

7784

The Caucus Meeting of the Housing Authority of the City of Bayonne was held on Thursday, June 5, 2014 at Noon in the Conference Room located at 549 Avenue A, Bayonne, NJ 07002.

Absent: Commissioners Karczewski, Moriarty, Olender and Pacyna.

The following letter was received from the Executive Director, John T. Mahon.

Honorable Ludovico Nolfo
87 Trask Avenue
Bayonne, N.J. 07002

Honorable Timothy Moriarty
88 West 31st Street
Bayonne, N.J. 07002

Honorable Rev. H. Gene Sykes
28 West 20th Street
Bayonne, N.J. 07002

Honorable Walter Olender
215 Prospect Avenue
Bayonne, N.J. 07002

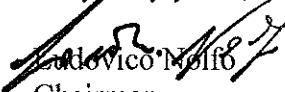
Honorable Edward Kaczka
10 Latourette Place
Bayonne, NJ 07002

Honorable Louis Pacyna
41 East 31st Street
Bayonne, N.J. 07002

Honorable Maria Karczewski
95 West 39th Street
Bayonne, NJ 07002

Kathleen A. Walrod, Esq.
1271 Paterson Plank Road
Secaucus, N.J. 07094

Very truly yours,


Ludovico Nolfo
Chairman

The meeting convened at 12:00 Noon

The Director went over the Secretary's Report and reviewed all the Resolutions that were on the agenda for the Regular Meeting to be held on Tuesday, June 10, 2014 at 1:00 P.M.

The Regular Meeting of the Housing Authority of the City of Bayonne will be held on **Tuesday, June 10, 2014 at 1:00 P.M.** in the Thomas Wojslawowicz Room located at 549 Avenue A, Bayonne, New Jersey 07002.

The Chairman called the roll and the following were present:

Chairman Nolfo	Commissioner Moriarty
Vice Chairman Sykes	Commissioner Olender
Commissioner Karczewski	Commissioner Pacyna

Also in attendance were Ava Mitchell, Assistant Director and Kathleen A. Walrod, Esq.

Absent: Commissioner Kaczka.

7785

Chairman Nolfo moved to dispense with the reading of the minutes of the previous meeting, Full Agenda Meeting of May 13, 2014, in view of the fact that each Commissioner received a copy of the minutes and to excuse Commissioners Karczewski, Moriarty, Olender and Pacyna from the Caucus of June 5, 2014. Passed unanimously.

Member of the Board:

A Resolution authorizing the FY2014 late budget resolution is being prepared for your consideration.

A Resolution submitting the Authority's 2014 Budget to Department of Community Affairs is being prepared for your consideration.

A Resolution approving the Operating Budget of the Authority for fiscal year beginning July 1, 2014 is being prepared for your consideration.

On Thursday, June 5, 2014 at 10:30 a.m. proposals were received and opened for General Legal Counsel Services from the following:

PROPOSER	PROPOSED AMOUNT
Kathleen A. Walrod, Esq. of Secaucus, NJ	\$170,000
	Extraordinary rate \$160/hr.

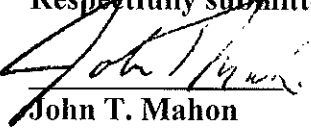
A Resolution awarding a contract to Kathleen A. Walrod, Esq. of Secaucus, NJ is being prepared for your consideration

On Thursday, June 5, 2014 at 11:00 a.m. proposals were received and read aloud for Auditing Services from the following:

PROPOSER	PROPOSAL AMOUNT
Polcari & Co. of Wayne, NJ	\$16,261.

A Resolution awarding a contract to Polcari & Co. of Wayne, NJ is being prepared for your consideration.

Respectfully submitted,



John T. Mahon
Executive Director

7786

The following Resolution was introduced by Chairman Nolfo read in full and considered:

(6131) WHEREAS, the Housing Authority of the City of Bayonne (the "Authority") has determined that, given the nature and extent of the items discussed and voted upon at its regular meetings, it would be in the Authority's best interests to adopt a consent agenda format for the purpose of conducting one vote on all routine and undebated matters; and

WHEREAS, the Authority's Commissioners have reviewed the items listed on the printed agenda, and determined that all, (except Resolutions numbered _____) shall be voted on together with one vote,

WHEREAS, all Commissioners in attendance at this Regular Meeting of the Authority are in agreement with this determination,

RESOLVED, that the resolutions numbered 1-6 are hereby adopted, effective immediately, based upon the single vote of the Commissioners.

CARRIED

AYES: Chairman Nolfo, Vice Chairman Sykes, Karczewski, Moriarty, Olender and Pacyna.

NAYS: None

The following Resolution was introduced by Chairman Nolfo read in full and considered:

(6132) WHEREAS, the Housing Authority of the City of Bayonne previously authorized the initial submission of its FY2014 Agency Budget at the June 10, 2014 Board of Commissioners Meeting,

WHEREAS, the Authority was recently informed by the State of New Jersey that they wanted a late budget resolution adopted by the Authority due to the fact that the Authority has not adopted its Agency Budget by May 1, 2014, and;

WHEREAS, the Authority in an effort to more accurately project the subsidy amount that it will receive was hopeful HUD would make available the 2014 inflation factor;

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the housing Authority of the City of Bayonne authorized the FY2014 late budget submission.

CARRIED.

AYES: Chairman Nolfo, Vice Chairman Sykes, Commissioners Karczewski, Moriarty, Olender and Pacyna.

NAYS: None.

7787

The following Resolution was introduced by Chairman Nolfo read in full and considered:
(6133)

2014

BAYONNE HOUSING AUTHORITY BUDGET RESOLUTION

FISCAL YEAR: FROM JULY 1, 2014 TO JUNE 30, 2015

WHEREAS, the Annual Budget and Capital Budget for the Bayonne Housing Authority for the fiscal year beginning July 1, 2014 and ending June 30, 2015 has been presented before the Members of the Housing Authority at its open public meeting of June 10, 2014; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$14,605,101, Total Appropriations, including any Accumulated Deficit if any, of \$14,664,521 and Total Fund Balance utilized of \$59,420 and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$1,914,599 and Total Fund Balance planned to be utilized as funding thereof, of \$0; and

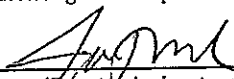
WHEREAS, the schedule of rents, fees and other user charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the Members of the Bayonne Housing Authority, at an open public meeting held on June 10, 2014 that the Annual Budget, including appended Supplemental Schedules, and the Capital Budget/Program of the Bayonne Housing Authority for the fiscal year beginning July 1, 2014 and ending June 30, 2015 is hereby approved; and


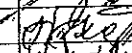
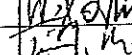
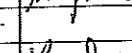
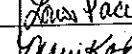
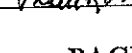
BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Housing Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the Bayonne Housing Authority will consider the Annual Budget and Capital Budget/Program for adoption on September 9, 2014.


(Secretary's signature)

Resolution No. 6133
June 10, 2014
(Date)

Governing Body Recorded Vote

Member	Aye	Nay	Abstain	Absent
Chairman, Nolfo, Ludovico				
Vice Chairman, Sykes, Gene				
Commissioner Olender, Walter				
Commissioner Moriarty, Timothy				
Commissioner, Kaczka, Edward				X
Commissioner, Pacyna, Louis				
Commissioner, Karczewski, Maria				

7788

The following Resolution was introduced by Chairman Nolfo read in full and considered:
(6134)

PHA Board Resolution
Approving Operating Budget

U.S. Department of Housing
and Urban Development
Office of Public and Indian Housing -
Real Estate Assessment Center (PIH-REAC)

OMB No. 2577-0026
(exp. 12/31/2012)

Public reporting burden for this collection of information is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number.

This information is required by Section 6(c)(4) of the U.S. Housing Act of 1937. The information is the operating budget for the low-income public housing program and provides a summary of the proposed/budgeted receipts and expenditures, approval of budgeted receipts and expenditures, and justification of certain specified amounts. HUD reviews the information to determine if the operating plan adopted by the public housing agency (PHA) and the amounts are reasonable, and that the PHA is in compliance with procedures prescribed by HUD. Responses are required to obtain benefits. This information does not lend itself to confidentiality.

PHA Name: Bayonne Housing Authority
PHA Code: NJ 012

PHA Fiscal Year Beginning: July 1, 2014 Board Resolution Number: 6134

Acting on behalf of the Board of Commissioners of the above-named PHA as its Chairperson, I make the following certifications and agreement to the Department of Housing and Urban Development (HUD) regarding the Board's approval of (check one or more as applicable):

DATE

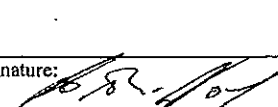
- Project Based Operating Budget approved by Board resolution on: June 10, 2014
- Operating Budget submitted to HUD, if applicable, on: _____
- Operating Budget revision approved by Board resolution on: _____
- Operating Budget revision submitted to HUD, if applicable, on: _____

I certify on behalf of the above-named PHA that:

1. All statutory and regulatory requirements have been met;
2. The PHA has sufficient operating reserves to meet the working capital needs of its developments;
3. Proposed budget expenditure are necessary in the efficient and economical operation of the housing for the purpose of serving low-income residents;
4. The budget indicates a source of funds adequate to cover all proposed expenditures;
5. The PHA will comply with the wage rate requirement under 24 CFR 968.110(c) and (f); and
6. The PHA will comply with the requirements for access to records and audits under 24 CFR 968.110(i).

I hereby certify that all the information stated within, as well as any information provided in the accompaniment herewith, if applicable, is true and accurate.

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012.31, U.S.C. 3729 and 3802)

Print Board Chairperson's Name: Mr. Ludovico Nolfo	Signature: 	Date: <u>6/10/2014</u>
---	--	---------------------------

7789

The following Resolution was introduced by Chairman Nolfo read in full and considered:

(6135) WHEREAS, the Housing Authority of the City of Bayonne (the “Authority”) published a notice in The Jersey Journal on Wednesday, May 22, 2014 requesting attorneys and law firms to submit proposals to serve as General Legal Counsel to the Authority (“RFP”); and
WHEREAS, at **10:30 a. m. on Thursday, June 5, 2014** proposals were received and the Authority’s Executive Director opened the proposals from the following:

PROPOSER

Kathleen Walrod, Esq. of Secaucus, NJ

WHEREAS, the Authority’s Executive Director has evaluated the proposals received based on evaluation criteria included in the RFP, which included, but not limited to price, and recommends that the Authority accept the proposal of Kathleen Walrod, Esq. of Secaucus N.J., based upon its receiving the highest evaluation score, and

WHEREAS, it is the conclusion of the Commissioners of the Authority that based upon the proposal submitted by Kathleen Walrod, Esq. of Secaucus, NJ to be the Authority’s General Legal Counsel the selection of Kathleen Walrod, Esq. of Secaucus, NJ is in the best interest of the Authority; and

WHEREAS, the award of this contract has complied with the fair and open process, established and further defined by N.J.S.A. 19:44A-20.7. Consequently, the provisions of N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A 20.26, as to campaign contributions, do not apply to the contract, and

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

NOW THEREFORE BE IT RESOLVED, that the appropriate officers of the Authority are authorized and directed to execute the form of contract providing for a one year contract for General Legal & Redevelopment Counsel with Kathleen Walrod, Esq. of Secaucus, NJ as Counsel for the Authority at a base fee for \$ 170,000; and extraordinary rate of \$ 160/hr for the period from July 1, 2014 to June 30, 2015 and, be it further

RESOLVED, that this contract has been awarded under competitive proposal procurement procedures, as more fully described at 24 CFR 83.36 and PIH Notice 2003-24, and as a “Professional Services” was not

required to be bid under New Jersey Local Public Contract Law” and that a notice of this action shall be published once in an appropriate newspaper of general circulation.

CARRIED.

AYES: Chairman Nolfo, Vice Chairman Sykes, Commissioners Karczewski, Moriarty, Olender and Pacyna.

NAYS: None.

The following Resolution was introduced by Chairman Nolfo read in full and considered:

(6136) WHEREAS, proposals for Fiscal Audit Services by Independent Public accountants to be rendered to the Housing Authority of the city of Bayonne (the “Authority”) were received on Thursday, June 5, 2014 at 11:00 a.m. from the following:

<i>Name Of auditor</i>	
<i>Polcari & Co. of Wayne, NJ</i>	<i>\$16,261.</i>

WHEREAS, in order to comply with the professional procurement requirements of 24 CFR and HUD’s PIH Notice 90-47, the Authority published a notice in the Jersey Journal on Monday, May 22, 2014 requesting auditors to submit proposals to provide auditing services to the Authority (“RFP”); and

WHEREAS, the award of this contract has complied with the fair and open process, established and further defined by N.J.S.A. 19:44A-20.7. Consequently, the provisions of N.J.S.A. 19:44A-20.5 and N.J.S.A. 19:44A 20.26, as to campaign contributions, do not apply to the contract, and

WHEREAS, Polcari & Co. based on the evaluation criteria, as prepared by the Executive Director and on file at the Authority, has submitted the only proposal and,

WHEREAS, the Local Public Contracts Law of the State of New Jersey, N.J.S.A. 40A:11 et seq., requires that the resolution authorizing the award of a contract for “Professional Services” without competitive bids and the contract itself must be available for public inspections;

NOW THEREFORE BE IT RESOLVED that the proposal submitted by Polcari & Co. be accepted in the amount of \$ 16,261 to conduct the fiscal Audit of the Housing Authority for twelve (12) month period ending June 30, 2015; and be it further

RESOLVED that this contract has been awarded under competitive proposal procurement procedures, as more fully described at 24 CFR 85.36 and PIH Notice 2003-24, and as a “Professional Service” was not

7791

required to be bid under New Jersey Local Public Contract Law, and that a notice of this action shall be published once in an appropriate newspaper of general circulation.

CARRIED.

AYES: Chairman Nolfo, Vice Chairman Sykes, Commissioners Karczewski, Moriarty, Olender and Pacyna.

NAYS: None.

The following Resolution was introduced by Vice Chairman Sykes read in full and considered:

(6137) WHEREAS, the Executive Director of the Housing Authority of the City of Bayonne (the "Authority") has prepared the attached list of claims and payments (the "List") for consideration by the Authority Board of Commissioners, and

WHEREAS, the List has been reviewed by the Commissioners,
NOW THEREFORE BE IT RESOLVED that the Chairman or Vice Chairman and the Executive Director be authorized and directed to execute checks for and make the payments hereby approved.

CARRIED.

AYES: Chairman Nolfo, Vice Chairman Sykes, Commissioners Kaczka, Karczewski, Moriarty, Olender and Pacyna.

NAYS: None.

Assistant Director, Ava Mitchell: Do I hear a motion to adjourn the business part of the meeting?

Motion made by Commissioner Karczewski

Seconded by Vice Chairman Sykes.

All in favor.

Chairman Nolfo: The meeting is now open to the public. Kindly state your name and address for the record.

Seeing none, the meeting was then adjourned at 1:15p.m.