices. The applicant shall also certify under oath that they will not and shall not discriminate based on race, color, religion (creed), gender, gender expression, age, national origin (ancestry), disability, marital status, sexual orientation, or military status, in any of its activities or operations.~~
- ~~3. The location proposed for licensing by the applicant shall comply with all applicable municipal zoning laws and the location restrictions set forth in this Code.~~
- ~~4. The applicant shall submit, to the satisfaction of the Administrator, proof of financial capability to open and operate the marijuana establishment for which the applicant is seeking a license. Standards for proof of financial capability shall be determined by the Administrator.~~
- ~~5. The applicant shall submit all required nonrefundable fees for the application and conditional license in accordance with the following fee schedule:~~
 - ~~Class I: \$10,000 Cannabis supplier license (grower)~~
 - ~~Class II: \$10,000 Cannabis supplier license (processor)~~
 - ~~Class III: \$5,000 Cannabis retailer license~~
- ~~6. The applicant shall submit all annual registration fees required in accordance with the following fee schedule, which shall be refunded in the event the applicant does not receive a license:~~
 - ~~Class I: \$40,000 per year Cannabis supplier license (grower)~~
 - ~~Class II: \$20,000 per year Cannabis supplier license (processor)~~
 - ~~Class III: \$10,000 per year Cannabis retailer license~~
- ~~7. In addition to complying with any State requirement related to good character and criminal background, any person proposed to have an ownership interest in the license shall not have had any cannabis license or permit revoked for a violation affecting public safety in the State of New Jersey or a subdivision thereof within the preceding five (5) years.~~
- ~~8. The applicant and the application shall otherwise comply with any, and all qualification standards set forth in the State and City laws or regulations.~~

9. ~~In the event there are multiple applicants for a license, the Administrator shall evaluate all applicants and issue a notification of award after consideration and evaluation of the following criteria:~~
- ~~(a) Applicant's owners' or principals' qualifications and experience operating in highly regulated industries, including cannabis, healthcare, pharmaceutical manufacturing, and retail pharmacies, with preference to experience operating such businesses within the State of New Jersey and where the value of owners' experience shall outweigh the experience of non-owner principals (twenty percent, not to exceed 2,500 words);~~
 - ~~(b) Applicant's qualifications and experience related to public safety and security, including any of the applicant's owners' or principals' experience in law enforcement and drug enforcement (five percent, not to exceed 1,000 words), and a summary of the applicant's plans for storage of products and currency, physical security, video surveillance, security personnel, and visitor management (five percent, not to exceed 2,500 words);~~
 - ~~(c) Applicant's or its owners' experience conducting or supporting or plans to conduct institutional review board approved research involving human subjects that is related to medical cannabis or substance abuse, where the value of past or ongoing clinical research with IRB approval shall outweigh plans to conduct such research (five percent, not to exceed 2,500 words), whether the applicant has had any assurance accepted by the U.S. Department of Health & Human Services indicating the applicant's commitment to complying with 45 CFR Part 46 (five percent), and whether the applicant has a research collaboration or partnership agreement in effect with an accredited U.S. school of medicine or osteopathic medicine with experience conducting cannabis-related research (five percent);~~
 - ~~(d) Applicant's or its owners' demonstrated commitment or sufficient experience as responsible employers, defined as the applicant entity being a party to a labor peace agreement or the applicant entity or its parent company being a party to a collective bargaining agreement in the regulated cannabis industry for at least one year prior to application for a Cannabis Establishment license, in an effort to create well-paying jobs with employee benefits in the municipality (twenty percent in total; five points for labor peace, full twenty points for collective bargaining agreement in effect for at least one year);~~
 - ~~(e) Summary of the applicant's environmental impact and sustainability plan (four percent, not to exceed 500 words); whether the applicant entity or its parent company has any recognitions from or registrations with federal or New Jersey state environmental regulators for innovation in sustainability (three percent); and whether the applicant entity or its parent company holds any certification under international standards demonstrating the applicant has an effective environmental management system or has a designated sustainability officer to conduct internal audits to assess the effective implementation of an environmental management system (three percent);~~
 - ~~(f) Applicant's ties to the host community, demonstrated by at least one shareholder's proof of residency in Bayonne for five or more years in the past ten years or at least one shareholder's continuous ownership of a business based in Bayonne for five or more years in the past ten years (five percent); and~~
 - ~~(g) Applicant's demonstrated commitment to diversity in its ownership composition and hiring practices and whether the applicant entity or its parent company holds any certifications as a NJ minority owned, women-owned, or veteran-owned business (twenty percent in total; ten points for one certification and twenty points for two or more).~~

10. Notwithstanding the foregoing competitive application process, a notification of award and conditional municipal license shall entitle the recipient applicant to pursue a State permit or license in the appropriate classification for up to 12 months, which may be extended in the Administrator's discretion for an additional 6 months for good cause. No license to operate shall issue until the applicant has received a State permit and satisfied other prerequisites of municipal licensure. If the recipient of a notice of award and conditional license has not received a State permit or license within 12 months from issuance, unless extended for good cause, the Administrator shall issue a new request for applications and evaluate all applicants for licensure under the above criteria.

~~e. Term of license and license renewals.~~

- ~~1. Any local license issued pursuant to this Chapter shall be valid for a period of three (3) years from the date of issuance and shall be renewed in accordance with the provisions of this Chapter.~~
- ~~2. The Administrator may, at his/her discretion, adjust the renewal date of the local license to correlate with an applicant's State licensing and renewal schedule.~~
- ~~3. Renewal of any license shall be governed by any code amendments, additional restrictions or changes in regulations adopted since the previous license was issued or renewed.~~
- ~~4. Transfer of ownership of any local license or change of location of any license or modification to expand a licensed premise shall be subject to City Planning review and zoning approval.~~
- ~~5. Except where the Administrator has received a complete renewal application along with the requisite fees, and has issued a license renewal, it shall be unlawful for any person to manufacture, sell, distribute, transfer, transport, or otherwise remove cannabis or cannabis products from the premises of any license after the expiration date recorded on the face of the license.~~

40-30.3 Disciplinary Actions; Sanctions; Penalties

~~a. Disciplinary actions. Procedures for investigation of license violations and for suspension, revocation, or other licensing sanctions as a result of any such violation shall be as follows:~~

- ~~1. First offense: Up to \$250 per violation per day;~~
- ~~2. Second offense: Up to \$500 per violation per day;~~
- ~~3. Third violation shall result in summary suspension.~~

~~b. Summary suspension. Notwithstanding the foregoing section, when the Administrator has reasonable grounds to believe that a licensee has engaged in deliberate and willful violation of any applicable law or regulation, or that the public health, safety, and/or general welfare has been jeopardized and requires emergency action, the Administrator may enter a summary suspension order for the immediate suspension of such license pending further investigation.~~

- ~~1. The summary suspension order shall be in writing and shall State the reasons therefore. The licensee shall be afforded an opportunity for a hearing as outlined herein.~~
- ~~2. The Administrator shall convene a review panel consisting of the Administrator, a second administrative officer designated by the Mayor, and the Chief of Police. The hearing shall be scheduled within 30 days of the date of the order.~~
- ~~3. The review panel is authorized to impose any fines, conditions, restrictions, suspensions, or combination thereof authorized by the State of New Jersey. In the absence of State specified penalties, the City may issue fines up to, but not to exceed, \$2,500 per offense and/or suspension of license for a period not to exceed 6 months.~~

~~c. Inactive licenses. Following the commencement of retail sales of cannabis or cannabis products, the Administrator may suspend or revoke any license if the~~

~~licensed premises have been inactive or unoccupied by the licensee for at least 6 months.~~

- ~~d. State license. The Administrator may suspend or revoke any license if the corresponding State license or permit for the subject location is expired, surrendered, suspended, or revoked.~~

~~**40-30.4 Reserved**~~

~~**40-30.5 Reserved****~~

~~**SECTION 11.** Any and all ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency, it being the legislative intent that all such ordinances or part of ordinances now existing or in effect unless the same are in conflict or inconsistent with any provision of this Ordinance shall remain in effect.~~

~~**SECTION 12.** The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.~~

~~**SECTION 13.** This Ordinance shall take effect upon passage and publication as provided by law.~~

~~**SECTION 14.** This Ordinance shall be a part of the General Ordinances of the City of Bayonne as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the City Code. The City Clerk and the City Attorney are authorized and directed to change any Chapter, Article and/or Section number of the General Ordinances of the City of Bayonne in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repeal of existing provisions not intended to be repealed.~~

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

BE IT RESOLVED, that an ordinance entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 35, ZONING REGULATIONS ," just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, April 20, 2022 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.

Nays – Council President Nadrowski

* * * * *

18. Council Member Carroll introduced:

AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, NEW JERSEY ESTABLISHING CHAPTER 39, RECREATIONAL CANNABIS.

****The City of Bayonne, Chapter 39, Recreational Cannabis, is adopted as follows:**

§ 39-1 Cannabis Application Review

§ 39-1.1 Cannabis Preliminary Review Board

- a. There is hereby created a City of Bayonne Cannabis Preliminary Review Board ("Review Board") which shall serve as an advisory committee to the City of Bayonne Council whoseduty it shall be to (i) review preliminary applications for cannabis cultivator, cannabis manufacturer, cannabis retailer and cannabis delivery operations based within the Cityof Bayonne (ii) conduct hearings with the applicants and (iii) provide a recommendation to the Council for a Resolution of Support.

- b. The Review Board shall be comprised of three members: the Mayor or his or her designee, a City Councilmember to be designated by Council and the Director of Public Safety or his or her designee. The Mayor shall serve for his or her term and the Mayor's designee shall serve for the term of the Mayor who appointed him or her and until a successor is appointed. The Council designee shall be appointed on an annual basis at the City Council's reorganization meeting. Director of Public Safety or his or her designee shall be appointed on annual basis.
 1. Alternate Members to Serve in the Event of a Conflict. If a member(s) of the Review Board is prohibited by a conflict of interest from acting on a matter due to the member's personal or financial interest, the Health Officer or his or her designee shall be appointed, for that matter only and shall serve as a temporary member.
- c. The Review Board and the actions thereof are subject to the enabling authority of the State of New Jersey "Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Personal Use Act"). If any provision of this section is found to be inconsistent with the statutes and/or regulations of the State of New Jersey, the state statutes and/or regulations shall govern.

§ 39-1.2. Purpose.

The purpose of the Cannabis Review Board is to assure the public health, safety, and general welfare of the City of Bayonne and its residents, business establishments and visitors and to provide a recommendation to the Council for the Resolution of Support of an application for a cannabis establishment within the City of Bayonne.

§ 39-1.3. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

CANNABIS ACT – Shall mean the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (the "Personal Use Act"), N.J.S.A. 24:6I-31 to 24:6I-56.

CANNABIS CONSUMPTION – Cannabis consumption areas are prohibited.

CANNABIS CULTIVATOR – Shall mean a State regulated facility involved in growing, cultivating or producing cannabis. The facility sells, and may transport cannabis to other cannabis cultivators, or usable cannabis to cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers. This person or entity shall hold a Class I Cannabis Cultivator License.

CANNABIS DELIVERY SERVICE – Shall mean any licensed person or entity that is provides courier services for consumer purchases of cannabis products and related supplies fulfilled by a cannabis retailer to make deliveries of the cannabis items and related supplies to that consumer. These delivery services shall only operate in commercial vehicles identifying the business logo. Delivery vehicles associated with cannabis delivery services and cannabis retailer shall not be parked on the street overnight. This person or entity shall hold a Class VI Cannabis Delivery License.

CANNABIS ESTABLISHMENT – Shall mean a cannabis cultivator, a cannabis manufacturer or cannabis retailer.

CANNABIS MANUFACTURER – Shall mean a State regulated facility that processes cannabis items by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers. This person or entity shall hold a Class II Cannabis Manufacturer License.

CANNABIS RETAILER – Shall mean a State-regulated cannabis retailer that purchases or otherwise obtains usable cannabis from cannabis cultivators and cannabis items from cannabis manufacturers or cannabis wholesalers and sells these to consumers from a retail store. This person or entity shall hold a Class V Cannabis Retailer License.

CERTIFICATE OF ZONING COMPLIANCE – Shall mean a recommendation letter from the City of Bayonne Zoning Officer verifying that the cannabis establishment is located within a permitted zones listed in Chapter 35-5.13 and 5.17 of the Revised General Ordinances of the City of Bayonne.

CONSUMER – Shall mean a person 21 years of age or older who purchases, directly or through a cannabis delivery service, acquires, owns, holds, or uses cannabis items for personal use by a person 21 years of age or older, but not for resale to others.

§ 39-2 Preliminary application and review process and administration fee and support Resolution.

- a. **Classification of licenses.** The City, subject to land use approval and State licensure, may issue the following municipal licenses to operate the following cannabis establishments or delivery service:

Class I: Cannabis cultivator license

Class II: Cannabis manufacturer license

Class V: Cannabis retailer license

Class VI: Cannabis delivery license

- b. **Maximum number of licenses.** The City may issue a maximum of one (1) Class I license, one (1) Class II license, two (2) Class V licenses, and two (2) Class VI licenses. The City adopts license limitations per N.J.A.C. 17:30-6.8.

- c. **Location.** The City of Bayonne hereby permits a Class I Cultivator, Class II Manufacturer, Class V Retailer and Class VI Bayonne-based Delivery Service to operate in the designated H-C (Highway Commercial/Selected Light Industrial District and I-H (Heavy Industrial District) as listed in Chapter 35 of the Revised General Ordinances, Zoning Regulations, Section 5 District Regulations, Subsections 5.13 and 5.17.

- d. **Enabling authority.** The requirements of this section are subject to the enabling authority of the State of New Jersey and are subject to compliance with all statutes and/or regulations adopted by the State of New Jersey or its instrumentalities. If any provision of this section is inconsistent with the statutes and/or regulations of the State of New Jersey, the state statutes and/or regulations shall govern.

- e. **Administrative and municipal preliminary application fees.** The applicant shall submit all required nonrefundable fees for the preliminary application process and certificate of zoning compliance in accordance with the following fee schedule.

1. Applicant shall not apply for a preliminary license seeking a Resolution of Support without first obtaining a conditional license form the State of New Jersey.
2. The preliminary application fee for a Resolution supporting the application for a cannabis license for a cannabis cultivator, cannabis manufacturer or cannabis retailer shall be \$2,500.
3. The preliminary application fee for a Resolution supporting the application for a cannabis delivery service shall be \$1,500.
4. The certificate of zoning compliance is \$50.00.

- f. **Preliminary Application.** Person or entity wishing to obtain any classification of cannabis license shall file a preliminary license application with the Review Board, on a standardized form available online (link available at the Official City of Bayonne Website). A hearing will be conducted by the Review Board evaluating all applicants.

An applicant shall not be entitled to a hearing by the Board, until all documents and application fees are submitted. To be deemed complete, preliminary applications shall adhere to all deadlines and accompanied by the following:

1. All preliminary applications must be submitted by no later than June 17, 2022.
2. Applicant is required to obtain a certificate of zoning compliance. In order to obtain a certificate of zoning compliance, the applicant shall submit proof to the zoning officer that the applicant has or will have lawful possession of the premises proposed for the cannabis establishment, which proof may consist of: a deed, a lease, a real estate contract contingent upon successful licensing, or a binding letter of intent by the owner of the premises indicating an intent to lease the premises to the entrant contingent upon successful licensing and that the location is within in one of the permitted zones. (See Chapter 35 of the Revised General Ordinances, Zoning Regulations, Section 5 District Regulations, Subsections 5.13 and 5.17.).
3. On July 15, 2022, notices will go out scheduling the date and time of the hearings. No rescheduling dates will be provided unless for extraordinary circumstances.
4. The Review Board shall receive and review all preliminary applications for cannabis cultivator, cannabis manufacturer, cannabis retailer and cannabis delivery service and certificate of zoning compliance and conduct hearings with each applicant. The Review Board will review, score, and provide a recommendation to the Council for a Resolution of Support in accordance with rankings of scores assigned by priority requirements set by the municipality in a highest priority-based system. The Review Board shall either provide a recommendation to the Council for a resolution supporting the applicant for a cannabis license or deny the application. Prior to a Review Board hearing, the applicant shall provide the Review Board with a certificate of zoning compliance in accordance with paragraph 2 above. The Review Board recommendation for support shall come after the hearing date between the applicant and the Board.
5. **Preliminary Hearing.** The Review Board shall evaluate all applicants after consideration and evaluation of the following criteria:
 - (a) Applicant's owners' or principals' qualifications and experience operating in highly regulated industries, including cannabis, healthcare, pharmaceutical manufacturing, and retail pharmacies, with preference to experience operating such businesses within the State of New Jersey and where the value of owners' experience shall outweigh the experience of non-owner principals (twenty percent, not to exceed 2,500 words);
 - (b) Applicant's qualifications and experience related to public safety and security, including any of the applicant's owners' or principals' experience in law enforcement and drug enforcement (five percent, not to exceed 1,000 words), and a summary of the applicant's plans for storage of products and currency, physical security, video surveillance, security personnel, and visitor management (five percent, not to exceed 2,500 words);
 - (c) Applicant's or its owners' demonstrated commitment or sufficient experience as responsible employers, defined as the applicant entity being a party to a labor peace agreement or the applicant entity or its parent company being a party to a collective bargaining agreement in the regulated cannabis industry for at least one year prior to application for a Cannabis Establishment license, in an effort to create well-paying jobs with employee benefits in the municipality (twenty percent in total; five points for labor peace, full

twenty points for collective bargaining agreement in effect for at least one year);

- (d) Summary of the applicant's environmental impact and sustainability plan (four percent, not to exceed 500 words); whether the applicant entity or its parent company has any recognitions from or registrations with federal or New Jersey state environmental regulators for innovation in sustainability (three percent); and whether the applicant entity or its parent company holds any certification under international standards demonstrating the applicant has an effective environmental management system or has a designated sustainability officer to conduct internal audits to assess the effective implementation of an environmental management system (three percent);
 - (e) Applicant's ties to the host community, demonstrated by at least one shareholder's proof of residency in Bayonne for five or more years in the past ten years or at least one shareholder's continuous ownership of a business based in Bayonne for five or more years in the past ten years (five percent);
 - (f) Applicant's demonstrated commitment to diversity in its ownership composition and hiring practices and whether the applicant entity or its parent company holds any certifications as a NJ minority-owned, women-owned, or veteran-owned business (twenty percent in total; ten points for one certification and twenty points for two or more);
 - (g) Applicant's willing commitment to the community and its support for, by example, local cannabis education programs, local employment and jobs training, public safety programs, the Special Improvement District (SID) or other mutually beneficial community investments;
 - (h) Applicant must demonstrate good character and pass a criminal background check. Applicant is required to produce a fingerprint-based criminal background check performed through the State by way of IdentoGo for all persons proposed to have an ownership interest in the license. No fingerprint-based criminal background check older than 90 days will be accepted;
 - (i) Any applicant having an ownership interest in the license shall not have been disciplined for a violation affecting public safety in the State of New Jersey or a subdivision thereof within the preceding five (5) years;
 - (j) Any applicant having an ownership interest in the license shall not have had any cannabis license or permit revoked for a violation affecting public safety in the State of New Jersey or a subdivision thereof within the preceding five (5) years;
 - (k) Applicant shall submit an affidavit and documentary proof of compliance with all state and local laws regarding affirmative action, anti-discrimination and fair employment practices. The applicant shall also certify under oath that they will not and shall not discriminate based on race, color, religion (creed), gender, gender expression, age, national origin (ancestry), disability, marital status, sexual orientation, or military status, in any of its activities or operations; and
 - (l) Applicant's overview plans for security, reduction of noise, water conservation and odor control.
6. If a recommendation for support for either a Class I, Class II, Class V or Class VI License is approved by the City of Bayonne Council, the applicant must then return to the State to finish obtaining a State License.

7. A waiting list shall be kept of the applicants that have gone through the hearing process and ranked by the Review Board for a period of 6 months from the date the last Resolution of Support was approved by the City Council. If an applicant that received a Resolution of Support for either a Class I, Class II, Class V or Class VI is denied a State License, the Board will contact the next applicant on the waiting list in order of ranking and determine the applicant's continued interest in obtaining a Resolution of Support from the City of Bayonne. If an applicant continues to express an interest in obtaining a Resolution of Support, the Board will provide a recommendation to the Council for a Resolution of Support as to the next applicant on the waiting list.

§ 39-3. Planning Board.

- a. After the applicant is issued a Class I, Class II, Class V or Class VI State License, applicant shall return to the City of Bayonne to complete the application process for a municipal license. Applicant must submit a Site Plan to the City of Bayonne Planning Board and adhere to all requirements of the Planning Board in addition to all terms and conditions herein set by this Ordinance. (See Chapter 33 Planning and Development Regulations). A Technical Review Committee meeting is required prior to the Planning Board processing your submission. (See Chapter 33-4.10).
- b. Any applications to the Planning Board for either license shall be accompanied by a license fee, as stated below in this section:
 1. Cannabis cultivator: \$5,000.
 2. Cannabis manufacturer: \$10,000.
 3. Cannabis retailer: \$15,000.
 4. Cannabis delivery: \$2,500.
- c. All applications to the Planning Board shall be accompanied by an initial escrow deposit of \$7,000 to pay professionals for services rendered during the application process, such as review and preparation of documents, transcripts, review of assets and inspections. If review costs exceed the escrow deposited, the applicant shall pay the additional amount within 15 days of the request for additional funds. Where the review costs are less than the amount of the escrow deposit, the difference shall be returned to the applicant.
- d. **Compliance requirements.** A cannabis cultivator, cannabis manufacturer, cannabis retailer and cannabis delivery service established pursuant to this section shall, at all times, operate in complete compliance with the terms and conditions of its license(s) or permit(s) issued by the State of New Jersey, all terms and conditions provided by this Ordinance, any community host agreement and license issued by the City of Bayonne, including conditions imposed by the City of Bayonne Technical Review Committee and Planning Board, and/or conditions set forth in the site plan approvals mandated by this Ordinance, and all applicable codes and standards set forth in state codes and the Municipal Code of the City of Bayonne.
 1. The applicant shall submit proof of financial capability to open and operate the cannabis establishment for which the applicant is seeking a municipal license. Standards for proof of financial capability shall be determined by the City of Bayonne's financial advisors which shall produce a determination of financial capacity.
 2. In addition to complying with any State requirement related to good character and criminal background, the municipal applicant is required to produce a fingerprint-based criminal background check performed through the State by way of IdentoGo for all persons proposed to have an ownership interest in the license. No fingerprint-based criminal background check older than 90 days will be accepted.

Any person proposed to have an ownership interest in the license shall not have had any cannabis license or permit revoked for a violation affecting public safety in the State of New Jersey or a subdivision thereof within the preceding five (5) years.

3. Prior to the operation of any cannabis establishment or delivery service a license must be obtained from the State of New Jersey and from the City of Bayonne for the applicable type(s) of cannabis establishment or delivery service. No cannabis establishment shall be permitted to operate without State and municipal licenses.
4. Permitted uses shall, at all times, comply with the terms and conditions of the licensee's cannabis establishment license or cannabis delivery services for permits or licenses issued by the State of New Jersey and the City of Bayonne.
5. Within the permitted zones in accordance with this Chapter, there shall be a minimum of 1,000 feet between cannabis retailers measured from the primary entrance of each location to the next.
6. Within the permitted zones where the cannabis establishments are located, there shall be a minimum of 1,000 feet between the cannabis establishment and schools, churches, child daycare facilities and public parks and playgrounds.
7. No cannabis establishment or delivery service shall be allowed as a Home Professional Occupation as defined in Chapter 33-2.2 and Chapter 35-4.25.
8. No cannabis establishment shall be housed in a vehicle or any movable or mobile structure.

e. Site plan approval; minimum requirements; performance standards.

1. Prior site approval. A cannabis cultivator, cannabis manufacturer and cannabis retailer located within the City of Bayonne shall first obtain a letter of zoning compliance from the Bayonne Zoning Officer.
2. Building use. A cannabis cultivator, cannabis manufacturer and cannabis retailer shall only be located on the ground floor (i.e., street level) of any building in which it has been approved to be located unless the cannabis cultivator, cannabis manufacturer and cannabis retailer occupies the entire building on the property. Any such cannabis establishment shall be accessible directly from the right-of-way through a separate entrance, independent from any other retail or residential ingress to the building. Only a secured, one-way emergency exit from the establishment may be integrated with common egress.
3. Setback requirements. The cannabis cultivator, cannabis manufacturer and cannabis retailer shall comply with all setback or distance requirements established by the state and/or municipality and in effect at the time of application.
4. Product display and storage. No cannabis products or paraphernalia shall be visible from a public sidewalk, public street or right-of-way, or any other public place. All cannabis products shall be stored indoors and on-site.

5. Delivery vehicles associated with a cannabis delivery services and cannabis retailer shall not be parked on the street overnight.
- f. **Community host agreement.** The Cannabis Review Board shall, at its discretion, negotiate a community host agreement with the cannabis cultivator, cannabis manufacturer, cannabis retailer and cannabis delivery service establishing the applicant's willing commitment to the community and its support for, by example, local cannabis education programs, local employment and jobs training, public safety programs, the Special Improvement District (SID) or other mutually beneficial community investments.
- g. **Pollen And Seed Control.** The cannabis business licensee shall implement measures to prevent cross-pollination and to prevent cannabis pollen and seeds from leaving the premises, including, but not limited to, use of pollen screens, ultraviolet light and methods to ensure that employees and other visitors do not leave the premises while carrying any cannabis pollen or seeds.
- h. **Odor.** A cannabis cultivator, cannabis manufacturer and cannabis retailer shall have equipment to mitigate cannabis-related odor. The building shall be equipped with a ventilation system with carbon filters sufficient in type and capacity to eliminate cannabis odors emanating from the interior of the premises. The carbon filters are required to be replaced regularly for the best effectiveness to mitigate odor. The ventilation system must be approved by the City of Bayonne Health Department and Building Department and may be subject to periodic inspections.
- i. **Water Use.** In addition to satisfying all other City requirements, the Applicant shall provide a water conservation plan, which describes all water sources and their reuse, with zero waste.
- j. **Noise.** Outside generators and other mechanical equipment used for any kind of power supply, cooling or ventilation shall be enclosed and have appropriate baffles, mufflers, and/or other noise reduction systems to mitigate noise pollution (See also Chapter 3, Section 1, Noise and Chapter 4, Section 1.14).
- k. **Security.** All facilities associated with the sale or dispensing of cannabis, cannabis items and related products or services shall be secured and shall have full-time security protocols. Security protocols shall be submitted to the Bayonne Police Department for compliance review with all safety and security standards established by the State of New Jersey. The Bayonne Police Department may, at its discretion and upon review of the proposed location, recommend or require additional safety and security measures. At minimum, the following shall apply:
 1. A video recording security system shall be employed covering all areas of the cannabis cultivator, cannabis manufacturer and cannabis retailer and the adjacent exterior of the building with a 24/7 recording system that records for a minimum thirty-day archive.
 2. The Bayonne Police Department and Zoning Officer shall be provided the name and telephone number of the responsible staff person who could be reached 24 hours a day in case of any suspicious activity or emergency.
 3. Outside areas of the premises shall be well-illuminated for safety and security, but not in a way that is counter to Code requirements for outdoor lighting and screening or obtrusive to pedestrian, drivers or other users of the public right-of-way.

4. The premises and right-of-way adjacent to the cannabis cultivator, cannabis manufacturer and cannabis retailer shall be monitored by staff of the cannabis establishment and kept free of loitering, litter and other debris, and the sidewalks shall be kept in good condition and swept and cleaned on a regular basis. (See also Chapter 17, Sections 17-1, 17-3, 17-14, 17-32 adopting International Property Maintenance Code, Section 302 and Chapter 25, Sections 25-4, 25-5).
1. **Hours.** No cannabis retailer may open to customers for business before 10:00 am or remain open to customers for business after 10:00 pm.
- m. **Queuing.** Queuing of customers outside a cannabis retailer is prohibited. The cannabis retailer shall have a sufficient waiting area inside the facility to accommodate customers, or shall provide a reservation service, phone/text notification service or other alternatives to waiting on the public right-of-way. Loitering is prohibited and shall be managed by the facility.
- n. **Parking.** One parking space shall be provided for each five persons of occupancy load after the first 20 persons rounded to the closest whole number. The requisite number of spaces should be secured from a private or public parking facility not more than five block-lengths away. Spaces may be used by staff and/or offered to patrons through validation.
- o. **Prohibited uses.** Except as expressly permitted by this Chapter, entitled Recreational Cannabis Ordinance, any other activity involved in the cultivation, manufacture, processing, dispensation, distribution and/or sale of cannabis, marijuana (is there a difference between cannabis and marijuana) or cannabis products, are expressly prohibited as land uses or otherwise in the City of Bayonne.
- p. The Planning Board shall conduct a hearing with respect to a license application for a cannabis cultivator, cannabis manufacturer, cannabis retailer, cannabis delivery service to issue approval of the site plan (See Chapter 33 Planning and Development Regulations).
- q. After receipt of planning board approval, resolution of approval and resolution compliance, the applicant shall obtain permits and comply with all applicable requirements of municipal departments including but not limited to zoning (use permits and sign permits), health, public safety and building in accordance with the Revised General Ordinances of the City of Bayonne.
- r. After applicant complies with all municipal requirements and obtains all required permits in accordance with paragraph q., the zoning officer shall issue a cannabis establishment or delivery service license.
- s. An applicant shall provide additional clarification and/or supplementation within 10 days after any written request by the Review Board for the same.
- t. The applicant shall otherwise comply with any, and all qualification standards set forth in the State and City laws or regulations.
- u. Notwithstanding the foregoing competitive application process, a conditional municipal license shall entitle the recipient applicant to pursue a State permit or license in the appropriate classification for up to 12 months, which may be extended in the (Planning or Review) Board's discretion for an additional 6 months for good cause. No municipal license to operate shall be issue until the applicant has received a State license and satisfied other prerequisites of municipal

licensure. If the recipient of a conditional license has not received a State permit or license within 12 months from issuance, unless extended for good cause, the Board shall pull an applicant from the waiting list based on §39-1.4d.8.

§ 39-4. Cannabis Taxation.

- a. It is the purpose of this Section to implement the provisions of P.L., 2021,c,16 which authorizes the governing body of a municipality to adopt an ordinance imposing a tax at a uniform percentage rate not to exceed (2%) of the receipt from each sale by a cannabis cultivator; two percent (2%) of the receipts from each sale by a cannabis manufacturer; and two (2%) of the receipts from a cannabis retailer, which shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity upon the cannabis establishment.
- b. Unless otherwise defined herein, as used herein, the City adopts by reference the terms and definitions established in Chapter 29 of this Code and Section 40 of N.J.S.A 24:61-33.
- c. There is hereby established a local cannabis transfer tax in the City of Bayonne which shall be fixed at a uniform percentage rate of two percent (2%) of receipts from each sale by a cannabis cultivator and two percent (2%) of the receipts from each sale by a cannabis manufacturer.
- d. Any transaction for which the transfer or user tax is imposed, or could be imposed, pursuant to this section, other than those which generate receipts from retail sales by cannabis retailers, shall be exempt from the tax imposed under the "Sales and Use Tax Act," P.L.1966, c 30 (C.54:32B-1 et seq.).
- e. The cannabis transfer tax shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity upon property or cannabis establishment.

§ 39-5. Collection of Transfer Tax.

- a. The transfer tax or user tax imposed by this article shall be collected or paid and remitted to City of Bayonne by the cannabis establishment purchasing or receiving the cannabis or cannabis item. The transfer Tax or user Tax shall be stated, charged, and shown separately on any sales slip, invoice, receipt, or other statement or memorandum of the price paid or payable, or equivalent value of the transfer, for the cannabis or cannabis item.
- b. Every cannabis establishment required to collect a transfer tax or user tax imposed by ordinance pursuant to this section shall be personally liable for the transfer tax or user tax imposed, collected, or required to be collected under this section. Any cannabis establishment shall have the same right with respect to collecting tax or user tax from another cannabis establishment as if the transferor user tax was part of the purchase price of the cannabis or cannabis item and payable at the same time; provided, however, that the Chief Financial Officer of City of Bayonne shall be joined as a party in any action or proceeding brought to collect the transfer tax.
- c. No cannabis establishment required to collect a transfer tax or user tax imposed by this section shall advertise or hold out to any person or to the public in general, in any manner directly or indirectly that the transfer tax or user tax will not be separately charged and stated to another cannabis establishment, or that the transfer tax or user tax will be refunded to the cannabis establishment.
- d. All revenues collected from the transfer tax or user tax imposed by ordinance pursuant to this section shall be remitted to City of Bayonne Chief Financial Officer on a quarterly basis payable for the prior three month's activities and due at the same time as quarterly dates for the collection of property taxes. The revenues due on February 1 of each year shall include all transfer taxes and user taxes collected for the immediate prior months of October, November and December. The revenues due on May 1 of each year shall include all transfer taxes and user taxes collected for the immediate prior months of January, February and March. The revenues due on 1 of each year shall

include all transfer taxes and user taxes collected for the immediate prior months of April, May and June. The revenues due on November 1 of each year shall include all transfer taxes and user taxes collected for the immediate prior months of July, August and September.

§ 39-6. Term of license and license renewals.

- a. Any local license issued pursuant to this Chapter shall be valid for a period of three (3) years from the date of issuance and shall be renewed in accordance with the provisions of this Chapter.
- b. All licenses shall be renewed as stated below in this section:
 1. Cannabis cultivator: \$5,000.
 2. Cannabis manufacturer: \$10,000.
 3. Cannabis retailer: \$15,000.
 4. Cannabis delivery: \$2,500.
- c. Renewal of any license shall be governed by any code amendments, additional restrictions or changes in regulations adopted since the previous license was issued or renewed. Renewal applications will be available on the City of Bayonne website.
- d. Transfer of ownership of any local license or change of location of any license or modification to expand a licensed premise shall be subject to approval by Planning Board with the necessary zoning, health, public safety and/or building approvals.
- e. Except where the Board has received a complete renewal application along with the requisite fees, and has issued a license renewal, it shall be unlawful for any person to manufacture, sell, distribute, transfer, transport, or otherwise remove cannabis or cannabis products from the premises of any licensee after the expiration date recorded on the face of the license.
- f. Reinvestment of local license fees. Local license fees from cannabis cultivators, cannabis manufacturers and cannabis retailers shall be used for public education and/or increased public safety in the area surrounding the dispensary. A separate account shall be established for collection and disbursement of said funds by the Cannabis Review Board with the advice and consent of the City Council.

§39-7 Disciplinary Actions; Sanctions; Penalties

§39-7.1 Penalty for violation. Any violation of the provisions of this section or the conditions of the zoning and/or building permit granted, health violation, and/or public safety violation inclusive of any agreements or conditions imposed by the Planning Board shall be punishable by a civil fine; minimum fine shall be \$1,500, maximum fine shall be \$3,000. Each day that a violation is committed, exists or continues shall be deemed a separate and distinct offense. In addition, ongoing or repeat offenses may result in suspension of the certificate of occupancy for a period to be determined by the Zoning Officer in consultation with the Cannabis Review Board or revocation of the municipal license. All violations will be reported to the State Cannabis Regulatory Commission or other designated state authority.

§39-7.2 Suspension of use.

- a. Inactive licenses. If, for any reason, a location occupied by a cannabis cultivator, cannabis manufacturer or cannabis retailer becomes inactive or unoccupied by the approved operator for an uninterrupted period of six months or more, the certificate of occupancy for said premises may be suspended and the Zoning Officer shall issue a notice of suspension to the operator and to the owner of the property.

Any subsequent application for use or occupancy of the premises as a cannabis cultivator, cannabis manufacturer or, cannabis retailer including reoccupation by the previous operator, shall be referred to the Cannabis Review Board and the Zoning Officer as a new application.

- b. State license. The Planning Board may suspend or revoke any license if the corresponding State license or permit for the subject location is expired, surrendered, suspended, or revoked.

§39-8. Any and all ordinances or parts thereof in conflict or inconsistencies with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency, it being the legislative intent that all such ordinances or part of ordinances now existing or in effect unless the same are in conflict or inconsistent with any provision of this Ordinance shall remain in effect.

§39-9. The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remain in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

§39-10. This Ordinance shall take effect upon passage and publication as provided by law.

§39-11. This Ordinance shall be a part of the General Ordinances of the City of Bayonne as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the City Code. The City Clerk and the City Attorney are authorized and directed to change any Chapter, Article and/or Section number of the General Ordinances of the City of Bayonne in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repeal of existing provisions not intended to be repealed.

§39-12 Reserved

§39-13 Reserved**

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

BE IT RESOLVED, that an ordinance entitled “AN ORDINANCE ESTABLISHING CHAPTER 39 “RECREATIONAL CANNABIS” TO THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE,” just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, April 20, 2022 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.
Nays – Council President Nadrowski

* * * * *

19. Council Member Perez introduced:

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

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

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

RESTRICTIVE PARKING ZONES
DELETE

019. Melissa Godesky, for her son Dante Rodriguez, 178 Avenue F
East side, beginning at a point 71 feet north of the north east corner of Avenue F and 24th Street
and extending to a point 15 feet north thereof.

036. William Caban, 67 West 18th Street
North side, beginning at a point 184 feet west of the northwest corner of Avenue C and West 18th
Street and extending to a point 16 feet west thereof.

057. Ronald Lucente, 80 West 30th Street
30th Street south side, beginning at a point 334 feet west of the southwest corner of Avenue c
and 30th Street and extending to a point 17 feet west thereof.

063. Joseph Pepe, 72 West 5th Street
West 5th Street south side, beginning at a point 35 feet west of the south west corner of West 5th
Street and Newman Avenue and extending to a point 18 feet wet thereof.

119. Margaret Lawdanski, 153 Lord Avenue
West side of Lord Avenue, beginning at a point 35 feet south of the southeast corner of West 5th
Street and extending 22 feet in a southerly direction.

230. Charles H. Guilfoyle, 73 West 56th Street
56th Street north side, beginning at a point 203 feet west of the north west corner of 56th Street
and Avenue C and extending to a point 18 feet west thereof.

288. Michael J. Vitale, 119 West 26th Street
26th Street north side, beginning at a point 114 feet west of the northwest corner of Kennedy
Blvd. and 26th Street and extending to a point 22 feet west thereof.

347. William Hauser, 60 Silver Street
Esst 5th Street north side, beginning at a point 112 feet east of the northeast corner of Lexington
Avenue and East 5th Street and extending to a point 20 feet east thereof.

355. Joan K. Rogers, 34 Eat 15th Street
Eat 15th Street south side, beginning at a point 107 feet east of the south east corner of Chase
Court and East 15th Street and extending to a point 20 feet east thereof.

369. Lori Vida, 23 West 45th Street
West 45th Street south side, beginning at a point 392 feet east of the southeast corner of 45th
Street and Avenue C and extending to a point 17 feet east thereof.

ADD

003. Kimberly Weimmer, 34 East 44th Street
Beginning at a point 303 feet west of the southwest corner of East 44th Street and Avenue E, and
extending to a point 17 feet west thereof.

015. Vincent Demitus, 104 East 23rd Street
Beginning at a point 170 feet south of the southeast corner of Avenue F and East 23rd Street and
extending to a point 16 feet south thereof.

017. Eman Dermaosian, 130 West 49th Street
Beginning at a point 224 feet east of the southwest corner of Kennedy Blvd. and West 49th Street
and extending to a point 16 feet east thereof.

019. Domenica Sansome, 11 West 40th Street
Beginning at a point 14 feet west of the northwest corner of Broadway and West 40th Street and
extending to a point 16 feet west thereof.

024. Gregory Woods, 103 West 49th Street
Beginning at a point 136 feet east of the north side of Avenue B and West 49th Street and
extending to a point 16 feet east thereof.

153. Daniel Daly, 535 Avenue E
Beginning at a point 88 feet south of the southwest corner of Avenue E and East 34th Street and
extending to a point 16 feet south thereof.

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

BE IT RESOLVED, that an ordinance entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC." just introduced, do now pass a first reading and that a meeting of this Council to be held Wednesday, April 20, 2022 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.

* * * * *

20. The Council as a whole moved the following resolution 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.

* * * * *

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

From Morris Starkman, Esq., filing notice of claim on behalf of ROSA VALERIO alleging injuries sustained from an automobile accident with a police vehicle on December 16, 2021.

* * * * *

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

From Nicholas A. Mattera, Esq., filing notice of claim on behalf of STEPHEN MCCLANAHAN alleging injuries sustained from a slip and fall in the parking lot located at 148 West 3rd Street on January 7, 2022.

* * * * *

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

From YESENIA OBANDO filing a notice of claim alleging damage to her automobile while parked by a city owned vehicle on November 16, 2021.

* * * * *

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

From PATRICK JAMES MCMANUS filing a notice of claim alleging damage to his automobile tire when him struck a pothole at Chosin Few Way on February 2, 2022

* * * * *

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

From Monique D. Moreira, Esq., filing a notice of claim on behalf of ELIN I. HANNA, alleging personal injuries sustained from a fall on the sidewalk at 426-428 Avenue E on August 16, 2021.

* * * * *

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

From Norman M. Hobbie, Esq., filing a notice claim on behalf of RONALD BURNS, alleging personal injuries sustained resulting from a trip and fall on the sidewalk in front of 486 Broadway on January 18, 2022.

* * * * *

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

From DEIRDRE BRYANT filing notice of claim alleging damage to her automobile tire when she struck a pot hole at Bayonne Crossing Way on February 22, 2022.

* * * * *

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

From SUZETTE MORA filing notice of claim alleging damage to her automobile tire when she struck a pot hole at Bayonne Crossing Way on January 8, 2022

* * * * *

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

From the Superior Court of New Jersey in the matter of CYNTHIA GAINOUS vs. CITY OF BAYONNE, THE BAYONNE MUSEUM and et als.

* * * * *

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

From the Superior Court of New Jersey in the matter of DALE MONROE vs. Wells Fargo Bank, First Fidelity, the City of Bayonne and et als.

* * * * *

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

From the Tax Court of New Jersey in the matter of J & J BUILDERS, LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of SL 39 AVENUE C LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of 1030 BROADWAY LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of H & H BROTHER LLC c/o Royal Wine Corp. vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of ONE COMMERCE ST., LLC vs City of Bayonne

* * * * *

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

From the Tax Court of New Jersey in the matter of ENGLE HOLDING CO., LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of 471 BROADWAY LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of HOWARD WAREHOUSE, INC. vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of HOWARD WAREHOUSE, INC. vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of HOWARD REALTY, INC. vs. City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of CLIFTON BOULEVARD PROPERTY INC. vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of JORDAN WAREHOUSE, INC. vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of AEGIS REALTY HOLDINGS, INC. vs City of Bayonne

* * * * *

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

From the Tax Court of New Jersey in the matter of 275 CHOSIN FEW WAY URBAN RENEWAL, LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of SPG HOOK ROAD, LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of EILAT REALTY COMPANY vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of EILAT REALTY COMPANY vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of BAYONNE PLAZA, LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of MICHAEL & DIANNE GALELLA vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of HG REALTY, LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of 812-818 AVENUE C ASSOCIATES vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of 119-129 43RD STREET LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of TUCKER LIMITED PARTNERSHIP vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of YOSEF BLAU & TOVIA WERZBERGER vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of DWECK INC. vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of 557-561 BROADWAY BAYONNE, LLC vs City of Bayonne.

* * * * *

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

From the Tax Court of New Jersey in the matter of PSE&G CORP. PROPPERTIES vs City of Bayonne.

* * * * *

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

From Donohue, Gironda, Doria & Tompkins, LLC, REPORT OF AUDIT for the year ended December 31, 2020

* * * * *

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

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

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

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

* * * * *

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

From the Hon. James M. Davis, Mayor, reappointing EDWARD GILLIGAN to the Rent Control Board for term to expire December 31, 2024.



OFFICE OF THE MAYOR
CITY OF BAYONNE
630 AVENUE C • BAYONNE, NEW JERSEY 07002-3898
TEL. (201) 858-6010 • FAX (201) 436-2413
JAMES DAVIS, MAYOR



March 8, 2022

Dear Council President Nadrowski
And Honorable Members of City Council:

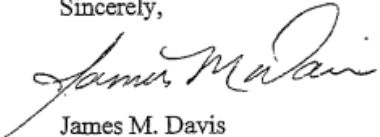
I hereby recommend the following individuals to the **Rent Control Board** of the City of Bayonne:

Edward Gilligan
549 Avenue A, Bayonne, NJ 07002

Term expiring on December 31, 2024
(Reappointment as Regular Member)

In conjunction with this appointment the City Clerk has been directed to add an accompanying item on the March 16, 2021 Council meeting agenda to be received and filed by the City Council.

Sincerely,


James M. Davis
Mayor

Cc: Camille Burgos, Administrator
File

* * * * *

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

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

P.O. Type: All Include Project Line Items: Yes Open: N Paid: N Void: N
Range: First to Last Rcvd: Y Held: N Aprv: N
Format: Condensed First Enc Date Range: First to 12/31/22 Bid: Y State: Y Other: Y Exempt: Y
Include Non-Budgeted: Y

Vendor #	Name						
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
ABDEL015 MARWAN ABDEL-RAHMAN							
22-00736	03/02/22		Open	640.00	0.00		
22-00737	03/02/22		Open	980.00	0.00		
				1,620.00			
ADVAN065 ADVANCED CARD SYSTEMS &							
22-00968	03/16/22	Installation Services	Open	6,500.00	0.00		
AEGEO005 AEGEON, LLC							
22-00790	02/23/22	2 COURSE CRISIS NEGOTIATIONS	Open	1,050.00	0.00		
AGLIN005 AGL INHALATION THERAPY INC.							
22-00791	02/28/22	OXYGEN Feb'22	Open	152.98	0.00		
AIRBO005 AIRBOSS DEFENSE GROUP, LLC							
21-03668	11/19/21	DECON-10 PARTS	Open	468.90	0.00		
AIRBR005 AIR BRAKE EQUIPMENT							
22-00693	03/01/22	Vehicle Repair #346 & 347	Open	639.00	0.00		
ALDIS005 A & L DISPOSAL, LLC							
22-00484	02/10/22	RECYCLING COLLECTION SERVICES	Open	97,862.33	0.00	B	
22-00485	02/10/22	SOLID WASTE COLLECTION SERVICE	Open	144,010.41	0.00	B	
				241,872.74			
ALLHA005 ALL HANDS FIRE EQUIPMENT LLC							
21-03750	03/07/22	ROPE REPLACEMENT	Open	38,125.40	0.00		
ALPHA005 ALPHA DOG SOLUTIONS, INC							
22-00272	01/26/22	WEBSITE MAINTENANCE SERVICES	Open	4,500.00	0.00	B	
AMADE010 PETE AMADEO							
22-00839	03/08/22	Reimbursements	Open	139.33	0.00		
AMAZO005 AMAZON.COM							
22-00203	01/24/22	SHARPIE MAGNUM MARKERS	Open	57.08	0.00		
22-00570	01/21/22	oil Filter	Open	67.96	0.00		
22-00573	02/15/22		Open	1,501.76	0.00		
22-00579	02/15/22		Open	62.90	0.00		
22-00581	02/15/22		Open	1,854.75	0.00		
22-00590	02/16/22		Open	19.52	0.00		
22-00634	02/18/22		Open	83.45	0.00		
22-00658	02/25/22	KEYBOARD/USB CABLE	Open	23.17	0.00		
22-00659	02/28/22		Open	115.12	0.00		
22-00661	02/28/22		Open	352.54	0.00		
22-00662	02/27/22	Amazon Office Supplies	Open	747.27	0.00		
22-00735	02/28/22	Amazon Office Supplies	Open	239.17	0.00		
22-00738	03/02/22	Desk Calculator	Open	79.85	0.00		

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 2

Vendor #	Name		Status	Amount	Void Amount	Contract	PO Type
PO #	PO Date	Description					
AMAZ005	AMAZON.COM	Continued					
22-00741	03/03/22	HP Toner	Open	82.05	0.00		
22-00792	03/08/22	WASHING MACHINE HOSES	Open	93.60	0.00		
				5,380.19			
APPRO005	APPROVED FIRE PROTECTION						
22-00789	02/28/22	ANNUAL FIRE EXTINGUISHER INSPE	Open	1,153.50	0.00		
APRUZ005	APRUZZESE, MCDERMOTT, MASTRO,						
21-00354	01/29/21	Legal Services	Open	3,237.00	0.00		B
22-00319	01/28/22	SPECIAL LABOR ATTORNEY SERVICE	Open	804.50	0.00		B
				4,041.50			
ASSOC015	ASSOCIATION OF NJ RECYCLERS						
22-00895	03/11/22	Michael Tassone - Annual Mtg	Open	70.00	0.00		
ATLAN070	ATLANTIC TOMORROWS OFFICE						
22-00969	03/16/22	Maintenance Billing	Open	3,888.33	0.00		
ATTM005	AT&T MOBILITY						
22-00724	03/02/22	01-06-22 - 02/05/22	Open	38.24	0.00		
BAKER015	BAKER & TAYLOR						
22-00571	02/15/22	BOOKS AND PUBLICATIONS	Open	1,944.30	0.00		
22-00584	02/15/22	CONTRACTUAL SERVICES	Open	500.00	0.00		
22-00618	02/16/22	BOOKS AND PUBLICATIONS	Open	734.40	0.00		
22-00669	03/01/22	BOOKS AND PUBLICATIONS	Open	2,788.28	0.00		
22-00670	03/01/22	BOOKS AND PUBLICATIONS	Open	731.98	0.00		
22-00672	03/01/22	BOOKS AND PUBLICATIONS	Open	154.32	0.00		
22-00749	02/19/22	BOOKS AND PUBLICATIONS	Open	647.95	0.00		
22-00750	02/21/22	BOOKS AND PUBLICATIONS	Open	27.50	0.00		
22-00885		BOOKS AND PUBLICATIONS	Open	121.49	0.00		
				7,650.22			
BANK0011	THE BANK OF NEW YORK MELLON						
22-00054	01/18/22	2022 Administration Fees	Open	1,500.00	0.00		B
BARCO005	BARCO PRODUCTS						
22-00283	01/27/22	Pet Waste Roll Bags	Open	2,889.32	0.00		
BAYON080	BAYONNE EXTERMINATING CO.						
22-00760	02/18/22	Pest Control LIBR Feb'22	Open	139.10	0.00		
BAYON255	BAYONNE PAL						
CD-10372	09/11/20	GY21 CV PPE Supplies	Open	3,758.86	0.00		B
BAYON330	BAYONNE VETERINARY MEDICAL CEN						
22-00762	02/16/22	K 9 RANGER Exam 02/16/22	Open	226.50	0.00		
22-00763	02/01/22	K9 ROCCO(EUTHANASIA)	Open	565.00	0.00		
				791.50			
BAYON345	BAYONNE YOUTH CENTER						
CD-10407	09/13/21	GY22 Childcare Services	Open	9,438.93	0.00		B

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 3

Vendor #	Name							
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type	
BAYON365 BAYONNE ECONOMIC OPPORTUNITY F								
22-00627	02/16/22	CY2022 Congregate Meals	Open	37,930.83	0.00		B	
CD-10361	09/11/20	GY21 CV Sr. Holiday Grab'n Go	Open	4,050.00	0.00		B	
CD-10399	08/11/21	GY22 Fair Housing Program	Open	6,854.04	0.00		B	
CD-10400	08/11/21	GY22 Headstart Security Svcs	Open	1,628.22	0.00		B	
CD-10401	08/11/21	GY22 Sr. Transportation S&W	Open	3,255.05	0.00		B	
CD-10402	08/11/21	GY22 Sr. Transportation Ins.	Open	373.44	0.00		B	
CD-10415	11/10/21	CY22 CDBG Admin & Planning	Open	<u>18,333.33</u>	0.00		B	
				72,424.91				
BAYSH010 BAYSHORE FIRE & SAFETY LLC								
22-00722	03/02/22	FIRE EXTINGUISHERS	Open	369.00	0.00			
22-00726	03/02/22	INSPECTION/SPRINKLE SYSTEM ECT	Open	<u>888.75</u>	0.00			
				1,257.75				
BESPO005 BESPOKE HEALTH, LLC								
22-00185	01/20/22	Vaccine Services	Open	366,625.00	0.00		B	
BESTM010 BEST MAIDS NJ LLC								
22-00716	03/02/22	CLEANING SERVICES TRAFFIC UNIT	Open	1,750.00	0.00			
22-00718	03/02/22	POLICE TRAFFIC UNIT330 HOOK RD	Open	1,400.00	0.00			
22-00901	03/11/22	POLICE TRAFFIC COVID CLEANING	Open	<u>1,400.00</u>	0.00			
				4,550.00				
BLACK040 BLACKSTONE AUDIOBOOKS INC								
22-00674	03/01/22	BOOKS AND PUBLICATIONS	Open	100.60	0.00			
22-00678	03/01/22	BOOKS AND PUBLICATIONS	Open	<u>182.77</u>	0.00			
				283.37				
BOBCA005 BOBCAT OF NORTH JERSEY								
22-00691	03/01/22	wheel #3065	Open	241.56	0.00			
BOYLE015 SEAN BOYLE								
22-00767	03/01/22	REIMBURSEMENT FOR F.O BOYLE	Open	400.00	0.00			
BRICK005 BRICK MARKERS USA								
22-00706	03/02/22		Open	1,533.00	0.00			
BRIDG005 BRIDGE AWARDS & TROPHIES LLC								
22-00832	02/11/22	Trophies	Open	487.00	0.00			
22-00833	02/11/22	Hoodies & V-Necks	Open	914.00	0.00			
22-00955	03/15/22		Open	<u>2,418.00</u>	0.00			
				3,819.00				
BROCK005 BROCKMAN PHARMACY								
22-00778	03/07/22	BOOA Emergency Assistance	Open	565.92	0.00			
BSNSP005 BSN SPORTS INC								
22-00840	02/27/22	Secial Needs Game Room Suppls	Open	476.00	0.00			
22-00842	02/27/22	Special Needs Game Room Suppls	Open	<u>350.00</u>	0.00			
				826.00				

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 4

Vendor #	Name						
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
BUYW1005 BUY WISE WHOLESALE AUTO PARTS							
21-00323	01/29/21	Vehicle Maintenance	Open	8,983.01	0.00		B
CABLE020 CABLEVISION							
22-00802	03/01/22	Acct 07804026685017 Mar'22	Open	108.28	0.00		
22-00804	03/01/22	Acct 07804031452021 Mar'22	Open	27.12	0.00		
22-00805	03/01/22	Acct 07804031865018 Mar'21	Open	33.31	0.00		
22-00806	03/01/22	Acct 07804031897011 Mar'22	Open	11.44	0.00		
22-00807	03/01/22	Acct 07804034590036 Mar'22	Open	61.35	0.00		
22-00808	03/01/22	Acct 07804036907071 Mar'22	Open	81.48	0.00		
22-00810	03/01/22	Acct 07804039171011 Mar'22	Open	103.17	0.00		
22-00811	03/01/22	Acct 07804039744016 Mar'22	Open	141.11	0.00		
22-00855	02/16/22	Acct 07804030551014 Feb-Mar'22	Open	194.98	0.00		
22-00856	02/16/22	Acct 07804031398019 Feb-Mar'22	Open	224.94	0.00		
22-00857	02/16/22	Acct 07804033378019 Feb-Mar'22	Open	134.94	0.00		
22-00858	02/16/22	Acct 07804033540014 Feb-Mar'22	Open	8.33	0.00		
22-00859	02/16/22	Acct 07804035999011 Feb-Jan'22	Open	139.88	0.00		
22-00861	02/16/22	Acct 07804038553012 Feb-Mar'22	Open	100.38	0.00		
22-00862	02/16/22	Acct 07804039775011 Feb-Mar'22	Open	286.23	0.00		
22-00909	02/16/22	Acct 0780403215018 Feb-Mar'22	Open	104.10	0.00		
22-00910	03/01/22	Acct 07804037621026 Mar'22	Open	299.27	0.00		
				2,060.31			
CABLE030 CABLEVISION							
22-00911	03/01/22	Acct 50851 Feb/Mar'22	Open	1.96	0.00		
22-00912	03/01/22	Acct 52459 Mar'22	Open	6,880.10	0.00		
				6,882.06			
CAMPB015 CAMPBELL SUPPLY CO. INC.							
21-00322	01/29/21	Vehicle Maintenance	Open	4,495.62	0.00		B
CAMPI005 RICHARD CAMPISANO							
22-00261	01/26/22	PLANNING BOARD LEGAL SERVICES	Open	900.00	0.00		B
22-00262	01/26/22	ZONING BOARD LEGAL SERVICES	Open	1,100.00	0.00		B
DE-10072	01/14/22	CY22 Developers Escrow Billing	Open	4,982.50	0.00		
				6,982.50			
CDWGO005 CDW GOVERNMENT							
22-00097	01/19/22	GETAC TABLET	Open	2,987.56	0.00		
22-00688	03/02/22	RECHARGEABLE BATTERY PACK	Open	66.66	0.00		
22-00796	03/09/22	5 LICENSES FOR IPAD	Open	263.30	0.00		
				3,317.52			
CENTR025 CENTRAL PAINT							
22-00615	02/16/22	Paint	Open	399.99	0.00		
CHAND005 CHANDELIER RESTAURANT							
22-00759	02/28/22	PRISONER MEALS FEB. 2022	Open	66.25	0.00		
CHASA005 CHASAN, LEYNER & LAMPARELLO, P							
22-00310	01/27/22	DEFENSE FOR STATE TAX COURT	Open	17,552.13	0.00		B

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 5

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
CHURC015	CHURCH WORLD SERVICE								
	CD-10408	09/13/21	GY22	Employment Coaching	Open	1,083.07	0.00		B
CITY0035	CITY OF BAYONNE								
	DE-10074	01/14/22	CY22	Developers Escrow Billing	Open	129.30	0.00		
CLIPS005	PAPER CLIPS								
	22-00106	01/19/22		2 Name Plates - Board Members	Open	28.00	0.00		
CMEAS005	CME ASSOCIATES								
	22-00267	01/26/22		IN-HOUSE ENGINEERING SERVICES	Open	96,207.50	0.00		B
	DE-10071	01/14/22	CY22	Developers Escrow Billing	Open	<u>44,931.75</u>	0.00		
						141,139.25			
COLLC005	IMPERIAL BAG & PAPER CO.,LLC								
	22-00552	02/15/22		MATERIALS AND SUPPLIES	Open	873.88	0.00		
CONTI010	CONTINENTAL TRADING & HARDWARE								
	22-00743	03/01/22		Various Supplies	Open	142.82	0.00		
CRYST005	CRYSTAL CLEAR VIDEO PRODUCTION								
	22-00894	03/11/22		MAYOR'S UPDATE VIDEOS	Open	5,250.00	0.00		
DANIE045	DANIEL C. MURPHY								
	22-00621	02/16/22		DRONE REIMBURSEMENT	Open	74.44	0.00		
DAVIS020	DRS. DAVIS								
	22-00782	03/07/22		BOOA Eye Glass Program	Open	2,100.00	0.00		
DIESE005	DIESEL POWER & EQUIPMENT INDUS								
	22-00702	03/01/22		Diesel Emission Inspection	Open	1,396.00	0.00		
DILLI005	DILLIN TIRE CO.								
	22-00800	02/07/22		Scrap Tires	Open	320.00	0.00		
EMERG020	EMERGI-CLEAN INC.								
	22-00704	03/01/22		Decontamination Cleaning	Open	4,250.00	0.00		
FANWO005	FANWOOD CRUSHED STONE CO.								
	22-00880	03/11/22		H.P.M. Green - Feb'22	Open	811.30	0.00		
FEDEX210	FEDEX								
	22-00710	03/02/22		K. Garcia to Dr. T. Heilbid	Open	82.49	0.00		
	22-00715	03/02/22		J. Coffey to R.Miton,Esq.	Open	<u>31.90</u>	0.00		
						114.39			
FLEXF005	FLEXFACTS								
	22-00772	03/01/22		FSA Monthly Feb'22	Open	269.50	0.00		
FOLEY020	FOLEY INC.								
	21-03340	10/18/21		CATERPILLAR GENERATOR	Open	221,372.55	0.00		B

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 6

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
FREEM005	FREEMAN PAIN INSTITUTE, P.A.								
		22-00757	03/16/22	Police Officers Agility Testin	Open	1,200.00	0.00		
FSTIR005	F & S TIRE CORP.INC.								
		22-00645	02/23/22	Vehicle Repair Parts PW34	Open	1,574.80	0.00		
FUEL005	MAJORA FUEL								
		22-00689	03/01/22	Fuel- February	Open	2,714.71	0.00		
		22-00942	03/14/22	Fuel	Open	<u>663.22</u>	0.00		
						3,377.93			
GANNL005	GANN LAW BOOKS								
		22-00906	03/04/22	Gann Law Subscriptions 2022	Open	327.50	0.00		
GERBE015	GERBER LIFE INSURANCE CO.								
		22-00814	03/08/22	RISK MANAGEMENT SERVICES	Open	33,175.00	0.00		B
GLOBA035	GLOBAL INDUSTRIAL EQUIP.CO.								
		22-00636	02/18/22	Soap Dispensers	Open	696.35	0.00		
GLOBA060	GLOBAL INTERACTIVE SOLUTIONS								
		22-00866	02/09/22	Cloud Video Renewal	Open	6.00	0.00		
		22-00867	03/09/22	Cloud Renewal	Open	<u>21.00</u>	0.00		
						27.00			
GOLDS005	GOLD'S CAR WASH, INC.								
		22-00965	03/16/22		Open	45.00	0.00		
GRAFF005	GRAFFITI SOLUTIONS								
		22-00877	03/04/22	Elephant Snot	Open	840.00	0.00		
GRAIN005	GRAINGER								
		22-00543	02/16/22	Water Filters	Open	2,013.96	0.00		
		22-00551	02/15/22	MATERIALS AND SUPPLIES	Open	194.00	0.00		
		22-00612	02/16/22	Plastic Liners	Open	714.20	0.00		
		22-00651	02/23/22	Safety Glasses	Open	225.98	0.00		
		22-00654	02/23/22	Office Supplies	Open	<u>129.47</u>	0.00		
						3,277.61			
HENNARD	HENN AND NARDINI CONSTRUCTING								
		22-00949	03/15/22	Cash Bond's Release's P#9949	Open	1,500.00	0.00		
HERCR005	HERC RENTALS INC.								
		21-03353	10/18/21		Open	4,040.00	0.00		
HINTZ005	CLARKE CATON HINTZ								
		22-00312	01/27/22	COAH CONSULTANT SERVICES	Open	1,220.50	0.00		B
HOBOK010	HOBOKEN GLASS INC.								
		22-00288	11/18/21	Glass Repair 597 Broadway	Open	840.00	0.00		
HUDSO095	HUDSON EYE PHYSICIANS & SURGEO								
		22-00779	03/07/22	BOOA Emergency Assistance	Open	600.00	0.00		

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 7

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
HUDSO125	HUDSON COUNTY REGISTER	CD-10389	03/15/21	Discharge of Mortgage	Open	26.00	0.00		
HUDSO135	HUDSON COUNTY IMPROVEMENT AUTH	22-00819	03/08/22	SOLID WASTE DISPOSAL & TIPPING	Open	525,459.70	0.00		B
HYEPE005	HYE PETROLEUM	22-00944	03/15/22		Open	86.06	0.00		
		22-00945	03/15/22		Open	<u>89.00</u>	0.00		
						175.06			
IHARPO05	I. HALPER PAPER & SUPPLIES, INC	22-00785	03/02/22	JANITORIAL SUPPLIES	Open	432.80	0.00		
INLIN005	IN-LINE AIR CONDITIONING	21-01114	03/30/21	HVAC Services	Open	18,637.23	0.00		B
		22-00487	02/10/22	HVAC MAINTENANCE SERVICES	Open	<u>17,820.77</u>	0.00		B
						36,458.00			
INSTI000	Institute for Professional Dev	22-00827	03/09/22	Payment in lieu of Taxes Pilot	Open	50.00	0.00		B
INTEG010	INTEGRATED TECHNICAL SYSTEMS I	22-00236	01/25/22	IRIS CONTRACT FOR T2 ON METERS	Open	845.00	0.00		B
		22-00948	03/15/22		Open	<u>1,196.15</u>	0.00		
						2,041.15			
INTEG015	INTEGRATED MICRO SYSTEMS	22-00317	01/28/22	TECH EQUIP, SOFTWARE AND SUBSC	Open	12,953.00	0.00		B
		22-00318	01/28/22	TECHNOLOGY SUPPORT SERVICES	Open	<u>3,480.00</u>	0.00		B
						16,433.00			
INTER090	Interstate Waste Services	21-03548	10/31/21	DEMO RECYCLING OCT 2021	Open	1,243.84	0.00		
		21-03815	11/30/21	Demo-Scale Recycling Nov'21	Open	452.40	0.00		
		22-00875	02/28/22	Demo Scale - February'22	Open	<u>327.60</u>	0.00		
						2,023.84			
JAGZULA	JAGZULA LLC.	22-00952	03/15/22	Release Cash B(Job Cancelled)	Open	1,500.00	0.00		
JERSE060	JERSEY JOURNAL	22-00729	03/02/22	LEGAL ADVERTISEMENT	Open	732.75	0.00		
		22-00754	11/23/21	LEGAL ADVERTISEMENT	Open	1,212.01	0.00		
		CD-10272	06/17/19	CDBG Legal Display	Open	<u>202.99</u>	0.00		
						2,147.75			
JEWEL005	JEWEL ELECTRIC SUPPLY CO.	22-00746	02/28/22	Lamps	Open	543.40	0.00		
JJPRI005	J&J PRINTING CO.	21-03696	12/12/21	WARNING STICKERS	Open	520.00	0.00		
		71-03764	11/26/21	Construction & Plumbing Permits	Open	505.00	0.00		

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 8

Vendor #	Name						
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
JJPRI005	J&J PRINTING CO.	Continued					
21-03991	12/31/21	To and From Envelopes	Open	170.00	0.00		
22-00217	01/24/22	Business Card - Tracey	Open	65.00	0.00		
22-00608	03/05/22	Green No Parking Signs	Open	320.00	0.00		
22-00725	03/02/22	ENVELOPES FOR FIRE PREVENTION	Open	445.00	0.00		
22-00899	03/11/22	WARNING TICKETS & BUSINESS CRD	Open	269.00	0.00		
				2,294.00			
JOHNH005	JOHN H. STAMLER POLICE ACADEMY						
22-00902	03/11/22	ARREST,SEARCH & SEIZURE	Open	30.00	0.00		
JPMAN005	JPMONZO MUNICIPAL CONSULTING,L						
22-00845	03/09/22	P Cards-Establish Successful P	Open	50.00	0.00		B
22-00950	03/15/22	Procurement Cards(P Cards)	Open	50.00	0.00		
22-00951	03/15/22	Debt Management 2022	Open	50.00	0.00		
				150.00			
JPSPL005	JP'S PLUMBING & HEATING CORP						
21-00386	01/21/21	Plumbing Repair Collins Park	Open	1,250.00	0.00		
22-00701	03/01/22	Basement/Garage	Open	725.00	0.00		
				1,975.00			
KSGCONST	KSG Construction,LLC						
22-00953	03/15/22	Cash Bonds's R P# 10717&10512	Open	3,000.00	0.00		
LABCO005	LABCORP OF AMERICA HOLDING						
22-00753	02/26/22	Pre- Emp Drug Testing Services	Open	195.00	0.00		
LABOR005	LABOR LAW COMPLIANCE CENTER						
22-00593	02/16/22		Open	251.96	0.00		
LAWNE005	LAWMEN SUPPLY CO.						
21-02802	08/31/21	(1) PATROL RIFLE	Open	762.28	0.00		
LAWSO005	LAWSON PRODUCTS INC.						
22-00635	02/18/22	Vehicle Repair Parts	Open	1,063.43	0.00		
22-00663	03/01/22	Various Repair Parts	Open	110.70	0.00		
				1,174.13			
LINDE015	LINDE GAS & EQUIPMENT INC.						
22-00882	02/22/22	Industrial Gases Feb'22	Open	59.18	0.00		
LOWES005	LOWES						
22-00606	02/16/22	Building Maint Supplies	Open	168.61	0.00		
22-00607	02/16/22	Plate Covers Police Dept	Open	66.59	0.00		
22-00769	01/19/22	Lowe's Supplies	Open	216.30	0.00		
22-00770	01/20/22	Lowe's Wood Blinds	Open	229.32	0.00		
22-00786	03/02/22	SUPPLIES FOR ST# 4	Open	170.95	0.00		
22-00871	03/02/22	Materials	Open	159.47	0.00		
22-00872	03/03/22	Bathroom Council Chambers	Open	116.38	0.00		
22-00873	03/03/22	Supplies	Open	117.78	0.00		
22-00879	03/10/22	56th St Senior Ctr	Open	279.70	0.00		
22-00907	03/09/22	Materials and Supplies	Open	932.61	0.00		

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 9

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
LOWES005	LOWES				Continued				
		22-00947	03/15/22		Open	243.68	0.00		
						2,701.39			
MACKA005	MACKEY METERS INC.								
		22-00622	01/31/22	Meter Fees Jan'22	Open	5,571.00	0.00		
		22-00896	03/11/22	Meter Fees for CY2022	Open	5,655.10	0.00		B
						11,226.10			
MANLE005	PETE MANLEY								
		22-00385	02/02/22	WASHING MACHINE INSTALLATIONS	Open	11,350.00	0.00		
MANUA005	LAWYERS DIARY & MANUAL								
		22-00846	03/09/22	ANNUAL RENEWAL 2022	Open	255.50	0.00		
MARKS010	MARK SPORTSWEAR SCREEN PRINT								
		22-00956	03/15/22		Open	324.00	0.00		
MARLO005	MARLOW WHITE UNIFORMS, INC.								
		22-00371	02/25/22	MAGAZINE POUCHES / SAM BELT	Open	296.00	0.00		
MARTHGAT	Martha Gattuso								
		22-00958	03/15/22	Cash Bond's Release's P#9027	Open	1,500.00	0.00		
MIDAT005	MID-ATLANTIC TRUCK CENTER								
		22-00646	02/23/22	Engine Repair PW #386	Open	3,852.02	0.00		
		22-00696	03/01/22	Engine Harness #365 PW	Open	664.40	0.00		
						4,516.42			
MIDWE010	MIDWEST TAPE								
		22-00619	02/16/22	BOOKS AND PUBLICATIONS	Open	39.73	0.00		
		22-00673	03/01/22	BOOKS AND PUBLICATIONS	Open	39.73	0.00		
		22-00748	02/22/22	BOOKS AND PUBLICATIONS	Open	105.70	0.00		
		22-00886	02/28/22	BOOKS AND PUBLICATIONS	Open	68.97	0.00		
						254.13			
MILLE020	MILLENNIUM STRATEGIES LLC								
		22-00278	01/26/22	GRANT WRITING / MGMT SERVICES	Open	5,500.00	0.00		B
MISTR005	MISTRAS GROUP INC								
		22-00890	01/26/22	Annual Fire Pump Inspection	Open	8,551.50	0.00		
MORRI020	MORRIS COUNTY PUBLIC SAFETY TR								
		22-00708	03/02/22	Baton Instructor course fee	Open	80.00	0.00		
MOTOR015	MOTOROLA SOLUTIONS INC.								
		22-00817	03/08/22	MAINT OF CITYWIDE COMM SYSTEM	Open	70,902.13	0.00		B
MOTOR020	MOTOROLA SOLUTIONS INC.								
		21-03536	11/12/21	APX4500 Mobile Radio 02 Head	Open	11,514.00	0.00		
MRMIL005	M & R MILLER AUTO GEAR								
		22-00314	01/27/22	AUTO PARTS AND VM SUPPLIES	Open	7,393.97	0.00		B

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 10

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
MRMIL005	M & R MILLER AUTO GEAR			Continued					
	22-00766	02/02/22		CALCIUM PELLETS	Open	356.55	0.00		
	22-00830	03/02/22		FUEL	Open	51.82	0.00		
						7,802.34			
MULLA005	MICHAEL MULLANE								
	22-00788	03/03/22		REIMBURSEMENT FOR SUPPLIES	Open	227.84	0.00		
NAPAA005	NAPA AUTO PARTS								
	22-00322	01/28/22		AUTO PARTS & SUPPLIES FOR VM	Open	4,360.17	0.00		B
NEWJE045	NEW JERSEY DEPARTMENT OF ENVIR								
	22-00712	03/02/22		Reg Medical Waste Annual Fee	Open	255.00	0.00		
NEWJE085	NEW JERSEY FIRE EQUIP CO.								
	22-00787	03/03/22		SCOTT STRAP HARNESS	Open	1,468.80	0.00		
	22-00834	03/07/22		REPAIR OF SCOTT AIR-PAK	Open	91.33	0.00		
						1,560.13			
NEWJE170	NEW JERSEY REGISTRARS ASSOCIAT								
	22-00730	03/02/22		MEMBERSHIP RENEWAL	Open	25.00	0.00		
NEWJE235	NEW JERSEY DOOR WORKS LLC								
	22-00649	02/23/22		Engine #3 Sectional Door	Open	2,555.03	0.00		
	22-00815	03/08/22		MAINTENANCE OF BUILDING DOORS	Open	1,890.05	0.00		B
	22-00893	02/09/22		Pol Garage LH & Front Door RH	Open	7,840.00	0.00		
						12,285.08			
NJADV005	NJ ADVANCE MEDIA								
	22-00728	03/02/22		LEGAL ADVERTISEMENT	Open	1,157.85	0.00		
NJAP2010	NJAP2A								
	22-00469	10/05/21		Annual Luncheon	Open	140.00	0.00		
NJINT005	NJ INTERGOVERNMENTAL INSURANCE								
	22-00966	03/16/22		CY22 Multi Line Billing	Open	570,450.00	0.00		B
	22-00967	03/16/22		CY22 Worker's Compensation	Open	280,896.00	0.00		B
						851,346.00			
NJLMO005	NJLM								
	22-00655	02/23/22		Budget,Ethics&Procurement Upda	Open	150.00	0.00		
NJSTA010	NJ STATE LEAGUE OF MUNICIPALIT								
	22-00774	03/07/22			Open	270.00	0.00		B
	22-00775	03/07/22		Cannabis in the Workplace 4/5	Open	270.00	0.00		
						540.00			
NORTH125	NORTHERN TOOL& EQUIPMENT								
	22-00650	02/23/22		Repair Garage	Open	841.81	0.00		
NWFIN005	NW FINANCIAL GROUP, LLC								
	21-02065	06/23/21		Financial Svs - Non Capital	Open	6,932.50	0.00		B

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 11

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
OCLCF005	OCLC Inc.	22-00768	03/01/22	Cataloging & Metadata Mar'22	Open	1,487.95	0.00		
OMAHA005	OMAHA STANDARD & CO.	22-00695	03/01/22	Various Repair Parts #326	Open	759.65	0.00		
OTERO005	NYDIA OTERO	22-00851	02/17/22	Spanish Interpretns 02/17/22	Open	450.00	0.00		
		22-00868	03/11/22		Open	<u>202.50</u>	0.00		
						652.50			
PABCO005	PABCO INDUSTRIES	22-00652	02/23/22	Trash Bags - Black	Open	1,350.00	0.00		
PALIS005	PALISADE EYE ASSOCIATES	22-00781	03/07/22	BOOA Eye Glass Program	Open	600.00	0.00		
		22-00784	03/07/22	BOOA Eye Glass Program	Open	<u>300.00</u>	0.00		
						900.00			
PARSO005	PARSONS ENVIRONMENT & INFRASTR	22-00889	03/05/22	Emissions Feb'22	Open	72.54	0.00		
PASS0010	E-Z PASS	22-00653	02/23/22	Replishment	Open	500.00	0.00		
PATCH005	PATCH MANAGEMENT INC.	22-00446	02/08/22	Pot Hole Killers	Open	4,988.00	0.00		
		22-00818	03/08/22	CITYWIDE POTHOLE MAINTENANCE	Open	<u>14,964.00</u>	0.00		B
						19,952.00			
PITNE005	PITNEY BOWES INC	21-02267	07/08/21	Rental of Snd ProP200 Mailing	Open	1,963.52	0.00		B
		22-00849	08/11/21	Red Ink	Open	<u>947.45</u>	0.00		
						2,910.97			
PORTA005	PORT AUTHORITY OF NY & NJ	22-00913	02/10/22	Acct 404112 Oct'21	Open	269.62	0.00		
		22-00914	02/10/22	Acct 404112 Nov'21	Open	<u>398.50</u>	0.00		
						668.12			
PROAC010	PROACT, INC	TR-10047	03/15/??	CY20?? Prescription Payments	Open	747,783.98	0.00		
PSEG0005	PSE&G	22-00915	03/07/22	Acct 6574856000 02/05-03/02/22	Open	874.00	0.00		
		22-00916	02/11/22	Acct 7290827902 01/10-02/11/22	Open	107.65	0.00		
		22-00917	02/11/22	Acct 7394124304 01/10-02/11/22	Open	18.63	0.00		
		22-00918	02/16/22	Acct 7394366901 01/15-02/14/22	Open	65.35	0.00		
		22-00926	02/14/22	Acct 130408107 01/07-02/07/22	Open	12,710.11	0.00		
		22-00927	02/14/22	Acct 1301408301 01/07-02/07/22	Open	248.50	0.00		
		??-00928	03/01/??	Acct 1301408603 Jan'??	Open	51,452.86	0.00		
		22-00929	02/28/22	Acct 1301408905 01/07-02/07/22	Open	9,057.34	0.00		
		22-00930	03/01/22	Acct 1301409006 01/23-02/22/22	Open	3,612.29	0.00		

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 12

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
PSEG0005	PSE&G			Continued					
		22-00931	02/11/22	Acct 7397419208 01/12-02/09/22	Open	17.38	0.00		
		22-00932	02/24/22	Acct 7455992718 01/23-02/22/22	Open	9.61	0.00		
		22-00933	02/14/22	Acct 7518724618 01/12-02/09/22	Open	20.47	0.00		
		22-00934	03/08/22	Acct 1301408900 Feb'22	Open	65,422.29	0.00		
		22-00935	03/05/22	Acct 1301408808	Open	169.01	0.00		
		22-00936	03/07/22	Acct 6694264704 02/03-03/04/22	Open	1,331.57	0.00		
		22-00938	03/10/22	Acct 7445172904 02/05-03/08/22	Open	31.25	0.00		
		22-00939	03/10/22	Acct 7508489500 02/05-03/08/22	Open	22.37	0.00		
						145,170.68			
PUBLI125	PUBLIC WORKS ASSOCIATION OF NJ								
		22-00883	01/01/22	CPWM Certification	Open	105.00	0.00		
RACHL005	RACHLES/MICHELE'S OIL COMPANY								
		22-00820	03/08/22	DIESEL FUEL FOR CITY VEHICLES	Open	17,422.50	0.00		B
		22-00821	03/08/22	UNLEADED FUEL CITY VEHICLES	Open	48,324.08	0.00		B
						65,746.58			
RAINB010	RAINBOW CLEANERS								
		22-00765	02/15/22	HAZMAT CLEANING FOR F/F GEYER	Open	80.00	0.00		
READY005	READY REFRESH BY NESTLE								
		22-00863	02/10/22	#0441205655 Jan-Feb'22	Open	182.39	0.00		
		22-00864	02/12/22	#0442720751 Jan-Feb'22	Open	43.87	0.00		
						226.26			
REPTR005	REPTRONICS								
		22-00594	02/16/22		Open	1,755.00	0.00		
		22-00755	02/22/22	office Equipment repair	Open	195.00	0.00		
						1,950.00			
RESNI005	RESNICK'S HARDWARE								
		21-03071	09/23/21	TRASH CAN	Open	245.90	0.00		
		21-03544	11/15/21	master locks	Open	215.88	0.00		
		22-00611	02/16/22	Speedy Dry	Open	1,055.40	0.00		
		22-00709	03/02/22		Open	1,890.00	0.00		
		22-00841	02/10/22	Janitorial Supplies SrCtr	Open	682.89	0.00		
						4,090.07			
RUSSE005	RUSSELL'S AUTO BODY								
		22-00714	03/02/22	DOOR REPAIR UNIT 2004	Open	684.00	0.00		
RUTGE070	RUTGERS, THE STATE UNIVERSITY								
		21-02825	09/01/21	Course-OPRA for P&Z	Open	50.00	0.00		
		22-00865	03/10/22	Course Registration	Open	2,648.00	0.00		
						2,698.00			
SAFET010	SAFE-T								
		21-03528	01/18/22	NEW RECRUIT GEAR	Open	39,727.09	0.00		
SAFET015	SAFETY KLEEN CORP.								
		22-00647	02/23/22	30G Parts Washer - Solvent	Open	443.46	0.00		

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 13

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
SCH00005	SCHOOL BUS PARTS	22-00644	02/23/22	Vehicle Repair Parts	Open	475.55	0.00		
SEMAN005	ADAM SEMANCHICK	22-00831	02/10/22	Sr. Valentines DJ	02/10/22	Open	200.00	0.00	
SIRCH005	SIRCHIE FINGERPRINT LABORATORY	21-03562	11/15/21	PROPERTY & EVIDENCE	Open	1,118.70	0.00		
SKANSKAK	SKANSKA KOCH INC.	22-00954	03/15/22	Cash Bond's Release's P#9047	Open	1,500.00	0.00		
SPARK005	SPARKCLEAN	22-00719	03/02/22	CLEANING SERV. POLICE HQ	Open	3,750.00	0.00		
		22-00720	03/02/22	CLEANING SERV. POLICE HQ	Open	3,000.00	0.00		
						6,750.00			
STAND005	STANDARD ELEVATOR CORP.	21-00629	02/23/21	Elevator Maintenance	Open	1,046.00	0.00		B
		22-00488	02/10/22	ELEVATOR MAINTENANCE SERVICES	Open	1,360.55	0.00		B
		22-00843	02/01/22	Elevator PM LIBR Feb-Mar'22	Open	492.30	0.00		
						2,898.85			
STAPI010	STAPI FS, TNC.	22-00447	02/08/22		Open	117.98	0.00		
		22-00474	02/09/22		Open	188.04	0.00		
		22-00481	02/09/22		Open	500.75	0.00		
		22-00580	02/15/22		Open	197.90	0.00		
		22-00676	03/05/22	Printer	Open	427.46	0.00		
		22-00677	03/05/22	Logitech M100 Mouse	Open	51.05	0.00		
		22-00683	03/05/22	Printer	Open	427.46	0.00		
		22-00684	03/05/22	Printer for FD	Open	427.46	0.00		
		22-00809	03/08/22	Binders	Open	84.31	0.00		
						2,422.41			
STATE040	STATE LINE FIRE & SAFETY INC.	22-00616	03/03/22	REPAIR OF LARGE HURST GAS UNIT	Open	1,125.05	0.00		
STEVE005	STEVENS JERSEY CITY FORD	22-00316	01/28/22	PARTS & SUPPLIES FOR VEH MAINT	Open	2,764.75	0.00		B
STHEN005	ST. HENRY'S PARISH CENTER	21-02059	06/22/21	Sub-lease parking spaces	Open	1,000.00	0.00		B
STORR005	STORR TRACTOR CO	22-00699	03/01/22	Vehicle Repair Parts	Open	649.99	0.00		
SUARE005	WERNER, SUAREZ & MORAN, LLC	22-00328	01/28/22	RENT CONTROL LEGAL SERVICES	Open	150.00	0.00		B
SUNRA005	SUNRAY POWER OPCO V LLC	22-00771	03/01/22	Solar Power Feb'22	Open	4,455.99	0.00		

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 14

Vendor #	Name		Status	Amount	Void Amount	Contract	PO Type
PO #	PO Date	Description					
SUNSH005	SUNSHINE CAR WASH, LLC						
22-00733	03/02/22	JANUARY 2022 WASHES	Open	441.00	0.00		
22-00734	03/02/22	CAR WASHES FOR JANUARY-2022	Open	72.00	0.00		
22-00904	03/11/22	FEB 2022 CAR WASHES	Open	454.50	0.00		
22-00905	03/11/22	FEBRUARY 2022 VEHICLE WASHES	Open	<u>36.00</u>	0.00		
				1,003.50			
SURGI005	JERRY'S DRUG & SURGICAL						
22-00777	03/07/22	B00A Emergency Assistance	Open	695.00	0.00		
SYSTE005	ABACUS DATA SYSTEMS, INC.						
22-00727	03/02/22	February 2022 Invoice	Open	320.00	0.00		
TAMER005	TAMER ELZAR OR						
CD-10419	03/11/22	CDBG Home Rehabilitation	Open	17,500.00	0.00		
TAYLO025	TAYLOR COMMUNICATIONS						
22-00459	02/14/22	EPATS Blank Zebra ZQ520 Rolls	Open	10,152.00	0.00		
22-00546	02/15/22		Open	<u>712.00</u>	0.00		
				10,864.00			
TEAML005	TEAM LIFE INC						
22-00723	03/02/22	AED BATTERIES/PADS	Open	4,749.00	0.00		
22-00900	03/11/22	POWERHEART BATTERIES/PADS	Open	<u>404.00</u>	0.00		
				5,153.00			
TETHE005	TETHERVIEW, LLC						
22-00320	01/28/22	WEB HOSTING SERVICES	Open	1,400.00	0.00		B
THOMS015	THOMSON REUTERS - WEST						
22-00711	03/02/22	Jan. Services - Inv. date 2/1	Open	1,474.60	0.00		
TIMME010	TIMMERMAN'S						
22-00869	03/07/22	Various Parts	Open	777.55	0.00		
TIMMOR05	TIMOTHY J.MORIARTY, ESQ.						
21-00312	01/28/21	Legal Services	Open	1,200.00	0.00		B
22-00259	01/26/22	COURT PROSECUTOR LEGAL SERVICE	Open	<u>4,500.00</u>	0.00		B
				5,700.00			
TOPNO005	TOP NOTCH FUNDRAISING						
22-00957	03/15/22		Open	1,050.00	0.00		
TOWIN020	TUMINO'S TOWING						
22-00713	03/02/22	LIGHT DUTY TOWING	Open	125.00	0.00		
22-00870	01/04/22	Flat Bed Tow Jan-Feb'22	Open	2,556.30	0.00		
22-00897	03/11/22	JUMP START	Open	<u>50.00</u>	0.00		
				2,731.30			
TRANS005	BORKER TRANSMISSIONS						
21-02931	09/09/21	Transmission repair services	Open	1,137.01	0.00		B

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 15

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
TRANS005	BORKER TRANSMISSIONS			Continued					
	22-00313	01/27/22	TRANSMISSION REPAIR SERVICES	Open	4,172.15	0.00		B	
					5,309.16				
TRANS045	TRANSUNION RISK ALTERNATIVE DA								
	22-00764	03/01/22	Online Access Feb'22	Open	215.60	0.00			
TRIAD005	TRIAD ASSOCIATES								
	CD-10416	11/10/21	CY22 CDBG Advisory Services	Open	4,598.75	0.00		B	
TRIMA005	TRIMALAWN EQUIPMENT								
	22-00703	03/01/22	Snow Blowers - Parts	Open	190.90	0.00			
TRIS010	TRIS INC.								
	22-00643	02/23/22	Splined Flex Coupling PW 365	Open	889.00	0.00			
	22-00697	03/01/22	Various Repair Parts	Open	1,720.00	0.00			
					2,609.00				
TULPE005	TULPEHOCKEN SPRING WATER INC								
	22-00756	02/22/22	Water Service 02/22/22	Open	37.25	0.00			
ULINE005	ULINE								
	22-00686	03/02/22	RESIN RIBBON	Open	253.50	0.00			
	22-00721	03/02/22	PURELL 68 OZ PUMP BOTTLE	Open	1,121.28	0.00			
					1,374.78				
UNITE100	UNITED STATES POSTAL SERVICE								
	22-00640	02/22/22		Open	20,000.00	0.00			
UNITE105	UNITED ROTARY BRUSH CORP.								
	22-00282	01/27/22	Invoice CI275172	Open	1,777.36	0.00			
	22-00642	02/23/22	Various Vehicle Repair Parts	Open	2,870.70	0.00			
					4,648.06				
UNITE110	UNITED SITE SERVICES								
	22-00700	03/01/22	Tear Drop Memorial - Restroom	Open	525.13	0.00			
	22-00761	02/18/22	Ptbl RR 330Hook-DPW/PD Fe-Ma22	Open	212.00	0.00			
					737.13				
UNIVE005	UNIVERSAL COMPUTING SERVICES								
	21-03783	12/06/21		Open	1,367.00	0.00			
	22-00419	02/04/22	mailers	Open	1,768.76	0.00			
					3,135.76				
UNLIM005	SPECS UNLIMITED								
	22-00783	03/07/22	BOOA Eye Glass Program	Open	300.00	0.00			
USDEP015	US DEPARTMENT OF AGRICULTURE								
	22-00884	10/04/21	Goose Management Jul'21	Open	2,946.80	0.00			
VANHY005	VAN HYDRAULICS								
	22-00744	01/27/22	Repair - Fire #108	Open	1,386.20	0.00			

March 16, 2022
02:06 PM

Bayonne City
Purchase Order Listing By Vendor Id

Page No: 16

Vendor #	Name		Status	Amount	Void Amount	Contract	PO Type
PO #	PO Date	Description					
VANHY005 VAN HYDRAULICS Continued							
22-00891	02/22/22	Vehicle Repair 708	Open	588.89	0.00		
				1,975.09			
VERAL005 V E RALPH & SON INC.							
22-00898	03/11/22	NITRILE GLOVES	Open	2,024.10	0.00		
VERIZ005 VERIZON BUSINESS							
22-00919	02/25/22	Acct 93282293 Jan-Feb'22	Open	296.65	0.00		
VERIZ020 VERIZON							
22-00731	03/02/22	ACCOUNT # 750-717-365-0001-90	Open	19.65	0.00		
22-00920	01/31/22	Acct 251285631000158 Mar'22	Open	185.34	0.00		
				204.99			
VERIZ075 VERIZON WIRELESS							
22-00620	02/01/22	682559572-00001 Jan'22	Open	2,093.05	0.00		
22-00758	02/25/22	382696480-00001 Jan-Feb'22	Open	2,175.43	0.00		
22-00837	02/23/22	242078130-00002 Jan-Feb'22	Open	1,017.22	0.00		
22-00838	02/23/22	242078130-00001 Jan-Feb'22	Open	1,130.94	0.00		
22-00903	03/11/22	02-02-22 - 03-01-22	Open	2,092.75	0.00		
22-00921	02/01/22	Acct 286793355-00001 Jan'22	Open	774.37	0.00		
22-00922	03/01/22	Acct 286793355-00001 Feb'22	Open	774.77	0.00		
22-00923	02/23/22	Acct 642003467-00001 Jan-Feb'22	Open	519.30	0.00		
22-00924	02/21/22	Acct 685477848-00001 Jan-Feb'22	Open	1,128.57	0.00		
22-00925	02/23/22	Acct 786747072-00001 Jan-Feb'22	Open	663.89	0.00		
				12,370.29			
WANG0005 LIAN WANG							
22-00850	02/16/22	Chinese Interptns Jul,Dec,Feb	Open	750.00	0.00		
WBMA010 WB MASON CO. INC.							
22-00363	03/04/22	BUSH BUSINESS DESK	Open	613.70	0.00		
22-00376	02/04/22	WBM Office Supplies	Open	1,431.59	0.00		
22-00582	02/16/22	Ring Binders	Open	122.94	0.00		
22-00609	02/16/22	Ink	Open	124.50	0.00		
22-00617	02/16/22	Award Doc Covers	Open	138.30	0.00		
22-00626	02/16/22		Open	1,356.80	0.00		
22-00628	02/18/22	WBM Office Supplies	Open	665.53	0.00		
22-00630	02/17/22	Notary Seal Lables	Open	140.31	0.00		
22-00633	02/26/22	Copy Paper	Open	1,878.56	0.00		
22-00660	03/01/22	Toner	Open	187.72	0.00		
22-00664	03/03/22	TONER FOR TRAINING SCHOOL	Open	329.26	0.00		
22-00668	03/04/22	OFFICE SUPPLIES	Open	514.29	0.00		
22-00685	03/03/22	Toner	Open	131.08	0.00		
22-00740	03/04/22	CHAIR FOR CAPTAINS OFFICE	Open	536.75	0.00		
22-00747	03/03/22	Office Supplies	Open	324.01	0.00		
22-00751	03/03/22	OFFICE SUPPLIES	Open	210.58	0.00		
				8,705.92			
WEINE015 WEINER LAW GROUP LLP							
22-00835	02/28/22	Legal Svcs LIBR Feb'22	Open	4,497.50	0.00		

March 16, 2022 02:06 PM		Bayonne City Purchase Order Listing By Vendor Id				Page No: 17	
Vendor #	Name	Status	Amount	Void Amount	Contract	PO Type	
PO #	PO Date Description						
WELDO005 WELDON ASPHALT CO.							
22-00881	02/28/22 Asphalt Feb'22	Open	1,927.92	0.00			
WINNE005 WINNER FORD							
21-03402	10/28/21 4 2022 Utility Interceptors	Open	133,478.00	0.00			
WISE0005 WISE OPTICAL CENTER							
22-00780	03/07/22 BOOA Emergency Assistance	Open	900.00	0.00			
WITME005 WITMER PUBLIC SAFETY GROUP INC							
22-00717	03/02/22 REMAINING BAL ON FIREARM TRADE	Open	37,560.00	0.00			
WOJTK005 SUSAN WOJTKOWSKI							
22-00946	03/15/22	Open	69.99	0.00			
XEROX020 XEROX CORPORATION							
22-00585	02/15/22 CONTRACTUAL SERVICES	Open	191.88	0.00			
22-00732	03/02/22 CONTRACTUAL SERVICES	Open	512.17	0.00			
22-00836	03/01/22 WC6655XD Mar'22	Open	209.57	0.00			
22-00908	03/01/22 W7845PT Feb'22	Open	200.17	0.00			
CD-10325	12/15/19 Base & Meter Charges	Open	494.29	0.00			
			1,608.08				
XEROX025 XEROX CORPORATION							
22-00963	03/15/22 CONTRACTUAL SERVICES	Open	222.74	0.00			
Total Purchase Orders: 391 Total P.O. Line Items: 0 Total List Amount: 3,749,280.82 Total Void Amount: 0.00							

March 16, 2022 02:06 PM		Bayonne City Purchase Order Listing By Vendor Id				Page No: 18	
Totals by Year-Fund		Fund	Budget Total	Revenue Total	G/L Total	Total	
Fund Description							
CURRENT FUND		1-01	446,150.13	0.00	0.00	446,150.13	
CURRENT FUND		2-01	2,931,091.44	0.00	0.00	2,931,091.44	
PARKING FUND		2-05	11,738.52	0.00	0.00	11,738.52	
Year Total:			2,942,829.96	0.00	0.00	2,942,829.96	
GENERAL CAPITAL FUND		C-04	144,992.00	0.00	0.00	144,992.00	
PARKING UTILITY CAPITAL FUND		C-06	11,226.10	0.00	0.00	11,226.10	
Year Total:			156,218.10	0.00	0.00	156,218.10	
FEDERAL AND STATE GRANT FUND		G-02	55,435.35	0.00	0.00	55,435.35	
CDBG		T-03	71,596.97	0.00	0.00	71,596.97	
TRUST-OTHER		T-12	77,050.31	0.00	0.00	77,050.31	
Year Total:			148,647.28	0.00	0.00	148,647.28	
Total Of All Funds:			3,749,280.82	0.00	0.00	3,749,280.82	

* * * * *

62. 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

* * * * *

63. 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, February 16, 2022 be and the same are hereby approved.

* * * * *

64. 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, February 9, 2022, be and the same are hereby approved.

* * * * *

65. 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
60	16	EKRAM MAKRAM	1,170.76
79	10	ALLEN & JANET RANTA	650.18
131	21	QING ZHENG	2,327.00
236	22	ANTONIO ELIZABETTA DESTITO	307.48
256	33.02	QIAORU ZEHEN & ZHEN QING	3,641.00
369	8.13	MARY LOUISE A ERVIR DEMBOWSKI	804.49
315	17	HOWARD B. GOLDBERG, ESQ.	24,632.00
393	16	ZIPP & TENNENBAUDM, LLC	15,000.78
TOTAL			\$49,073.69

* * * * *

66. 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 \$ 110.00 drawn of the Bureau of Rabies Control, State Department of Health, Trenton, New Jersey, covering the issuance of licenses Nos. 474-526 inclusive, 50 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.

* * * * *

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

WHEREAS, Section 17-23, Charitable Clothing Bins, of the Revised General Ordinances of the City of Bayonne requires that a permit be obtained by a qualifying non-profit organization in order for it to place donation clothing bins within the City of Bayonne, provided certain requirements in the ordinance are met; and

WHEREAS, AMERICAN RECYCLING RESOURCES, has applied for a permit for one (1) clothing donation bin to be located at 49 West 33rd Street, and has paid the appropriate fees and supplied the required documents; now, therefore be it

RESOLVED, that the application of AMERICAN RECYCLING RESOURCES for one (1) clothing donation bin to be located at 49 West 33rd Street at the specific location designated on the map submitted as part of their application, be and is hereby approved for the calendar year 2022; and be it further

RESOLVED, that the City Clerk be and is hereby authorized and directed to issue a permit for one (1) clothing donation bins AMERICAN RECYCLING RESOURCES for calendar year 2022.

* * * * *

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

WHEREAS, the Police Chief has identified city owned vehicles that are no longer useful to the City, a list of which are attached; now, therefore, be it

RESOLVED, that the Police Chief is hereby authorized to dispose through the next available auction to be held on a date to be established by the Chief of Police, those vehicles that he has identified as being no longer useful to the City of Bayonne; and be it further

RESOLVED, that notice of said sale shall be published in a newspaper at least once and at least five days before the date of such sale; and be it further

RESOLVED, that after the sale of the aforesaid, assignment of the bill of sale be executed by the proper officers of the City; and be it further

RESOLVED, that the City Clerk be and is hereby authorized and directed to deliver upon request, to the purchaser or purchasers, the aforesaid assignment and bill of sale; and be it further

RESOLVED, that the successful bidder be required to completely remove the said vehicles from city property not later than five (5) days after acceptance of bid, and that payment of the balance due to the City be made within 24 hours after acceptance of bid, to the Chief of Police.

* * * * *

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

WHEREAS, the City of Bayonne Police Department has established a need for maintenance and support for its Police Public Safety Software, CAD-RMS-WDA Software, currently in use for the period commencing January 1, 2022 and ending December 31, 2022; and

WHEREAS, ProPhoenix Corporation ("ProPhoenix"), 502 Pleasant Valley Avenue, Suite 1, Moorestown, NJ 08057 has provided the City with an invoice for said maintenance and support for said CAD-RMS-WDA Software for the period commencing January 1, 2022 through December 31, 2022, for an amount of \$57,458.66; and

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

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

WHEREAS, funds are certified as available in Account #2-01-25-240-0000-028; and

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

RESOLVED, by the Municipal Council as follows:

1. The Mayor and the City Clerk are hereby authorized to enter into a contract with PropPhoenix Corporation, 502 Pleasant Valley Avenue, Suite 1, Moorestown, NJ 08057 for continued maintenance and support for its Police Public Safety Software, CAD-RMS-WDA Software, for the period commencing January 1, 2022 and ending December 31, 2022 for the amount of \$57,458.66.

2. Funds shall be charged to Account #2-01-25-240-0000-028.

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

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

* * * * *

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

WHEREAS, pursuant to Resolution No. 21-04-14-088 adopted by the Municipal Council on April 14, 2021, the City entered into Agreement No. CY21-062 with NJ Humane Society, Corp., 6412 Dewey Avenue, West New York, New Jersey 07093 for Animal Control Officer and Animal Shelter Services for the period commencing May 1, 2021 and ending December 31, 2021 (the "Initial Contract Period") for a total contract amount not to exceed \$54,123.84 payable at the rate of \$6,765.48 per month with two (2) possible one (1) year renewal options, extending the contract period one (1) year each pursuant to the Fair and Open Process pursuant to N.J.S.A. 19:44A:20.4 and .5; and

WHEREAS, the City has been satisfied with the Animal Control Officer and Animal Shelter Services provided by NJ Humane Society, Corp., for said Initial Contract Period; and

WHEREAS, it is in the best interests of the health, safety and welfare of the citizens of the City of Bayonne to renew said Agreement No. CY21-062 with NJ Humane Society, Corp., for the first one (1) year renewal option period commencing January 1, 2022 through December 31, 2022 (the "First Option Period") under the same terms and conditions and the Initial Contract Period; and

WHEREAS, the Director of Municipal Services has recommended that the City exercise the first one (1) year option to renew said Agreement No. CY21-062 with NJ Humane Society, Corp., for the First Option Period for a total amount not to exceed \$81,185.76 payable at the same monthly rate of \$6,765.48, thereby making the total contract amount not to exceed \$135,309.60 for the Initial Contract Period and First Option Period; 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 CY2022 budget in account #2-01-27-330-0000-028; now, therefore, be it

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

1. The Mayor and City Clerk are hereby authorized to take all actions and execute any and all documents necessary to exercise the First Option Period pursuant to the terms of said Agreement No. CY21-062 with NJ Humane Society, Corp., extending same

for a one (1) year period commencing January 1, 2022 through December 31, 2022 for a total amount of \$81,185.76 payable at the rate of \$6,765.48 per month, thereby making the total contract amount not to exceed \$135,309.60 for the Initial Contract Period and First Option Period.

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

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 CY2022 temporary and permanent budgets in account #2-01-27-330-0000-028.

4. All other terms and conditions of Agreement No. CY21-062 as amended shall remain the same.

* * * * *

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

WHEREAS, the Municipal Council by resolution adopted September 11, 1974, did authorize the Mayor, on behalf of the City of Bayonne, to enter into a Joint Agreement for the establishment of the Regional Health Commission of Hudson County (the "Commission") in accordance with N.J.S.A. 26:3-83 to 94; and

WHEREAS, the Commission has provided the City with services in connection with the prevention of the use of the atmosphere as a receptor of waste thereby adversely affecting persons and property; and

WHEREAS, the City of Bayonne has continued membership in the aforesaid Commission on an annual basis in order to avail the City of the services offered; and

WHEREAS, pursuant to the terms of the aforesaid Joint Agreement, each participating municipality shall contribute to the Commission's budget on the basis of the percent of its population to the combined population of all participating municipalities; and

WHEREAS, the City's annual assessment for Calendar Year 2022 is \$25,944.00; and

WHEREAS, it is in the best interests of the citizens of Bayonne to continue membership in the in the aforesaid Commission in order to continue to avail the City of the services offered; and

WHEREAS, funds are certified as available in Account 2-01-27-330-0000-028 pending adoption of the CY2022 budget; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Municipal Council hereby authorizes the continued membership of the City of Bayonne in the Regional Health Commission of Hudson County for Calendar Year 2022 for an annual assessment of \$25,944.00 payable quarterly at the rate of \$6,486.00 per quarter.

2. Funds shall be chargeable to Account #0-01-27-330-0000-028.

* * * * *

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

WHEREAS, there exists a need for Police Extra Duty Administration Services for the period commencing March 1, 2022 and ending February 28, 2022; and

WHEREAS, Visual Computer Solutions d/b/a Jobs4Blue, 4400 U.S. Highway 9 South, Suite 3500, Freehold, NJ 07728 ("Jobs4Blue") has provided the aforementioned Police Extra Duty Administration Services to the City of Bayonne since October 1, 2020; and

WHEREAS, the City of Bayonne is highly satisfied with the aforementioned Police Extra Duty Administration Services provided by Jobs4Blue and desires to continue to receive said Police Extra Duty Administration Services from Jobs4Blue for the period commencing March 1, 2022 and ending February 28, 2023 with a one year option to renew; and

WHEREAS, Jobs4Blue has provided the City with a formal written proposal for said Police Extra Duty Administration Services for the period commencing March 1, 2022 for a fee of eight (8%) per cent payable from proceeds paid to the City by the City's vendor(s); and

WHEREAS, Jobs4Blue 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 preceding March 1, 2022, and, furthermore, that the contract will prohibit Jobs4Blue 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, the Public Safety Director has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

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

WHEREAS, 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 received by Jobs4Blue from the City's vendor(s); now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and the City Clerk are hereby authorized and directed to execute an agreement with Visual Computer Solutions d/b/a Jobs4Blue, 4400 U.S. Highway 9 South, Suite 3500, Freehold, NJ 07728 to provide Police Extra Duty Administration Services for the period commencing March 1, 2022 and ending February 28, 2023 with a one (1) year option to renew at the City's sole discretion payable for a fee of eight (8%) per cent payable to the City by Jobs4Blue from proceeds paid to Jobs4Blue by the City's vendor(s) in form and substance as is acceptable to the Law Director.

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

3. The Extraordinary Unspecifiable Services Certification shall also be placed on file with this resolution.

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

4. Funds shall be chargeable to funds received by Jobs4Blue from the City's vendor(s).

5. 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 received by Jobs4Blue from the City's vendor(s).

* * * * *

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

WHEREAS, the City of Bayonne is a member of the Bergen County Cooperative Pricing System; and

WHEREAS, the Director of Public Safety has established a need for six (6) mounted Automatic License Plate Reader (ALPR) Camera System including installation and one (1) year support for same ("ALPR Camera System and Support"); and

WHEREAS, Packetalk, 163 Stuyvesant Avenue, Lyndhurst, NJ 07071 is capable of supplying said ALPR Camera System and Support through the Bergen County Cooperative Pricing System Bid No. 19-32; and

WHEREAS, Packetalk has provided the Director of Public Safety with Quote # BPD213659 for said ALPR Camera System and Support for same dated March 3, 2022 for the amount of \$55,600.00; and

WHEREAS, funds are certified as available in Account #T-12-56-948-0000-199; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Purchasing Agent be and is hereby authorized to procure said ALPR Camera System and Support from Packetalk, 163 Stuyvesant Avenue, Lyndhurst, NJ 07021 through Bergen County Cooperative Pricing System Bid No. 19-32 for the amount of \$55,600.00.
2. Funds shall be charged to Account #T-12-56-948-0000-199.

* * * * *

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

WHEREAS, Resolution No. 21-10-20-049 adopted by the Municipal Council on October 20, 2021 authorized the Purchasing Agent to procure Rock Salt for City Streets through the Hudson County Cooperative Pricing System ("HCCPS") through Bid #7569 at a cost of \$56.89 per ton from Mortana Salt, Inc.; and

WHEREAS, said Resolution No. 21-10-20-049 erroneously referenced a total cost not to exceed the amount of \$1,336,915.00; and

WHEREAS, said Resolution No. 21-10-20-049 also erroneously referenced that pursuant to N.J.A.C. 5:30-5.5(e), the award of this contract for CY2022 shall be subject to the availability and appropriation of funds in the CY2022 temporary and permanent budgets in account #2-01-20-135-0000-029; and

WHEREAS, said Resolution No. 21-10-20-049 should have authorized said procurement of Rock Salt from Morton Salt, Inc., through HCCPS through Bid#7569 for an amount not to exceed \$100,000.00 and that pursuant to N.J.A.C. 5:30-5.5(e), the award of this contract for CY2022 shall be subject to the availability and appropriation of funds in the CY2022 temporary and permanent budgets in account #2-01-26-291-0000-030; now, therefore, be it

RESOLVED, by the Municipal Council that Resolution No. 21-10-20-049 is hereby amended as follows:

1. The Purchasing Agent is authorized to procure Rock Salt for City Streets through the HCCPS through Bid #7569 at a cost of \$56.89 per ton from Morton Salt, Inc.
2. Pursuant to N.J.A.C. 5:30-5.5(e), the award of this contract for CY2022 shall be subject to the availability and appropriation of funds in the CY2022 budget in account #2-01-26-291-0000-030.

* * * * *

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

WHEREAS, it is necessary for the City of Bayonne to keep a stock of tires for City's fleet of vehicles; and

WHEREAS, Custom Bandag is an authorized distributor for Good Year Tire & Rubber Co.; and

WHEREAS, Good Year Tire and Rubber Co. is capable of supplying said tires through its authorized distributor, Custom Bandag under Master State Contract M8000 for Tires, Tubes & Services; and

WHEREAS, the Director of Public Works anticipates the cost to purchase said tires from Good Year through its authorized distributor, B will not exceed \$40,000.00 throughout CY2022; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract and/or purchases in the aggregate shall be subject to the availability and appropriation of funds in the CY2022 budget in Account 2-01-26-315-0000-030; 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 the aforesaid tires for the City of Bayonne's fleet of vehicles from Good Year Tire and Rubber Co. through its authorized distributor, Custom Bandag, under Master State Contract M8000 for Tires, Tubes & Services throughout CY2022 for an amount not to exceed \$40,000.00.

2. Funds shall be chargeable to Account 2-01-26-315-0000-030.

3. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the authorization for these purchases shall be subject to the availability and appropriation of funds in the CY2022 budget in individual departmental accounts: 2-01-26-315-0000-030.

4. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract shall be subject to the availability and appropriation of funds in the CY2022 budget in account #2-01-26-315-0000-030 and future budgets.

* * * * *

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

WHEREAS, by way of Resolution No. 17-02-15-050 adopted by the Municipal Council on February 15, 2017, the City entered into Cooperative Pricing Agreement No. 65MCESCCPS with the Educational Services Commission of New Jersey (formerly the Middlesex Regional Educational Services Commission) (the "Co-op") (the "Cooperative Pricing Agreement") pursuant to N.J.S.A. 40A:11-1(5); and

WHEREAS, the City is in need of HVAC Services for Various City Buildings ("HVAC Services"); and

WHEREAS, the Co-op awarded the "HVAC – Time and Material Bid #ESCNJ 19/20-13" to In-Line Air Conditioning Co., Inc., ("In-Line") 85 East 21st Street, Bayonne, NJ 07002 for the County of Hudson for the period commencing March 18, 2022 through March 17, 2023 (with extensions as permitted by law); and

WHEREAS, it is in the best interest of the City to procure the aforesaid HVAC Services from In-Line through the Cooperative Pricing Agreement pursuant to the bid award to In-Line for HVAC – Time and Material Bid #ESCNJ 19/20-13 for the period commencing March 18, 2022 through March 17, 2023; and

WHEREAS, the Director of Public Works the amount of said HVAC Services will not exceed \$150,000.00; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the contract and/or purchases in the aggregate shall be subject to the availability and appropriation of funds in the CY2022 budget in account #2-01-26-310-0000-029 and future budgets; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and/or his designee(s) are hereby authorized to take any and all actions and execute any and all documents necessary to effectuate the procurement of said HVAC Services from In-Line through the Cooperative Pricing Agreement pursuant to the bid award to In-Line for HVAC – Time and Material Bid #ESCNJ 19/20-13 for the period commencing March 18, 2022 through March 17, 2023 for an amount not to exceed \$150,000.00.

2. Funds shall be charged to Account #2-01-26-310-0000-029 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 CY2022 budget in account #2-01-26-310-0000-029 and future budgets.

* * * * *

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

WHEREAS, pursuant to Resolution No. 21-11-10-051 adopted by the Municipal Council on November 10, 2021 the City of Bayonne entered into Agreement No. CY21-096 with Billy Contracting & Restoration, Inc. (the "Contractor"), 67 Danforth Avenue, Paterson, NJ 07501 for Proposed Alterations to the Bayonne Economic Opportunity Building (formerly Holy Family Academy) for an amount of \$2,132,000.00; and

WHEREAS, pursuant to said Resolution No. 21-11-10-051 funds were to be chargeable to Federal Head Start (\$1,557,355.00), CDBG Block Grants (\$381,440.00), a private donation from Hudson Lutheran Charity (\$125,000.00, a private donation from Community Health Connections Foundation (\$180,000.00), a private anonymous donation (\$100,000.00), and a private in-kind donation (\$7,000.00); and

WHEREAS, the Administrator of the City's Community Development Block Grant (CDBG) Program advised that it is necessary to reduce the amount of funding from the Federal Head Start in the amount of \$569,560.00 and increase the amount of funding to the CDBG Block Grants (CDBG-1120) in the same amount in order to make final payment to the Contractor pursuant to said Agreement No. CY21-096; and

WHEREAS, funds are certified as available in CDBG-1120; and

WHEREAS, said Resolution No. 21-11-10-051 also contained an error insofar as the amount of the bid received by ALNA Construction Corp. was incorrectly stated as \$2,00,000.00; and

WHEREAS, the correct amount of ALNA Construction Corp.'s bid is \$2,200,000.00; now, therefore, be it

RESOLVED, by the Municipal Council that Resolution No. 21-11-10-051 is hereby amended as follows:

1. The amount of funds shall be chargeable to Federal Head Start is hereby reduced in the amount of \$569,560.00, thereby making the amount chargeable to said Account \$987,805.00.

2. The amount of funds chargeable to CDBG Block Grants is hereby increased in the amount of \$569,560.00, thereby making the total amount of funding chargeable to CDBG Block Grants \$951,000.00.

3. The amount of the bid received by ALNA Construction Corp. is \$2,200,000.00

* * * * *

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

WHEREAS, New Jersey Department of Environmental Protection administers grants to qualifying municipalities to provide and supplement existing recycling efforts throughout the State, and

WHEREAS, the New Jersey Department of Environmental Protection has authorized applications for the FY2019 Recycling Tonnage Grant Program, and

WHEREAS, the City of Bayonne is desirous of increasing programs and initiatives related to its existing recycling program for the benefit of the public, and

WHEREAS, the City of Bayonne has applied for and has been awarded a grant in the amount of \$115,257.87 from the State of New Jersey Department of Environmental Protection for the FY19 Recycling Tonnage Grant, 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 \$115,257.87 State of New Jersey Department of Environmental Protection for the FY19 Recycling Tonnage Grant.
The Division of Finance is hereby authorized to establish the proper accounts for these funds.

* * * * *

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

WHEREAS, New Jersey Department of Law and Public Safety offers competitive grants to qualifying law enforcement agencies to facilitate law enforcement, prosecution, indigent defense, courts, crime prevention and education, corrections, drug treatment and enforcement, planning, evaluation, technology improvement and crime victim and witness initiatives and mental health programs and related law enforcement and corrections programs, and

WHEREAS, the New Jersey Department of Law and Public Safety Office of the Attorney General has authorized the issuance of applications for the FY22 Edward Byrne Memorial Justice Assistance Grant Bolstering Police Youth Program, and

WHEREAS, the City of Bayonne is desirous of increasing law enforcement opportunities and resources to provide for the safety and welfare of the community, and

WHEREAS, the City of Bayonne has applied for and has been awarded a grant in the amount of \$14,200.00 from the State of New Jersey Department of Law and Public Safety Office of 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 \$14,200.00 State of New Jersey Department of Law and Public Safety Office of the Attorney General for the FY22 Edward Byrne Memorial Justice Assistance Grant Bolstering Police Youth Program.
2. The Division of Finance is hereby authorized to establish the proper accounts for these funds.

* * * * *

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

RESOLUTION AUTHORIZING A LICENSE AGREEMENT WITH THE BAYONNE BRANCH OF THE NAACP PERMITTING A JUNETEENTH CELEBRATION AT THE THOMAS DI DOMENICO PARK LOCATED AT 16TH STREET ON JUNE 18, 2022

WHEREAS, the National Association for the Advancement of Colored People Bayonne Branch ("NAACP"), a NJ Non-Profit Organization has requested permission to hold an event to be promoted as the Juneteenth Celebration at 16th Street Park to be held on Saturday, June 18, 2022, from 12:00 p.m. to 5:00 p.m.; and

WHEREAS, during the celebration various activities will be offered including, but not limited to entertainment, rides, food, and retail vendors to be located throughout designated areas of the Thomas Di Domenico Park; and

WHEREAS, NAACP shall provide the City with the details of the proposed event in the form of a written application and has agreed to coordinate with the Bayonne Police and Fire Departments, the Bayonne Law Department, the Department of Public Works and any other City personnel in order to ensure the safety and welfare of the general public during the event; and

WHEREAS, the NAACP has requested access to the afore mentioned designated areas of the Thomas Di Domenico Park from 8:00 a.m. to 6:00 p.m. in order to allow for set up and break down activities; and

WHEREAS, the NAACP, a NJ Non-Profit Organization dedicated to the furtherance of the celebration civil rights and social justice within the local community and, as such, has requested that any licensing fees be waived; and

WHEREAS, the members of the Bayonne Municipal Council acknowledge that is important to support our diverse local community with activities such as this Juneteenth Celebration.

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

Section 1. That the Mayor and City Clerk are hereby authorized to execute a License Agreement, in form and substance as is acceptable to the Law Director, allowing the NAACP to hold the 2022 Juneteenth Celebration at 16th Street Park on Saturday, June 18, 2022 from 12:00 p.m. to 5:00 p.m. (with access starting at 8:00 a.m. and ending 6:00 p.m.) throughout designated areas of the Thomas Di Domenico Park located at 16th Street between Avenue A and Newark Bay;

Section 2. The City shall waive all municipal fees for the event.

Section 3. This Resolution shall take effect immediately.

* * * * *

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

WHEREAS, Resolution No. 22-01-19-059 adopted by the Municipal Council on January 19, 2022 awarded a contract to Reliable Paper Recycling, Inc., 1 Cavan Point Avenue, Jersey City, NJ 07305 for the receipt of the City's Recycling Commodity on a month-to-month basis for the period commencing January 1, 2022 not to extend beyond December 31, 2022 at no cost to the City with a percentage of revenues received by the Contractor based upon current market rates payable to the City by the Contractor; and

WHEREAS, said Resolution No. 22-01-19-059 contained a scrivener's error insofar as the "Recycling Commodity" was erroneously defined as (a) Mixed Paper; and (b) Comingled Collection consisting of glass, cans and bottles; and; (c) any other material in the recycling material stream; and

WHEREAS, said "Recycling Commodity" should be defined as "Mixed Paper Only; now, therefore, be it

RESOLVED, by the Municipal Council that the aforesaid Resolution No. 22-01-19-059 is hereby amended to correct the scrivener's error and define "Recycling Commodity" as "Mixed Paper Only."

* * * * *

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

Granting 2 Raffle licenses to qualified organizations.

* * * * *

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

#3 TEMPORARY EMERGENCY APPROPRIATION CY 2022

WHEREAS, an emergency condition has arisen with respect to providing appropriations to pay various costs, as per attached schedule, and no adequate provision has been made in the CY 22 Temporary Budget for the aforesaid purposes and N.J.S.:4-20 provides for the creation of an emergency temporary appropriation for the purposes above mentioned, and

WHEREAS, the total emergency resolution adopted in the CY 22 budget pursuant to the provisions of Chapter 96, P.L. 1951 (NJS 40A:4-20) including this resolution total

Current Fund	\$ 33,167,150.45
Parking Utility	\$40,000.00

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

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

Current Fund	\$ 3,550,661.70
--------------	-----------------

Parking Utility \$30,000.00

2- That said emergency temporary appropriation will be provided for the CY 22 budget under the title of, as per attached schedule:

Current Fund \$ 3,550,661.70
Parking Utility \$30,000.00

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

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

* * * * *

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

CY 2021 Appropriation Reserves Transfer#2				22-03-16	
RESOLVED, that the Appropriation Reserves transfers as set forth below pertaining to the CY 2021 appropriations be and					
the same are hereby authorized, and be it further,					
RESOLVED, that the Comptroller be, and is hereby authorized and directed to make the said transfers in					
accordance herewith:					
CURRENT FUND					
FROM				TO	
ACCOUNT		AMOUNT		ACCOUNT	
1-01-26-290-0000-011	Street &Road MTCE S&WS	76,000.00		1-01-26-310-0000-029	Building&Ground.OE
1-01-25-240-0000-012	Police Dept.Uniform S&W	45,000.00		1-01-26-315-0000-030	Vehicle Maintenance.OE
				1-01-28-375-0000-030	Park Maintenance
				1-01-30-420-000-021	Celebration of Public Holiday O.E
Total		121,000.00		Total	121,000.00

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

* * * * *

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

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions: and

WHEREAS, the Annual Report of Audit for the year ended December 31, 2020 (with comparative totals for 2019 - **see auditor’s transmittal letter in audit**) has been filed by a Registered Accountant with the Municipal Clerk as pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs, as per; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations”; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations” as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of

New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a dated fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Bayonne, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

* * * * *

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

**RESOLUTION APPROVING THE CORRECTIVE ACTION PLAN
FOR THE CALENDAR YEAR ENDING DECEMBER 31, 2020**

22-03-16-086

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, pursuant to Local Finance Notice CFO 97-16, all local government units must prepare and submit a Corrective Action Plan as part of the annual audit process; and

WHEREAS, the Corrective Action Plan shall cover all findings and recommendations, including state, federal and general or financial statement findings in the audit report; and

WHEREAS, the Chief Financial Officer shall prepare said Corrective Action Plan with the assistance from other officials affected by the audit recommendations; and

WHEREAS, the Corrective Action Plan is to be submitted to the Division of Local Government Services no later than sixty days from the receipt of the audit report.

NOW THEREFORE BE IT RESOLVED, by the Municipal Council of the City of Bayonne that the Corrective Action Plan attached hereto be and is hereby approved.

BE IT FURTHER RESOLVED, that the appropriate officials are directed to take the corrective actions listed therein, and that a copy of the Corrective Action Plan be maintained and available for inspection by the general public.

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

* * * * *

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

RESOLVED, that the Clerk is hereby authorized to advertise for bids for the Peninsula at Bayonne Harbor Port Access Road Project, City of Bayonne Hudson County, New Jersey – New Jersey Department of Transportation Local Freight Impact Fund Award LFIF-18; and be it further

RESOLVED, the date of the bid award is hereby extended to June 30, 2022.

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

* * * * *

- 88.** 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. 21-01-20-111 adopted by the Municipal Council on January 20, 2021, the City entered into Agreement No. CY21-037 with Chasan, Lamparella, Mallon & Cappuzzo, P.C., 300 Lighting Way, Suite 200, Secaucus, New Jersey for professional legal services in defense of the City in matters before the State Tax Court of the State of New Jersey, for the period commencing January 1, 2021 and ending December 31, 2021 for maximum contract amount not to exceed \$55,000.00 (the "Agreement"); and

WHEREAS, pursuant to Resolution 21-05-12-060 adopted May 12, 2021 the Agreement was increased in the amount of \$75,000.00 due to the unanticipated increase in tax appeals resulting from the Citywide Revaluation, thereby making the total contract amount not to exceed \$130,000.00; and

WHEREAS, the Law Director advised that it is necessary to increase the Agreement in an additional amount not to exceed \$45,000.00 to cover the cost of outstanding invoices for services provided during the contract term and close-out the Agreement; and

WHEREAS, funds are certified as available in Account No. 1-01-20-156-0000-028; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and City Clerk are hereby authorized to execute a second amendment to the aforementioned Agreement No. CY21-037 with Chasan, Lamparella, Mallon & Cappuzzo, P.C., 300 Lighting Way, Suite 200, Secaucus, New Jersey for the aforesaid professional legal services increasing same in the amount of \$45,000.00, thereby making the total contract amount not to exceed \$175,000.00.

2. The Municipal Treasurer is hereby authorized to issue a warrant in the amount of \$48,265.66 representing payment for the said outstanding invoices and closeout the Agreement.

3. Funds shall be charged to Account No. 1-01-20-156-0000-028.

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

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

* * * * *

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

WHEREAS, there was stockpiled soil present in the area of Port Terminal Boulevard, Blocks 827 and 830, Lots 1.01 and 2 (Port Terminal Boulevard Project"), City of Bayonne, Hudson County, New Jersey;

WHEREAS, the subject stockpiled soil was blocking the pedestrian right-of-way and caused the pedestrians to have to walk off the sidewalk and onto the roadway resulting in a safety concerns for citizens and other visitors in the vicinity of the Port Terminal Boulevard Project;

WHEREAS, on or about September 1, 2020, a representative of the Hudson Essex Passaic Conservation District ("HEP SCD") inspected the project site and alleged that the HEP SCD representative observed the movement of the stockpiled soil without required preauthorization by the HEP SCD and further that the City did not first obtain a "Request for Authorization" ("RFA") nor a "Soil Erosion and Sediment Control Plan" for the Port Terminal Boulevard Project required to obtain a NJPDES 5G3 Permit;

WHEREAS, on November 5, 2020, the New Jersey Department of Environmental Protection (the "Department") issued an Administrative Order and Notice of Civil Administrative Penalty Assessment ("AONOCAPA"), entitled "In the Matter of City of Bayonne – Port Terminal" to the City of Bayonne (the "City") for not obtaining a NJPDES 5GS Permit prior to undergoing activities at the Port Terminal Boulevard Project (the "Project"); and

WHEREAS, the City has worked cooperatively with the HEP SCD for over twenty (20) years to responsibly manage the former MOTBY's soil movement operations without incident;

WHEREAS, the HEP SED introduced a new representative to inspect the former MOTBY's soil movement operations which representative had not been involved in the previous twenty (20) years of successful soil management, and which representative was involved in the issuance of the subject Notice of Violation;

WHEREAS, the City at all times disputes that it was deficient in its activities at the Port Terminal Boulevard Project and took action to protect the health, safety and welfare of its citizens;

WHEREAS, the City challenged the NJDEP findings and penalty amount of Twenty Thousand Dollars (\$20,000) and requested an Administrative Hearing with the Office of Administrative Law on the above noted AONOCAPA; and

WHEREAS, subsequent thereto, the Department deemed the City to be in compliance with all the requirements for the Port Terminal Project; and

WHEREAS, at all times herein, the City disputes the allegations set forth and recited in the AONOCAPA; AND

WHEREAS, the Department is agreeable to resolving this matter for the reduced amount of Ten Thousand Dollars (\$10,000) and has provided the City with a proposed Settlement Agreement and Withdrawal of Hearing Request (the "Agreement"); and

WHEREAS, in that proposed Agreement, the City make no acknowledgement of liability and in an effort to conserve scarce municipal financial and judicial resources, and as a business decision only, it is in the best interest of the citizens of the City to resolve the issues alleged in said AONOCAPA by way of the aforesaid Agreement for the amount of ten thousand dollars (\$10,000) without further litigation and the expense and effort that litigation entails; and

WHEREAS, funds are certified in Account #2-01-20-101-0000-029; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Mayor and/or his designee is hereby authorized to execute the proposed Settlement Agreement and Withdrawal of Hearing Request provided by the Department in full settlement of this matter for the amount of Ten Thousand Dollars (\$10,000).

2. The Municipal Treasurer is hereby authorized the to issue a check payable to the New Jersey Department of Environmental Protection or to the correct entity that the NJDEP so instructs pursuant to the aforesaid Settlement Agreement and Withdrawal of Hearing Request.

3. Funds shall be chargeable to Account #2-01-20-101-0000-029.

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

* * * * *

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

WHEREAS, the City of Bayonne is required by N.J.S.A. 26A:3A2-10 to provide a program of public health services; and

WHEREAS, the State of New Jersey requires each municipality to maintain a health department; and

WHEREAS, the City of Bayonne, in furtherance of the obligation set forth in N.J.S.A. 26A:3A2-10 et seq. has employed and shall continue to employ a licensed Health Officer to serve as full-time Health Officer and Chief Executive Officer for all public health services and activities ("Public Health Services"); and

WHEREAS, the City of Jersey City is in need of a licensed Health Officer to provide Public Health Services for a four (4) month period commencing March 17, 2022 and ending June 30, 2022; and

WHEREAS, N.J.S.A. 40A:65-1 et seq. allows municipalities to enter into shared service agreements; and

WHEREAS, the City of Bayonne is agreeable to providing its licensed Health Officer to perform said Public Health Services to the City of Jersey for said period commencing March 17,

2022 through June 30, 2022 based on the rate of \$10,000 per month payable to the City of Bayonne by the City of Jersey City for a total amount of \$34,666.67; and

WHEREAS, the City of Jersey City is agreeable to said terms; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

The Mayor and City Clerk are hereby authorized to executed a Shared Services Agreement with the City of Jersey City to provide a licensed Health Officer to perform said Public Health Services for the period commencing March 17, 2022 through June 30, 2022 based on the rate of \$10,000 per month payable to the City of Bayonne by the City of Jersey City for a total amount of \$34,666.67 in form and substance acceptable to the Law Director.

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

* * * * *

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

22-03-016-091

WHEREAS, by way of Resolution No. 12-12-15-068 adopted on December 15, 2021, the City authorized a \$350,000 emergency appropriation in the CY 2021 budget to fund necessary response and recover expenses as a result of Tropical Storm Ida; and

WHEREAS, the total amount expended in the CY 2021 budget on these response and recovery efforts were \$296,821.59,

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Bayonne that the balance of \$53,178.41 left in the emergency appropriation for Tropical Storm Ida is hereby canceled.

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

* * * * *

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

MUNICIPAL COUNCIL OF THE CITY OF BAYONNE

RESOLUTION NO. 22-03-16 - 092

WHEREAS, by way of Resolution No. 21-11-10-041 adopted on November 10, 2021, the City entered into Agreement No. CY 22-008 with NW Financial Group, LLC ("**NW Financial**"), 2 Hudson Place, Hoboken, New Jersey for financial advisory services for the preparation and selling of Municipal debt instruments such as Municipal Bonds, Refunding Bonds, Bond Anticipation Notes, and other Notes; assistance in the preparation of and review of the City's Official Statement; conducting and providing the necessary calculations for Bonds and Notes sales; providing assistance to and interacting with Bond Counsel with regard to all relevant past, present and future City of Bayonne Bonds and Notes issues, and all required financial matters; assist City personnel during Bonds and Notes rating processes; representation at any required Local Finance Board Meetings; assistance in the production of applications to the Local Finance Board; assistance in obtaining Bond Insurance; providing financial analyses when required by the City and with regard to the timing of Bond Refundings, Notes sales, and the permanent financing of temporary debt; and advising the City with regard to legislation affecting Municipal Finance Matters for a total contract amount not to exceed \$75,000.00 chargeable to Account #C-04-55-1956-994 pursuant to the Fair & Open Contracting Requirements pursuant to N.J.S.A.19:44A:20.4.5; and

WHEREAS, the City is in need of additional financial advisory services including but not limited to the City's long term control plan for the City's storm water system ("Additional Financial Advisory Services"); and

WHEREAS, the Chief Financial Officer has advised that it is necessary to increase said Agreement No. CY22-008 with **NW Financial** in the amount of \$150,000, thereby making the total contract amount not to exceed \$225,000 to cover the cost of Additional Financial Advisory Services; and

WHEREAS, the federal American Rescue Plan Act of 2021 ("The American Rescue Plan Act"), signed into law on March 11, 2021, was enacted to provide funding for COVID-19 pandemic response and recovery; and

WHEREAS, among the key elements of The American Rescue Plan Act is the establishment of the Coronavirus Local Fiscal Recovery Fund (LFRF); and

WHEREAS, pursuant to local Finance Notice (LFN 2021-11) one of the permitted uses of said LFRF Grant funds is investing in water, sewer, and broadband infrastructure; and

WHEREAS, it is contemplated that any and all funds expended by the City in connection with Financial Advisory Services for the City's long term

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

* * * * *

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

MUNICIPAL COUNCIL OF THE CITY OF BAYONNE

RESOLUTION NO.: 22-03-16-093

WHEREAS, the City of Bayonne is sponsoring a Food Truck and Music Festival to be held on Saturday, May 7, 2022 from 12:00 p.m. to 7:00 p.m. (with access beginning at 7:00 a.m. and ending 9:00 p.m.) during which various activities will be offered including, but not limited to musical performances; rides, gourmet food trucks, artisan vendors and a beer garden to be located on Avenue E between 22nd and 24th Streets (the "Event"); and

WHEREAS, Evan Berman Productions will plan and coordinate the Event including soliciting vendors, assisting vendors in obtaining local licenses and/or permits required for their respective activities, advertising and promoting the event, providing for the set-up and break down/removal of all barricades, portable restrooms and other necessary equipment for the safe and clean conduct of the Event, and managing cleanup during and immediately following the Event; and

WHEREAS, Evan Berman Productions, on behalf of the City of Bayonne, will coordinate with the Bayonne Police Department, the Bayonne Fire Department, the Bayonne Law Department, the Department of Public Works, Division of Parks and any other City department, division or personnel in furtherance of the safety and welfare of the general public during the Event; and

WHEREAS, Evan Berman Productions quoted a management fee \$5,000 for its services; and

WHEREAS, the City will be responsible to pay all other vendors directly or to reimburse Evan Berman Productions for such amounts advanced to third-party vendors on behalf of the City including, but not limited to, marketing expenditures, signage, bands, stage, sound generator rentals for sound, seating rentals for patrons, portable restrooms, and other miscellaneous fees related to production of the Event, etc. for an amount not to exceed \$20,000.00; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the said management fee plus reimbursements may exceed \$17,500; and

WHEREAS, funds are certified as available in Account #2-01-55-104-0000-000; and

WHEREAS, Evan Berman Productions has completed and submitted a Business Entity Disclosure Certification pursuant to the "Non-fair and Open Process" pursuant to N.J.S.A. 19:44A-20.4 and N.J.S.A. 19:44A-20.5 et seq.; wherein it certified that it has not made any reportable contributions to a political or candidate committee in the City of Bayonne in the previous one (1) year, and that the Evan Berman Productions will be prohibited from making any reportable contributions through the term of the contract; and

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

* * * * *

At 10:58 P.M., Council President Nadrowski moved Resolution to adjourn to a closed session, second by Council Member Carroll.

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

President – Sharon A. Nadrowski

Clerk – Madelene C. Medina