

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-324

Agenda No. 10.A

Approved: MAY 20 2009



TITLE: **RESOLUTION ACCEPTING GRANT FUNDS FOR THE FY 2009 CLEAN COMMUNITIES GRANT FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION**

COUNCIL
of the following resolution:

offered and moved adoption

WHEREAS, the Clean Communities and Recycling Grant Act, P.L. 2002, c.128 has established a Clean Communities Program from which a grant is awarded to municipalities in order to encourage litter pickup and removal; and

WHEREAS, it is the intent and the spirit of the Clean Communities and Recycling Grant Act to use the Clean Communities grants to promote and encourage a clean and safe environment; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated Clean Community regulations to implement the Clean Communities and Recycling Grant Act; and

WHEREAS, the City of Jersey City designates the Jersey City Incinerator Authority to ensure that the Clean Community regulations imposed on municipalities as a condition of the Clean Communities grants, including but not limited to, sponsoring and publicizing at least two annual community cleanup days and maintain program efforts and utilize funds for purposes of litter cleanup and removal, education programs to promote clean communities, graffiti abatement, enforcement of local anti-littering laws and sponsorship of "Adopt a Highway" program; and

WHEREAS, a resolution accepting the funds in the amount of \$274,437.12 for such Clean Communities grant will memorialize the commitment of this municipality to cleaning up the community and to initiate the assent of the City Council to the efforts undertaken by the municipality and the requirements outlined in the Clean Communities and Recycling Act and its regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that:

- 1) The City of Jersey City hereby accepts the funds of \$274,437.12 from the New Jersey Department of Environmental Protection for the Fiscal Year 2009 Clean Communities Grant; and
- 2) The City of Jersey City designates the Jersey City Incinerator Authority to manage the grants funds in accordance with the Clean Communities and Recycling Grant Act promulgated by the New Jersey Department of Environmental Protection; and
- 3) The Office of Management and Budget is hereby authorized to establish the proper account for these funds.

City Clerk File No. Res. 09-324

Agenda No. 10.A MAY 20 2009

TITLE: **RESOLUTION ACCEPTING GRANT FUNDS FOR THE FY 2009 RECYCLING TONNAGE GRANT FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION**

APPROVED: *Donna Mauer*

APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]*
Business Administrator

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
Mariano Vega, Jr. President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-325
Agenda No. 10.B
Approved: MAY 20 2009
TITLE:



RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD FROM THE U.S. DEPARTMENT OF JUSTICE-BUREAU OF JUSTICE ASSISTANCE 2009 RECOVERY ACT - EDWARD BYRNE JUSTICE ASSISTANCE GRANT PROGRAM (JAG) THROUGH THE COUNTY OF HUDSON

COUNCIL, AS A WHOLE, offered and moved adoption of the following Resolution

WHEREAS, the City of Jersey City Police Department has been designated to receive \$1,834,580.00 from the 2009 Edward Byrne Justice Assistance Grant Program (JAG) and

WHEREAS, the 2009 Edward Byrne Award is part of an intergovernmental agreement between the County of Hudson and various other municipalities, including the City of Jersey City that is being submitted in conjunction with this acceptance resolution;

WHEREAS, the City of Jersey City desires to accept the grant funds from the US Department of Justice-Edward Byrne Justice Assistance Program to continue to address quality of life foot/vehicular patrols that address quality of life complaints, undercover tactical gang- and drug enforcement operations, and to purchase vehicles to support police visibility throughout the city at targeted fixed posts locations and;

WHEREAS, the Jersey City Police Department has identified hot spots throughout Jersey City in various neighborhoods which will receive assigned patrols to reduce disorderly conduct and criminal activity; and

WHEREAS, the Edward Byrne Justice Assistance Grant Program will enable the Jersey City Police Department to utilize awarded funds to assign police officers during special weekend and holiday patrols including periods when regional security alerts are necessary and purchase vehicles.

TITLE: MAY 20 2009

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the Mayor and/or the Business Administrator are hereby authorized to:

- 1) Execute a grant agreement and/or contract in the amount of \$1,834,580.00 with the Hudson County Prosecutors Office on behalf of the U.S. Department of Justice-Bureau of Justice Assistance(BJA) under the 2009 Edward Byrne Justice Assistance grant program; and
- 2) The Office of Budget and Management is authorized to establish a grant account in the amount of \$1,834,580.00 broken down as follows:
 - 1) \$1,281,600.00 for Overtime salaries to continue and extend quality of life patrols.
 - 2) \$201,600.00 for Overtime for Gang related tactical operations
 - 3) \$351,380.00 for the Purchase of 10 Ford Crown Victoria Police Interceptors

APPROVED: [Signature]

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
Business Administrator

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Mariano Vega, Jr. President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-326
Agenda No. 10.C
Approved: MAY 20 2009
TITLE:



RESOLUTION ACCEPTING A GRANT AWARD FROM THE OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION (OJJDP) AND THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL FOR THE ENFORCEMENT OF UNDERAGE DRINKING LAWS STATE BLOCK GRANT PROGRAM FOR PROGRAM YEAR JUNE 1, 2008 THROUGH MAY 31, 2010.

Council offered and moved adoption of the following resolution:

- WHEREAS,** the need to enforce underage drinking laws are important to all residents and visitors to the City Of Jersey City; and
- WHEREAS,** the Office of Juvenile Justice and Delinquency Prevention (OJJDP) has recognized this need and has awarded the Jersey City Police Department, a grant in the amount of \$7,500.00 for the purpose of Enforcing the Underage Drinking Laws (ABC-17-08); and
- WHEREAS,** the Jersey City Police Department is desirous of accepting the one (1) year grant to aid the department in its enforcement efforts to reduce underage drinking among Jersey City youth; and
- WHEREAS,** the Division of Alcohol Beverage Control is responsible for administering the office of Juvenile Justice and Delinquency Prevention State Block Grant Programs and Enforcing the Underage Drinking Laws; and
- WHEREAS,** this grant will be effective for the period of June 1, 2008 through May 31, 2010.

MAY 20 2009

TITLE:

NOW, THEREFORE, BE IT RESOLVED by the Municipal council of the City of Jersey City, that the Mayor and/or Business Administrator are hereby authorized to enter into a contract with the Office of Juvenile Justice and Delinquency Prevention and Division of Alcohol Beverage Control for the Enforcement of the Underage Drinking Laws.

1. The Mayor and/or Business Administrator are hereby authorized to execute a contract with the State of New Jersey, Department of Law & Public Safety for the 2008 Enforcing Underage Drinking Block Grant in the amount of \$7,500.00
2. The Office of Budget & Management is authorized to establish an account in the amount of \$7.500 for the 2008 Enforcing Underage Drinking Block Grant award.

APPROVED: Samuel Jefferson 4/24/09 APPROVED AS TO LEGAL FORM

APPROVED: [Signature] Corporation Counsel

[Signature] Business Administrator

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-327

Agenda No. 10.D

Approved: MAY 20 2009



TITLE: **AMENDING RESOLUTION TO 07-140;
AN AGREEMENT WITH VERIZON**

**COUNCIL
RESOLUTION:**

OFFERED AND MOVED ADOPTION OF THE FOLLOWING

WHEREAS, additional funding is necessary to fund the monthly charges for data circuits provided by **VERIZON**; and

WHEREAS, **VERIZON**, the original contractor, has agreed to deliver the required services in accordance with its original contract and according to the specifications of the IT Division; and

WHEREAS, the additional amount necessary is \$175,000.00, bringing the total contract amount to \$500,000.00.

NOW THEREFORE BE IT RESOLVED by the Municipal Council of the City of Jersey City that :

1. The Mayor and/or Business Administrator be authorized to amend the contract with **VERIZON** increasing the dollar amount by \$175,000.00 to a contract total of \$500,000
2. A copy of this resolution shall be printed in a newspaper of general circulation within the City of Jersey City, within ten (10) days of passage of this resolution.

I, Donna Mauer (Donna Mauer), as Chief Financial Officer, hereby certify that these funds are available for this expenditure in Account Number: **01-201-31-435-621** for payment of the above Resolution.

Administration Department
Account No. : **01-201-31-435-621** P.O. # **92883** Amt. **\$500,000.00**

J.A.
5/20/09

APPROVED: [Signature] APPROVED AS TO LEGAL FORM

APPROVED: [Signature] Business Administrator Corporation Counsel

Certification Required

Not Required

APPROVED **9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

[Signature]
Mariano Vega, Jr., President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-328
 Agenda No. 10.E
 Approved: MAY 20 2009
 TITLE:



RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE FY 2009 MUNICIPAL BUDGET, PURSUANT TO N.J.S.A. 40A:4-87.

COUNCIL **offered and moved adoption**
of the following resolution:

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the municipal budget when such item has been made available after the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount; and

NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City, that the City requests the Director of the Division of Local Government Services to approve the insertion of the following items of revenue in the FY 2009 Municipal Budget:

	FROM	TO
UEZ - Rising Tide Capital	0	250,000

BE IT FURTHER RESOLVED that a like sum be approved to be appropriated in same budget:

	FROM	TO
UEZ - Rising Tide Capital	0	250,000

BE IT FURTHER RESOLVED that notification of these budget changes will be made to the Director of the Division of Local Government Services on forms as prescribed by the aforementioned authority

APPROVED: *Donna Manes*

APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]*
 Business Administrator

[Signature]
 Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-329

Agenda No. 10.F

Approved: MAY 20 2009

TITLE:

Resolution Authorizing the Waiver of the Twenty (20) Day Waiting Period for Ordinance 09-060. A Franchise Ordinance Granting Permission to Mohammad Hamami to Construct Fenced Yard/planted Area and Stoop Extending 4'-0" Within the Public Right of Way for Each of Two (2) Attached Townhouses on Fourth Street, Lots 11 and 12 in Block 246 Known as 210-212 Fourth Street.



Council as a Whole, offered and moved adoption of the following resolution:

Whereas, at its meeting of May 20, 2009 at 6:00 p.m. the Municipal Council introduced Ordinance 09-060; and

Whereas, N.J.S.A. 40:69A-181(b) provides for the twenty (20) day period prior to the effective date of an ordinance after adoption unless the Municipal Council by resolution, declares an emergency; and

Whereas, it is necessary that this ordinance become effective immediately because requirements of the Jersey City Historic Preservation Commission have created a financial hardship on the homebuilder and any further delays could jeopardize this worthwhile project.

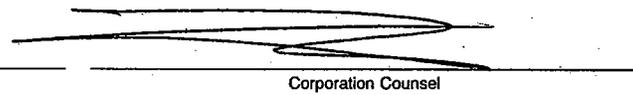
Now, Therefore, Be it Resolved, by the Municipal Council of the City of Jersey City that:

- (1) an emergency is hereby declared for the reasons set forth herein; and
- (2) pursuant to N.J.S.A. 40:69A-181(b) the twenty (20) day waiting period prior to the effective date of Ordinance 09-060 is hereby waived so that this Ordinance is effective immediately.

G:\WPDOCS\TOLONDA\Franchise Ordinance Correspondence\210-212 Fourth Street - Waiving 20 days.frm

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: 
Business Administrator


Corporation Counsel

Certification Required
Not Required

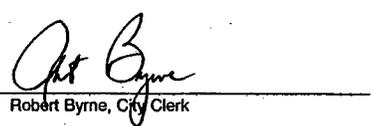
APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.


Mariano Vega, Jr., President of Council


Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-330
 Agenda No. 10.6
 Approved: MAY 20 2009
 TITLE:



RESOLUTION APPOINTING AYSEHA K. JOHNSON AS AIDE TO COUNCILWOMAN WILLIE L. FLOOD

COUNCIL AS A WHOLE, offered and moved adoption of the following resolution:

WHEREAS, N.J.S.A. 40:69A-60.1 empowers the Jersey City Municipal Council to appoint aides; and

WHEREAS, Councilwoman Willie L. Flood, requests the Municipal Council to appoint **Ayseha K. Johnson**, of 162 Orient Avenue, Jersey City, New Jersey as her Aide to replace Yvette Gore-Bell who has been terminated.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City hereby consents to the appointment of **Ayseha K. Johnson as Aide to Councilwoman Willie L. Flood** at a salary pursuant to law.

sjg

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: *B. O'Keefe*
 Business Administrator

 Corporation Counsel

Certification Required

Not Required

APPROVED

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-331
 Agenda No. 10.H
 Approved: MAY 20 2009
 TITLE:



RESOLUTION APPOINTING JOAN BAILEY AS THE NEW CUSTODIAN OF THE PETTY CASH FUND FOR THE DEPARTMENT OF FIRE AND EMERGENCY SERVICES, DIRECTOR'S OFFICE REPLACING ROBERT TUCKER

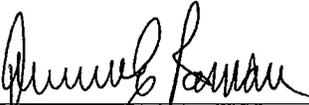
COUNCIL AS A WHOLE, offered and moved adoption of the following Resolution:

WHEREAS, due to the pending retirement of Robert Tucker, it has become necessary to appoint a new custodian for the Petty Cash Fund for the Department of Fire and Emergency Services; and

WHEREAS, pursuant to N.J.S.A. 40A:5-21, Joan Bailey has been approved as custodian of the Department of Fire and Emergency Services, Director's Office Petty Cash Fund; and

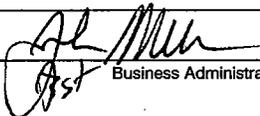
NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that:

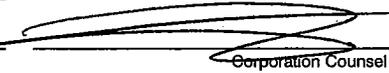
- Joan Bailey is hereby appointed Custodian of the Petty Cash Fund for the Department of Fire and Emergency Services, Director's Office. This Petty Cash Fund has been established in accordance with the rules and regulations of the Director of Local Government Services and shall not exceed the sum of two hundred dollars (\$200.00).

APPROVED: 
 Armando Roman, Director of Fire & Emergency Services

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: 
 Business Administrator


 Corporation Counsel

Certification Required

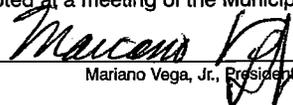
Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res.09-332
 Agenda No. 10.1
 Approved: MAY 20 2009
 TITLE:



RESOLUTION AUTHORIZING A SECOND AMENDMENT TO A DEVELOPERS AGREEMENT AMONG THE CITY OF JERSEY CITY, BRASS WORKS URBAN RENEWAL, LLC, AND THE ZONING BOARD IN CONNECTION WITH A PROJECT AT 100 PATERSON PLANK ROAD A/K/A BLOCK 751, LOT G

WHEREAS, on February 20, 2003, Brass Works Urban Renewal, LLC (Developer) received approvals from the Zoning Board for preliminary and major site plan with "c" and "d" variances to rehabilitate and convert a warehouse located at 100 Paterson Plank Road a/k/a Block 751, Lot G into 128 residential units (Project); and

WHEREAS, Resolution 05-538 approved on July 13, 2005 authorized the City of Jersey City (City) to execute a Developer's Agreement among the Zoning Board and the Developer in connection with the Project; and

WHEREAS, the Developer's Agreement was executed by the parties on August 11, 2005; and

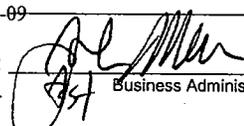
WHEREAS, Resolution 08-364 approved on May 28, 2008 authorized an amendment to Article III, Section 3.3 (a) of the Developer's Agreement to ensure that the Developer's Agreement would not terminate until the Developer constructed all the required improvements to the public right-of-way; and

WHEREAS, the parties desire to amend Article II, Section 2.6, "Installation of Landscaping and Traffic Island Within Portion of the Public Right-of-Way" to include a new provision which will permit the Developer to postpone the installation of the decorative fence around the traffic island marked on Exhibit G(B)-1 of the Developer's Agreement until the cessation of the recycling use at the property adjacent to the south side of the Developer's property because of the risk that the decorative fence would be damaged by the recycling trucks.

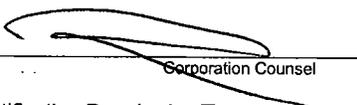
NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

- Subject to such modifications as deemed necessary and appropriate by Corporation Counsel, the Mayor or Business Administrator is authorized to execute the attached Second Amendment to the Developer's Agreement pertaining to the Project at 100 Paterson Plank Road a/k/a Block 751, Lot G.

APPROVED ^{RR/cw} 5-12-09

APPROVED: 
 Business Administrator

APPROVED AS TO LEGAL FORM


 Corporation Counsel

Certification Required

Not Required

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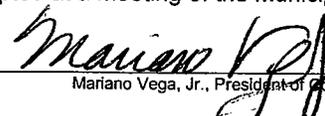
APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-333
 Agenda No. 10.J
 Approved: MAY 20 2009
 TITLE: _____



RESOLUTION AUTHORIZING THE CITY TO ENTER AN AGREEMENT OF INDEMNIFICATION AND AUTHORIZING THE RISK MANAGER TO ISSUE A LETTER OF INSURANCE

COUNCIL

OFFERED AND MOVED

ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City is co-sponsoring Mayor Jerramiah Healy's Tapestry of Nations Egyptian Festival to take place at Journal Square Path Plaza, to offer entertainment, refreshments, information and children's games for the purpose of cultural awareness and celebration of pride to residents of Jersey City.

WHEREAS, Ethnic vendors and performers are the source of entertainment for the event.

WHEREAS, City of Jersey City will host the event on Saturday, June 27, 2009 from 10:00AM-6:00PM pm with a set up time at 7:00AM The event is to celebrate the diverse culture within our community of Jersey City and

WHEREAS, the Port Authority of NY and NJ requires, indemnification and letter of insurance from the City; and

WHEREAS, the agreement will specify the City's responsibilities to the owners of the facilities, including an indemnification and hold harmless clause in which the owner cannot be held liable for injuries received by participants in this program or for damage to the facility, so

THEREFORE BE IT RESOLVED by the Municipal Council of the City of Jersey City that,

1. The Mayor or Business Administrator is authorized to execute an agreement hereto indemnifying Path Plaza for the use of their facility by the Division of Cultural Affairs for the display and demonstrations of brotherhood and sisterhood on June 27, 2009.
2. The risk Manager is authorized to issue a Letter of Insurance to Path Plaza to cover this activity.
3. The Mayor or Business Administrator is authorized to execute such other documents that maybe necessary to effectuate the purpose of this Resolution.

APPROVED: Marianne Kelleher-Arango Director, Cultural Affairs

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: [Signature] Business Administrator
 _____ Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE								5/20/09			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

[Signature]
 Mariano Vega, Jr., President of Council

[Signature]
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-334

Agenda No. 10.K

Approved: MAY 20 2009

TITLE:



RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AUTHORIZING TRANSFER OF FUNDS FROM HOME INVESTMENT PARTNERSHIPS PROGRAM FUNDS TO AFFORDABLE HOUSING TRUST FUNDS FOR MARY NORTON MANOR

COUNCIL
of the following resolution:

offered and moved adoption

WHEREAS, on November 25, 2008 the Municipal Council authorized an Affordable Housing Trust Fund (AHTF) agreement and HOME Investment Partnerships Program (HOME) agreement with Duncan Properties, LLC for Mary Norton Manor; and

WHEREAS, Duncan Properties, LLC, a for-profit developer with offices located at One Tower Drive in West Paterson, New Jersey is the developer for Mary Norton Manor, a twenty-four (24) unit mixed income homeownership project to be located at 23-25 Duncan Avenue a/k/a Block 1824 and lot(s) 7 Dup.99 and 9; and

WHEREAS, Duncan Properties, LLC is prepared to move forward with this project; however, due to federal environmental review requirements the State Historic Preservation Office (SHPO) is requiring further archeological studies that will increase the cost of the project and further delay the project; and

WHEREAS, the Duncan Properties, LLC has requested that the City fund Mary Norton Manor with Affordable Housing Trust Funds (AHTF) solely as opposed to splitting funding between AHTFs and HOME, thus eliminating the need for further studies that could increase cost and delay the project; and

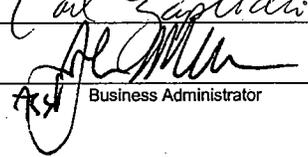
WHEREAS, the total amount committed to date for Mary Norton Manor is \$1,000,000 (\$518,822 – HOME and \$481,178 – AHTF); and

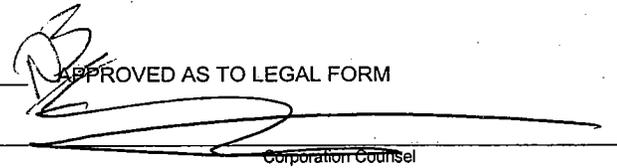
WHEREAS, the City is desirous of proceeding with the acquisition and development of this mixed income project without further delay; therefore, the City would like to replace HOME funds with AHTF in the exact amount previously approved by Council.

TITLE: **RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AUTHORIZING TRANSFER OF FUNDS FROM HOME INVESTMENT PARTNERSHIPS PROGRAM FUNDS TO AFFORDABLE HOUSING TRUST FUNDS FOR MARY NORTON MANOR**

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The Mayor and/or Business Administrator are authorized to cancel the HOME allocation of \$518,822 and replace it with Affordable Housing Trust Funds for a total Affordable Housing Trust Fund award of \$1,000,000.
2. Subject to review and approval by Corporation Counsel, the Mayor or Business Administrator is hereby authorized to execute mortgages, notes, affordable housing development agreements and such other documents deemed necessary to secure loans under the Affordable Housing Trust Fund (AHTF) and HOME Investment Partnerships Program. The terms and conditions of the aforementioned documents may be negotiated by the Division of Community Development (DCD) and shall be in accordance with all laws, rules and regulations applicable to the program.

APPROVED: 
 APPROVED: 
 Business Administrator

APPROVED AS TO LEGAL FORM 
 Corporation Counsel

Certification Required
 Not Required

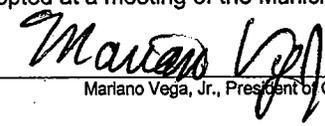
APPROVED **9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-335
 Agenda No. 10.1
 Approved: MAY 20 2009



TITLE: **RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AUTHORIZING A CONTRACT WITH THE JERSEY CITY INCINERATOR AUTHORITY FOR THE DEMOLITION OF DESIGNATED PROPERTIES IN THE CITY NEIGHBORHOOD STABILIZATION PROGRAM TARGET AREA**

COUNCIL
 the following resolution:

offered and moved adoption of

WHEREAS, the United States Department of Housing and Urban Development (HUD) has approved the City's NSP application on March 9, 2009 and awarded the City \$2,153,431 in NSP funds; and

WHEREAS, the City has set aside \$500,000 in NSP funds for the demolition of abandoned and/or blighted properties; and

WHEREAS, various properties within the City have been identified as potential sites to be demolished; and

WHEREAS, the properties identified for demolition are subject to change based on whether they meet HUD approved definitions of abandonment and blight; and

WHEREAS, the City must obligate all funds by August 2010 and expend all funds no later than February 2011; and

WHEREAS, it is in the best interest of the City of Jersey City to contract out with the Jersey City Incinerator Authority for the demolition of abandoned and/or blighted properties within the HUD approved NSP target areas.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that the Mayor or Business Administrator are hereby authorized to enter into an agreement with the Jersey City Incinerator Authority for the demolition of properties within the HUD approved NSP target area.

I, Donna Mauer, hereby certify that sufficient funds in the amount of \$500,000 are available in account number 02-213-40-949-314. *PO 96329*

Donna L. Mauer
 Donna L. Mauer
 Chief Financial Officer

APPROVED: *Carl Esposito*

APPROVED AS TO LEGAL FORM
[Signature]

APPROVED: *[Signature]*
 Business Administrator

Corporation Counsel

Certification Required
 Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FUJOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-336
 Agenda No. 10.M
 Approved: MAY 20 2009
 TITLE:



RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD FROM THE STATE OF NEW JERSEY, OFFICE OF THE ATTORNEY GENERAL DEPARTMENT OF LAW AND PUBLIC SAFETY FOR SAFE AND SECURE COMMUNITIES PROGRAM FY 2009 GRANT

COUNCIL **Offered and moved adoption of the**
following resolution

WHEREAS, the State of New Jersey, Office of The Attorney General has approved the City of Jersey City's continuation funding request and awarded the Jersey City Police Department \$197,935 under grant award # P-4267; and

WHEREAS; these funds will pay a portion of eight (8) police officers salaries during the period of January 1, 2009 through December 31, 2009; and

WHEREAS, the Jersey City Police Department desires to accept the funding to further aid the department in its efforts to address public safety issues; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Jersey City Police Department for the purpose addressing statewide public safety issues.

THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that the Mayor and/or Business Administrator are hereby authorized to:

1. Execute a grant agreement and/or contract in the amount of \$197,935 with the State of New Jersey, Department of Law & Public Safety for funding; and
2. The Office of Budget and Management is authorized to establish a grant account in the amount of \$197,935 to be utilized to partially pay salaries of eight (8) police officers

APPROVED: Samuel Jefferson ^{4/24/09} APPROVED AS TO LEGAL FORM

APPROVED: [Signature] Business Administrator [Signature] Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-337
 Agenda No. 10.N
 Approved: MAY 20 2009
 TITLE:



RESOLUTION AUTHORIZING A REFUND/CREDIT OF \$322,018.68 AND A REDUCTION IN ASSESSMENT TO SETTLE TAX APPEALS FILED BY THE OWNERS OF VARIOUS PROPERTIES.

**COUNCIL OFFERED AND MOVED ADOPTION
 OF THE FOLLOWING RESOLUTION:**

WHEREAS, complaints were filed in the Tax Court of New Jersey challenging real estate tax assessments as indicated below; and

WHEREAS, the Office of the Tax Collector has reviewed these settlements and computed the amount of refund or credit that will result from the implementation of these settlements; and

WHEREAS, both the taxpayer and the City agree that all interest payments on any such refund shall be waived by the taxpayer if such refund shall be made by the City within sixty (60) days of the Tax Court judgment pursuant to N.J.S.A. 54:3-27.2; and

WHEREAS, after consulting with the Office of the Tax Assessor and reviewing appraisal reports prepared by the owners and by certified real estate appraisers engaged by the City, the Corporation Counsel has recommended that the complaints be settled at the assessments specified below; and

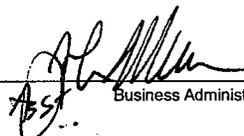
WHEREAS, these settlements will reduce the assessment to reflect the actual fair assessable value of the property(ies) consistent with assessing practices generally applicable in the City of Jersey City, as required by law; and

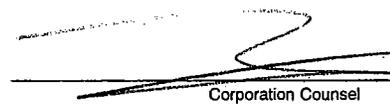
NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the following complaints be settled for the assessments listed on the attached schedule.

These settlements will result in a refund and/or credit in the amount of \$322,018.68

MAM/mw
 May 8, 2009

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: 
 Business Administrator


 Corporation Counsel

Ma 2009028

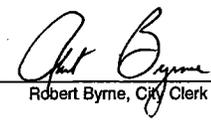
Certification Required
 Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE								5/20/09			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Block	Lot	Tax Years	TaxPayer Owner	Property Address	Present Assessment	Settled Assessment	Assessment Reduction	Refund
329	17	2006	Coles Street	286-94 Coles Street	\$187,500	\$187,500	\$0	\$0.00
329	17	2007	Coles Street Associates	286-94 Coles Street	\$187,500	\$187,500	\$0	\$0.00
329	17	2008	Coles Street Associates	286-94 Coles Street	\$187,500	\$187,500	\$0	\$0.00
363	A2.99	2006	Coles Street	239 Coles Street	\$336,400	\$336,400	\$0	\$0.00
363	A2.99	2008	Coles Street	Coles Street	\$336,400	\$336,400	\$0	\$0.00
363	P.A1	2006	Coles Street Associates c/o Newmark & Co.	Monmouth & 14th Street	\$115,800	\$115,800	\$0	\$0.00
363	P.A1	2007	Coles Street	Monmouth & 14th Streets	\$115,800	\$115,800	\$0	\$0.00

MAY 20 2009

Block	Lot	Tax Years	TaxPayer Owner	Property Address	Present Assessment	Settled Assessment	Assessment Reduction	Refund	Refund	Total Refunds
363	P.A1	2008	Coles Street Assoc.	Monmouth & 14th Streets	\$115,800	\$115,800	\$0	\$0.00	0	0
364	4	2006	Coles Street Associates c/o Newmark & Co.	255-259 Coles Street	\$6,964,500	\$5,460,300	\$1,504,200	\$77,842.35	0	0
364	7	2007	Coles Street Assoc.	255-259 Coles Street	\$6,964,500	\$4,460,300	\$2,504,200	\$138,958.06	0	0
364	7	2008	Coles Street	255-259 Coles Street	\$5,407,500	\$3,960,300	\$1,447,200	\$80,348.54	77,842.35	77842.35
364	A.2	2006	Coles Street	614 Monmouth Street	\$452,800	\$300,000	\$152,800	\$7,907.40	138,958.06	216800.41
364	A.2	2007	Coles Street Assoc.	614 Monmouth Street	\$452,800	\$300,000	\$152,800	\$8,478.87	80,348.54	297148.95
364	A.2	2008	Coles Street	614 Monmouth Street	\$452,800	\$300,000	\$152,800	\$8,483.46	7,907.40	305056.35
									8,478.87	313535.22
									8,483.46	322018.68

MAY 20 2009

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-338

Agenda No. 10.0

Approved: MAY 20 2009



TITLE:
RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR TO EXECUTE A PARTIAL RELEASE OF MORTGAGED PROPERTY LOCATED AT 110 BAYVIEW AVENUE, Block 1311, Lot 52

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, on April 10, 1997, Minority Contractors and Coalition of Trade Workers of New Jersey, Inc. [Borrowers], executed a fourth mortgage in favor of the City of Jersey City [City] to secure the City's loan to them in the amount of \$540,000; and

WHEREAS, the City's loan to the Borrowers was recorded in the Hudson County Register of Deeds on April 17, 1997, in Mortgage Book 6195, Page 153; and

WHEREAS, the mortgage was to secure the grant made under the Department of Housing and Economic Development Linkage Program in order to construct affordable housing; and

WHEREAS, the mortgage affects property located on Block 1311, Lot 52, more particularly known by the street address of 110 Bayview Avenue; and

WHEREAS, the Borrowers did not complete the project and title has been conveyed to the Jersey City Development Corporation to complete the project; and

WHEREAS, the Jersey City Development Corporation has fulfilled the obligations required by the mortgage to complete the project and provide the affordable housing on the property; and

WHEREAS, the City is obligated to executed a Partial Release of Mortgaged Property removing the mortgage from the property and allowing the premises to be sold in accordance with the terms of the Affordable Housing Agreement.

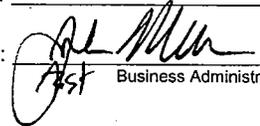
NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

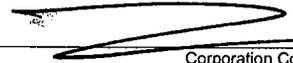
- The Business Administrator is authorized to execute a Partial Release of Mortgage releasing 110 Bayview Avenue, Block 1311, Lot 52, from the City's mortgage in the amount of \$540,000 dated April 10, 1997 and recorded in Mortgage Book 6195 at Page 153.

VS/he
5/08/09

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED:  _____
 Business Administrator

 _____
 Corporation Counsel

№ 2 0 0 9 0 2 9

Certification Required

Not Required

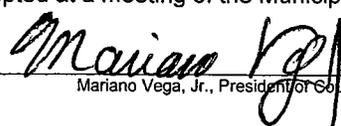
APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

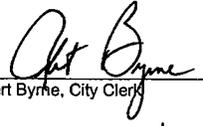
✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.



 Mariano Vega, Jr., President of Council



 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-339

Agenda No. 10.P

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING THE SUBORDINATION OF THE CITY'S MORTGAGE TO A NEW FIRST MORTGAGE AFFECTING PROPERTY KNOWN AS 193-195 CLINTON AVENUE

**COUNCIL
resolution:**

offered and moved adoption of the following

WHEREAS, E.S.E. Funding Corp. (E.S.E.) the owner of Block 1802, Lot 3 and 4, a/k/a 193-195 Clinton Avenue (Property), executed an Affordable Housing Agreement with the City of Jersey City (City) on July 17, 2000; and

WHEREAS, E.S.E. received a \$500,000 grant from the City on March 18, 2002 to develop 25 units of affordable housing which are required to remain as affordable housing units for a 20 year period; and

WHEREAS, E.S.E. made a \$500,000 mortgage with the City on March 18, 2002 which was amended by a mortgage dated July 17, 2003; and

WHEREAS, the City's mortgage was recorded as a second lien against the Property; and

WHEREAS, E.S.E sold the property to NJ Norse Holdings, Inc. (NJ Norse) provided that the new buyer agreed to maintain the housing units as affordable for the remainder of the 20 year affordability period and assumed the City's mortgage; and

WHEREAS, Resolution 06-489 approved on June 28, 2006 authorized the assumption of the City's mortgage by NJ Norse and the subordination of the City's mortgage to a purchase money mortgage to be given by New York Community Bank (NYCB) in the amount of \$1,220,000.00; and

WHEREAS, NJ Norse assigned its contract to purchase the Property to 193-195 Norse, LLC; and

WHEREAS, Resolution 06-718 approved on September 13, 2006 authorized the assumption of the City's mortgage by 193-195 Norse, LLC; and

WHEREAS, 193-195 Norse, LLC (Borrower) now desires to refinance the first mortgage in order to obtain lower monthly mortgage payments and use the additional loan funds to make capital improvements to the property; and

WHEREAS, the lender, Greystone Capital, required that the City's mortgage be made subordinate to its loan; and

WHEREAS, Res. 09-089 approved on February 11, 2009 authorized the subordination of the City's loan to Greystone Capital's first mortgage of \$1,540,000; and

WHEREAS, on May 4, 2009, the City was advised that the loan with Greystone Capital did not close; and

WHEREAS, the Borrower has obtained a new loan commitment with Oritani Bank, its successors and/or assigns which is less than the proposed loan with Greystone Capital; and

2009030

MAY 20 2009

TITLE:

WHEREAS, the new first mortgage amount will be \$1,485,000; and

WHEREAS, the City's lien will remain in second lien position; and

WHEREAS, the City by its Division of Community Development has reviewed the appraisal report and determined that the value of the Property supports the amount of the new loan and the City's loan and has further reviewed the title commitment and determined that there are no other judgments or loans affecting the Property.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the Mayor or Business Administrator is authorized to execute a mortgage subordination agreement, in a form to be approved by Corporation Counsel, subordinating the City's lien affecting 193-195 Clinton Avenue, Jersey City also known as Block 1802 Lots 3 and 4 to the interests of the new first mortgage of Oritani Bank.

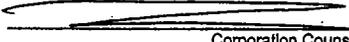
BE IT FURTHER RESOLVED that Resolution 09-089 approved on February 11, 2009 is rescinded.

IW/mw
5-4-09

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED:  Business Administrator

 Corporation Counsel

Ma 2 0 0 9 0 3 0

Certification Required

Not Required

APPROVED **9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE												5/20/09	
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.		
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓				
KENNY	✓			FULOP	✓			FLOOD	✓				
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓				

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Mariano Vega, Jr., President of Council


Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-340

Agenda No. 10.Q

Approved: MAY 20 2009

TITLE:



**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
AUTHORIZING THE BUSINESS ADMINISTRATOR TO EXECUTE A
MORTGAGE DISCHARGE FOR THE JERSEY CITY EPISCOPAL COMMUNITY
DEVELOPMENT CORPORATION FOR 20 BRITTON STREET A/K/A/ BLOCK
1830, LOT 8.B**

COUNCIL

Offered and Moved Adoption of the Following

Resolution:

WHEREAS, on September 5, 1995, Corpus Christi Ministries, Inc. (CCM) executed a Housing Opportunities for Persons with Aids (HOPWA) Sub-recipient Agreement (Agreement) with the City of Jersey City (City) for creating housing opportunities for people with AIDS; and

WHEREAS, on May 17, 1996, CCM executed a mortgage with the City in the amount of \$91,000 in order to acquire and rehabilitate a building on 20 Britton Street, a/k/a Block 1830, Lot 8.B (Property) which was recorded with the Hudson County Register's Office on July 19, 1996 in Book 5972, page 269; and

WHEREAS, as a condition of the loan, CCM had to continue to use the property as an out-patient center for AIDS patients for a ten (10) year period and comply with the covenants and conditions set forth in the Note and loan document; and

WHEREAS, CCM subsequently merged with the Jersey City Episcopal Community Development Corporation (JCECDC), a non profit corporation of New Jersey with offices at 514 Newark Avenue, Jersey City; and

WHEREAS, JCECDC agreed to assume all obligations and liabilities of CCM including the HOPWA agreement for the Property; and

WHEREAS, Resolution 98-889 approved on December 9, 1998 authorized the Assignment of all of the obligations of CCM under the City's loan documents to JCECDC; and

WHEREAS, the ten (10) year period has expired and the City by its Division of Community Development has reviewed the documents and determined that JCECDC has complied with the conditions of the City's Agreement and loan documents; and

2009031

MAY 20 2009

TITLE:

WHEREAS, the City is obligated to execute a Discharge of Mortgage to remove the mortgage from the public record.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that:

- 1.) The Mayor or Business Administrator is hereby authorized to execute a Mortgage Discharge for the Jersey City Episcopal Community Development Corporation and any other documents appropriate or necessary to effectuate the purposes of the within resolution for the property 20 Britton Street, a/k/a Block 1830, Lot 8.B.
- 2.) All documents shall be subject to approval by the Corporation Counsel.

IW/mw
5-12-09

APPROVED: _____

APPROVED-AS TO LEGAL FORM

APPROVED:  _____

Business Administrator

 _____

Corporation Counsel

Certification Required

Not Required

2009031

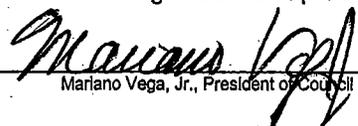
APPROVED 9-0

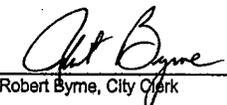
RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Mariano Vega, Jr., President of Council


Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-341

Agenda No. 10-R

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING THE SUBORDINATION OF THE CITY'S MORTGAGE TO A NEW FIRST MORTGAGE AFFECTING PROPERTY KNOWN AS 109-111 OLD BERGEN ROAD

COUNCIL

offered and moved adoption of the

following resolution:

WHEREAS, the Jersey City Episcopal Community Development Corporation (JCECDC), a non-for-profit corporation located at 118 Summit Avenue, Jersey City is the owner of Block 1376, Lot 42.M, a/k/a 109-111 Old Bergen Road, Jersey City; and

WHEREAS, the JCECDC provides services and housing for people with HIV and AIDS; and

WHEREAS, JCECDC received \$314,847.00 in (HOME) Funds and \$314,493.00 in Housing Opportunities for Persons with Aids (HOPWA) Funds from the City of Jersey City (City) pursuant to Sub-Grantee Agreements (Agreements) dated June 17, 2000 for the purpose of constructing five (5) units of very low and low income housing; and

WHEREAS, in December 2003, JCECDC executed a mortgage with the City in the amount of \$629,340.00 reflecting both the HOME and HOWPA grant amounts to JCECDC, of which said mortgage was recorded in the Hudson County Register's Office on February 24, 2004 in Book 11087, Page 212; and

WHEREAS, as a condition of the City's loan, JCECDC has to continue to use the property for very low and low income persons for a twenty (20) year period and comply with the conditions set forth in the Agreements and loan document; and

WHEREAS, the City's mortgage was recorded as the first lien against the Property; and

WHEREAS, the improvements on the Property were destroyed by a fire; and

WHEREAS, JCECDC has received a mortgage commitment from the State of New Jersey Housing and Mortgage Finance Agency (HMFA) in the amount of \$475,382.00 from the Special Needs Housing Trust Fund and/or other funds available to HMFA for financing the construction of very low and low income multi-family housing and to provide permanent supportive services for six (6) individuals and/or families who are homeless and living with HIV and AIDS (the "Project"); and

WHEREAS, HMFA requires that the City's mortgage be made subordinate to its loan; and

WHEREAS, the amount of the new first mortgage against the Property is \$475,382.00, and the City's lien will be in second lien position; and

WHEREAS, the City by its Division of Community Development has advised that since this is a new construction project, the City's mortgage should be subordinated to the State of New Jersey Housing and Mortgage Finance Agency's mortgage.

MAY 20 2009

TITLE:

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the Mayor or Business Administrator is authorized to execute a mortgage subordination agreement, in a form to be approved by Corporation Counsel, subordinating the City's lien affecting 109-111 Old Bergen Road, Jersey City also known as Block 1376 Lot 42.M to the interests of the new first mortgage of the State of New Jersey Housing and Mortgage Finance Agency.

IW/mw
5-13-09

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

[Signature]
Business Administrator

[Signature]
Corporation Counsel

2009033

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Mariano Vega, Jr., President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-342
 Agenda No. 10.5
 Approved: MAY 20 2009
 TITLE: _____



RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO ENTER INTO AN AGREEMENT OF INDEMNIFICATION WITH LIBERTY STATE PARK AND AUTHORIZING THE RISK MANAGER TO ISSUE A LETTER OF INSURANCE

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION :

WHEREAS, various departments within the City of Jersey City, through the Department of Health and Human Services, Division of Cultural Affairs, conducts various events at Liberty State Park; and

WHEREAS, these special events include, but are not limited to, the Annual Cultural Arts Festival, July 4th Celebration, the Summerfest Concert Series, fireman/police award ceremonies and picnics and Jersey City School events; and

WHEREAS, Liberty State Park requires an indemnification agreement and letter of insurance from the City; and

WHEREAS, the agreement will specify the City's responsibilities in reference to these facilities including an indemnification and hold harmless clause in which Liberty State Park cannot be held liable for injuries received by participants at these events or property damage to the facility itself.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that, the Mayor and/or Business Administrator be authorized to execute an agreement hereto indemnifying Liberty State Park for the use of their facility by the Department of Health and Human Services, Division of Cultural Affairs for various activities for the period of May 9, 2009 - May 9, 2010.

BE IT FURTHER RESOLVED, that the Risk Manager is authorized to issue a letter of insurance to Liberty State Park in reference to these events.

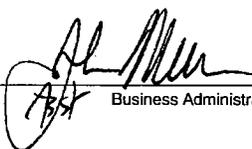
BE IT FURTHER RESOLVED, that the Mayor or Business Administrator is authorized to execute such other documents that may be necessary to effectuate the purpose of the Resolution.

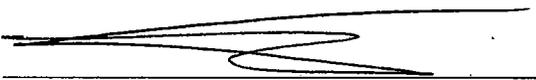

 Maryanne Kelleher, Director of Cultural Affairs


 Peter Sorfero, Risk Manager

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: 
 Business Administrator


 Corporation Counsel

Certification Required

Not Required

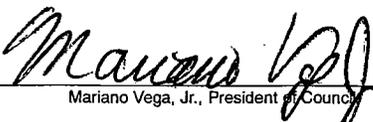
APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE								5/20/09			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-343
 Agenda No. 10.T
 Approved: MAY 20 2009
 TITLE:



A RESOLUTION SUPPLEMENTING THE MANUAL OF BUS STOP DESIGNATIONS OF THE CITY OF JERSEY CITY DELETING A NORTHBOUND NEAR-SIDE BUS STOP ON JERSEY AVENUE AT WAYNE STREET, ALL TIMES

The Municipal Council as a whole offered and moved adoption of the following resolution:

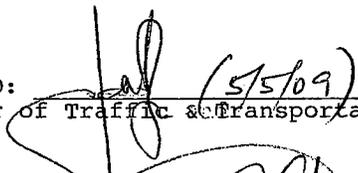
WHEREAS, the provisions of N.J.S.A. 39:4-197 (3) (a) provide that the Municipality may make and promulgate regulations designating and/or deleting bus stops; and

WHEREAS, the provisions of Section 3-54(A)(C)(6) of the Code of the City of Jersey City provide that the Municipal Engineer may make and promulgate such regulations subject to Municipal Council approval by resolution; and

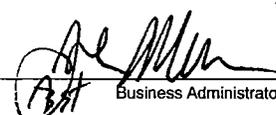
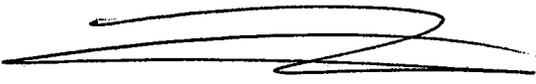
WHEREAS, the Municipal Engineer has proposed, for the purpose of increasing the flow of traffic and improving both vehicular and pedestrian safety, that the attached regulation be promulgated (No. 09-028) deleting a bus stop at the location described; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City; that

- a. The attached regulation shall be a part of the Manual of Bus Stop Designations of the City of Jersey City (No. 09-028) Delete a northbound, near-side bus stop on Jersey Avenue @ Wayne Street, all times
- b. A copy of each regulation shall be kept on file by the City Clerk for public inspection.
- c. The City Clerk and the Corporation Council may change any chapter numbers, article numbers and section numbers in order to avoid possible accidental repeaters of existing provisions.
- d. This resolution/regulation shall take effect at the time and in the manner as provided by law.

APPROVED:  (5/5/09)
 Director of Traffic & Transportation

APPROVED:  5/6/09 APPROVED AS TO LEGAL FORM
 Municipal Engineer

APPROVED:  Business Administrator
 Corporation Counsel

JDS:pc1
 (05.05.09)

Certification Required

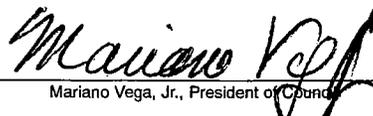
Not Required APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-344
 Agenda No. 10.U
 Approved: MAY 20 2009
 TITLE:



RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), EXCHANGE PLACE AND MONTGOMERY STREET FROM HUDSON STREET TO WASHINGTON STREET (WITH GREENE STREET KEPT OPEN) BEGINNING 11:00 A.M. AND ENDING 8:00 P.M., SUNDAY, JULY 12, 2009 AT THE REQUEST OF THE CENTRO DE RESIDENTES BOLIVIANES EN NJ FOR THE PURPOSE OF A BOLIVIAN FESTIVAL

WHEREAS, the Division of Engineering, Traffic & Transportation has received an application from the Centro de Residentes Bolivianos en NJ to close both Exchange Place and Montgomery Street from Hudson Street to Washington Street (with Greene Street kept open) beginning 11:00 a.m. and ending 8:00 p.m. on Sunday, July 12, 2009 for the purpose of a Bolivian Festival; and

WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions;

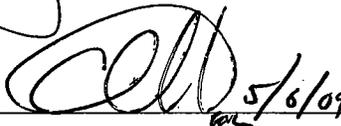
WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Sections 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Sections 296-71, 296-72 (B)(2)(8) and 296-73(D) be waived; and

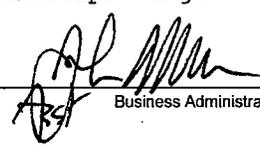
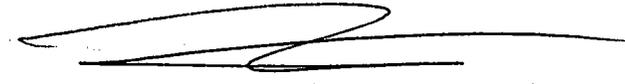
WHEREAS, the request to close both Exchange Place and Montgomery Street does not meet one or more of the requirements set forth in Section 296-71: the application for the street closing has been filed by a nonresident, the start and end times are not within the limits permitted and the closing exceeds one block; and

WHEREAS, the closing of the aforementioned streets will not affect public safety or convenience, and in accordance with the provision of Section 296-74 (B) the applicant has made a request to the City Council that the aforementioned requirements set forth in Section 296-71, 296-72(B)(2)(8) and 296-73(D) be waived.

NOW THEREFORE IS IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of both Exchange Place and Montgomery Street from Hudson Street to Washington Street (with Greene Street kept open) beginning 11:00 a.m. and ending 8:00 p.m. on Sunday, July 12, 2009 for a Bolivian Festival.

APPROVED:  (5/5/09)
 Director of Traffic & Transportation

APPROVED:  5/6/09 APPROVED AS TO LEGAL FORM
 Municipal Engineer

APPROVED:  Business Administrator
 Corporation Counsel

JDS:pcl
 (05.05.09)

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-345
 Agenda No. 10.V
 Approved: MAY 20 2009
 TITLE:



RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S) BROADWAY FROM WEST SIDE AVENUE TO WALES AVENUE AND GILES AVENUE FROM MARION PLACE TO BROADWAY BEGINNING 6:00 P.M. AND ENDING 11:00 P.M. THURSDAY, JULY 9, 2009 THROUGH SUNDAY, JULY 12, 2009 AND TUESDAY, JULY 14, 2009 THROUGH THURSDAY, JULY 16, 2009 AT THE REQUEST OF OUR LADY OF MT. CARMEL CHURCH FOR THE PURPOSE OF AN ANNUAL FAMILY FESTIVAL

WHEREAS, the Division of Traffic and Transportation has received an application from Our Lady of Mt. Carmel Church to close Broadway from West Side Avenue to Wales Avenue and Giles Avenue from Marion Place to Broadway beginning 6:00 p.m. and ending 11:00 p.m., Thursday, July 9, 2009 through Sunday, July 12, 2009 and Tuesday, July 14, 2009 through Thursday, July 16, 2009 for the purpose of an annual family festival; and

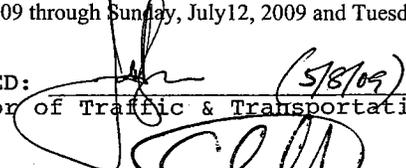
WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions; and

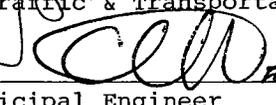
WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Sections 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Sections 296-71, 296-72 (B)(2) and 296-73(D) be waived; and

WHEREAS, the request to close both Broadway and Giles Avenue does not meet one or more of the requirements set forth in Sections 296-71, 296-72(B)(1)(2) and 296-73(D) as the street closure exceeds one block; the closure is for more than one day and the start and end times are earlier and later than permitted; and

WHEREAS, the closing of the aforementioned street(s) will not affect public safety or convenience, and in accordance with the provision of Section 296-74 (B) and the applicant has made a request to the City Council that one or more of the requirements set forth in Section 296-71, 296-72(B)(1)(2) and 296-73(D) be waived.

NOW THEREFORE BE IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of Broadway from West Side Avenue to Wales Avenue and Giles Avenue from Marion Place to Broadway beginning 6:00 p.m. and ending 11:00 p.m. Thursday, July 9, 2009 through Sunday, July 12, 2009 and Tuesday, July 14, 2009 through Thursday, July 16, 2009

APPROVED:  (5/18/09)
 Director of Traffic & Transportation

APPROVED:  5/18/09
 Municipal Engineer

APPROVED AS TO LEGAL FORM

APPROVED:  5/18/09
 Business Administrator


 Corporation Counsel

JDS:pcl
 (05.08.09)

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-346
 Agenda No. 10.W
 Approved: MAY 20 2009
 TITLE:



**RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S),
 EXCHANGE PLACE AND MONTGOMERY STREET FROM HUDSON
 STREET TO WASHINGTON STREET (WITH GREENE STREET KEPT OPEN)
 BEGINNING 8:00 A.M. AND ENDING 10:00 P.M., SUNDAY, JUNE 28, 2009 AT
 THE REQUEST OF THE PHILIPPINE AMERICAN FRIENDSHIP
 COMMITTEE FOR THE PURPOSE OF A PHILIPPINE FESTIVAL**

WHEREAS, the Division of Engineering, Traffic & Transportation has received an application from the Philippine American Friendship Committee to close both Exchange Place and Montgomery Street from Hudson Street to Washington Street (with Greene Street kept open) beginning 8:00 a.m. and ending 10:00 p.m. on Sunday, June 28, 2009 for the purpose of a Philippine Festival; and

WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions;

WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Sections 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Sections 296-71, 296-72 (B)(2)(8) and 296-73(D) be waived; and

WHEREAS, the request to close both Exchange Place and Montgomery Street does not meet one or more of the requirements set forth in Section 296-71: the application for the street closing has been filed by a nonresident, the start and end times are not within the limits permitted and the closing exceeds one block; and

WHEREAS, the closing of the aforementioned streets will not affect public safety or convenience, and in accordance with the provision of Section 296-74 (B) the applicant has made a request to the City Council that the aforementioned requirements set forth in Section 296-71, 296-72(B)(2)(8) and 296-73(D) be waived.

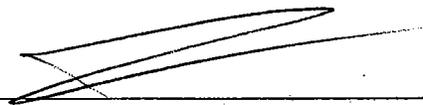
NOW THEREFORE IS IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of both Exchange Place and Montgomery Street from Hudson Street to Washington Street (with Greene Street kept open) beginning 8:00 a.m. and ending 10:00 p.m. on Sunday, June 28, 2009 for a Philippine Festival.

APPROVED:  (5/5/09)
 Director of Traffic & Transportation

APPROVED:  5/6/09
 Municipal Engineer

APPROVED AS TO LEGAL FORM

APPROVED: 
 Business Administrator


 Corporation Counsel

JDS:pcl
 (05.05.09)

Certification Required

Not Required

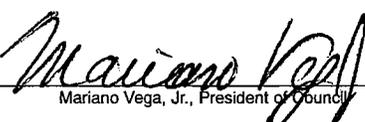
APPROVED 9-0

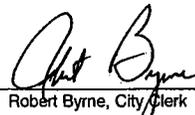
RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-347
 Agenda No. 10.X
 Approved: MAY 20 2009
 TITLE:



A RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), WASHINGTON STREET, SOUTH OF DUDLEY STREET, ON SATURDAY, JUNE 13, 2009 BEGINNING 10:00 A.M. AND ENDING 3:00 P.M., RAIN DATE: SUNDAY, JUNE 14, 2009 AT THE REQUEST OF THE HISTORIC PAULUS HOOK ASSN FOR THE PURPOSE OF A NEIGHBORHOOD STREET MARKET

WHEREAS, the Division of Engineering, Traffic and Transportation has received an application from the Historic Paulus Hook Assn to close Washington Street, south of Dudley Street, on Saturday, June 13, 2009 beginning 10:00 a.m. and ending 3:00 p.m., rain date: Sunday, June 14, 2009 for the purpose of a neighborhood street market; and

WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions;

WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Sections 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Sections 296-71; 296-72 (B)(2) and 296-73(D) be waived; and

WHEREAS, the request to close Washington Street does not meet one or more of the requirements set forth in Section 296-71; 296-72(B)(2) and 296-73(D) because the applicant is a non-resident of the area requested to be closed and the event is starting earlier than permitted; and

WHEREAS, the closing of the aforementioned streets will not affect public safety or convenience, and in accordance with the provision of Section 296-74 (B) and the applicant has made a request to the City Council that the aforementioned requirements set forth in Section 296-71; 296-72(B)(2) and 296-73(D) be waived.

NOW THEREFORE BE IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of Washington Street, dead end south of Dudley Street on Saturday, June 13, 2009 beginning 10:00 a.m. and ending 3:00 p.m., rain date: Sunday, June 14, 2009.

APPROVED: [Signature] (4/28/09)
 Director of Traffic & Transportation
 APPROVED: [Signature] 4/29/09
 Municipal Engineer

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
 Business Administrator

[Signature]
 Corporation Counsel

JDS:pcl
 (04.28.09)

Certification Required
 Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

[Signature]
 Mariano Vega, Jr., President of Council

[Signature]
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-348
 Agenda No. 10.Y
 Approved: MAY 20 2009
 TITLE:



**RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S),
 WHITON STREET FROM MAPLE STREET TO JOHNSTON AVENUE
 BEGINNING NOON AND ENDING 6:00 P.M. ON SATURDAY, JUNE 27, 2009
 AT THE REQUEST OF TEAM WALKER FOR THE PURPOSE OF THE
 OPENING DAY FOR TEAM WALKER SUMMER CAMP @ DR. LENA
 EDWARDS PARK**

WHEREAS, the Division of Engineering, Traffic and Transportation has received an application from Team Walker to close Whiton Street from Maple Street to Johnston Avenue beginning Noon and ending 6:00 p.m. on Saturday, June 27, 2009 for the purpose of Opening Day for Team Walker Summer Camp @ Dr. Lena Edwards Park (street closed to accommodate the overflow from the Park); and

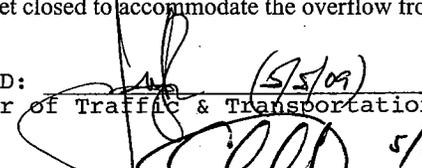
WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions;

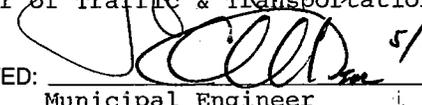
WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Sections 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Sections 296-71, 296-72 (B)(8) and 296-73(D) be waived; and

WHEREAS, the request to close Whiton Street, does not meet one or more of the requirements set forth in Section 296-71 and Section 296-72(B)(8) and 296.73(D) because the request to close Whiton Street was submitted by a non-resident; and

WHEREAS, the closing of the aforementioned street will not affect public safety or convenience, and in accordance with the provision of Section 296-74 (B) and the applicant has made a request to the City Council that one or more of the requirements set forth in Section 296-71, 296-72 and 296.73 be waived.

NOW THEREFORE BE IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of Whiton Street from Maple Street to Johnston Avenue from Noon to 6:00 p.m. on Saturday, June 27, 2009 for the purpose of Opening Day for Team Walker Summer Camp @ Dr. Lena Edwards Park (street closed to accommodate the overflow from the Park).

APPROVED:  (5/5/09)
 Director of Traffic & Transportation

APPROVED:  5/6/09
 Municipal Engineer

APPROVED AS TO LEGAL FORM

APPROVED:  5/6/09
 Business Administrator

Corporation Counsel

JDS:pcl
 (05.05.09)

Certification Required

Not Required

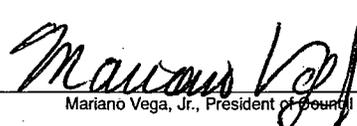
APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE								5/20/09			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

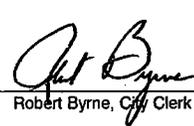
✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.



 Mariano Vega, Jr., President of Council



 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-349
Agenda No. 10.Z
Approved: MAY 20 2009
TITLE:



RESOLUTION AUTHORIZING A LICENSE AGREEMENT WITH BRASS WORKS URBAN RENEWAL COMPANY, LLC TO ENTER ONTO THE CITY-OWNED PROPERTY KNOWN AS BLOCK 741, LOT B1.99 A/KA 46-76 MOUNTAIN AVENUE

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City (City) owns real property known as Block 741, Lot B1.99 a/k/a 46-76 Mountain Avenue (Property); and

WHEREAS, Brass Works Urban Renewal Company, LLC (Licensee) is the owner of the real property located at 100 Paterson Plank Road, Jersey City, New Jersey known as Block 750 Lot G (Licensee Parcel); and

WHEREAS, Licensee was granted approval of its Preliminary and Final Major Site Plan application with variances from the Jersey City Board of Adjustment some time in February of 2003 to develop the Licensee Parcel and as a condition of the approvals Licensee was required to undertake and construct certain off-site and public improvements; and

WHEREAS, one of the off-site improvements which Licensee is required to construct is a staircase, commonly referred to as the "100 Steps" (Staircase Improvement), within the boundaries of the City's Property; and

WHEREAS, the Staircase Improvement will ultimately be dedicated to the City by Licensee;

WHEREAS, Licensee requests the City's permission to enter the Property for the purpose of constructing the Staircase Improvement; and

WHEREAS, Licensee agrees to execute the License Agreement attached hereto to.

NOW, THEREFORE, Be It Resolved by the Municipal Council of the City of Jersey City that:

- 1) Brass Works Urban Renewal Company, LLC, its contractors, and agents are authorized to enter onto the Property for the purpose of performing the activities described in the license agreement attached hereto; and

MAY 20 2009

TITLE:
RESOLUTION AUTHORIZING A LICENSE AGREEMENT WITH BRASS WORKS URBAN RENEWAL COMPANY, LLC TO ENTER ONTO THE CITY-OWNED PROPERTY KNOWN AS BLOCK 741, LOT B1.99 A/KA 46-76 MOUNTAIN AVENUE

- 2) Subject to such modifications as may be deemed necessary or appropriate by Corporation Counsel, the Mayor or Business Administrator is authorized to execute the license agreement attached hereto; and
- 3) The term of this license agreement shall be for one (1) year, effective as of June 1, 2009.

RR
5-13-09

APPROVED: _____

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required

Not Required

2009034

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr., President of Council

Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-350

Agenda No. 10.Z.1

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO ENTER INTO A LICENSE AGREEMENT WITH THE JERSEY CITY HOUSING AUTHORITY, ITS AGENT(S) OR CONTRACTOR (S) ALLOWING USE AND ACCESS TO CITY OWNED PROPERTY LOCATED AT BLOCK 1332 LOT 18.99 LOCATION 79-81 DWIGHT STREET

COUNCIL following resolution:

offered and moved adoption of the

WHEREAS, the City of Jersey City is the owner of Block 1332 Lot 18.99 Location 79-81 Dwight Street; and

WHEREAS, the Jersey City Housing Authority (JCHA) is requesting permission to allow JCHA, its agent(s) or contractor(s) use and access to 79-81 Dwight Street for the purpose of storing construction materials, operating site trailers and general construction staging activities; and

*R.B.
5-5-09*

WHEREAS, the JCHA has provided the City with liability insurance covering its use of said property; and

WHEREAS, the JCHA requests that the City permit it to use the Property for a period of one year commencing upon execution of the attached License Agreement by the appropriate City officials;

NOW THEREFORE BE IT RESOLVED, by the Municipal Council of the City of Jersey City that Jersey City Housing Authority, its agent(s) or contractor(s) is authorized to use Block 1332 Lot 18.99 Location 79-81 Dwight Street for the purpose identified above for a period of one year commencing upon the execution of the license agreement by the City;

BE IT FURTHER RESOLVED, that subject to such modifications as may be deemed necessary or appropriate by Corporation Counsel, the Mayor or Business Administrator is authorized to execute the license agreement attached hereto.

APPROVED: *Ann Marie Miller* APPROVED AS TO LEGAL FORM
Ann Marie Miller, Real Estate Manager

APPROVED: *[Signature]*
Business Administrator Corporation Counsel

Certification Required

Not Required

MAY 20 2009

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-351
 Agenda No. 10.Z.2
 Approved: MAY 20 2009
 TITLE:



RESOLUTION AUTHORIZING THE EXTENSION OF A LICENSE AGREEMENT WITH THE J.C. EPISCOPAL CDC A NON-PROFIT CORPORATION

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City is the owner of property located in Block 1464, Lot 16, Block 1464, Lot C, Block 1464, Lot B, Block 1464, Lot A more commonly known as 34, 36, 38, and 40 Van Nostrand Avenue; and

WHEREAS, the J.C. Episcopal CDC a non-profit corporation of the State of New Jersey, needs to enter on the City's property to evaluate the vacant land and perform financial feasibility analysis of the property for use as affordable housing; and

WHEREAS, the J.C. Episcopal CDC will fully defend and insure the City for any damages or injuries arising from its use of property; and

WHEREAS, it is in the best interest of the City of Jersey City to permit the J.C. Episcopal CDC access to the property, subject to the terms and conditions set forth in the License Agreement attached.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that the Mayor and/or Business Administrator are hereby authorized to;

1. Extend a License Agreement granting permission to the J.C. Episcopal CDC to enter onto **Block 1464, Lot 16, Block 1464, Lot C, Block 1464, Lot B, Block 1464, Lot A, more commonly known as 34, 36, 38 and 40 Van Nostrand Avenue** for a period not to exceed 180 days commencing on the date the agreement is signed.
2. The License Agreement shall be in substantially the form attached, subject to such modification or additional terms and conditions as the Business Administrator and Corporation Counsel deem necessary and appropriate.
3. Take such other actions as may be necessary to effectuate the purposes of the agreement.

APPROVED: Carl Capicchio 13 APPROVED AS TO LEGAL FORM
 APPROVED: [Signature] Business Administrator [Signature] Corporation Counsel

Res 2009026

Certification Required
 Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				5/20/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.
Mariano Vega, Jr. Mariano Vega, Jr., President of Council Robert Byrne Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-352

Agenda No. 10.Z.3

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING AN AGREEMENT WITH MERCER PLANNING ASSOCIATES AS AN EXTRAORDINARY, UNSPECIFIABLE SERVICE TO PROVIDE PROFESSIONAL PLANNING SERVICES FOR A SMART FUTURE 2008 GRANT

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City (City) requires the services of a consultant to provide professional planning services for an adoptable Transfer Development Rights (TDR) Ordinance, including the following: Development Transfer Plan Element, a Real Estate Market Analysis, a Capital Improvement Plan and Utility Services Plan; and

WHEREAS, in accordance with the Pay-to-Play Law, N.J.S.A. 19:44A-20.5 et seq., the City issued a Request for Proposals (RFP) on March 18, 2009 and publicly advertised notice of the availability of the RFP on that same date; and

WHEREAS, the City received three proposals in response to the RFP; and

WHEREAS, a selection committee reviewed the three proposals received and determined that the proposal submitted by Mercer Planning Associates of 46 Marlborough Avenue, Middlesex, NJ 08846, was most responsive to the RFP; and

WHEREAS, Carl Czaplicki, Director, Housing, Economic Development, and Commerce, and Robert D. Cotter, Director, Division of City Planning have certified that these services qualify as extraordinary, unspecifiable services under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the maximum amount of the contract is \$90,000.00, except that it may be increased if a New Jersey Department of Agriculture TDR Planning Assistance grant is received in conjunction with this project, and

WHEREAS, the resolution authorizing the award and the contract once it is executed shall available for public inspection;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that:

1. Subject to such modification as may be deemed necessary and appropriate by Corporation Counsel, the Mayor, or Business Administrator, the City of Jersey City is hereby authorized to enter into a contract with Mercer Planning Associates to provide Professional Planning services for the drafting of a Development Transfer Plan Element, a Real Estate Market Analysis, a Capital Improvement Plan and Utility Services Plan; and
2. The total contract amount is \$90,000.00 plus any funds received from the New Jersey Department of Agriculture Planning Assistance Grant Mercer Planning Associated is required to apply for; and
3. The Award period shall be for a term consistent with the Smart Growth Grant agreement between New Jersey Department of Community Affairs Office of Smart Growth and the City of Jersey City which specifies a 18 month period beginning May 1, 2008 through November 1, 2009; and
4. This contract is awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" in accordance with N.J.S.A. 40A:11-5(1)(a)(ii) of the Local Public Contracts Law because of the reasons stated in the certification attached hereto; and

TITLE:
MAY 20 2009

**RESOLUTION AUTHORIZING AN AGREEMENT WITH
 MERCER PLANNING ASSOCIATES AS AN EXTRAORDINARY,
 UNSPECIFIABLE SERVICE TO PROVIDE PROFESSIONAL
 PLANNING SERVICES FOR A SMART FUTURE 2008 GRANT**

5. A notice of this contract shall be published in a newspaper of general circulation in Jersey City within ten (10) days of the award; and
6. The resolution authorizing the award of this contract and the contract itself shall be available for public inspection; and
7. The total cost of the contract shall not exceed the amounts of the specified grants; and
8. This Agreement shall be subject to the condition that Mercer Planning Associates provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.; and
9. Mercer Planning Associates has been selected using the Fair and Open Process of the Pay-to-Play Law, N.J.S.A. 19:44A-20.5 et seq.

J.A.
5/20/09

APPROVED: *[Signature]*
 APPROVED: *[Signature]*
 Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
 Corporation Counsel

Certification Required
 Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
 Mariano Vega, Jr., President of Council

[Signature]
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. _____ Res. 09-353

Agenda No. _____ 10.Z.4

Approved: _____ MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH GLUCK WALRATH, LLP. TO PROVIDE LEGAL COUNSEL (BOND COUNSEL) TO THE CITY FOR THE PERIOD FROM MAY 6, 2009 to MAY 5, 2010 INCLUSIVE IN CONNECTION WITH THE AUTHORIZATION AND SALE OF CITY OBLIGATIONS AND THE PROVISION OF RELATED SPECIAL COUNSEL LEGAL SERVICES

COUNCIL

offered and moved

adoption of the following resolution:

WHEREAS, in order for the City of Jersey City, (the "City") to issue, sell, and deliver bonds, bond anticipation notes, school promissory notes, tax appeal, refunding notes, restructuring and other obligations of the City in the tax-exempt securities market, the City must retain bond counsel to provide legal services; and

WHEREAS, the City desires to retain qualified bond counsel in connection with the authorization, issuance, sale and delivery of said City obligations from time to time; and

WHEREAS, the City posted notice on its website of a Request for Qualifications (RFQ) for bond counsel services; and

WHEREAS, Gluck Walrath, LLP possess the qualifications and expertise to provide these professional legal services; and

WHEREAS, Gluck Walrath, LLP agreed to provide all necessary legal services required to provide for the authorization, issuance, sale and delivery of the City obligations and related special counsel legal services in accordance with this resolution; and

WHEREAS, the agreement authorized is effective as of May 6, 2009 and shall end on May 5, 2010, inclusive; and

WHEREAS, the total amount of the contract shall not exceed the sum of \$125,000; and

WHEREAS, funds in the amount of \$125,000 are available in Account No. 04 215 55 858 990; and

WHEREAS, these services qualify as professional services exempt from public bidding under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, this contract is awarded pursuant to the "fair and open" provisions of N.J.S.A. 19:44A-20.4 et seq. (the "Pay to Play" Law);

WHEREAS, Gluck Walrath, LLP has submitted its Certification of Compliance with the City's Contractor Pay-to-play Reform Ordinance adopted on September 3, 2008.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The Mayor or Business Administrator is authorized to execute a professional services agreement, in substantially the form of the attached, with Gluck Walrath, LLP, for providing legal counsel in connection with the authorization, issuance, sale and delivery of City obligations from time to time for a contract term commencing on May 6, 2009 and ending on May 5, 2010 for a total contract amount not to exceed \$125,000.00 which is based on the following fee schedule:

TITLE: RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH GLUCK WALRATH, LLP. TO PROVIDE LEGAL COUNSEL (BOND COUNSEL) TO THE CITY FOR THE PERIOD FROM MAY 6, 2009 to MAY 5, 2010 INCLUSIVE IN CONNECTION WITH THE AUTHORIZATION AND SALE OF CITY OBLIGATIONS AND THE PROVISION OF RELATED SPECIAL COUNSEL LEGAL SERVICES

- A. For services rendered with respect to permanent obligations the transactional fee shall be \$3,500 plus \$1.00 per \$1,000 of permanent obligations issued and with respect to temporary obligations, the transactional fee shall be \$0.50 per \$1,000 of temporary obligations with a minimum fee of \$2,500. Review of any Preliminary or Final Official Statement and review of any Local Finance Board application is included in such transactional fee.
- B. For services rendered in connection with the preparation of the Official Statement or Local Finance Board application an additional transactional fee not to exceed \$7,500 for preparation of the Official Statement and not to exceed \$3,000 for preparation of the Local Finance Board application shall be charged.
- C. Services rendered beyond the scope of those described above will be billed at the hourly rates for attorneys and paralegals set forth in the agreement attached hereto. These rates range from \$80.00 to \$325.00 per hour depending on the attorney or paralegal involved.
- D. In the event that services are provided that do not result in the issuance of permanent or temporary obligations, the fee to be charged shall be provided in C. above.

2. This contract is awarded as a professional services agreement under the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(l).

3. This contract is awarded pursuant to the "fair and open" provisions of N.J.S.A. 19:44A-20.4 et seq. (the "Pay to Play" Law);

4. The Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance, attached hereto and incorporated herein by reference, shall be placed on file with this resolution.

5. The award of this contract shall be subject to the condition that Gluck Walrath, LLP, provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-1 et seq.

J.A.
5/13/09

6. Notice of this action shall be published in a newspaper of general circulation within the municipality as required by law within (10) days of this award.

Donna Mauer Donna Mauer, Chief Financial Officer certify that funds in the amount of \$125,000 are available in Account No. No. 04 215 55 858 990 PO 96295

APPROVED: Donna Mauer CFO

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
Business Administrator

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE <u>5/20/09</u>											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Mariano Vega, Jr., President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-354

Agenda No. 10.7.5

Approved: MAY 20, 2009

TITLE:



A RESOLUTION TO AWARD A PROFESSIONAL ENGINEERING SERVICES CONTRACT TO DRESDNER ROBIN FOR ENGINEERING, SURVEYING AND CONSTRUCTION MANAGEMENT SERVICES FOR GREENE STREET AND WASHINGTON BOULEVARD IMPROVEMENTS PROJECT NO. 03-031 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION

COUNCIL AS A WHOLE
FOLLOWING RESOLUTION:

OFFERED AND MOVED ADOPTION OF THE

WHEREAS, the City of Jersey City ("City") requires the professional services of a consultant to provide Engineering, Surveying and Construction Management services for Greene Street and Washington Boulevard Improvements Project No. 03-031; and

WHEREAS, in response to the City's verbal request for proposals for this project, Dresdner Robin, 371 Warren Street, Jersey City, NJ 07303 submitted the attached revised proposal dated March 18, 2009 in the amount of \$ 21,150.00; and

WHEREAS, in accordance with the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.4 et seq., the City, in November 2006, publicly advertised a Request for Qualifications (RFQ) for general civil engineering services through the "fair and open process" and evaluated each firm as to their qualifications to provide these services; and

WHEREAS, Dresdner Robin submitted a Qualification Statement in response to the City's RFQ; and

WHEREAS, Dresdner Robin is a pre-qualified engineering firm that provides technical and civil engineering assistance to support engineering functions such as design and construction management; and

WHEREAS, funds are available for this expenditure from

Acct: # 04-215-55-519-990

P.O. # 96087

\$21,150.00

WHEREAS, these services qualify as professional services exempt from public bidding under the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the resolution authorizing the award and agreement itself must be available for public inspection; and

WHEREAS, the City is awarding this contract pursuant to the fair and open provisions of the Pay to Play Law, N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, Dresdner Robin has submitted its Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008; and

TITLE:

A RESOLUTION TO AWARD A PROFESSIONAL ENGINEERING SERVICES CONTRACT TO DRESDNER ROBIN FOR ENGINEERING, SURVEYING AND CONSTRUCTION MANAGEMENT SERVICES FOR GREENE STREET AND WASHINGTON BOULEVARD IMPROVEMENTS PROJECT NO. 03-031 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The Mayor or Business Administrator is authorized to execute a professional services agreement, in substantially the form of the attached, with Dresdner Robin to provide engineering services for a total contract amount not exceed \$21,150.00;
2. The term of the contract shall be twelve(12) months and the design service tasks shall be completed by the vendor within forty-five (45) calendar days from the date the contract is executed by the City's Business Administrator;
3. This Agreement is awarded without competitive bidding as a Professional Services Agreement under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.
4. A copy of this Resolution shall be published in a newspaper of general circulation in the City of Jersey City as required by law within 10 days of its adoption.
5. This contract is awarded using the Fair and Open Process of the Pay to Play Law, N.J.S.A. 19:44 A-20.4 et seq.;
J.A. 5/19/09
6. The award of this contract shall be subject to the condition that Dresdner Robin provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.
7. The Certification of Compliance with the City's Contractor Pay-to-Play reform ordinance, attached hereto and incorporated herein by reference, shall be placed on file with this resolution.

I, Donna Mauer (Donna Mauer), as Chief Financial Officer, hereby certify that these funds are available for this expenditure in accordance with the Local Budget Law, N.J.S.A. 40A:4-1 et seq.

Acct: # 04-215-55-519-990 P.O. #L- 96087 \$21,150.00

APPROVED: Walter R. Byrnes 4-21-09 APPROVED AS TO LEGAL FORM

APPROVED: [Signature] Business Administrator Corporation Counsel

Certification Required
Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
						5/20/09					
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrnes
Robert Byrnes, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-355

Agenda No. 10.Z.6

Approved: MAY 20 2009



TITLE: RESOLUTION RATIFYING AND AMENDING A PROFESSIONAL SERVICES AGREEMENT WITH CHARLES MONTANGE, ESQ. TO PROVIDE LEGAL COUNSEL REGARDING CONRAIL'S ABANDONMENT OF THE 6TH STREET EMBANKMENT

WHEREAS, the City of Jersey City approved a professional services agreement with Charles Montange, Esq. to provide legal services in connection with Conrail's abandonment of the 6th Street Embankment and to analyze Conrail's compliance with its obligation to offer the abandoned property to the City; and

WHEREAS, the Corporation Counsel determined that it was necessary to engage outside counsel to represent the City in this matter; and

WHEREAS, the agreement provided for an hourly fee of \$200 per hour and encumbered \$44,000 for such purposes; and

WHEREAS, due to the complexity of this lawsuit, Mr. Montange has exhausted his contract amount and it is necessary to ratify an amendment to his contract increasing the contract amount by an additional \$45,000 of which \$11,353.75 has been paid to Mr. Montange for services already rendered; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. (the "Pay-to-Play Law") took effect on January 1, 2006; and

WHEREAS, the City is acquiring these services directly and openly as a statutorily permitted contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 (Pay-to-Play Law); and

WHEREAS, Charles Montange, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification; and

WHEREAS, Charles Montange, Esq. has submitted a Chapter 271 Political Contribution Disclosure Certification at least 10 days prior to the award of this contract; and

WHEREAS, in addition Charles Montange, Esq. has signed the Pay-to-Play Certification required by the adoption of Ordinance 08-128; and

WHEREAS, funds are available for the cost of these services in Account No. 17-293-56-000-016.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The contract with Charles Montange, Esq. be increased by an additional \$45,000, for a total of \$89,000.

City Clerk File No. Res. 09-355

Agenda No. 10.Z.6 MAY 20 2009

TITLE: 2. The fee for these services shall remain at \$200.00 per hour and all other terms and conditions shall remain in effect.

J.A.
5/20/09

3. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

4. A copy of this resolution shall be printed in a newspaper of general circulation.

I hereby certify that there are sufficient funds available in Account No. 17-293-56-000-016 for payment of this resolution. *PO 96163*

Donna Mauer

Donna Mauer, Chief Financial Officer

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: *[Signature]*
Business Administrator

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED *9-0*

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.

Mariano Vega, Jr., President of Council

Robert Byrne

Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-356
 Agenda No. 10.Z.7
 Approved: MAY 20 2009



TITLE: RESOLUTION AWARDING A PROFESSIONAL SERVICE AGREEMENT WITH ERIC BERNSTEIN AND ASSOCIATES TO COUNSEL THE CITY OF JERSEY CITY ON LEGAL ISSUES ARISING IN CONNECTION WITH THE RELOCATION OF THE JERSEY CITY DEPARTMENT OF PUBLIC WORKS AND THE JERSEY CITY INCINERATOR AUTHORITY

WHEREAS, the Corporation Counsel has determined that it is necessary to engage outside counsel to represent and advise the City of Jersey City on legal issues arising from the relocation of the Jersey City Department of Public Works and the Jersey City Incinerator Authority; and

WHEREAS, the City desires to retain the services of the law firm of Eric Bernstein and Associates, 2 North Road, PO Box 4922, Warren, New Jersey 07059 to represent and advise the City in this matter; and

WHEREAS, the law firm of Eric Bernstein and Associates possesses the skills and expertise to perform these services; and

WHEREAS, special counsel agrees to perform these services at the hourly rate of \$125.00 per hour for a total amount of \$75,000, plus disbursements; and

WHEREAS, N.J.S.A.19:44A-20.4 et seq. (the Pay-to-Play Law) took effect on January 1, 2006; and

WHEREAS, in March 2008, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

WHEREAS, the law firm of Eric Bernstein and Associates submitted a Qualification Statement in response to the City's RFQ; and

WHEREAS, this contract is made in accordance with the "fair and open process" of the Pay-to-Play Law; and

WHEREAS, in addition Bernstein and Associates have signed the Pay-to-Play Certification required by the adoption of Ordinance 08-128

WHEREAS, funds are available for the cost of these services in Account No. 04-226-55-000-029.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. A contract is authorized with the law firm of Eric Bernstein and Associates to represent the City of Jersey City on legal issues arising from the relocation of the Jersey City Department of Public Works and the Jersey City Incinerator Authority. The agreement shall be substantially in the form attached subject to such modifications as the Business Administrator shall deem appropriate and necessary.
2. The agreement shall provide for a total contract amount not to exceed Seventy-Five Thousand (\$75,000) Dollars.
3. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.
4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution.

J.A. 05/18/09

I hereby certify that there are sufficient funds available in Account No.: 04-226-55-000-029 for payment of this resolution.
 PO 96181

Donna Mauer
 Donna Mauer, Chief Financial Officer

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]*
 Business Administrator

[Signature]
 Corporation Counsel

Certification Required
 Not Required

2009023

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-357

Agenda No. 10.Z.8

Approved: MAY 20 2009



TITLE:

RESOLUTION AUTHORIZING A SECOND AMENDMENT TO PROFESSIONAL SERVICE CONTRACT TO MELICK-TULLY AND ASSOCIATES, P.C., GEOTECHNICAL ENGINEERS AND ENVIRONMENTAL CONSULTANTS, IN CONNECTION WITH GEOTECHNICAL/ENVIRONMENTAL ANALYSIS FOR THE NEW PUBLIC SAFETY COMMUNICATIONS CENTER, PROJECT NO. 2004-009 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the Municipal Council of the City of Jersey City at its April 25, 2007 meeting did authorize the award of a Professional Service Agreement between the City of Jersey City and Melick-Tully and Associates, P.C.; Res. 07-301; and

WHEREAS, this contract was increased via Change Order by the sum of \$8,320.00 for additional testing for moisture infiltration into building due to inadequate weather protection by General Contractor on November 18, 2008; and

WHEREAS, the Municipal Council of the City of Jersey City at its February 11, 2009 meeting did authorize an amendment to the aforementioned contract to provide investigations and remediation for possible mold contamination due to inadequate weather protection on February 2, 2009; and

WHEREAS, due to weather, uncoordinated scheduling, and other jobsite activities by the General Contractor, Melick-Tully has been required to make additional frequent visits to the jobsite to observe earthwork and backfilling operations, and provide site reports, all in excess of their scope of work; and

WHEREAS, subsequent delays will still require the presence of the environmental consultant at the jobsite for an extended period of time past June 2009, and

WHEREAS, the additional amount to be encumbered for this amendment shall not exceed **TWENTY-ONE THOUSAND NINE HUNDRED NINETY-FOUR DOLLARS (\$21,994.00)** bringing the overall base contract amount to **ONE HUNDRED FORTY THOUSAND SIX HUNDRED FOURTEEN DOLLARS (\$140,614.00)**; and

WHEREAS, Melick-Tully and Associates, P.C., have submitted its Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008; and

WHEREAS, the funds are available for this expenditure from

<u>Account</u>	<u>P. O. No.</u>	<u>Amount</u>
04-215-55-533-990	86566	\$82,420.00
04-215-55-838-990	95195	\$58,194.00

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. a. The agreement with Melick Tully and Associates, P.C., Consulting Engineers is amended to increase the fee by an additional \$21,994.00; and
- b. All other terms and conditions of the agreement shall remain in effect; and

City Clerk File No. Res. 09-357

Agenda No. 10.Z.8

MAY 20 2009

TITLE:

RESOLUTION AMENDING A PROFESSIONAL SERVICE CONTRACT TO MELICK-TULLY AND ASSOCIATES, P.C., GEOTECHNICAL ENGINEERS AND ENVIRONMENTAL CONSULTANTS, IN CONNECTION WITH GEOTECHNICAL/ENVIRONMENTAL ANALYSIS FOR THE NEW PUBLIC SAFETY COMMUNICATIONS CENTER, PROJECT NO. 2004-009 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE

2. This Agreement shall be subject to the condition that Melick-Tully and Associates, P.C. provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

J.A. 4/30/09

3. The Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008, attached hereto and incorporated herein by reference, shall be placed on file with this resolution.

I, *Donna Mauer* (Donna Mauer), as Acting Chief Financial Officer hereby certify that these funds are available for this expenditure in Account Number 04-215-55-838-990 for payment of the above Resolution.

ab
April 23, 2009

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]*

[Signature]
Business Administrator

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Mariano Vega, Jr., President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-358

Agenda No. 10.7.9

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO RBA GROUP, INC., IN CONNECTION WITH DESIGN AND SURVEYING SERVICES FOR THE RENOVATION AND EXPANSION OF BOYD MCGUINNESS PARK, PROJECT NO. 2009-023, FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City has recently acquired property adjacent to Boyd McGuinness Park, for the purpose of doubling the size of the current park; and

WHEREAS, the City of Jersey City requires the services of a professional architectural firm to provide design and surveying services in connection with the Renovation and Expansion of Boyd McGuinness Park, Jersey City, New Jersey; and

WHEREAS, the City of Jersey City did solicit a Request for Qualifications (RFQ) for General Architectural Services through the fair and open process, and evaluated each firm as to their qualifications to provide these services; and

WHEREAS, a list of pre-qualified firms has been posted to the Jersey City Website; and

WHEREAS, the City is acquiring these services as a statutorily permitted contract pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-4.4, and provisions of N.J.S.A. 19:40A-20.4 (New Jersey Local Unit Pay to Play); and

WHEREAS, RBA Group, Inc., a pre-qualified firm submitted a proposal for their services totaling \$39,800.00; and

WHEREAS, RBA Group, Inc., 7 Campus Drive, Suite 300, Parsippany, NJ 07054 possesses by virtue of their pre-qualification, the necessary qualifications to undertake this project and has submitted the attached proposal dated March 3, 2009; and

WHEREAS, RBA Group, Inc. has submitted its Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008; and

WHEREAS, these funds are available for this expenditure from Account No.:

Account No. 04-215-55-208-990

P.O. No. *96264*

\$39,800.00

WHEREAS, pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-1 et.seq.) these services are professional services which may be awarded without public bidding; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The Mayor or Business Administrator is authorized to execute a service agreement with the firm RBA Group, Inc., for a lump sum fee not to exceed THIRTY-NINE THOUSAND EIGHT HUNDRED AND 00/100 (\$39,800.00) DOLLARS.

TITLE: RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO RBA GROUP, INC., IN CONNECTION WITH DESIGN AND SURVEYING SERVICES FOR THE RENOVATION AND EXPANSION OF BOYD MCGUINNESS PARK, PROJECT NO. 2009-023, FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE

2. This contract be awarded without competitive bidding as a "professional" service: under the provisions of the Local Public Contracts Law because the services will be rendered by the persons authorized by law to practice a recognized profession; and
3. A copy of this Resolution be published in a newspaper of general circulation within the City of Jersey City as required by law within ten (10) days of the adoption of this Resolution, N.J.S.A. 40A:11-1, et.seq.
J.A. 4/7/09
4. The award of this agreement shall be subject to the condition that Consultant provide satisfactory evidence of compliance with the Affirmative Action amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et-seq.
5. The Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008, attached hereto and incorporated herein by reference; shall be placed on file with this resolution.

I, *Donna Mauer* (Donna Mauer), ~~Acting~~ Chief Financial Officer, hereby certify that these funds are available for this expenditure in Account No. 04-215-55-208-990 for payment of the above Resolution.

JP
April 27, 2009

APPROVED: _____ APPROVED AS TO LEGAL FORM _____

APPROVED: *[Signature]* Business Administrator _____ *[Signature]* Corporation Counsel _____

Certification Required

Not Required

APPROVED **9-0**
5/20/09

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-359
Agenda No. 10.Z.10
Approved: MAY 20 2009
TITLE:



RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO RBA GROUP, INC., IN CONNECTION WITH SCHEMATIC DESIGN AND SERVICES FOR THE NEW NORTH DISTRICT PRECINCT, PROJECT NO. 2009-030, FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City requires the services of a professional architectural firm to provide schematic design and surveying services in connection with the New North District Precinct, Jersey City, New Jersey; and

WHEREAS, the City of Jersey City did solicit a Request for Qualifications (RFQ) for General Architectural Services through the fair and open process, and evaluated each firm as to their qualifications to provide these services; and

WHEREAS, a list of pre-qualified firms has been posted to the Jersey City Website; and

WHEREAS, the City is acquiring these services as a statutorily permitted contract pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-4.4, and provisions of N.J.S.A. 19:40A-20.4 (New Jersey Local Unit Pay to Play); and

WHEREAS, RBA Group, Inc., a pre-qualified firm submitted a proposal for their services totaling \$35,000.00; and

WHEREAS, RBA Group, Inc., 7 Campus Drive, Suite 300, Parsippany, NJ 07054 possesses by virtue of their pre-qualification, the necessary qualifications to undertake this project and has submitted the attached proposal dated January 26, 2009; and

WHEREAS, RBA Group, Inc. has submitted its Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008; and

WHEREAS, these funds are available for this expenditure from Account No.:

Account No. 04-215-55-547-990 P.O. No. *96263* \$35,000.00

WHEREAS, pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) these services are professional services which may be awarded without public bidding; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The Mayor or Business Administrator is authorized to execute a service agreement with the firm RBA Group, Inc., for a lump sum fee not to exceed THIRTY-FIVE THOUSAND AND 00/100 (\$35,000.00) DOLLARS.
2. This contract be awarded without competitive bidding as a "professional" service: under the provisions of the Local Public Contracts Law because the services will be

**RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT
TITLE: TO RBA GROUP, INC., IN CONNECTION WITH SCHEMATIC DESIGN AND SERVICES
FOR THE NEW NORTH DISTRICT PRECINCT, PROJECT NO. 2009-030, FOR THE
DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE**

rendered by the persons authorized by law to practice a recognized profession; and

- 3. A copy of this Resolution be published in a newspaper of general circulation within the City of Jersey City as required by law within ten (10) days of the adoption of this Resolution, N.J.S.A. 40A:11-1, et.seq.
- 4. The award of this agreement shall be subject to the condition that Consultant provide satisfactory evidence of compliance with the Affirmative Action amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et-seq.
- 5. The Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008, attached hereto and incorporated herein by reference; shall be placed on file with this resolution.

I, Donna Mauer (Donna Mauer), Acting Chief Financial Officer, hereby certify that these funds are available for this expenditure in Account No. 04-215-55-547-990 for payment of the above Resolution.

jp
April 27, 2009

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: [Signature]
Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE <u>5/20/09</u>											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Mariano Vega, Jr., President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-360

Agenda No. 10.Z.11

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO RBA GROUP, INC., IN CONNECTION WITH DESIGN AND SURVEYING SERVICES FOR THE RENOVATION OF MUHAMMAD ALI PARK, PROJECT NO. 2007-012, FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City requires the services of a professional architectural firm to provide design and surveying services in connection with the Renovation of Muhammad Ali Park, Van Nostrand Avenue, Jersey City, New Jersey; and

WHEREAS, the City of Jersey City did solicit a Request for Qualifications (RFQ) for General Architectural Services through the fair and open process, and evaluated each firm as to their qualifications to provide these services; and

WHEREAS, a list of pre-qualified firms has been posted to the Jersey City Website; and

WHEREAS, the City is acquiring these services as a statutorily permitted contract pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-4.4, and provisions of N.J.S.A. 19:40A-20.4 (New Jersey Local Unit Pay to Play); and

WHEREAS, RBA Group, Inc., a pre-qualified firm submitted a proposal for their services totaling \$37,000.00; and

WHEREAS, RBA Group, Inc., 7 Campus Drive, Suite 300, Parsippany, NJ 07054 possesses by virtue of their pre-qualification, the necessary qualifications to undertake this project and has submitted the attached proposal dated March 3, 2009; and

WHEREAS, RBA Group, Inc. has submitted its Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008; and

WHEREAS, these funds are available for this expenditure from Account No.:

Account No. 04-215-55-208-990 P.O. No. 96262 \$37,000.00

WHEREAS, pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-1 et.seq.) these services are professional services which may be awarded without public bidding; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The Mayor or Business Administrator is authorized to execute a service agreement with the firm RBA Group, Inc., for a lump sum fee not to exceed THIRTY-SEVEN THOUSAND AND 00/100 (\$37,000.00) DOLLARS.

TITLE: RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO RBA GROUP, INC., IN CONNECTION WITH DESIGN AND SURVEYING SERVICES FOR THE RENOVATION OF MUHAMMAD ALI PARK, PROJECT NO. 2007-012, FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE

- 2. This contract be awarded without competitive bidding as a "professional" service: under the provisions of the Local Public Contracts Law because the services will be rendered by the persons authorized by law to practice a recognized profession; and
- 3. A copy of this Resolution be published in a newspaper of general circulation within the City of Jersey City as required by law within ten (10) days of the adoption of this Resolution, N.J.S.A. 40A:11-1, et.seq.
- 4. The award of this agreement shall be subject to the condition that Consultant *J.A.* provide satisfactory evidence of compliance with the Affirmative Action *4/27/09* amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et-seq.
- 5. The Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008, attached hereto and incorporated herein by reference; shall be placed on file with this resolution.

I, *Donna Mauer* (Donna Mauer), Chief Financial Officer, hereby certify that these funds are available for this expenditure in Account No. 04-215-55-208-990 for payment of the above Resolution.

jp
April 27, 2009

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]*
Business Administrator

Corporation Counsel

Certification Required:

Not Required

APPROVED **9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE								5/20/09			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-361

Agenda No. 10.Z.12

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO EXTEL COMMUNICATIONS FOR PROVIDING AND INSTALLING TELECOMMUNICATIONS EQUIPMENT UNDER STATE WITHOUT PUBLIC BIDDING FOR THE OFFICE OF INFORMATION TECHNOLOGY

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, there exists a need for **Telecommunications Equipment** for the **Office of Information Technology**; and

WHEREAS, pursuant to the Local Public Law, N.J.S.A. 40A:11-12 and allowing municipalities to use State Contracts without public bidding ; and

WHEREAS, **Extel Communications Inc.**, 830 Belmont Avenue, North Haledon, New Jersey 07508 being in possession of **State Contract Number A42291**, submitted a quotation amounting to **Seventy Nine Thousand, Nine Hundred Eighty (\$79,980.00) Dollars**; and

WHEREAS, the Acting City Purchasing Director has certified that he considers said quotation to be fair and reasonable; and

WHEREAS these funds are available for this expenditure in the Account show below

Office of Information Technology

Acct. No. 04-215-55-845-990 P.O.# 96195 Amt. \$79,980.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said bid of the aforementioned **Extel Communications**. be accepted and that a contract be awarded to said company in the above amount, and the City's Acting Purchasing Director is directed to have such a contract drawn up and executed; and be it further

(Continued on page 2)

City Clerk File No. Res. 09-361

Agenda No. 10.Z.12

TITLE: MAY 20 2009

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO EXTEL COMMUNICATIONS FOR PROVIDING AND INSTALLING TELECOMMUNICATIONS EQUIPMENT UNDER STATE WITHOUT PUBLIC BIDDING FOR THE OFFICE OF INFORMATION TECHNOLOGY

RESOLVED, that upon certification by an official or employee of the City authorized to receive the material pursuant to the contract, that the same has been received and that the requirements of the contract met, then; payment to the contractor shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et. seq; and be it further

RESOLVED, this contract shall be subject to the condition that the vendor/contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq.; and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute a contract on behalf of the City of Jersey City.

I, Donna Mauer, Donna Mauer, Chief Financial Officer, certify that there are sufficient funds available for payment of this above resolution in Account No.04-215-55-845-990.

Department of Administration/Information Technology

Acct. No. 04-215-55-845-990 P.O.#96195 Amt. \$ 79,980.00

APPROVED
Peter Folgado, Acting Director, Purchasing

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: [Signature]
Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

[Signature]
Mariano Vega, Jr., President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-362

Agenda No. 10.Z.13

Approved: MAY 20 2009



TITLE: A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO YATES SIGN CO., INC. FOR THE REPAIR AND/OR REPLACEMENT OF THE JERSEY CITY WAYFINDING SIGNAGE FOR 2008 MAINTENANCE PROGRAM FOR THE DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION, PROJECT NO. 06-012 M

COUNCIL AS A WHOLE
FOLLOWING RESOLUTION:

OFFERED AND MOVED ADOPTION OF THE

WHEREAS, the City Purchasing Agent acting within his authority and in conformity with N.J.S.A.40A:11-1 et. Seq. has publicly advertised for bids for the project known as *Repair and/or Replacement of the Jersey City Wayfinding Signage for 2008 Maintenance Program Project No. 06-012 M* pursuant to specifications and bids thereon; and

WHEREAS, pursuant to public advertisement, the City of Jersey City has received three (3) bids; and

WHEREAS, Yates Sign Co., Inc. is the lowest bidder in the base bid amount of Eighty Nine Thousand Four Hundred Dollars (\$89,400.00) and No Cents; and

WHEREAS, the City Purchasing Agent has certified that he considers said bid to be fair and reasonable; and

WHEREAS, this contract shall be subject to the conditions that the vendor provide satisfactory evidence of compliance with the Jersey City Affirmative Action Amendment to the Law Against Discrimination, N.J.S.A. 40A: 4-1 et. Seq.; and

WHEREAS, sufficient funds for this expenditure are available from the following accounts:

01-201-20-113-314	P.O. #	96185		\$ 89,405.00
01-201-20-113-314	P.O. #	96186	Contingency (± 11.85%)	\$ 10,595.00
			Grand Total	\$100,000.00

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that: the said bid of the aforementioned Yates Sign, Co., Inc. be accepted and that a contract be awarded to said company in the above amount and the City Purchasing Agent is directed to have such a contract drawn up and executed; and be it further

RESOLVED, that upon certification by an official or employee of the City authorized to attest that the contract has complied with specifications in all respects, and the requirements of the contract, met, then payment to the Contractor shall be made in accordance with the provisions of the Local Fiscal Affairs Law N.J.S.A. 40A: 5-1 et. Seq., and be it further

RESOLVED, that the Mayor and Business Administrator is hereby authorized to execute a contract on behalf of the City of Jersey City.

MAY 20 2009

TITLE:

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO YATES SIGN CO., INC. FOR THE REPAIR AND/OR REPLACEMENT OF THE JERSEY CITY WAYFINDING SIGNAGE FOR 2008 MAINTENANCE PROGRAM FOR THE DIVISION OF ENGINEERING TRAFFIC AND TRANSPORTATION PROJECT NO. 06-012 M

I Donna Mauer (Donna Mauer), as Chief Financial Officer, hereby certify that these funds are available for this expenditure in accordance with the Local Budget Law, N.J.S.A. 40A:4-1 et. seq.

01-201-20-113-314	P.O. # 96185		\$ 89,405.00
01-201-20-113-314	P.O. # 96186	Contingency	\$ 10,595.00
		Grand Total	\$100,000.00

APPROVED: [Signature] 5.1.09 APPROVED AS TO LEGAL FORM

APPROVED: [Signature] Business Administrator ASST. CORPORATION COUNSEL

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Mariano Vega, Jr., President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-363

Agenda No. 10.Z.14

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO ARCHIMEDES PRODUCTS INC., FOR FURNISHING AND DELIVERING ELEVEN (11) DEHYDRATOR TURNOUT GEAR DRYERS OR APPROVED EQUAL FOR THE DEPARTMENT OF FIRE

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, there exists a need for **Dehydrator Turnout Gear Dryers** for the Department of Fire; and

WHEREAS, the City Acting Director of Purchasing acting within his authority and in conformity with N.J.S.A. 40A:11-1 et. seq. has publicly advertised for bids for furnishing and delivering **Eleven (11) Dehydrator Turnout Gear Dryers for the Department of Fire** pursuant to specifications and bids thereon; and

WHEREAS, pursuant to public advertisement the City of Jersey City has received **One (1) Bid**, the sole bid being that from **Archimedes Products, Inc.** in the total bid amount of **Eighty Three Thousand, Six (\$83,006.00) Dollars**; and

WHEREAS, the Acting City Purchasing Director has certified that he considers said quotation to be fair and reasonable; and

WHEREAS, the funds are available for this expenditure in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et seq.

Fire Department

Acct. No. 04-215-55-854-990 P.O. No. 96265 Amount: \$83,006.00

WHEREAS, the remaining contract funds will be made available in the 2009, 2010, temporary and permanent budgets; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said quotation of the aforementioned **Archimedes Products, Inc.**, be accepted and that a contract be awarded to said Company and the Acting City Purchasing Director is directed to have such a contract drawn up and executed; and be it further

RESOLVED, that the award of the contract is subject to the availability and appropriation of sufficient funds in the 2009 fiscal year permanent budget and in subsequent fiscal year budgets.

RESOLVED, that upon certification by an official or employee of the City authorized to receive the material pursuant to the contract met, then payment to the contractor shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et. seq; and be it further

(Continued on page 2)

City Clerk File No. Res. 09-363

Agenda No. 10.Z.14

TITLE: MAY 20 2009

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO ARCHIMEDES PRODUCTS INC., FOR FURNISHING AND DELIVERING ELEVEN (11) DEHYDRATOR TURNOUT GEAR DRYERS OR APPROVED EQUAL FOR THE DEPARTMENT OF FIRE

J.A.
5/18/09 **RESOLVED**, this contract shall be subject to the condition that the vendor/contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq. and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute a contract on behalf of the City of Jersey City.

I, *Donna Mauer*, Donna Mauer, Chief Financial Officer, certify that there are sufficient funds available for payment of this above resolution in Account No 04-215-55-854-990

Fire Department
Acct. No. 04-215-55-854-990 P.O. No. 96265 Amount: \$83,006.00

APPROVED
Peter Folgado, Acting Director, Purchasing

APPROVED: _____
APPROVED: *[Signature]*
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required
Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-364
 Agenda No. 10.Z.15
 Approved: MAY 20 2009
 TITLE:



RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO ACCEPT AS A GIFT FROM HUDSON TOYOTA FOR VARIOUS OFFICE EQUIPMENT

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the Jersey City Police Department (Department) needs updated office equipment to support daily operations; and

WHEREAS, Hudson Toyota of 599 State Highway Route 440, Jersey City has offered to give desks, chairs, filing cabinets, shelving and related work surfaces to the City of Jersey City (City) for use by the Police Department; and

WHEREAS, the City desires to accept this office equipment as a gift; and

WHEREAS, the City is authorized to accept gifts pursuant to N.J.S.A. 40A:5-29 and N.J.S.A. 40A:12-5 (a)(1);

NOW, THEREFORE, Be IT RESOLVED by the Municipal Council of the City of Jersey City that:

1) The City is authorized to accept as a gift from Hudson Toyota of Route 440, Jersey City desks, chairs, filing cabinets, shelving, and related work surfaces for use by the Police Department.

2) Subject to such modification as may be deemed necessary or appropriate by Corporation Counsel, the Mayor or Business Administrator is hereby authorized to execute any and all documents necessary to effectuate the purposes of this resolution.

APPROVED: Samuel Jefferson APPROVED AS TO LEGAL FORM

APPROVED: [Signature] Business Administrator [Signature] Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-365

Agenda No. 10.Z.16

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO HUDSON MOTORS PARTNERSHIP/HUDSON TOYOTA FOR FURNISHING AND DELIVERING OF FIVE (5) 2009 TOYOTA HIGHLANDER (HYBRID 4X4) OR APPROVED EQUAL UNDER STATE CONTRACT WITHOUT PUBLIC BIDDING FOR THE DEPARTMENT OF PUBLIC WORKS/DIVISION OF AUTOMOTIVE

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, there exist a need for **Five (5) 2009 Toyota Highlander (Hybrids 4x4) or approved equal**; and

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A. 40A-11-12 and allowing municipalities to use State Contracts without public bidding; and

WHEREAS, **Hudson Motors Partnership/Hudson Toyota, 585 Route 440, Jersey City, New Jersey 07305**, being in possession of **State Contract Number A73672** submitted a quotation in the amount of **One Hundred Fifty Five Thousand, Seven Hundred and Twenty Dollars (\$155,720.00)**; and

WHEREAS, the Acting City Purchasing Director has certified that he considers said bid to be fair and reasonable; and

WHEREAS, these funds are available for this expenditure in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et. seq.

Department of Public Works/Division of Automotive

Acct. No.	04-215-55-847-990	P.O. # 95924	Amount \$ 135,720.00
	02-213-40-941-403	96068	20,000.00
		Total Amount	\$ 155,720.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said quotation of the aforementioned **Hudson Motors Partnership/Hudson Toyota**, be accepted and that a contract be awarded to said company in the above amount and the Acting City Purchasing Director is directed to have such a contract drawn up and executed; and be it further

RESOLVED, that upon certification by an official or employee of the City authorized to receive the material pursuant to the contract, that the same has been received and that the requirements of the contract met, then; payment to the contractors shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et. seq; and be it further

(Continued on Page 2)

City Clerk File No. Res. 09-365

Agenda No. 10.Z.16

TITLE: **MAY 20 2009**

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO HUDSON MOTORS PARTNERSHIP/HUDSON TOYOTA FOR FURNISHING AND DELIVERING OF FIVE (5) 2009 TOYOTA HIGHLANDER (HYBRID 4X4) OR APPROVED EQUAL UNDER STATE CONTRACT WITHOUT PUBLIC BIDDING FOR THE DEPARTMENT OF PUBLIC WORKS/DIVISION OF AUTOMOTIVE

RESOLVED, this contract shall be subject to the condition that the vendor/contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq.; and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute a contract on behalf of the City of Jersey City.

I, Donna Mauer, Donna Mauer,, Chief Financial Officer, certify that there are sufficient funds available for payment of this above resolution in the Accounts shown below

Department of Public Works/Division of Automotive		
Acct. No. 04-215-55-847-990	P.O. # 95924	Amount \$135,720.00
02-213-40-941-403	96068	20,000.00
Total Amount		\$155,720.00

Reviewed by Peter Folgado, Acting Director or Purchasing

APPROVED: B. O'Neill
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-366
 Agenda No. 10.Z.17
 Approved: MAY 20 2009
 TITLE: _____



RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO ENTER INTO AN AGREEMENT WITH THE UNITED STATES POSTAL SERVICE TO PROVIDE POSTAGE FOR THE MUNICIPAL COURT'S MAIL MACHINE

COUNCIL _____ offered and moved
adoption of the following resolution:

WHEREAS, the City of Jersey City (City) Municipal Court uses a mail machine to place postage on Municipal Court mailings; and

WHEREAS, the United States Postal Service (USPS) agrees to post funds electronically to the Municipal Court's postage meter on its mail machine upon receipt of a check from the City for postage costs; and

WHEREAS, the City's annual postage cost for Municipal Court is approximately \$175,000.00; and

WHEREAS, the City desires to enter into a one year agreement with the USPS to provide postage for the Municipal Court's mailing machine; and

WHEREAS, funds in the amount of \$25,000.00 are available in Account No. 01-201-43-490-302; and

WHEREAS, the agreement is authorized without public bidding pursuant to N.J.S.A. 40A:11-5(2) because it is with another public entity.

NOW, THEREFORE, Be It Resolved by the Municipal Council of the City of Jersey City that:

- 1) The City is authorized to enter into a one (1) year agreement effective June 1, 2009 with the United States Postal Service in an amount not to exceed \$175,000.00 to purchase postage for the Municipal Court's mailing machine.
- 2) Pursuant to N.J.A.C. 5:30-5.5(a), the continuation of the contract after the expenditure of funds encumbered in the 2009 fiscal year budget shall be subject to the availability and appropriation of sufficient funds in the 2010 fiscal year budget.

I, Donna Mauer (Donna Mauer), Chief Financial Officer, hereby certify that funds in the amount of \$25,000.00 are available in Account No. 01-201-43-490-302.
 P.O. No. 96294 Temporary Encumbrancy.

APPROVED: _____ APPROVED AS TO LEGAL FORM _____
 APPROVED: [Signature] Business Administrator _____ Corporation Counsel
 Certification Required
 Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE <u>5/20/09</u>											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature] Mariano Vega, Jr., President of Council [Signature] Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-367

Agenda No. 10.Z.18

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING SETTLEMENT OF THE LITIGATION ENTITLED: WORLDWIDE CORPORATE HOUSING, L.P. v. THE CITY OF JERSEY CITY AND CHIEF FISCAL OFFICER DONNA MAUER, DOCKET NO.: 00353-2008

WHEREAS, Worldwide Corporate Housing, Inc. ("Worldwide") filed suit against the City of Jersey City and its Fiscal Officer, Donna Mauer (collectively, the "City") in the Tax Court of New Jersey under Docket No. 00353-2008 (the "Litigation"); and

WHEREAS, the Complaint alleges that the City Ordinance 06-099 (and amendments), authorizing imposition of a Hotel Tax does not apply to Plaintiff's accommodations; and

WHEREAS, the Corporation Counsel and counsel for Worldwide agreed to settle the Litigation, with the settlement providing for Worldwide will to pay the City's Hotel Tax on all its accommodations for occupancies commencing on October 1, 2009, pursuant to the terms and conditions of the Settlement and Release Agreement, and the release of \$40,000 to the City and \$87,775 to Worldwide; and

WHEREAS, the City deems it to be in the City's best interests to accept this settlement upon the terms and conditions set forth in a Settlement Agreement and Release, and an Order of Judgment by Consent filed with the Tax Court of New Jersey.

WHEREAS, there are funds available in Account No. 01-401-66-000-000 to pay the cost of the within resolution.

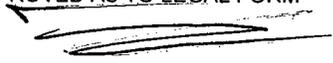
NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that the Corporation Counsel is authorized to settle the Litigation by taxing Plaintiff under the City's Hotel Tax for occupancies commencing October 1, 2009 on and releasing the sum of \$40,000 to the City and reimbursement of \$87,775 to Worldwide.

JDOD/cw
05/04/09

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED:  _____
Business Administrator

 _____
Corporation Counsel

Certification Required

Not Required

2009027

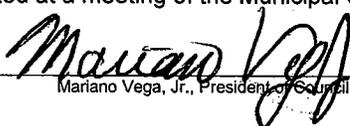
APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Mariano Vega, Jr., President of Council


Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-368
 Agenda No. 10.Z.19
 Approved: MAY 20 2009
 TITLE:



RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
 AUTHORIZING THE SUBMISSION/ACCEPTANCE OF AN APPLICATION TO THE NEW
 JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR ENTERPRISE ZONE
 ADMINISTRATIVE ASSISTANCE FUNDS FOR THE FISCAL YEAR 2010
 ADMINISTRATIVE BUDGET

Council offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City and the Economic Development Corporation (JCEDC) have prepared a proposal for submission to the New Jersey Urban Enterprise Zone Authority for funding the FY10 Administrative Budget; and

WHEREAS, said proposal and requested funds are to be expended to carry out projects within the designated enterprise zone in the City of Jersey City, for the following project, a copy of the project description is attached to be submitted for the contract period beginning July 1, 2009 and ending June 30, 2010 is attached:

Project	Amount Requested
Anticipated UEZ assistance in the amount of:	\$1,199,955.00

WHEREAS, pursuant to NJSA 52:27H-88(c) in order to make funds available to the project from monies deposited in the Enterprise Zone Administrative Assistance Funds, the governing body must adopt a resolution approving the project and authorizing the submission of the application for funding.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the City of Jersey City hereby authorizes and directs submission of said application for funding to the New Jersey Enterprise Zone Authority to evaluate and approve the proposed project to be funded from monies deposited in the Enterprise Zone Administrative Assistance Fund credited to the account of the Urban Enterprise Zone Authority, said account maintained by the State Treasurer for the Enterprise Zone.

APPROVED: Carl Gagliardi

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
 Business Administrator

[Signature]
 Corporation Counsel

Certification Required
 Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-369
 Agenda No. 10.Z.20
 Approved: MAY 20 2009
 TITLE:



Resolution Honoring Queen Esther Chapter No.2 Order of Eastern Star-Prince Hall Affiliation For the Jurisdiction of New Jersey, Inc. On the Occasion of Their 102nd Anniversary

Council as a Whole, offered and moved adoption of the following resolution:

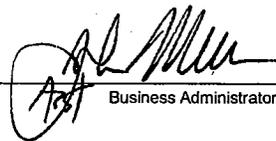
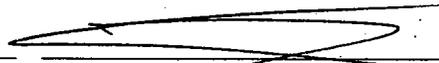
- WHEREAS,** the Order of the Eastern Star is the largest fraternal organization in the world that both men and women can join; and
- WHEREAS,** Queen Esther Chapter No. 2, Order of the Eastern Star- Prince Hall Affiliation, organized on February 1, 1907, was granted a charter under Eureka Chapter of the State of and jurisdiction of New York; and
- WHEREAS,** on June 30, 1914, Queen Esther Chapter No. 2 became a subordinate chapter of Oziel Grand Chapter, Order of the Eastern Star, State of New Jersey; and
- WHEREAS,** Mary Daniels was the first Worthy Matron and James Merritt, the first Worthy Patron; and
- WHEREAS,** under Sister Josephine McEachin, the current Worthy Matron and Bro. Leslie M. Greene, Worthy Patron, Queen Esther Chapter No. 2, has continued to thrive and strive to strengthen the ties of affection and promote the prosperity of the Order of the Eastern Star; and
- WHEREAS,** on, May 3, 2009, Queen Esther Chapter No. 2 will celebrate 102 years of continuous service at the Casino In The Park in Jersey City, New Jersey. This year's theme is "We've Dreamed It..., Imagined It..., Visualized It..., and the Dream Continues." The event will be highlighted with an awards presentation. The following five stellar individuals will be honored for their continuous service and contributions to their community.

**Brother Gerald Alston,
 State Senator Sandra Bolden Cunningham,
 Sister Bobbie J. Hampton, Past Matron,
 Brother Henry Monroe, Worshipful Master
 Mrs. Valerie Lewis-Mosley**

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby join Queen Esther Chapter No.2, Order of Eastern Star-Prince Hall Affiliation for the Jurisdiction of New Jersey, Inc. on the occasion and celebration of their 102nd anniversary. We wish them continued success.

G:\WPDOCS\TOLONDAIRESOS\ANNIVERSARY\Queen Esther.2009.wpd

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED:  Business Administrator  Corporation Counsel

Certification Required

Not Required

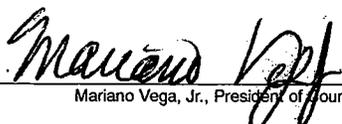
APPROVED 9-0
5/20/09

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				5/20/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

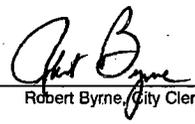
✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.



 Mariano Vega, Jr., President of Council



 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-370-
 Agenda No. 10.Z.21
 Approved: MAY 20 2009
 TITLE:



RESOLUTION PROCLAIMING THE WEEK OF MAY 4 THRU MAY 9, 2009 AS **Disability Awareness Week**

Council as a Whole, offered and moved adoption of the following resolution:

WHEREAS, "Disability Awareness Week," which has been formalized on the National and State level, promotes disability awareness; and

WHEREAS, the City of Jersey City is dedicated to enhancing the awareness of the needs of the community and strives to provide the optimum educational opportunities for all children; and

WHEREAS, every person, regardless of ability, has valuable strengths, and an infinite capacity to learn and the potential to make important contributions to their local communities; and

WHEREAS, this year, the Jersey City Public Schools Department of Special Education will be promoting "Disability Awareness Week" at a reception to be held at James J. Ferris High School in Jersey City. Befittingly, the theme will be "Infinite Possibilities."

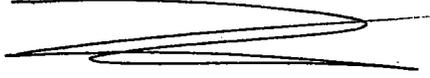
NOW THEREFORE, BE IT RESOLVED, the Jersey City Municipal Council does hereby join the Jersey City Public Schools, Department of Special Education in promoting "Disability Awareness Week."

BE IT FURTHER RESOLVED, the Municipal Council does hereby proclaim May 4 thru May 8, 2009 as "Disability Awareness Week."

C:\WPDOCS\TOLONDA\RESOS\WEEK\Disability Awareness Week 2009.wpd

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: 
 Business Administrator


 Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
											5/20/09
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-371
 Agenda No. 10.Z.22
 Approved: MAY 20 2009
 TITLE:



RESOLUTION CONGRATULATING **FJB COMICS & GAMES** ON THE OCCASION OF THEIR RIBBON-CUTTING CEREMONY

Council as a whole, offered and moved adoption of the following resolution:

WHEREAS, FJB Comics & Games is owned and operated by **Floyd J. Bennett**. The store opened in September 2007 at 234 ½ York Street in Jersey City, NJ. In 2008, the store relocated to 17 Coles Street; and

WHEREAS, FJB Comics & Games offers reading materials which includes a variety of newly released comic books, back issues spanning different decades, trades, graphic novels, and the extremely popular Japanese manga. Video games are also displayed in the store, most of which are available to “try before you buy”; and

WHEREAS, FJB Comics & Games is viewed as a place where people can come together and find others with similar interests. Whether it’s talking about the latest movie blockbuster, sharing gaming stories or just arguing over who would win in a fight between Batman and Spider-Man; and

WHEREAS, FJB Comics & Games has been a place of retreat for kids and adults alike. Many adults stop by on their lunch breaks to catch a breather before continuing their hard day; while kids find it the best place to hang out after school; and

WHEREAS, on April 21, 2009, a ribbon cutting ceremony will be held to commemorate the grand opening of FJB Comics & Games.

NOW, THEREFORE BE IT RESOLVED, that entrepreneur, **Floyd J. Bennett** is hereby applauded for his innovation and entrepreneurship while contributing toward building a greater and better Jersey City. We wish **FJB Comics & Games** continued success.

G:\WPDOCS\TOLONDA\RESOS\Grand Openings\FJB comics & games.wpd

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: 
 Business Administrator

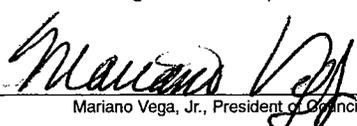

 Corporation Counsel

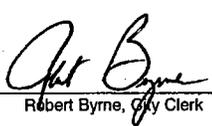
Certification Required
 Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.


 Mariano Vega, Jr., President of Council


 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. _____ Res. 09-372

Agenda No. _____ 10.Z.23

Approved: _____ MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE STATE OF NEW JERSEY TO ENABLE THE CITY OF JERSEY CITY TO RECEIVE SPECIAL MUNICIPAL AID

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City qualifies as an "eligible municipality" for the receipt of Special Municipal Aid pursuant to N.J.S.A. 52:27-D-118.25 et. seq.; and

WHEREAS, the Local Finance Board has determined that State Aid, in the form of Special Municipal Aid, shall be granted to the City subject to the requirements of the law; and

WHEREAS, the Local Finance Board has further determined that a grant in the amount of \$5,000,000 for FY 2009 should be provided to the City, subject to the requirements set forth in the Municipal Aid Act, N.J.S.A. 52:27D-118.25 et. seq.; and

WHEREAS, in order to obtain the aid the City of Jersey City is required to execute an agreement with the State concerning certain administrative and fiscal matters.

NOW, THEREFORE, BE IT RESOLVED that:

1. In consideration for Special Municipal Aid in the amount of \$5,000,000 for FY 2009, the Mayor is authorized to execute an agreement to comply with all the requirements established for the receipt of such assistance.
2. The agreement shall be in substantially the form attached.

APPROVED: *Donna Meyer, CFO*

APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]*
Business Administrator

[Signature]
Corporation Counsel

Certification Required
Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-373

Agenda No. 10.Z.24

Approved: _____



TITLE: **RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AUTHORIZING A CONTRACT WITH THE JERSEY CITY EPISCOPAL COMMUNITY DEVELOPMENT CORPORATION FOR THE ACQUISITION AND REHABILITATION OF FORECLOSED UPON AND/OR ABANDONED PROPERTIES IN THE CITY'S NEIGHBORHOOD STABILIZATION PROGRAM TARGET AREA**

COUNCIL _____ offered and moved adoption
of the following resolution:

WHEREAS, the United States Department of Housing and Urban Development (HUD) has approved the City's Neighborhood Stabilization Program (NSP) application on March 9, 2009 and awarded the City \$2,153,431 in NSP funds; and

WHEREAS, the City has set aside \$1,500,000 in federal NSP funds for the acquisition and/or rehabilitation of foreclosed upon and/or abandoned properties; and

WHEREAS, various properties within the City have been identified as potential sites to be acquired, rehabilitated and sold to families earning up to 120% of the area median income; and

WHEREAS, the City issued a request for proposals on March 25, 2009 to solicit applications for the acquisition and rehabilitation of properties within the designated NSP target areas; and

WHEREAS, the City received four (4) applications in response to the request for proposals; and

WHEREAS, of the four (4) respondents, only one (1) application met all of the NSP requirements, therefore, it is in the best interest of the City of Jersey City to proceed with contracting with the successful applicant, Jersey City Episcopal CDC; and

WHEREAS, it is recommended that the City award \$922,530 in NSP funds to the Jersey City Episcopal CDC for the acquisition and rehabilitation of foreclosed upon and / or abandoned properties in NSP target areas; and

WHEREAS, the City must obligate all NSP funds by August 9, 2010 and expend all funds no later than February 2011; and

WHEREAS, the City has available after this commitment \$577,470 in federal NSP funds and approximately \$1,000,000 in State NSP funds to be awarded to other eligible vendors.



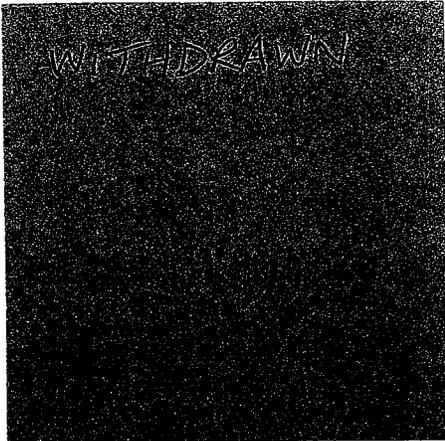
TITLE:

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AUTHORIZING A CONTRACT WITH THE JERSEY CITY EPISCOPAL COMMUNITY DEVELOPMENT CORPORATION FOR THE ACQUISITION AND REHABILITATION OF FORECLOSED UPON AND/OR ABANDONED PROPERTIES IN THE CITY'S NEIGHBORHOOD STABILIZATION PROGRAM TARGET AREA

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that the Mayor or Business Administrator is hereby authorized to enter into an agreement with the Jersey City Episcopal CDC for the acquisition and rehabilitation of foreclosed upon and/or abandoned properties within the HUD approved NSP target area.

I, Donna Mauer, hereby certify that sufficient funds in the amount of \$922,530 are available in account number 02-213-40-949-314. *PO 96330*

Donna L. Mauer
 Donna L. Mauer
 Chief Financial Officer



APPROVED: *[Signature]* APPROVED AS TO LEGAL FORM
 APPROVED: *[Signature]* Business Administrator *[Signature]* Corporation Counsel

Certification Required
 Not Required

APPROVED

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
KENNY				FULOP				FLOOD			
LIPSKI				RICHARDSON				VEGA, PRES.			

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-374

Agenda No. 10.Z.25

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING THE PURCHASING AGENT TO SELL AT PRIVATE SELL BRASS BULLET CASINGS FROM THE POLICE DEPARTMENT PISTOL RANGE

WHEREAS, the Jersey City Police Department operates a pistol range that is used by members of the Police Department; and

WHEREAS, the bullet casings from expended rounds are made of brass and have a salvage value; and

WHEREAS, the price offered for the purchase of brass bullet casings fluctuates on a daily basis and is currently approximately \$0.80 per pound; and

WHEREAS, the annual amount of expended brass bullet casings at the pistol range is approximately twelve hundred pounds; and

WHEREAS, the funds received by the City of Jersey City (City) for the sale of brass bullet casings is not expected to exceed \$3,150 per year; and

WHEREAS, N.J.S.A. 40A:11-36 authorizes the sale of municipal personal property not needed for public use by private sale if the estimated fair value of the property does not exceed \$3,150; and

WHEREAS, ADJ Metals, 14 Broad Street, Suite 205, Keyport, New Jersey 07735, desires to purchase the brass bullet casings from the City.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the Purchasing Agent is hereby authorized to sell to ADJ Metals during a one (1) year period commencing on the adoption date of this resolution on a quarterly basis the brass bullet casings from rounds expended at the Jersey City Police Department Pistol Range.

APPROVED: Samuel Jefferson
 APPROVED: B. O'Reilly
 Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
 Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-375
 Agenda No. 10.Z.26
 Approved: MAY 20 2009



TITLE: **RESOLUTION AUTHORIZING A SUBSTANTIAL AMENDMENT TO THE CITY OF JERSEY CITY 2008 CONSOLIDATED PLAN / ANNUAL ACTION PLAN TO ALLOW FOR THE APPLICATION AND USE OF AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FUNDS ALLOCATED UNDER THE HOMELESSNESS PREVENTION AND RAPID RE-HOUSING PROGRAM.**

COUNCIL offered and moved adoption
 of the following resolution:

WHEREAS, on February 17, 2009, President Obama signed the American Recovery and Reinvestment Act of 2009, which includes \$1.5 billion for a Homelessness Prevention Fund to be used for homeless prevention and rapid re-housing activities; and

WHEREAS, these new funds have been distributed based on a formula used for the Emergency Shelter Grant program and the City is scheduled to receive \$2,676,991 in HPRP funds; and

WHEREAS, HPRP funds may be used to provide financial assistance, housing relocation and stabilization services and rapid re-housing to stabilize neighborhoods and stem the increase of homeless individuals / families in our community; and

WHEREAS, The City's HPRP Plan must be submitted to the US Department of Housing and Urban Development by May 18, 2009, therefore this approval is effective as of May 18, 2009; and

WHEREAS, HPRP funds will be used for the following eligible homelessness prevention activities:

Eligible Activity	Use	Percentage	Total
Financial Assistance	Short and medium term rental assistance. Includes security deposits, utility payments and deposits and housing related relocation assistance. May also include emergency assistance.	37.4%	\$1,000,000
Housing Relocation and Stabilization Services	Case management, outreach, housing location, legal services, credit repair and mediation.	7.1%	\$190,029
Rapid Re-Housing	Housing and supportive services for homeless households. Families will be immediately housed and provided diversified supportive services.	49.0%	\$1,311,726
Data Collection	Data entry into HMIS. HMIS associated costs.	2.0%	\$53,540
Program Administration	HUD reporting requirements. Training related to HPRP.	3.0%	\$80,310
Jersey City Administration	HUD reporting and monitoring requirements. Training related to HPRP.	1.5%	\$41,386
TOTAL			\$2,676,991

TITLE: RESOLUTION AUTHORIZING A SUBSTANTIAL AMENDMENT TO THE CITY OF JERSEY CITY 2008 CONSOLIDATED PLAN / ANNUAL ACTION PLAN TO ALLOW FOR THE APPLICATION AND USE OF AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FUNDS ALLOCATED UNDER THE HOMELESSNESS PREVENTION AND RAPID RE-HOUSING PROGRAM.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council that the Mayor or Business Administrator is hereby authorized to submit the City's Homelessness Prevention and Rapid Re-housing Program Plan to the U.S. Department of Housing and Urban Development.

APPROVED: [Signature] APPROVED AS TO LEGAL FORM
APPROVED: [Signature] Business Administrator Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Mariano Vega, Jr., President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-376

Agenda No. 10.Z.27

Approved: MAY 20 2009

TITLE:



RESOLUTION OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:3-1 AND N.J.S.A. 40A:12A-37.

WHEREAS, the City of Jersey City (the "City") desires to make application to the Local Finance Board with respect to the acquisition of property to provide for the relocation of one or more City agencies and/or departments; and

WHEREAS, the City believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the City;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant;
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the City and will not create an undue financial burden to be placed upon the City.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY, as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the City's Corporation Counsel, along with other representatives of the City, is hereby authorized to prepare such application and to represent the City in matters pertaining thereto.

Section 2. The Clerk of the City is hereby directed to prepare and file a copy of this resolution of the City with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: B. O'Keilly

Corporation Counsel

Business Administrator

Corporation Counsel

Certification Required

Not Required

Ma 2 0 0 9 0 3 6

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr., President of Council

Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 090-377
Agenda No. 10.Z.28
Approved: MAY 20 2009
TITLE:



RESOLUTION AUTHORIZING AN EXTRAORDINARY UNSPECIFIABLE SERVICES CONTRACT WITH MULLER BOHLIN ASSOCIATES, INC. TO PROVIDE GRANT SERVICES TO THE CITY.

COUNCIL
of the following resolution:

offered and moved adoption

WHEREAS, the City of Jersey City (City) has determined that there is a need for the services of a grants management firm; and

WHEREAS, the City solicited proposals for this contract in accordance with the "fair and open" process of the Pay-to Play Law, N.J.S.A. 19:44A-20.4 et seq.; and,

WHEREAS, the Municipal Council of the City desires to appoint Muller Bohlin Associates, Inc. (MBA) to provide grant services and to award a contract to such firm as an "extraordinary unspecifiable service" pursuant to N.J.S.A. 40A:11-5(1)(a)(ii); and

WHEREAS, MBA agrees to provide these services for a total contract amount not to exceed \$235,720; and

WHEREAS, the term of the agreement is for one year commencing on the date the contract is executed by City Officials; and

WHEREAS, a temporary encumbrancy in the amount of \$1,000 is available in account number 09 01 201 20 101 312

WHEREAS, pursuant to N.J.A.C. 50:30-5.5(e), the award of the remaining amount of this contract shall be subject to the availability and appropriation of sufficient funds in the Fiscal Year 2010 budget in account no. 01 201 20 101 312.

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the award of contract for Extraordinary Unspecifiable Services (EUS) without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, Donna Mauer, Chief Financial Officer has certified that this meets the statute and regulations governing the award of an EUS contract; and

WHEREAS, funds in the amount of \$1,000.00 are available in Account No. 09-01-201-20-101-312 ; and

WHEREAS, Muller Bohlin Associates, Inc. has submitted its Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. Subject to such modifications as may be deemed necessary or appropriate by Corporation Counsel, the Mayor or Business Administrator is hereby authorized to execute the attached agreement with MBA to provide Grant Management and Grant Writing services;
2. The total contract amount shall not exceed the sum of \$235,720.00 and the term of the contract shall be one (1) year commencing on the date the contract is executed by City officials;

TITLE: RESOLUTION AUTHORIZING AN EXTRAORDINARY UNSPECIFIABLE SERVICES CONTRACT WITH MULLER BOHLIN ASSOCIATES, INC. TO PROVIDE GRANT SERVICES TO THE CITY.

- 3. This agreement is authorized as an Extraordinary Unspecifiable Service pursuant to N.J.S.A. 40A:11-5(1)(a)(ii) because of the reasons stated in the certification attached hereto;
- 4. This contract is being awarded in accordance with the "fair and open" process of the Pay-to-Play Law, N.J.S.A. 19: 44A-20.4 et seq.;
- 5. Notice of this action shall be published in a newspaper of general circulation within the municipality within ten days of this award;
- 6. The resolution authorizing the award of this contract and the contract itself shall be available for public inspection;
- 7. This agreement shall be subject to the condition that MBA provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-1 et seq.;
- 8. ^{J.A. 5/14/09} The Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance, attached hereto and incorporated herein by reference, shall be placed on file with this resolution; and
- 9. Pursuant to N.J.A.C. 5:30-5.5(a), the continuation of the contract after the expenditure of funds encumbered in the 2009 fiscal year budget, shall be subject to the availability and appropriation of sufficient funds in the 2010 fiscal year budget.

I hereby certify that funds in the amount of \$1,000.00 are available in Account No.: 09-01-201-20-101-312 for payment of this resolution. PO# 96299

Donna Mauer
Donna Mauer, Chief Financial Officer

APPROVED: _____
B. O'Keilly
Business Administrator

APPROVED AS TO LEGAL FORM _____
Corporation Counsel

Certification Required
Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				5/20/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-378
 Agenda No. 10.Z.29
 Approved: MAY 20 2009
 TITLE: _____



RESOLUTION APPOINTING W. NEVINS McCANN AS A MEMBER OF THE JERSEY CITY MEDICAL CENTER BOARD OF TRUSTEES

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the governance agreement between the City of Jersey City and the Jersey City Medical Center provides that the Center shall be managed by a board of trustees consisting of twenty-one members, three of whom shall be appointed by the City of Jersey City; and

WHEREAS, the Honorable Jerramiah T. Healy, Mayor has by letter dated May 14, 2009, appointed **W. Nevins McCann**, of 200 Shearwater Court, Jersey City, New Jersey, as a trustee of the **Jersey City Medical Center Board**, replacing Paul T. Jordan, whose term has expired, for a term to commence upon adoption of this resolution and expire December 31, 2010.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City, that the appointment of **W. Nevins McCann** be approved as a trustee of the of the **Jersey City Medical Center Board** for the above mentioned term.

RB:sjg

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: B. O'Reilly
 Business Administrator

 Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

 Mariano Vega, Jr., President of Council

 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-379

Agenda No. 10-Z-30

Approved: MAY 20 2009



TITLE:

RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO ENTER INTO AN AGREEMENT INDEMNIFICATION WITH NEWPORT MARINE HOLDING, INC. (N.M.H. INC.) AND AUTHORIZING THE RISK MANAGER TO ISSUE A LETTER OF INSURANCE

COUNCIL AS A WHOLE, offered and moved adoption of the following Resolution:

WHEREAS, The City of Jersey City (City) received grant funds from the Urban Area Security Initiative Program; and

WHEREAS, the City used the grant funds to purchase a 52 foot Sea Ark, Chemical, Biological, Radiological, Nuclear, Explosive (CBRNE) response vessel; and

WHEREAS, the CBRNE vessel will be used by the City's Fire Department for waterfront operations and has been delivered and is in service; and

WHEREAS, Newport Marine Holding, Inc. (N. M. H. INC.) owns and operates a marina at 500 Washington Boulevard, Jersey City, NJ; and

WHEREAS, the Fire Department utilizes the slip and support building for Fire Department marine operations, and

WHEREAS, the agreement will specify the City's responsibilities to the owners of the facility, including an indemnification and held harmless clause in which the owner cannot be held liable for injuries received, and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that:

1. The Mayor and/or Business Administrator be authorized to execute an agreement hereto indemnifying N. M. H. Inc. for the use of their facility by the Fire Department Marine Unit;
2. The Risk Manager is authorized to issue a letter of insurance to the N. M. H. Inc. to cover this facility;
3. The Mayor and/or Business Administrator is authorized to execute such other documents that may be necessary to effectuate the purpose of this Resolution.

APPROVED: Armando Roman
Armando Roman, Director
Fire & Emergency Services

APPROVED: B. O'Neil
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required
Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-380

Agenda No. 10.Z.31

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO WINNER FORD FOR FURNISHING AND DELIVERING 15 POLICE VEHICLES UNDER STATE CONTRACT WITHOUT PUBLIC BIDDING FOR THE DEPARTMENT OF POLICE

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, there exist a need for **Fifteen (15) Police Vehicles** ; and

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A. 40A-11-12 and allowing municipalities to use State Contracts without public bidding; and

WHEREAS, **Winner Ford, 250 Haddonfield Berlin Rd., Cherry Hill, New Jersey 08034**, being in possession of **State Contract Number T-0098 A70467** will furnish and Deliver **Fifteen (15) Police Vehicles** to the City of Jersey City, Department of Police in the total amount of **Four Hundred Forty Seven Thousand, One Hundred Ninety Five (\$447,195.00) Dollars** ; and

WHEREAS, the Acting City Purchasing Director has certified that he considers said bid to be fair and reasonable; and

WHEREAS, these funds are available for this expenditure in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et. seq.

Department of Police

Acct. No. 01-201-25-240-403	P.O. No. 96289	Amount \$ 149,065.00
16-290-55-000-800	96291	298,130.00

Total amt. Of Encumbrancy \$ 447,195.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said quotation of the aforementioned **Winner Ford.**, be accepted and that a contract be awarded to said company in the above amount and the Acting City Purchasing Director is directed to have such a contract drawn up and executed; and be it further

RESOLVED, that upon certification by an official or employee of the City authorized to receive the material pursuant to the contract, that the same has been received and that the requirements of the contract met, then; payment to the contractors shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et. seq; and be it further

City Clerk File No. Res. 09-380

Agenda No. 10.Z.31

TITLE: MAY 20 2009

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO WINNER FORD FOR FURNISHING AND DELIVERING FIFTEEN (15) POLICE VEHICLES UNDER STATE CONTRACT WITHOUT PUBLIC BIDDING TO THE DEPARTMENT OF POLICE

RESOLVED, this contract shall be subject to the condition that the vendor/contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq.; and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute a contract on behalf of the City of Jersey City.

I, Donna Mauer, Donna Mauer, Chief Financial Officer, certify that there are sufficient funds available for payment of this above resolution in the Accounts shown below

Department of Police

Acct. No.	01-201-25-240-403	P.O. No.	96289	Amount	\$149,065.00
	16-290-55-000-800		96291		298,130.00

Total amt. Of Encumbrancy \$447,195.00

Peter Folgado, Acting Purchasing Director

APPROVED: B O'Keilly

APPROVED: B O'Keilly
Business Administrator

APPROVED AS TO LEGAL FORM [Signature]

Corporation Counsel

Certification Required

Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-381

Agenda No. 10.Z.32

Approved: MAY 20 2009



TITLE:

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO LARSON FORD TO FURNISH AND DELIVER ONE (1) 2008-2009 FORD F350 XLT SUPERCAB 4X4 AND 8' CARGO AREA WITH ANIMAL TRANSPORT OR APPROVED EQUAL FOR THE DEPARTMENT OF PUBLIC WORKS/AUTOMOTIVE

**COUNCIL
OFFERED AND MOVED ADOPTION OF THE FOLLOWING
RESOLUTION:**

WHEREAS, there exists a need for **One (1) 2008-2009 Ford F350 XLT Super Cab 4x4 and 8' Cargo Area w/Animal Transport for the Department of Public Works/Automotive**; and

WHEREAS, the City Acting Director of Purchasing acting within his authority and in conformity with N.J.S.A. 40A:11-1 et. seq. has publicly advertised for bids for furnishing and delivering **One (1) 2008-2009 Ford F350 XLT Super Cab 4x4 and 8' Cargo Area w/Animal Transport for the Department of Public Works/Automotive** pursuant to specifications and bids thereon; and

WHEREAS, pursuant to public advertisement the City of Jersey City has received **Three (3)** bids, the lowest responsive and responsible bid being that from **Larson Ford, 1150 Ocean Avenue, Lakewood, New Jersey 08701** in the total bid amount of **Forty Two Thousand, Nine Hundred Ninety Seven (\$42,997.00) Dollars**; and

WHEREAS, the Acting City Purchasing Director has certified that he considers said quotation to be fair and reasonable; and

WHEREAS, the funds are available for this expenditure in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et seq.

Department of Public Works/Automotive
Acct. No. 04-215-55-832-990 P.O. No. 94682 Amount \$ 42,997.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said quotation of the aforementioned **Larson Ford**, be accepted and that a contract be awarded to said company in the above amount and the Acting City Purchasing Director is directed to have such a contract drawn up and executed; and be it further

RESOLVED, that upon certification by an official or employee of the City authorized to receive the material pursuant to the contract, that the same has been received and that the requirements of the contract met, then; payment to the contractors shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et. seq; and be it further

(Continued on Page 2)

City Clerk File No. Res. 09-381

Agenda No. 10.7.32

TITLE: MAY 20 2009

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO LARSON FORD TO FURNISH AND DELIVER ONE (1) 2008-2009 FORD F-350 XLT SUPERCAB 4X4 AND 8' CARGO AREA WITH ANIMAL TRANSPORT OR APPROVED EQUAL FOR THE DEPARTMENT OF PUBLIC WORKS/AUTOMOTIVE

RESOLVED, this contract shall be subject to the condition that the vendor/contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq.; and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute a contract on behalf of the City of Jersey City.

I, Donna Mauer, Donna Mauer, Chief Financial Officer, certify that there are sufficient funds available for payment of this above resolution in the Accounts shown below

Department of Public Works/Automotive

Acct. No. 04-215-55-832-990 P.O. No. 94682 Amount: \$42,997.00

APPROVED: Peter Folgado, Acting Director, Purchasing

APPROVED: B. O'Reilly
Business Administrator

APPROVED AS TO LEGAL FORM [Signature]
Corporation Counsel

Certification Required

Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
											5/20/09
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-382
 Agenda No. 10.7.33
 Approved: MAY 20 2009
 TITLE:



RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AUTHORIZING THE SUBMISSION/ACCEPTANCE OF AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR FUNDING THE UEZ CCTV SECURITY PHASE 3A

Council offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City and the Economic Development Corporation (JCEDC) has prepared a proposal for submission to the New Jersey Urban Enterprise Zone Authority for funding from the Zone Assistance Fund for the CCTV Security Phase 3A; and

WHEREAS, the requested funds are to be expended to carry out projects within the designated enterprise zone in the City of Jersey City, a copy of the proposal to be submitted for the contract period beginning June 10, 2009 and ending June 30, 2010 is attached:

Project	Amount Requested
CCTV Security Phase 3A	
UEZ Funds	\$3,122,250.00
20% Municipal Match	\$ 780,563.00
Total	\$3,902,813.00

WHEREAS, pursuant to NJSA 52:27H-83(c) in order to make funds available to the project from monies deposited in the Enterprise Zone Assistance Funds, the governing body must adopt a resolution approving the project and authorizing the submission of the application for funding.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the City of Jersey City hereby authorizes and directs submission of said application for funding to the New Jersey Enterprise Zone Authority to evaluate and approve the proposed project to be funded from monies deposited in the Enterprise Zone Assistance Fund credited to the account of the Urban Enterprise Zone Authority, said account maintained by the State Treasurer for the Enterprise Zone.

APPROVED: *Carl Gagliardi*

APPROVED AS TO LEGAL FORM

APPROVED: *B. O'Keefe*
 Business Administrator

[Signature]
 Corporation Counsel

Certification Required

Not Required

APPROVED

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-383
 Agenda No. 10.Z.34
 Approved: MAY 20 2009
 TITLE: _____



Resolution Authorizing the Waiver of the Twenty (20) Day Waiting Period for Ordinance 09-058. An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article XI (Schedules) Schedule 25 (Parking for the Disabled) of the Jersey City Code designating a reserved parking space at 48 Briarwood Road; 249-251 Clerk Street; 134 Leonard Street; 52-54 Paterson Street; 102-104 Paterson Street and 285 Virginia Avenue and repeal the reserved parking space at 48 Country Village Road.

Council as a Whole, offered and moved adoption of the following resolution:

Whereas, at its meeting of May 20, 2009 at 6:00 P.M., the Municipal Council adopted Ordinance 09-058; and

Whereas, N.J.S.A. 40:69A-181(b) provides for the twenty (20) day period prior to the effective date of an ordinance after adoption unless the Municipal Council by resolution, declares an emergency; and

Whereas, it is necessary that this ordinance become effective immediately because a backlog exists in the processing of applications and any further delay in enacting the ordinance would cause undue pain and suffering to the applicant.

Now, Therefore, Be it Resolved, by the Municipal Council of the City of Jersey City that:

- (1) an emergency is hereby declared for the reason set forth herein; and
- (2) pursuant to N.J.S.A. 40:69A-181(b) the twenty (20) day waiting period prior to the effective date of Ordinance 09-058 is hereby waived so that this Ordinance is effective immediately.

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: B O'Keilly
 Business Administrator

[Signature]
 Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Rés. 09-384

Agenda No. 10.Z.35

Approved: MAY 20 2009

TITLE:



**RESOLUTION AUTHORIZING A SETTLEMENT OF THE MATTER ENTITLED
KATHLEEN WALROD VS. JERSEY CITY, ET AL, DOCKET NO. ESX-L-31103-07**

COUNCIL as a whole, offered and moved adoption of the following Resolution:

WHEREAS, Kathleen Walrod filed a lawsuit against the City of Jersey City, et al entitled Walrod v. Jersey City, et al, Docket No. ESX-L-31103-07 ; and

WHEREAS, as the result of extensive negotiations between the parties, Walrod has agreed to resign effective May 31, 2009, defer her pension until age 60 and execute a release; and

WHEREAS, pursuant to this settlement the parties have agreed to confirm Walrod's terminal leave benefits, provide her with a one year \$35,000 salary increase and health benefits as if she had retired with 25 years of service, and pay her the sum of \$5,000; and

WHEREAS, there are funds available with the Insurance Fund Commission to pay for the within resolution.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The Settlement of the matter entitled Walrod v. City of Jersey City, et al, is hereby approved .
2. The Mayor, the Corporation Counsel or the Business Administrator are authorized to execute the Settlement Agreement and Release and any other documents appropriate or necessary to effectuate the settlement.
3. The Settlement Agreement and Release shall be in substantially the form attached, subject to such modification as may be deemed necessary or appropriate by the Corporation Counsel, the Mayor and the Business Administrator.

AV
5/13/09

APPROVED: _____

APPROVED: B. O'Keefe
Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required

Not Required

2009037

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-385

Agenda No. 10.Z.36

Approved: MAY 20 2009

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO PITNEY BOWES FOR FURNISHING AND DELIVERING ONE (1) PITNEY BOWES POSTAGE MACHINE TO THE DEPARTMENT OF ADMINISTRATION/ADMINISTRATIVE SERVICES UNDER STATE CONTRACT WITHOUT PUBLIC BIDDING

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, there exists a need to purchase **One (1) Pitney Bowes Postage Machine** to the Department of Administration/Administrative Services; and

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-12 allowing municipalities to use state contract without public bidding; and

WHEREAS, **Pitney Bowes**, 34 Maple Avenue, PO Box 2017, Pine Brook, New Jersey 07058, being in possession of State Contract A63753, will Furnish and Deliver Postage Machine to the City of Jersey City, Department of Administration/Administrative Services in the total amount of **Nineteen Thousand, Nine Hundred Sixty One (\$19,961.00) Dollars**; and

WHEREAS, the Acting Purchasing Director has certified that he considers said quotation to be fair and reasonable; and

WHEREAS, this amount is available in the present budget for this expenditure in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et. seq.

Department of Administration

Acct. No. 04-215-55-874-990 P.O. No 95964 Amount \$19,961.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said quotation of the aforementioned **Pitney Bowes**, be accepted and that a contract be awarded to said company in the above amount and the Acting Purchasing Director is directed to have such a contract drawn up and executed; and be it further

RESOLVED, that upon certification by an official or employee of the City authorized to receive the material pursuant to the contract met, then payment to the contractor shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et. seq; and be it further

(Continued on page 2)

City Clerk File No. Res. 09-385

Agenda No. 10.Z.36

TITLE: MAY 20 2009

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO PITNEY BOWES FOR FURNISHING AND DELIVERING ONE (1) PITNEY BOWES POSTAGE MACHINE TO THE DEPARTMENT OF ADMINISTRATION/ADMINISTRATIVE SERVICES UNDER STATE CONTRACT WITHOUT PUBLIC BIDDING

RESOLVED, this contract shall be subject to the condition that the vendor/contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq. and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute a contract on behalf of the City of Jersey City.

I, Donna Mauer, Donna Mauer, Chief Financial Officer, certify that there are sufficient funds available for payment of this above resolution in the Account No. 04-215-55-874-990

Department of Administration
Acct. No. 04-215-55-874-990 P.O. No. 95964 Amount \$19,961.00

Peter Folgado, Acting Purchasing Director

APPROVED: [Signature]
APPROVED: [Signature]
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required

Not Required APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

[Signature]
Mariano Vega, Jr., President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-386
 Agenda No. 10.Z.37
 Approved: MAY 20 2009
 TITLE:



**RESOLUTION URGING THE STATE OF NEW JERSEY TO AMEND
 N.J.S.A. 40:48E-2 TO CLARIFY THE DEFINITION OF "HOTEL" IN THE
 STATUTE ENABLING IMPOSITION OF A HOTEL OCCUPANCY TAX IN
 CITIES OF THE FIRST CLASS**

WHEREAS, N.J.S.A. 40:48E-2 defines a hotel is defined as follows:

"As used in this act "hotel" means a building or portion of it which is regularly used and kept open as such for the lodging of guests, and includes an apartment hotel, a motel, boarding house or club, whether or not meals are served;" and

WHEREAS, the above definition is the same definition used in State taxation statutes; and

WHEREAS, N.J.S.A. 40:48E-1, et seq. is a statute permitting taxation of hotels by cities of the first class only; and

WHEREAS, in order to clarify what constitutes a hotel which may be taxed by cities of the first class such as Jersey City, it is desirable to expand the definition of hotel to include more specificity in the types of buildings, an particular accommodations with paying guests, so that these businesses and accommodation may be taxed under Jersey City's Hotel Occupancy tax.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that:

(1) It is respectfully requested and urged that the State Legislature amend N.J.S.A. 40:48E-2 to re-define a hotel as follows:

N.J.S.A. 40:48E-2. Definition. As used in this act "hotel" means a any building or portion of it any building which is regularly used and kept open as such for the lodging of guests, and includes an apartment hotel, a motel, boarding house or club, whether or not meals are served occupied or intended or designated for occupancy by transients or semi permanent guests or customers, for dwelling, lodging or sleeping purposes for pay, and includes any hotel, inn, tourist home or house, motel, studio hotel, lodging house, apartment house, extended stay accommodation, public or private club, mobile home, camp ground, recreational vehicle park or house trailer or other similar structure or portion thereof. A hotel shall not include a school dormitory, hospital or nursing or convalescent home. Transient or semi permanent guests or customers shall include those persons whose principal domiciliary is, or will (in the case of a customer who is relocating) be elsewhere, and whose stay is followed by the stays of other unrelated persons.

JDOD/cw
05/07/09

APPROVED: _____
 APPROVED: B. O'Keefe
 Business Administrator

APPROVED AS TO LEGAL FORM

 Corporation Counsel

Certification Required
 Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 09-387
 Agenda No. 10.Z.38
 Approved: MAY 20 2009
 TITLE: _____



Resolution Authorizing the Waiver of the Twenty (20) Day Waiting Period for Ordinance 09-057. An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article XI (Schedules) amending Schedule 24 (Parking Prohibited at all Times) of the Jersey City Code designating thirty-five (35) feet at the entrance to 88 Morgan Street as (No Parking Any Time).

Council as a Whole, offered and moved adoption of the following resolution:

Whereas, at its meeting of May 20, 2009 at 6:00 P.M., the Municipal Council adopted Ordinance 09-57; and

Whereas, N.J.S.A. 40:69A-181(b) provides for the twenty (20) day period prior to the effective date of an ordinance after adoption unless the Municipal Council by resolution, declares an emergency; and

Whereas, it is necessary to permit the signage to be put in place to enable a new business to immediately occupy the ground floor of the premises.

Now, Therefore, Be it Resolved, by the Municipal Council of the City of Jersey City that:

- (1) an emergency is hereby declared for the reason set forth herein; and
- (2) pursuant to N.J.S.A. 40:69A-181(b) the twenty (20) day waiting period prior to the effective date of Ordinance 09-057 is hereby waived so that this Ordinance is effective immediately.

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: *B. O'Neil*
 Business Administrator

 Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
5/20/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk