

THIRD AMENDMENT TO A G R E E M E N T #CY21-062
BETWEEN THE CITY OF BAYONNE AND
NJ HUMANE SOCIETY, CORP.

WHEREAS, by way of Resolution No. 21-04-14-088 adopted April 14, 2022, the City of Bayonne entered into Agreement No. CY21-062 with NJ HUMANE SOCIETY CORP. ("NJHSC or Contractor") for Animal Control Officer and Animal Shelter Services for the period commencing May 1, 2021 through December 31, 2021 for an amount of \$54,123.84 with two (2) possible one (1) year renewal options, extending the contract period one (1) year each calculated at \$81,185.76, if exercised; and

WHEREAS, by way of Resolution No. 22-03-16-070 adopted March 16, 2022 said Agreement No. CY21-062 was extended through December 31, 2022 for an additional amount not to exceed \$81,185.76 thereby making the total contract amount not to exceed \$135,309.60 (the "First Amendment"); and

WHEREAS, by way of Resolution Nos. 22-04-20-115 adopted April 20, 2022 and 22-11-09-032 adopted November 9, 2022 the Municipal Council authorized a Second Amendment and Addendum thereto respectively to amend the Scope of Services to said Agreement CY21-062 to include a Trap, Neuter and Return ("TNR") program and clarify same to conform said terms of the City's TNR Ordinance O-22-30 adopted on September 21, 2022 and effective as of October 11, 2022 and to further amend said Second Amendment to include the language "not to exceed" pertaining to the additional \$25,000.00; and

WHEREAS, by way of Resolution 22-12-14-061 adopted December 14, 2022 attached hereto and made a part hereof said Agreement CY21-062 was extended from January 1, 2023 through December 31, 2023 for an additional amount not to exceed \$81,185.76 for said period, thereby making the total contract amount not to exceed \$241,495.26 for the entire term of said Agreement CY21-062 as amended and extended;

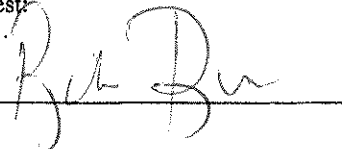
NOW, THEREFORE, it is on this 8th day of August, 2023, the parties mutually agree as follows:

1. Agreement No. CY21-062 with NJ Humane Society, Corp. as amended is hereby extended for a one (1) year period commencing January 1, 2023 through December 31, 2023 for an additional total amount of \$81,185.76 ("Additional Funds"), thereby making the total contract amount not to exceed \$241,495.26 for the entire term of said Agreement CY21-062 as amended and extended.

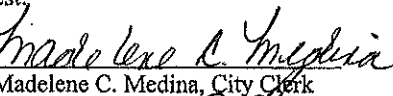
2. Additional Funds shall be charged to Account 3-01-27-330-0000-028.

3. All other terms and conditions of the contract as amended shall remain the same.

Attest:

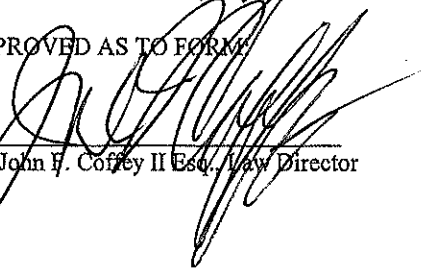
By: 

Attest:

By: 

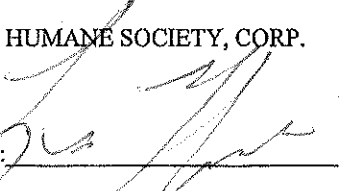
Madelene C. Medina, City Clerk

APPROVED AS TO FORM

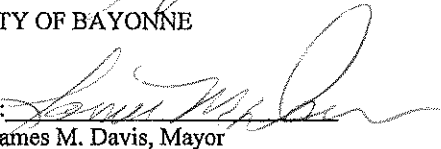
By: 

John F. Coffey II Esq., Law Director

NJ HUMANE SOCIETY, CORP.

By: 

CITY OF BAYONNE

By: 

James M. Davis, Mayor

On the motion Council Member Perez
Seconded by Council Member Booker

MUNICIPAL COUNCIL OF THE CITY OF BAYONNE

RESOLUTION NO. 22-12-14-061

WHEREAS, by way of Resolution No. 21-04-14-088 adopted by the Municipal Council on April 14, 2021, the City of Bayonne (the "City") entered into Agreement No. **CY21-062** with **NJ Humane Society, Corp.** ("NJ Humane"), 6412 Dewey Avenue, West New York NJ 07093 for **Animal Control Officer and Animal Shelter Services** for an eight (8) month the period commencing **May 1, 2021** and ending **December 31, 2021** for an amount of **\$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 payable at the rate of **\$6,767.48** per month for a total amount of **\$81,185.76** per one (1) year period in accordance with to the Fair and Open Contracting Requirements pursuant to N.J.S.A. 10:44A-20-4 and 5; and

WHEREAS, by way of Resolution No. **22-03-16-070** adopted March 16, 2022 the Municipal Council authorized the City to exercise the first one (1) year option to renew said Agreement No. **CY21-062** through **December 31, 2022** for an additional amount not to exceed **\$81,185.76**, thereby making the total contract amount not to exceed **\$135,309.60**; and

WHEREAS, by way of Resolution No. **22-04-20-115** adopted on April 20, 2022 and Resolution No. **22-11-09-032** adopted on November 9, 2022, the Municipal Council authorized a second amendment to Agreement No. **CY21-062** and addendum thereto respectively in order to implement a Trap, Neuter and Return (TNR) program for an additional amount not to exceed **\$25,000.00**, thereby making the total amount not to exceed **\$160,309.60**; and

WHEREAS, the Director of Municipal Services has recommended that the City exercise the second one (1) year option to renew Agreement No. **CY21-062** with **NJ Humane** for the period commencing **January 1, 2023** through **December 31, 2023** for an additional amount of **\$81,185.76**, thereby making the total contract amount not to exceed **\$241,495.26**; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5(e), the award of the additional funds in the amount of **\$81,185.76** for the period commencing January 1, 2023 through December 31, 2023 shall be

subject to the availability and appropriation of funds in the **CY2023** budget in account **#3-01-27-330-0000-028**; 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 second one (1) year option to renew Agreement No. CY21-062 with **NJ Humane Society Corp.**, extending same for a one (1) year period commencing **January 1, 2023 through December 31, 2023** for an additional 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 **\$241,495.26**.

2. Funds shall be charged to Account **#3-01-27-330-0000-028**.

3. Pursuant to N.J.A.C. 5:30-5.5(e), the award of the additional funds in the amount of \$81,185.76 for the period commencing January 1, 2023 through December 31, 2023 shall be subject to the availability and appropriation of funds in the **CY2023** temporary and permanent budgets in account **#3-01-27-330-0000-028**.

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

JC:nmi

Council Member	Aye	Nay	Abstain	Absent
Booker	X			
Carroll	X			
Perez	X			
Weimmer	X			
LaPelusa	X			

A TRUE COPY

Madeline C. Medina
CITY CLERK

