

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 TUESSDAY, JANUARY 3, 2023.

The Council met at 4:05 P.M.

The Council President LaPelusa 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 JANUARY 3, 2023 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 DECEMBER 29, 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 Booker, Carroll, Perez, Weimmer and President LaPelusa.

The Council President led the Pledge of Allegiance.

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

RESOLUTION AUTHORIZING THE APPROVAL OF THE
CALENDAR FISCAL YEAR 2023 TEMPORARY BUDGET

WHEREAS, it will be necessary to award contracts, incur commitments and make payments during calendar fiscal year 2023 prior to the adoption of the municipal budget; and

WHEREAS, N.J.S.A. 40A:4-19 provides the authorization to make temporary appropriations prior to the adoption of the municipal budget, the total of which may not exceed 26.25% of the previous year's total budget, excluding debt service, capital improvements and public assistance; and

WHEREAS, the total amount of the temporary budget appropriations contained herein, amounting to \$51,956,162.89 which include appropriations of \$21,898,858 for debt service and \$30,057,304.89 for operating expenses, does not exceed 26.25% (\$42,166,031) of the previous year's total budgetary appropriations exclusive of the aforementioned expenses.

NOW THEREFORE BE IT RESOLVED, by the Municipal Council of the City of Bayonne that the temporary budget totaling \$51,956,162.89 including \$21,898,858 for debt service, which may be fully appropriated without regard to any limitation, are hereby appropriated to provide for said purposes in the temporary budget for the 2023 calendar fiscal year; and

BE IT FURTHER RESOLVED, that also included in the temporary budget is \$674,000 which shall be appropriated for the Parking Utility for the 2023 calendar fiscal year; and

BE IT FURTHER RESOLVED that the amounts required by statute for the payment of the 2023 County and School taxes, which are not included as part of this temporary budget, shall be paid as and when due; and

BE IT FURTHER RESOLVED that the dedicated revenues, in accordance with N.J.S.A. 40A:4-39, for the period from the beginning of 2023 calendar fiscal year until

the date of budget adoption are hereby appropriated for the purposes to which said revenues are dedicated by the aforementioned statute, or other legal requirement.

Yeas - Council Members Carroll, Weimmer, Perez, Booker, and President LaPelusa

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

WHEREAS, the City of Bayonne is a member of the Sourcewell Cooperative Purchasing Program ("Sourcewell CCP"), Account #27851; and

WHEREAS, the Director of Public Works has established a need to purchase one (1) Tymco Model 600 Sweeper ("Sweeper"); and

WHEREAS, Trius, Inc., 5949 Industrial Road, Farmingdale, NJ 07727 is capable of supplying said Sweeper through the Sourcewell CCP; and

WHEREAS, the Director of Public Works is in receipt of Sourcewell Quote Form v5.1 – Sourcewell Contract #122017-TYM for said Sweeper for the amount of \$348,110.00; and

WHEREAS, the City advertised a Notice of Intent to Award a Contract Under a National Cooperative Purchasing Agreement to Trius, Inc., specifically through the aforesaid Sourcewell CCP (the "Notice"); and

WHEREAS, said Notice provides for a ten (10) day comment period ending January 14, 2023; and

WHEREAS, Trius, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Trius, Inc. 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 Trius, Inc. from making any reportable contributions through the term of the contract; 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, funds are certified as available in Account C-04-55-962-2210-994; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Purchasing Agent is hereby authorized to take any and all actions and execute any and all documents necessary to effectuate the procurement of the aforesaid Tymco Model 600 Sweeper through the Sourcewell Cooperative Purchasing Program, Account #27851 pursuant to Sourcewell Quote Form v5.1 – Sourcewell Contract #122017-TYM for an amount of \$348,110.00 at the expiration of the aforesaid comment period provided that no negative comments and/or objections have been filed with the City Clerk by the end of said comment period.

2. Funds shall be charged to the following Accounts C-04-55-964-2210-994.

3. The Business Entity Disclosure Certification and 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.

Yeas - Council Members Carroll, Weimmer, Perez, Booker, and President LaPelusa

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

WHEREAS, by way of Resolution No. 17-02-15-050 the City entered into Cooperative Pricing Agreement No. 65MCESCCPS with the Educational Services Commission of New Jersey (“ESC NJ”), (formerly the Middlesex Regional Educational Services Commission) (the “Cooperative Pricing Agreement”) pursuant to N.J.S.A. 40A:11-1(5); and

WHEREAS, the Director of Public Works has established a need for the purchase and installation of four (4) Western 8ft Pro Plus snowplows (“Snowplows”); and

WHEREAS, it is in the best interest of the City to procure the aforesaid Snowplows from Trius, Inc., 5049 Industrial Road, Farmingdale, NJ 07727 through the aforesaid Cooperative Pricing Agreement through ESCNJ Bid No. 18/19-25; and

WHEREAS, the Director of Public Safety is in receipt of a quote from Trius, Inc. for said Snowplows for the amount of \$6,071.05 each for a total amount of \$24,284.20 through said Cooperative Pricing Agreement; and

WHEREAS, funds are certified as available in Account #C-04-55-962-2210-991; now, therefore, be it

RESOLVED, by the Municipal Council as follows:

1. The Purchasing Agent is hereby authorized to procure said four (4) Western 8ft Pro Plus snowplows from Trius, Inc., 5049 Industrial Road, Farmingdale, NJ 07727 through the aforesaid Cooperative Pricing Agreement through ESCNJ Bid No. 18/19-25 pursuant to the proposal of Trius, Inc. for the amount of \$6,071.05 each for a total amount of \$24,284.20 through said Cooperative Pricing Agreement.

2. Funds shall be charged to Account ##C-04-55-962-2210-991.

Yeas - Council Members Carroll, Weimmer, Perez, Booker, and President LaPelusa

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

BE IT RESOLVED, That the Purchasing Agent be and is hereby authorized to advertise for bids for NEW HOOK ROAD IMPROVEMENTS (Local Freight Grant).

Yeas - Council Members Carroll, Weimmer, Perez, Booker, and President LaPelusa

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